

**RESOLUTION NO. 2026-660**

**A RESOLUTION OF THE GAINESVILLE REGIONAL UTILITIES AUTHORITY, A UNIT OF CITY GOVERNMENT OF THE CITY OF GAINESVILLE, FLORIDA, PURSUANT TO ITS POWERS AND DUTIES AS SET FORTH IN CHAPTER 2023-348, LAWS OF FLORIDA, INCLUDING TO ESTABLISH AND AMEND THE RATES, FEES, ASSESSMENTS, CHARGES, RULES, REGULATIONS, AND POLICIES GOVERNING THE SALE AND USE OF SERVICES PROVIDED THROUGH GAINESVILLE REGIONAL UTILITIES, AMENDING SEC. 27-14. - COMBINED STATEMENTS—RENDERING; DATE PAYABLE; PENALTIES; DELINQUENCIES, AND SEC. 27-85. - MANDATORY COMMERCIAL RECYCLING ESTABLISHED, BY REMOVING STORMWATER MAINTENANCE AND REFUSE/GARBAGE COLLECTION FROM THE LIST OF APPLICABLE UTILITY SERVICES IN THE COMBINED STATEMENT AND REMOVING UTILITY BILL SURCHARGES FOR FAILING TO SEPARATE DESIGNATED RECYCLABLE MATERIALS; PROVIDING FOR NOTIFICATION TO THE CITY COMMISSION OF THE CONFLICT WITH EXISTING ORDINANCES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, Article VII, 7.03(1)(b) of Chapter 2023-348, Laws of Florida, and the Charter of the City of Gainesville, Florida, vest the Gainesville Regional Utilities Authority (the “Authority”), a unit of city government of the City of Gainesville, with the powers and duties to establish and amend the rates, fees, assessments, charges, rules, regulations, and policies governing the sale and use of services provided through the utilities; and

**WHEREAS**, Article VII, 7.10(2) of Chapter 2023-348, Laws of Florida, and the Charter of the City of Gainesville, Florida, states that “[a]ll City ordinances, policies, rates, fees, assessments, charges, rules, regulations, and budgets related to operation of the utilities shall remain in effect until such time as the Authority, pursuant to the powers

granted in this article, modifies any such item”; and

**WHEREAS**, Gainesville Reginal Utilities’ Combined Statements include stormwater maintenance and refuse/garbage collection, pursuant to Chapter 27, Article I, “In General”, and more particularly in Section 27-14(a), of the City of Gainesville’s Code of Ordinances, adopted before the creation of the Authority; and

**WHEREAS**, certain surcharges are placed on utility bills for commercial generators who fail to separate designated recyclable materials, pursuant to Chapter 27, Article III, “Solid Waste Disposal”, and more particularly in section 27-85(c), of the City of Gainesville’s Code of Ordinances, adopted before the creation of the Authority; and

**WHEREAS**, Gainesville Regional Utilities will no longer bill stormwater maintenance and refuse/garbage collection fees for services provided on or after October 1, 2026, as part of the applicable utility services included in the Combined Statement, while continuing to bill and collect such fees attributable to services provided before October 1, 2026; and

**WHEREAS**, Gainesville Regional Utilities will no longer bill commercial generators who fail to separate designated recyclable materials for surcharges on their utility bills; and

**WHEREAS**, the proposed amendment removes stormwater maintenance and refuse/garbage collection from the list of applicable utility services in the combined statement and surcharges for commercial generators who fail to separate designated recyclable materials; and

**WHEREAS**, the Authority desires to adopt these updates to provide for the orderly administration of its policies and operations; and

**WHEREAS** notice has been given by posting on GRU’s main website at

<https://www.gru.com> notifying the public of this proposed resolution and of the public hearing in the GRU Multipurpose Room located on the first floor of the GRU Administration building at 301 SE 4th Avenue in the City of Gainesville; and

**WHEREAS**, a public hearing was held pursuant to the published notice described above, at which all interested parties had an opportunity to be, and were, in fact, heard.

