

ORDINANCE NO. G-01- 03

**AN ORDINANCE AMENDING ORDINANCE NO. G-97-15, G-93-02
AND G-92-03 RELATING TO RATES AND CHARGES TO BE
COLLECTED FROM THE OWNERS OF PROPERTY SERVED BY THE
SEWAGE WORKS OF THE TOWN OF GEORGETOWN AND
ESTABLISHING SEWER DEPOSITS COLLECTED BY SAID TOWN**

BE IT ORDAINED BY THE TOWN COUNCIL OF GEORGETOWN,
INDIANA THAT:

WHEREAS, the Board of the Town of Georgetown is the entity responsible for setting and adjusting rates and charges for usage of the Town's wastewater (sewage) works;

WHEREAS, after due consideration and discussion, it was agreed that the wastewater (sewage) works was in need of procedures for sewer deposits and refunds to ensure payment of sewer fees from the owners of property served by the wastewater (sewage) works of said Town;

NOW THEREFORE BE IT RESOLVED, that the procedure relating to sewer deposits and refunds for the Georgetown wastewater (sewage) works shall be as follows:

- A. General Requirements. The owner of the property served by the sewage works is required to make a reasonable cash deposit of one hundred dollars (\$100.00);
- B. Refunds. Upon proper notification from the depositer, deposits shall be refunded promptly along with a statement accounting for each transaction involving the deposits. Proper notification from the depositer shall be as follows:

1. A notarized statement from the depositer stating that as of a certain identified date, the property being served has been conveyed or transferred to another person. This statement must include the name and address of the person to whom the property is conveyed or transferred. Said depositer forfeits the deposit in the event the depositer fails to satisfy costs and fees within sixty (60) days after the termination of his or her ownership of the property served, and said forfeited amount shall be applied to the depositer's outstanding fees; or
2. A notarized statement from the depositer stating that as of a certain identified date, the property being served no longer uses or is connected with any part of the Town's wastewater (sewage) works.

**G-92-03, G-93-02, and G-97-15
(Section 6 partial amendment)**

WHEREAS, the Board of the Town of Georgetown is the entity responsible for setting and adjusting rates and charges for usage of the Town's sewage works;

WHEREAS, it is necessary to establish a schedule of rates and charges to produce sufficient revenue to pay expenses of maintenance and operation and to provide funds for necessary replacements and improvements to the sewage works, all in a manner in accordance with guidelines of the Indiana Department of Environmental Management and the U.S. Environmental Protection Agency;

NOW THEREFORE BE IT RESOLVED, that Ordinance No. G-97-15, G-93-02 and G-92-03 are amended to provide that the following rates and charges be adjusted, subject to a public hearing held in accordance with I.C. § 36-9-23-26:

The owner(s) of all houses, buildings, or properties used for human occupancy, employment, recreation or other purposes, which were built after August 17, 1992, and which are situated within and outside of the Town are required to connect to the sewage system if said public sewer system is within three hundred (300) feet of the property line. The Town will provide a sewer line which extends to the property of the owner. Said owner shall, at his or her own expense, be responsible for connection of his or her property to the sewer line which includes the provision of a septic tank approved by the Town plus the connecting service laterals, all in accordance with the Town Board. As a condition to connection, the owner(s) shall grant a right of access easement to the septic tank to the Town for the purpose of cleaning, inspecting, maintaining, and testing a sewer line and septic tank.

All owners of any single-family dwelling within the Town who connect to the sewer system and who were or are constructing a residence for single-family occupancy shall pay a connection charge according to the following:

Year	Rate
2001	\$ 2,000.00
2002	\$ 2,100.00
2003	\$ 2,200.00
2004	\$ 2,300.00
2005	\$ 2,400.00

All owners of any single-family dwelling outside of the Town who connect to the sewer system and who were or are constructing a residence for single-family occupancy shall pay a connection charge according to the following:

Year	Rate
2001	\$ 4,500.00
2002	\$ 4,600.00
2003	\$ 4,700.00
2004	\$ 4,800.00
2005	\$ 4,900.00

All owners of any multi-residence, apartment or office building, inside the Town who connect to the sewer system and who were or are constructing a multi-residence, apartment or office building shall pay a base connection charge equal to that of single-family dwelling inside the Town, plus \$500.00 for each additional residence, apartment and/or office within the same structure.

