

ORDINANCE NO. 12-498

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BATTLE GROUND, INDIANA, ESTABLISHING A REVISED SCHEDULE OF RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE SEWAGE WORKS SYSTEM OF THE TOWN AND OTHER MATTERS ASSOCIATED THEREWITH

WHEREAS, the Town Council of the Town of Battle Ground, Indiana (the "Town") has previously acquired and constructed, and does now own and operate, a municipal sewage works system for the treatment of wastewater for the benefit of the residents of the Town (the "Sewage Works"); and

WHEREAS, the Town anticipates continued improvements and upgrading of the Sewage Works for the treatment of wastewater for the benefit of the residents of the Town; and

WHEREAS, the Town Council of the Town (the "Town Council") has previously adopted its [Ordinance No. 2008-463](#), as amended by [Ordinance No. 2009-471](#), adopted by the Town Council on October 13, 2009 (as so amended, the "Sewer Rate Ordinance"), establishing a schedule of rates and charges for the use of and services rendered by the Sewage Works; and

WHEREAS, the Town has caused a financial rate study of the Sewage Works and its rates and charges to be prepared by H.J. Umbaugh and Associates, Certified Public Accountants, LLP, and based upon the results of the study, the Town Council now determines that rates and charges for the use and services rendered by the Sewage Works should be revised to produce sufficient income to maintain the Sewage Works in a sound physical and financial condition to render adequate and sufficient service, and to finance certain improvements and extensions to the Sewage Works; and

WHEREAS, the Town Council now determines that proper notice has been duly given as required by Indiana Code 36-9-23-26, and that a public hearing on the proposed revised schedule of rates and charges was held on the 4th day of June, 2012;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BATTLE GROUND, INDIANA, AS FOLLOWS:

SECTION 1. Subject to Sections 2 and 3 of this Ordinance, Section 1, subsections [\(a\)](#) and [\(b\)](#), of Ordinance No. 2008-463 shall be replaced with the following:

Metered Water Users:

The sewage rates and charges shall be based on the meter size and 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 then in use. For the purpose of billing and collecting the charges for sewage service, the water usage schedule on which the amount of said rates and charges shall be determined is as follows:

<u>Quantity of Water Used Per Month</u>	<u>Monthly Rate Per 1,000 Gallons</u>
First 5,000 gallons	\$ 11.92
Next 10,000 gallons	7.16
"(a) Next 20,000 gallons	5.97
Over 35,000 gallons	4.51

Minimum Charge:

<u>Meter Size</u>	<u>Gallons Allowed</u>	<u>Per Month</u>
5/8 & 3/4 inch meter	2,000	\$ 23.84
1 inch meter	3,666	43.70
1 1/4 inch meter	4,833	57.61
1 1/2 inch meter	6,666	71.53
2 inch meter	10,000	95.40
4 inch meter	25,000	190.90

Unmetered Water Users:

"(b) Residential Single Family (Assuming 3,300 gallons per month)	\$ 39.34"
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SECTION 2. The foregoing revised rates and charges contained in Section 1 of this Ordinance shall become effective July 1, 2013.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and adoption. The new rates and charges shall then apply to all billing periods following the effective date of the new rates and charges. Except as hereby amended and revised, the Sewer Rate Ordinance shall remain in full force and effect.

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PASSED, APPROVED AND ADOPTED by the Town Council of the Town of Battle Ground, Indiana on first reading this 21 day of May, 2012.

Steve Egly
Steve Egly, Presiding Officer

Brian Brewer

ATTEST:

Phyllis Hall
Phyllis Hall, Clerk-Treasurer

Becky Holladay

Karen Pearson
Karen Pearson

David Sturgeon
David Sturgeon

PASSED. APPROVED AND ADOPTED by the Town Council of the Town of Battle Ground, Indiana on second reading this June 4 day of June, 2012.

Steve Egly
Steve Egly, Presiding Officer

Brian Brewer
Brian Brewer

ATTEST:

Phyllis Hall
Phyllis Hall, Clerk-Treasurer

Becky Holladay
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Karen Pearson
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David Sturgeon
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