ORDINANCE 2016-02

AN ORDINANCE AMENDING RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE HARRISON COUNTY REGIONAL SEWER DISTRICT

WHEREAS, on April 16, 2014, the Harrison County Regional Sewer District ("RSD") passed Ordinance No. 2014-01, establishing rates and charges for the RSD's sewage treatment system.

WHEREAS, the RSD has not increased its rates since the initial rate structure was established in April 2014, and that the rates and charges that were established at that time continue in effect today.

WHEREAS, pursuant to state statutes, the RSD shall, by ordinance, establish just and equitable fees for services rendered and provide the dates on which the fees are due.

WHEREAS, Indiana Code 13-26-11-9 provides that just and equitable rates and charges are the fees required to maintain the sewer district in the sound physical and financial condition necessary to render adequate and efficient service.

WHEREAS, the fees must be sufficient to: (1) pay all expenses incidental to the operation of the works, including the maintenance costs, operating charges, upkeep, repairs, and interest charges on any bonds or other obligations; (2) produce sufficient revenue to provide any sinking fund for the liquidation of any bonds or other evidence of indebtedness; (3) provide sufficient revenue to be used as working capital; and (4) give due consideration to the interest of ratepayers.

WHEREAS, after introduction of the ordinance establishing fees, but before its final adoption, the RSD held a public hearing at which users of the utility works, owners of the property served or to be served by the works, and other interested persons were heard concerning the proposed fees.

WHEREAS, on October 19, 2016, the RSD held a public hearing regarding the fees, which was property noticed under Indiana law.

WHEREAS, the RSD now finds that the existing rates and charges for the use of services rendered by the RSD are too low and are insufficient to enable the RSD to properly operated it's utility works plant, provide for the depreciation, and finance necessary extensions and additions, that the proposed improvements will improve the service rendered by the RSD and increase the value of the utility works to the RSD and the citizens that it serves and that the existing rates should be increased in accordance with Indiana law.

NOW, THEREFORE, BE IT ORDAINED BY THE HARRISON COUNTY REGIONAL SEWER DISTRICT AS FOLLOWS:

Section 1. That the rates adopted under Ordinance No. 2014-01 of the Harrison County Regional Sewer District be amended and reflected as follows for the New Salisbury customers (parts of Section 3 (a) of Ordinance No. 2014-01 replaced as follows):

New Salisbury Customers:

1) Treatment Rate – per 1,000 gallons of usage per month:

	User Charge	Debt Service	Total
All users	$9.61	$0.00	$9.61

2) Base Rate – per month, as follows:

Meter Size	User Charge	Debt Service	Total
5/8 – 3/4 inch	$33.81	$0.00	$33.81
1 inch	$82.32	$0.00	$82.32
1 ¼ inch	$130.83	$0.00	$130.83
1 ½ inch	$189.05	$0.00	$189.05
2 inch	$324.87	$0.00	$324.87
3 inch	$745.29	$0.00	$745.29
4 inch	$1,295.07	$0.00	$1,295.07
6 inch	$2,944.41	$0.00	$2,944.41
8 inch	$5,243.81	$0.00	$5,243.81
10 inch	$8,190.00	$0.00	$8,190.00
12 inch	$11,792.66	$0.00	$11,792.66

These rates shall increase as determined by the RSD at the rate of not more than five percent (5%) annually each year effective January 1 of each subsequent year to the rates listed above, which shall go into effect on January 1, 2017.

Section 2. That a penalty clause be added to Ordinance No. 2014-01 of the Harrison County Regional Sewer District and as amended that would charge a penalty fee in the amount of Seven Hundred Fifty Dollars ($750.00) when a property owner connects to a sewer line operated by the RSD without proper written notification to the RSD in order to allow the RSD to properly inspect such connection.

Section 3. All ordinances and parts thereof in conflict herewith are hereby replaced. Any remaining sections of Ordinance No. 2014-01 not in conflict shall remain in effect.

Section 4. This ordinance shall be in full force and effect from and upon its adoption in accordance with Indiana law.

ALL OF WHICH IS ORDAINED this 19th day of October, 2016.

Board of Trustees
Harrison County Regional Sewer District

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Attest:

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Christopher Byrd
Board Attorney

This Document Prepared By:
Christopher L. Byrd, #23526-49
Harrison County Regional Sewer District Attorney
Dillman Chastain Byrd, LLC
PO Box 640
Corydon, IN 47112
(812) 738-2100