**NOW, THEREFORE, BE IT RESOLVED BY THE GAINESVILLE REGIONAL UTILITIES AUTHORITY, A UNIT OF CITY GOVERNMENT OF THE CITY OF GAINESVILLE, FLORIDA, AS FOLLOWS:**

**Section 1.** The above recitals are true and correct and incorporated herein by reference as if set forth fully herein.

**Section 2.** The Authority hereby amends the following rates, fees, assessments, charges, rules, regulations, and policies, titled “Combined statements—Rendering; date payable; penalties; delinquencies” and “Mandatory commercial recycling established”, which controls the operation of the utility system:

**Sec. 27-14. - Combined statements—Rendering; date payable; penalties; delinquencies.**

(a) A combined statement for all applicable utility services, including, but not limited to, electricity, gas, water, chilled water, reclaimed water, wastewater collection, ~~stormwater maintenance, refuse/garbage collection~~, telecommunications, backup generation, infrared scanning and rental security lighting, plus applicable taxes and surcharges, may be rendered each customer monthly for such service. The rendering of a combined statement is not an obligation on the part of the city and failure of the customer to receive the statement shall not release nor diminish the obligation of the customer with respect to payment thereof, or relieve the customer of any obligation under this article.

[...]

**Sec. 27-85. - Mandatory commercial recycling established.**

[ . . . ]

- (c) *Separation and collection or special pick-up by city.* If the city undertakes the separation and collection of the designated recycled materials or otherwise performs a special pick-up of garbage or trash because a commercial generator fails to separate the designated recyclable materials, except for de minimus amounts as determined by the city manager or designee, from solid waste loads delivered to a city facility, a facility under contract with the city or a solid waste container at point of generation, the city may have it removed and any expenses incurred will be included as a surcharge in the utility bill of the commercial generator.

**Section 3.** It is the intention of the Authority that the provisions of Section 2 of this Resolution govern in place of conflicting provisions of the following paragraphs of the current “Combined statements—Rendering; date payable; penalties; delinquencies” and “Mandatory commercial recycling established”. To the extent this resolution conflicts with the “Combined statements—Rendering; date payable; penalties; delinquencies” or “Mandatory commercial recycling established”, the provisions of this resolution shall govern.

**Section 4.** Gainesville Regional Utilities shall cease billing stormwater maintenance and refuse/garbage collection fees or surcharges for services provided on or after October 1, 2026. Notwithstanding the foregoing, Gainesville Regional Utilities shall continue to bill, collect, and enforce payment of any stormwater maintenance or refuse/garbage collection fees or surcharges attributable to services provided before October 1, 2026, including any such fees or surcharges that remain unpaid after October 1, 2026, and shall remit all amounts collected with respect to such fees or surcharges to the City of Gainesville’s General Government.

**Section 5.** Following the adoption of this Resolution, GRU's CEO or designee is directed to provide a certified copy of the adopted Resolution to the Gainesville City Commission's Clerk to notify the Gainesville City Commission of the amendment and conflict with its existing Code of Ordinances.

**Section 6.** All City ordinances, policies, rates, fees, assessments, charges, rules, regulations, and budgets related to operation of the utilities in conflict with any of the provisions of this Resolution are hereby repealed, superseded, and of no effect, pursuant to Article VII, 7.10(2) of Chapter 2023-348, Laws of Florida, and the Gainesville City Charter, effective as of the effective date of this Resolution.

**Section 7.** If any word, phrase, clause, paragraph, section or provision of this Resolution or the application hereof to any person or circumstance is held invalid or unconstitutional, such findings shall not affect the other provision or applications of the Resolution which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this Resolution are declared severable.

**Section 8.** This Resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** IN PUBLIC SESSION OF THE GAINESVILLE REGIONAL UTILITIES AUTHORITY, THIS 9TH DAY OF SEPTEMBER 2026.

**GAINESVILLE REGIONAL UTILITIES  
AUTHORITY**

By: 

C. Eric Lawson, Chairman

Approved as to form and legality:

  
Derek D. Perry, Utilities Attorney