

WHITELAND TOWN COUNCIL

ORDINANCE NO. 2013-10

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

WHEREAS, the Town of Whiteland, Indiana owns and operates Sewage Works; and

WHEREAS, the Town Council for the Town of Whiteland, Indiana (the "Council") is the governing board of the Town's Sewage Works and as such is authorized to set just and equitable fees as required to maintain the Sewage Works in the sound physical and financial condition necessary to render adequate and efficient service, and the fees must be sufficient to:

- (1) pay all expenses incidental to the operation of the works, including legal expenses, maintenance costs, operating charges, repairs, lease rentals, and interest charges on bonds or other obligations;
- (2) provide the sinking fund required by IC 39-9-23-21;
- (3) provide adequate money to be used as working capital; and
- (4) provide adequate money for improving and replacing the works.

WHEREAS, the Council has determined that the fees of the Town's Sewage Works are currently insufficient;

WHEREAS, the Council has reviewed and considered the Town of Whiteland Wastewater Utility Rate Study prepared by London Witte Group, dated July 25, 2013 (the "Rate Study"), and has determined that the fees, as proposed in that report, are necessary to maintain the Sewage Works in the sound physical and financial condition necessary to render adequate and efficient service; and

WHEREAS, a public hearing on the proposed fees was properly noticed and held on the 9th day of September, 2013;

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 just and equitable fees as required to maintain the Sewage Works in the sound physical and financial condition necessary to render adequate and efficient service, and as required to:

- (1) pay all expenses incidental to the operation of the works, including legal expenses, maintenance costs, operating charges, repairs, lease rentals, and interest charges on bonds or other obligations;
- (2) provide the sinking fund required by IC 39-9-23-21;
- (3) provide adequate money to be used as working capital; and
- (4) provide adequate money for improving and replacing the works.

SECTION 2. Effective October 1, 2013 and to be first implemented with the bills issued in November 2013 and due in December 2013, the Whiteland Code of Ordinances (a.k.a. Whiteland Municipal Code), Section 50.84, shall be amended to read as follows:

§ 50.84 BILLING TO BE MONTHLY; RATE SCHEDULE.

(A) For the use of and the services rendered by the sewage works, rates and charges shall be collected from the owners of each and every lot, parcel of real estate or building that is connected with or served by the town sewage works or otherwise discharges sanitary sewage, industrial wastes, water or other liquids either directly or indirectly into the sewage works of the town. Such rates and charges shall include user charges, debt service costs, excessive strength surcharges and other service charges, which rates and charges shall be payable as hereinafter provided and shall be in an amount to be determined in accordance with this Chapter .

(B) The sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges as the same is measured by the water meter there in use, plus a base charge based on the size of the water meter installed, except as herein otherwise provided. For the purposes of billing and collecting the charges for sewage service, the water meters shall be read monthly and the users shall be billed monthly (or a period equaling a month). The water usage schedule on which the amount of such rates and charges shall be determined is as follows:

(1) Charges for residential users with up to 4,000 gallons usage per month shall be based upon the following schedule of flows and minimum charges:

MINIMUM MONTHLY RESIDENTIAL CHARGES				
			Phase I Rates (Effective October 1, 2013 through September 30, 2014)	Phase II Rates (Effective October 1, 2014, and thereafter)
0 to	1,000	gallons	\$ 26.36	\$ 27.97
1,001	2,000	gallons	30.72	32.60
2,001	3,000	gallons	35.08	37.23
3,001	4,000	gallons	39.45	41.86

Charges for residential users with usage greater than 4,000 gallons per month shall be determined in accordance with § 50.84(B)(2) below.

(2) Charges for all non-residential users and residential users with usage greater than 4,000 gallons per month shall include a monthly usage charge plus a monthly base rate, determined as follows:

(a) *Monthly usage charge.*

MONTHLY USAGE CHARGE		
	Phase I Rates (Effective October 1, 2013 through September 30, 2014)	Phase II Rates (Effective October 1, 2014, and thereafter)
Rate per 1,000 Gallons	\$ 7.75	\$ 8.23

(b) *Monthly base rate.*

Monthly Base Rate		
<i>Water meter size (inches)</i>	Phase I Rates (Effective October 1, 2013 through September 30, 2014)	Phase II Rates (Effective October 1, 2014, and thereafter)
5/8 to 3/4	\$8.44	\$8.95
1	19.21	20.39
1 1/4	29.99	31.83
1 1/2	42.21	44.79
2	73.10	77.58
3	166.51	176.70
4	288.64	306.31
6	655.08	695.18
8	1,179.57	1,251.77

(C) (1) For residential users of the sewage works that are unmetered water users or for whom accurate meter readings are not available, the monthly charges shall be at the unmetered rate set forth below, except as herein provided. Sewage service bills shall be rendered once each month (or period equaling a month).

UNMETERED MONTHLY RATE		
	Phase I Rates (Effective October 1, 2013 through September 30, 2014)	Phase II Rates (Effective October 1, 2014, and thereafter)
Single-family residence/unit	\$ 58.83	\$ 62.43

(2) The town shall require all non-residential classified users to install a water meter with rates to be charged by quantity of water used.

(D) For the service rendered the town, the town shall be subject to the same rates and charges hereinabove provided or to rates and charges established in harmony therewith.

(E) In order to recover the cost of monitoring industrial sewage, the town shall charge the user the actual costs of monitoring. This charge will be reviewed on the same basis as all other rates and charges in this chapter.

SECTION 3. The Municipal Code, Section 50.93, concerning the Effective Date of Rates and Charges, shall be deleted.

SECTION 4. As recommended in the Rate Study, the Town Manager is directed to obtain and present to the Council a rate sufficiency review no later than August 15, 2014 (45 days prior to the effective date of the Phase II rates), so that the necessity of the Phase II rates may be reviewed and adjusted if determined to be appropriate.

SECTION 5. 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 6. All prior ordinance provisions in conflict herewith are repealed as of the effective date of this Ordinance.

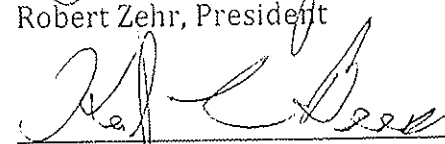
SECTION 7. This ordinance shall be in full force and effect upon its final adoption.

ADOPTED this 9th day of SEPTEMBER 2013.

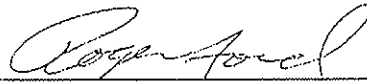
TOWN COUNCIL OF THE TOWN OF
WHITELAND, INDIANA



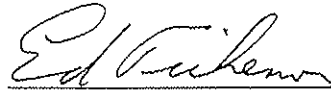
Robert Zehr, President



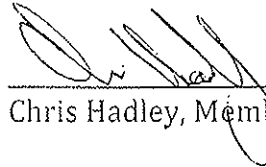
Kent Beeson, Vice-President



Roger Ford, Member

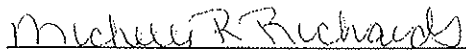


Ed Tichenor, Member



Chris Hadley, Member

ATTEST:



Michelle Richards, Clerk-Treasurer