

ORDINANCE NO. G-04- 41

**AN ORDINANCE AMENDING ORDINANCE NO. G-01-10, ABOLISHING
WATER TAP-IN FEES AND CAPACITY FEES AND ESTABLISHING
A SYSTEM OF WATER SERVICE AVAILABILITY FEES FOR THE
TOWN OF GEORGETOWN, INDIANA**

WHEREAS, the Georgetown Town Council is the entity responsible for fixing and approving new rates and charges for the Georgetown Municipal Water Utility pursuant to I.C. 8-1.5-3-1 et seq.; and

WHEREAS, after due consideration and discussion, the Georgetown Town Council has determined that existing water customers should not bear the burden of improvements to Georgetown's water distribution system necessitated by demands placed on the system by new customers; and

WHEREAS, after due consideration and discussion, the Georgetown Town Council has determined that the present system of non-recurring charges for water service, including Water Tap-In Fees and Capacity Fees, should be abolished in favor of a new system of Water Service Availability Fees.

NOW THEREFORE BE IT ORDAINED that the Water Tap-In Fees and Capacity Fees set forth in Appendix "B" attached to Ordinance G-01-10 are hereby abolished.

NOW THEREFORE BE IT FURTHER ORDAINED that a system for the collection of Water Availability Fees is hereby established for the Town of Georgetown and the Georgetown Municipal Water Utility.

NOW THEREFORE BE IT FURTHER ORDAINED that new customers proposing to make a connection to the Town of Georgetown's water distribution system shall pay a Water Service Availability Fee in the amount of \$2,300.00 for water service through a standard 5/8" or 3/4" residential size water meter. Should a new customer need or desire to use a larger diameter water meter, the following schedule of Water Service Availability fees shall apply:

<u>Size of Meter</u>	<u>Water Service Availability Fee</u>
1"	\$2,800.00
1-1/2"	\$3,300.00
2"	\$3,800.00

Should a new customer need or desire to obtain water service from the Town of Georgetown through a water meter larger than two inches (2") in diameter, the Water Service Availability Fee shall be negotiated between the new customer and the Town of Georgetown. All Water Service Availability Fees shall be deposited into the Town of Georgetown's Water Utility Construction Fund account #602.

NOW THEREFORE BE IT FURTHER ORDAINED that any and all costs related to any water main extensions and/or system upgrades of any kind or nature necessitated by the demands placed upon the Town's water distribution system by the addition of new customers shall be born by the developer and/or new customer(s) requesting water service from the Town. At the sole discretion of the Town of Georgetown, any water main extensions and/or system upgrades of any kind or nature necessitated by the increased demands placed upon the Town's water distribution system shall be performed and/or constructed by employees of the Georgetown Municipal Water Utility, an independent contractor(s) selected by the Town, or by the developer or new customer(s) requesting water service subject to the supervision and approval of the Town of Georgetown.

NOW THEREFORE BE IT FURTHER ORDAINED that every customer of the Georgetown Municipal Water Utility is and shall continue to be responsible for all costs related to the installation and maintenance of all water lines running from the Utility's water meter to the structure served by that connection.

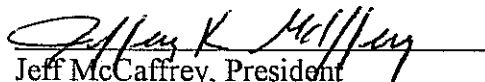
NOW THEREFORE BE IT FURTHER ORDAINED that every new customer of the Georgetown Municipal Water Utility shall pay a Connection Fee to the Town of Georgetown to cover the cost of physically connecting the new customer to the Town's water distribution system. Each new customer of the Georgetown Municipal Water Utility shall pay a Connection Fee in the amount of \$200.00 or the actual cost incurred by the Town to connect the new user to the Town's water distribution system, whichever is greater.

NOW THEREFORE BE IT FURTHER ORDAINED that should any term or provision of this Ordinance be declared to be unconstitutional or invalid by a court of competent jurisdiction, such determination shall not affect the remainder of this Ordinance, which shall remain in full force and effect.

NOW, THEREFORE, BE IT FURTHER ORDAINED that any provision of any Ordinance of the Town of Georgetown, Indiana that is in conflict with any provision this Ordinance is hereby repealed to the extent of such conflict, and any provision of any Ordinance not in conflict with this Ordinance shall remain in full force and effect.

ADOPTED by the Town Council of the Town of Georgetown this 16 day of Dec, 2004.

TOWN COUNCIL OF THE TOWN OF
GEORGETOWN, INDIANA


Jeff McCaffrey, President

Gary L Smith
Gary Smith, Vice-President

Jay Davis
Jay Davis, Member

Dean Hammersmith
Dean Hammersmith, Member

Chris Carter
Chris Carter, Member

ATTEST:

Doug Cook
Doug Cook, Clerk-Treasurer