

WHITELAND TOWN COUNCIL

ORDINANCE NO. 2024-13

AN ORDINANCE AMENDING THE RATES AND CHARGES FOR USE OF THE WATERWORKS OF THE TOWN OF WHITELAND

WHEREAS, the Town Council of the Town of Whiteland, Indiana (the "Town Council") has established rates and charges for the waterworks system of the Town of Whiteland, Indiana (the "Town"); and

WHEREAS, the Town has employed Reedy Financial Group P.C. (the "Financial Advisor") to prepare a study regarding water rates and charges of the Town; and

WHEREAS, the Financial Advisor has prepared and submitted a rate study (the "Rate Report"), which evaluated the Town's water rates and charges; and

WHEREAS, pursuant to Ind. Code § 8-1.5-3-8.1, this Council may change or adjust its existing schedule of fees by ordinance after introducing the ordinance establishing the new rates and providing notice and conducting a public hearing; and

WHEREAS, Ind. Code § 8-1.5-3-8 authorizes the Town Council to adopt by ordinance a nondiscriminatory, reasonable and just schedule of rates and charges for water services rendered by the Town's waterworks system; and

WHEREAS, in accordance with Ind. Code § 8-1.5-3-8.1, notice has been given of the public hearing on the proposed rates contained herein; and

WHEREAS, a public hearing was held before the Town Council, at which time testimony from interested persons was received, after introduction of this ordinance; and

WHEREAS, the Town Council has determined it is necessary to amend the rates and charges for water services rendered by the Town's waterworks system as found in the Town's Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Whiteland, Indiana that:

SECTION 1. The Council finds that the rates and charges adopted by this Ordinance are reasonable and just in order to provide for the proper level of revenue requirements for operation and maintenance expenses; debt service; the costs of capital replacements; and to maintain the waterworks system in the sound physical and financial condition necessary to render adequate and efficient service.

SECTION 2. Effective January 1, 2025 and to be first implemented with the bills issued in February 2025 and due in March 2025, or as soon thereafter as the revised rates and charges can be implemented by the Town's billing system, the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Section 51.35(A), shall be amended to read as follows:

§ 51.35 RATES AND CHARGES.

(A) Rates and charges. There is hereby established, for the use of and service rendered by the waterworks system of the town, the following rates and charges based upon the use of water supplied by the waterworks system:

Monthly Minimum Charges				
Meter Size (inches)	Volume Included (gallons allowed)	Rates Effective January 1, 2025	Rates Effective January 1, 2026	Rates Effective January 1, 2027
5/8	4,000	\$ 33.09 <u>31.04</u>	\$ <u>35.14</u>	\$ <u>37.19</u>
3/4	5,000	47.63 <u>44.68</u>	<u>50.58</u>	<u>53.53</u>
1	5,000	84.70 <u>79.45</u>	<u>89.94</u>	<u>95.19</u>
1-1/2	5,000	190.74 <u>178.92</u>	<u>202.55</u>	<u>214.37</u>
2	5,000	338.83 <u>317.84</u>	<u>359.82</u>	<u>380.81</u>
3	5,000	762.43 <u>715.20</u>	<u>809.66</u>	<u>856.89</u>
4	5,000	1,357.43 <u>1,273.34</u>	<u>1,441.51</u>	<u>1,525.60</u>
<u>6</u>	<u>5,000</u>	<u>3,054.46</u>	<u>3,243.67</u>	<u>3,432.88</u>
<u>8</u>	<u>5,000</u>	<u>5,438.16</u>	<u>5,775.03</u>	<u>6,111.89</u>

Monthly Metered Rates, Per 100 Gallons (After Minimum Gallonage Charge)			
Volume Included	Rates Effective January 1, 2025	Rates Effective January 1, 2026	Rates Effective January 1, 2027
Next 10,000 gallons	\$ 0.7690 <u>0.7214</u>	\$ <u>0.8167</u>	\$ <u>0.8643</u>
Next 10,000 gallons	0.7690 <u>0.7214</u>	<u>0.8167</u>	<u>0.8643</u>
Next 25,000 gallons	0.5731 <u>0.5376</u>	<u>0.6086</u>	<u>0.6441</u>
More than 50,000 gallons	0.5003 <u>0.4693</u>	<u>0.5313</u>	<u>0.5623</u>

