

## ORDINANCE #07-2016

### AMENDMENT TO §50.45, SEWAGE USE AND RATES

The Town Council of the Town of Monon, Indiana hereby give notice that the Monon Town Council shall read for the first time the following ordinance at the **SPECIAL** meeting scheduled for 5:00 pm on Tuesday June 21, 2016 at Monon Town Hall.

Pursuant to I.C. 36-4-3-7.

**WHEREAS**, the Town Council of the Town of Monon, Indiana, from time to time must set utility rates, including wastewater rates, pursuant to Indiana Code; and

**WHEREAS**, costs of the wastewater treatment facility operations have risen along with debt servicing of bonds for infrastructure improvements relating to wastewater treatment capital improvements.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MONON, INDIANA, AS FOLLOWS:**

#### § 50.45 SEWAGE USE AND RATES.

(A) For the use of and the service 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 the town sanitary system or otherwise discharges sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sanitary sewage system of the town.

(B) The 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 determined in this chapter.

(C) The sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to the 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 purpose of billing and collecting the charges monthly, the users shall be billed each month (or period equaling a month). The water usage schedule on which the amount of the rates and charges shall be determined is as follows:

All Class I Users	
<b>1. Treatment rate - total treatment rate per 1,000 gallons:</b>	
<i>For service provided</i>	<i>Rate</i>
On or after 08-01-2016	\$8.84
<b>Plus</b>	

<b>2. Base rate - monthly base rate:</b>	
<i>On or after 08-01-2016</i>	<i>Rate</i>
5/8" - 3/4" water meter	\$21.99
1" water meter	\$51.08
1-1/4" water meter	\$80.02
1-1/2" water meter	\$114.98
2" water meter	\$196.56
3" water meter	\$448.17
4" water meter	\$796.97
6" water meter or larger	\$1787.03

(D) For users of the sewage works that are unmetered water users or accurate meter readings are not available, the monthly charge shall be determined by equivalent single-family dwelling units, except as herein provided. Sewage service bills shall be rendered once each month (or period equaling a month). The schedule on which the rates and charges shall be determined is as follows:

<i>Unit Type</i>	
<i>On or after 08-01-2016</i>	<i>Rate</i>
Residential	
Single-family/unit	\$58.03
Apartment/unit	\$42.99
Commercial	
Retail establishment:	
First 3 employees	\$57.37
Each additional employee	\$19.10

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

(F) In order to recover the cost of monitoring industrial wastes, the town shall charge the user no less than \$41 per sample or cost thereof. This charge will be reviewed on the same basis as all other rates and charges in this chapter.

(G) Any lot, parcel of real estate or building that is connected to a sewer built after the date of this chapter, the cost of which is financed by sewer revenue bonds of the town, shall pay a capital connection charge of \$416.

(H) (1) It is the policy of the town to discontinue utility service to customers by reason of nonpayment of bills only after notice and a meaningful opportunity to be heard on disputed bills. The town's form for application for utility service and all bills shall contain, in addition to the title, address, room number, and telephone number of the official in charge of billing, clearly visible and easily readable provisions to the effect:

(a) That all bills are due and payable on or before the date set forth on the bill; and

(b) That if any bill is not paid by or before that date, a second bill will be mailed containing a cutoff notice that if the bill is not paid within ten days of the mailing of the second bill, service will be discontinued for nonpayment; and

(c) That any customer disputing the correctness of his or her bill shall have a right to a hearing at which time he or she may be represented in person and by counsel or any other person of his or her choosing and may present orally or in writing his or her complaint and contentions to the town official in charge of utility billing. This official shall be authorized to order that the customer's service not be discontinued and shall have the authority to make a final determination of the customer's complaint.

(2) Requests for delays or waiver of payment will not be entertained; only questions of proper and correct billing will be considered. In the absence of payment of the bill rendered or resort to the hearing procedure provided herein, service will be discontinued at the time specified, but in no event until the charges have been due and unpaid for at least 30 days.

(3) When it becomes necessary for the town to discontinue utility service to a customer for nonpayment of bills, service will be reinstated only after all bills for service then due have been paid, along with a turn-on charge in the sum of \$25.

(Ord. 07-2008, passed 10-21-2008)

(Ord. 08-2012, passed 06-19-2012)

(Ord. 03-2014, passed 06-17-2014)

(Ord. 07-2016, )

Attest: Timothy L. Brown, Clerk - Treasurer

Town Council President: Rosemary Cooley

Town Council Vice President: Dave Stimmel

Town Council Member: Stacy Selagy

Town Council Member: Ken Hickman

Town Council Member: Kirk Quasebarth