



Agenda Item Cover Sheet

Agenda Item N^o. _____

Meeting Date December 13, 2022

Consent Section

Regular Section

Public Hearing

Subject: Amendment to Interlocal Agreement Between the City of Tampa and Hillsborough County
Revising the Boundaries for Water and Wastewater Service within Unincorporated County

Department Name: Water Resources

Contact Person: George Cassady

Contact Phone: 813-319-2009

Sign-Off Approvals:

George B. Cassady

12/09/2022

Assistant County Administrator

Date

Department Director

Date

Management and Budget – Approved as to Financial Impact Accuracy

Date

County Attorney – Approved as to Legal Sufficiency

Date

Staff's Recommended Board Motion:

Approve the Amendment to Interlocal Agreement Between the City of Tampa and Hillsborough County Revising the Boundaries for Water and Wastewater Service within Unincorporated County to allow Hillsborough County to provide water and wastewater services to Hillsborough County utility customers in the Two Rivers development.

Approval of this item will not increase or decrease any County departmental budgets. All costs associated with the extension of utility lines to serve the Two Rivers development will be borne by the developer.

Financial Impact Statement:

Approval of this item will not increase or decrease any County departmental budgets. All costs associated with the extension of utility lines to serve the Two Rivers development will be borne by the developer.

Background:

Hillsborough County and the City of Tampa have entered into agreements regarding the provision of water and wastewater service by the City of Tampa within unincorporated Hillsborough County.

The Two Rivers development consists of approximately 1,948 acres and has approved a planned development zoning, approved in 2008, that permits 972 residential units, 45,000 square feet of neighborhood commercial uses, private equestrian facilities, trails and a private golf course. It is located on the west side of US Highway 301 and borders Pasco County on the north and is required to be served by a central wastewater and potable water system provided by either Hillsborough County or the City of Tampa.

The City of Tampa does not have utility infrastructure proximate to the Two Rivers development that would allow for financially efficient potable water and wastewater service to the Two Rivers development. Accordingly, Hillsborough County and the City of Tampa desire to amend the service area boundaries to transfer the water and wastewater service area that includes the Two Rivers development to the County to allow Hillsborough County to provide water and wastewater services to Hillsborough County utility customers in the Two Rivers development.

List Attachments: Interlocal Agreement

**AMENDMENT REVISING THE BOUNDARIES TO
INTERLOCAL AGREEMENT BETWEEN THE CITY OF
TAMPA AND HILLSBOROUGH COUNTY FOR WATER
AND WASTEWATER SERVICE WITHIN THE CITY OF
TAMPA AND HILLSBOROUGH COUNTY**

THIS AMENDMENT to INTERLOCAL AGREEMENT is made and entered into this _____ day of _____, 2022, between the CITY OF TAMPA and HILLSBOROUGH COUNTY, hereinafter referred to as the “City” and “County”, respectively and “Parties” collectively.

WITNESSETH:

WHEREAS, the City and the County have entered into agreements, interlocal agreements, modification agreements and addenda regarding the provision of water and wastewater service within the City of Tampa and unincorporated Hillsborough County; and

WHEREAS, the City and the County are currently working together to redefine their respective responsibilities and service area boundaries to provide water and wastewater service provided by the City and the County to areas within their respective service area boundaries; and

WHEREAS, a project requiring water and wastewater service is being proposed in the City’s current service area where no City infrastructure for these services currently exist and will therefore require significant investment by the Developer of the project and the City for said infrastructure; and

WHEREAS, the Parties agree that the area in which said project is proposed be transferred now in order to be financially efficient for the Parties and to be able to provide service to the project in a timely manner; and

WHEREAS, the City and the County desire to amend said boundaries for this area to define the City’s and County’s responsibilities for providing water and wastewater service within the City of Tampa and unincorporated Hillsborough County; and

NOW THEREFORE, in consideration of the mutual covenants and provisions contained herein, the parties hereto agree as follows:

WATER AND WASTEWATER SERVICE AREA BOUNDARIES

1. The area depicted in Exhibit I attached hereto and made a part hereof, shall be transferred from the City’s water and wastewater service area to be included in the County’s service area boundary for water and wastewater service provision.

2. Other than the revision to the boundaries contained in Exhibit I, the water and wastewater service boundary within unincorporated Hillsborough County and within the City of Tampa shall remain as currently provided in the Interlocal Agreement between the Parties.

3. The boundaries referenced herein shall supersede those boundaries referenced in any previous agreements, interlocal agreements, modification agreements and addenda between the City and the County regarding where the City and the County shall provide water and wastewater service.

4. Where this Amendment to the current Interlocal Agreement is inconsistent with any prior agreements, interlocal agreements, modification agreements or addenda between the City and the County, this Amendment to Interlocal Agreement shall control; otherwise, any prior agreements, interlocal agreements, modification agreements or addenda shall remain in full force and effect.

5. This Amendment to the Interlocal Agreement and any subsequent or expanded amendments thereto shall be filed with the Clerk of the Circuit Court of Hillsborough County, Florida.

IN WITNESS WHEREOF, the City of Tampa and Hillsborough County have caused this Amendment to be executed on the date and year first above written.

ATTEST:

Cindy Stewart,
Clerk of Circuit Court

HILLSBOROUGH COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman, Board of County
Commissioners

Date: _____

ATTEST:

CITY OF TAMPA

By: _____
City Clerk

By: _____
Jane Castor, Mayor

PREPARED BY:

Date: _____

McLane Evans
Assistant City Attorney

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 2022, by _____, as _____ of corporation. He/She is personally known to me or has produced _____ as identification.

(SEAL)

Printed Name: _____
Notary Public State of _____
Commission Number _____