, All owners of any multi-residence, apartment or office building, outside of the Town who connect to the sewer system and who were or are constructing a multi-residence, apartment or office building shall pay a base connection charge equal to that of single-family dwelling outside of the Town, plus \$750.00 for each additional residence, apartment and/or office within the same structure.

All owners of real property within the Town who connect to the sewer system and who were or are constructing a building or structure to be occupied by an Institutional, Commercial, Governmental or Industrial user of the sewer system, as each said user is separately defined in paragraph (t), Section 1 of Ordinance No. G-92-03, shall pay a connection charge in an amount equal to a base charge equivalent to that of single-family dwelling inside the Town, plus an amount which is to be determined on a case by case basis, prior to connection, based upon the following factors:

1. Whether pre-treatment is required;
2. Type of flow discharged by the user;

3. The changes, if any, required in the sewer system in the event of connection;
4. Actual or projected flow of the user; and
5. Any and all other factors the Town deems relevant.

The base charge component of the connection charge which shall be charged to an owner of real property outside the Town shall be equal to that of a single-family dwelling outside of Town. The payment of a tap-on or connection fee will "lock-in" that fee for a period of six (6) months from receipt. If service is connected after the six (6) month "lock-in" period, the connection fee will be based on current rates. Finally as a condition to connection, the owner(s) shall grant a right of access easement to the septic tank, if any, to the Town for the purpose of cleaning, inspecting, maintaining, and testing a sewer line and septic.

G-92-03
(Section 4 partial amendment)

WHEREAS, the Board of the Town of Georgetown is the entity responsible for setting and adjusting rates and charges for usage of the Town's sewage works;

WHEREAS, it is necessary to establish a schedule of rates and charges to produce sufficient revenue to pay expenses of maintenance and operation and to provide funds for necessary replacements and improvements to the sewage works, all in a manner in accordance with guidelines of the Indiana Department of Environmental Management and the U.S. Environmental Protection Agency;

NOW THEREFORE BE IT RESOLVED, that Ordinance No. G-92-03 is amended to provide that the sewage rates and charges shall be in accordance with the following:

(c) A user shall be defined as any building which discharges any wastewater into the Town's sewer system. In the event any such user consists of more than one dwelling unit, defined as a business or residential unit having a room or rooms or other living space or spaces in which cooking facilities or facilities which emit wastewater are provided, usage shall be measured by a separate water meter for each dwelling unit which discharges sanitary sewage, water or other liquids into the Town's sanitary sewage system, either directly or indirectly. Billing for each meter shall be separate for each water meter.

(e) There shall be a separate water meter for each dwelling unit which discharges sanitary sewage, water or other liquids into the Town's sanitary sewage, either directly or indirectly. Dwelling units include mobile homes, apartments, housekeeping rooms or any other spaces in which cooking facilities are provided. Billing for each meter shall be separate for each water meter and shall be in the manner set out elsewhere herein.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a public hearing shall be held in accordance with I.C. § 36-9-23-2, and that final adoption of the ordinance or an amended ordinance shall be heard after said public hearing.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon final adoption of adjusted rates and charges, the adjusted rates and charges will take effect

29th of August, 2001.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon the effective date of the Ordinance herein, any provisions of Ordinance No. G-92-03, No. G-93-02 and No. G-97-15 which are in conflict with this amendment are hereby repealed, and that any provisions of Ordinance No. G-92-03, No. G-93-02 and No. G-97-15 which are not in conflict with this amendment shall remain in full force and effect.

ADOPTED by the Town Council of the Town of Georgetown, Indiana, on this 28th day of August, 2001.

TOWN COUNCIL FOR THE
TOWN OF GEORGETOWN

_____, President

Patti Denison
Patti Denison, Vice-President

Kenneth Fredrick
Kenneth Fredrick, Member

Ginger Vernon
Ginger Vernon, Member

Terry Cain
Terry Cain, Member

Attest:

Linda Sanders
Linda Sanders, Clerk/Treasurer