

FILED

MAR 01 2018

TOWN OF GEORGETOWN, INDIANA

Christina M. Ewator
CLERK OF SUPERIOR COURT
FLOYD COUNTY

Ordinance G-18-03

22 D01-1803-MI-307

AN ORDINANCE ESTABLISHING EQUITABLE FEES FOR
SERVICES RENDERED BY SEWER WORKS

WHEREAS, the Town of Georgetown has established and operates a sewage works pursuant to IC 36-9-23, et seq.; and

WHEREAS, the Georgetown Town Council ("Town Council") shall, pursuant to I.C. 36-9-23-25, establish by ordinance just and equitable fees for the services rendered related to sewer works and shall provide the dates on which such fees are due; and

WHEREAS, just and equitable fees under such statute are required to pay all the expenses set forth in IC 36-9-23-25(b); and

WHEREAS, the Town has engaged H.J. Umbaugh & Associates, Certified Public Accountants LLP to conduct a rate study to determine the appropriate rates to finance the costs of the sewage works and improvements, as provided in the report dated February 8, 2018 (the "Rate Study"); and

WHEREAS, the fees required based upon the Rate Study ("Schedule of Fees") for expenses under IC 36-9-23-25(b), which do not include fees for sewer availability to vacant or unimproved property, are set forth below; and

WHEREAS, notice of a public hearing was published in the News Tribune pursuant to IC 5-3-1; and

WHEREAS, notice of such hearing was mailed to users of sewage works located outside Georgetown's corporate boundaries; and

WHEREAS, the public hearing was held on this date where all interested parties were provided the opportunity to speak; and

WHEREAS, all procedures for adoption of the rate and charges have been completed and all information received and considered.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL THAT:

Section 1. Monthly Rates and Charges. The following Schedule of Fees is hereby adopted:

A. Monthly Base Charge

Meter Size:	<u>Present Rates</u>	<u>Proposed Rates</u>
5/8 – 3/4 inch	\$21.30	\$ 21.30
1 inch	50.70	50.70
1-1/2 inch	115.38	115.38
2 inch	197.70	197.70
Flow Charge per 1,000 Gallons	9.25	9.25

B. Hilltop Estates Mobile Home Park

Meter Size:		
1 inch	303.85	N/A
Flow Charge per 1,000 Gallons	9.25	N/A

C. Lakeland Lagoon Association

Meter Size:		
1 inch	468.75	468.75
Flow Charge per 1,000 Gallons	8.56	8.56

D. Monthly Outside Town Surcharge

Meter Size:		
5/8 – 3/4 inch	24.55	24.39
1 inch	58.83	58.05
1-1/2 inch	134.23	132.11
2 inch	230.20	226.37
Flow Charge per 1,000 Gallons	9.25	10.59

Section 2. Disconnection Charge. The sewage utility, under IC 36-9-23-6 may request the discontinuance of water service for the non-payment of sewage utility billings. The Town has entered a contract with the provider of water service to discontinue water service at the request of the Town for non-payment of sewage utility fees. An administrative charge for such disconnection, in the amount of \$60.00, is payable by the Town to the water service provider for each customer disconnected at the Town's request.

The Town shall notify the provider of water service of delinquent accounts where the Town is requesting shut off of water service. The notices, actions and any other procedure required for the discontinuance of water service shall be those procedures adopted by the provider of the water service for shut off of water service.

A charge of \$60.00 will be made to the customer for all services where water is disconnected and reconnected for nonpayment of sewage bills.

Section 3. Equitable Rates. This Council finds that the above-referenced rates are charges are just and equitable and necessary for the operation, maintenance and improvement of the sewage works.

Section 4. Effective Date for Rates. The Schedule of Fees shall be applied for usage occurring with the next billing cycle after passage.

Section 5. Validity. If any part of this Ordinance should be found unlawful by a court of law, the parts of this Ordinance not found unlawful shall remain in full force and effect.

Section 6. Effective Date. This Ordinance shall be effective upon adoption.

So ADOPTED by the Town Council this 20th day of February, 2018.

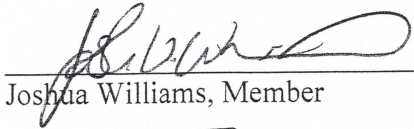
TOWN COUNCIL, TOWN OF GEORGETOWN,
INDIANA

Voting Aye:




Everett Pullen, President

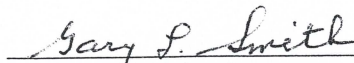
Kathy Haller, Member



Joshua Williams, Member



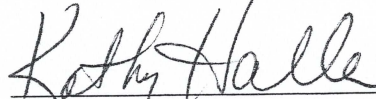
Chris Loop, Member



Gary Smith, Member

Voting Nay:

Everett Pullen, President



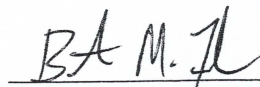
Kathy Haller, Member

Joshua Williams, Member

Chris Loop, Member

Gary Smith, Member

Attested by:



Brent Fender