SECTION 3. Effective January 1, 2025 and to be first implemented with the bills issued in February 2025 and due in March 2025, or as soon thereafter as the revised rates and charges can be implemented by the Town's billing system, the Whitland Code of Ordinances (a.k.a. Whitland Municipal Code), Section 51.35(C), shall be amended to read as follows:

§ 51.35 RATES AND CHARGES.

(C) *Bulk water service stations.* Water purchased through a bulk water service station shall be charged at the following rate:

	Rates Effective January 1, 2025	Rates Effective January 1, 2026	Rates Effective January 1, 2027
Bulk Water Sales Per 100 Gallons	\$ 0.590.55	\$ <u>0.62</u>	\$ <u>0.66</u>

SECTION 4. Effective January 1, 2025 and to be first implemented with the bills issued in February 2025 and due in March 2025, or as soon thereafter as the revised rates and charges can be implemented by the Town’s billing system, the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Section 51.36, shall be amended to read as follows:

§ 51.36 FIRE HYDRANT AND FIRE PROTECTION SERVICE CHARGES.

(A) *Fire hydrant charges.*

Fire Hydrant Surcharge

<i>Meter Size (inches)</i>	Monthly Rates Effective January 1, 2025	Monthly Rates Effective January 1, 2026	Monthly Rates Effective January 1, 2027
5/8 and 3/4	\$ 3.19 <u>2.99</u>	<u>3.38</u>	<u>3.58</u>
1	8.01 <u>7.51</u>	<u>8.50</u>	<u>9.00</u>
1-1/2	15.99 <u>15.00</u>	<u>16.98</u>	<u>17.97</u>
2	25.60 <u>24.01</u>	<u>27.18</u>	<u>28.77</u>
3	47.98 <u>45.01</u>	<u>50.95</u>	<u>53.93</u>
4	79.98 <u>75.03</u>	<u>84.94</u>	<u>89.89</u>
6	159.96 <u>150.05</u>	<u>169.87</u>	<u>179.78</u>
8	255.94 <u>240.09</u>	<u>271.80</u>	<u>287.65</u>
10	415.90 <u>390.14</u>	<u>441.67</u>	<u>467.43</u>
12	687.84 <u>645.23</u>	<u>730.45</u>	<u>773.05</u>
Residential - no meter	3.19 <u>2.99</u>	<u>3.38</u>	<u>3.58</u>
<i>Private Hydrants - per year</i>	\$ 351.18 <u>329.43</u>	<u>372.94</u>	<u>394.69</u>

(B) *Fire protection service charges.*

Private Fire Protection Service

Fire Sprinkler Connection	Monthly Rates Effective January <u>1, 2025</u>	Monthly Rates Effective January <u>1, 2026</u>	Monthly Rates Effective January <u>1, 2027</u>
2-inch	\$ <u>3.22</u> 3.02	<u>3.42</u>	<u>3.62</u>
3-inch	<u>7.31</u> 6.86	<u>7.77</u>	<u>8.22</u>
4-inch	<u>12.88</u> 12.08	<u>13.68</u>	<u>14.47</u>
6-inch	<u>29.26</u> 27.45	<u>31.08</u>	<u>32.89</u>
8-inch	<u>52.10</u> 48.87	<u>55.32</u>	<u>58.55</u>

SECTION 5. Effective upon the final approval of this Ordinance, the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Section 51.42, shall be amended to read as follows:

§ 51.42 TAP-ON FEE.

Each user connecting to the waterworks system shall pay a Tap-on Fee. At the time an application for connection to the waterworks system is filed, or a request for change in water service connection, the applicable water Tap-on Fee shall be paid in accordance with the following schedule:

Meter Size (inches)	Tap-on fee
5/8 and 3/4-inch	\$500 <u>plus the cost of meter and materials</u>
1-inch	\$1,000 <u>plus the cost of meter and materials</u>
Any line or meter in excess of 1-inch	\$2,000 plus the cost of meter and materials

SECTION 6. Effective upon the final approval of this Ordinance, the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Section 51.46, shall be amended to read as follows:

§ 51.46 CAPACITY CHARGE.

Each property owner requesting water service shall pay a capacity charge. At the time an application for a building permit is filed, or other request for water service, the applicable water capacity charge shall be paid in accordance with the following schedule:

Meter Size (inches)	Capacity Charge
5/8"	\$ <u>4,376</u> 1,035
3/4"	<u>6,564</u> 1,490

1"	<u>10,940</u> 2,650
1-1/2"	<u>21,880</u> 5,962
2"	<u>35,008</u> 10,598
3"	<u>70,016</u> 23,846
4"	<u>109,400</u> 42,394
6"	<u>218,800</u>
8"	<u>350,080</u>

SECTION 7. Effective upon the final approval of this Ordinance, a new Section 51.48 of the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code) shall be established to read as follows:

§ 51.48 WATER FLOW TEST FEES.

Persons conducting or obtaining a water flow test must schedule the flow test in advance through the water department and shall pay a \$200 fee plus pay for the water used in the flow test in an amount equal to the number of gallons used multiplied by the volume rate for bulk water. If a flow test is not scheduled in advance or is performed without the presence of an authorized town representative, the flow test fee shall be \$400 plus the water volume charge. If a flow test does not use a meter, the volume of water used will be estimated by the Director of Operations, but will be estimated at no less than 20,000 gallons.

SECTION 8. Effective upon the final approval of this Ordinance, a new Section 51.49 of the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code) shall be established to read as follows:

§ 51.49 PAYMENTS IN LIEU OF PROPERTY TAXES.

The Town Council hereby authorizes the town to receive payments in lieu of property taxes from its utilities to the extent permitted by applicable law.

SECTION 9. Effective upon the final approval of this Ordinance, a new Section 51.50 of the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code) shall be established to read as follows:

§ 51.50 RETURN ON UTILITY PLANT.

The Town Council hereby authorizes the town to earn a reasonable return on the utility plant of its utilities to the extent permitted by applicable law.

SECTION 10. The Council hereby authorizes and directs the appropriate officials and representatives of the Town to take all necessary actions to implement this Ordinance following final adoption.

SECTION 11. All prior ordinance provisions in conflict herewith are repealed.

SECTION 12. If any part of this Ordinance is held to be invalid, such part shall be deemed severable and its invalidity shall have no effect upon the remaining provisions of this Ordinance.

SECTION 13. This ordinance shall be in full force and effect upon its final adoption.

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PASSED through first reading by the Town Council on the 12th day of November, 2024, by a vote of 5 in favor and 0 against.

DULY PASSED AND FINALLY ADOPTED on the _____ day of _____, 2024, by a vote of _____ in favor and _____ against.



TOWN OF WHITELAND, INDIANA, TOWN COUNCIL

Richard Hill, President



Voting In Favor

Richard Hill

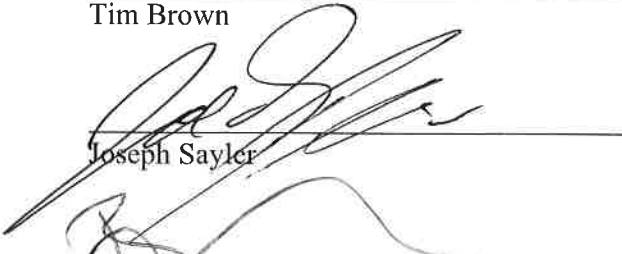
Voting Opposed

Richard Hill



Tim Brown

Tim Brown



Joseph Sayler

Joseph Sayler



Brad Goedeker

Brad Goedeker



Debra L. Hendrickson

Debra L. Hendrickson

Attest:



Melissa A. Fraser, Clerk-Treasurer