

**ORDINANCE NO. 2013-02**

**AN ORDINANCE AMENDING CHAPTER 78 OF THE MUNICIPAL CODE OF THE TOWN OF GRIFFITH, INDIANA, AS FROM TIME TO TIME AMENDED.**

**WHEREAS**, the Town of Griffith, Indiana, has heretofore constructed and has in operation a sewage works for the purpose of collecting sewage and waste and conveying the same away from the premises where produced and disposing of the same in a sanitary manner; and

**WHEREAS**, the Town Council believes that it is necessary to amend the schedule of rates and charges so as to produce sufficient revenue to pay expenses of maintenance and operation, including payment in lieu of taxes, to provide funds for necessary replacements and improvements to the sewage works, to provide adequate money for working capital, and to pay the principal and interest on any outstanding bonds in accordance with the applicable bond ordinances; and

**WHEREAS**, Indiana Code 36-9-23-1 et seq., requires that the rates and charges to be collected for the use of and the service rendered by such sewage works be fixed by Ordinance, finally adopted after due notice and public hearing; and

**WHEREAS**, the Town Council held a public hearing after due notice at which users of the sewage works, owners of property served or to be served by the works, and other interested persons were heard concerning the proposed fees set forth below.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GRIFFITH, INDIANA, THAT:**

**Section 1.** Section 78-178 RATES and Section 78-184 EXCESS STRENGTH SURCHARGE shall be amended as follows:

**78-178 RATES**

For the use of and the services rendered by the POTW, rates and charges shall be collected from the owner of each and every lot, parcel of real estate, or building that is connected with the POTW, or otherwise discharges sanitary sewage, industrial waste, water, or other liquids either directly or indirectly into the POTW, which rates and charges are payable and shall be in an amount determinable as hereinafter provided:

- (A) 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 may be measured by the water meter therein used, plus a base charge calculated by the size of the water meter installed except as otherwise provided by this Ordinance.

(1) BASE CHARGE PER MONTH

<u>Meter Size</u>	<u>Rate</u>
5/8"	\$ 7.65
3/4"	10.10
1"	16.80
1 1/4"	25.90
1 1/2"	36.85
2"	62.50
3"	141.80
4"	251.60
6"	562.50
8"	1,001.55

PLUS

(2) FLOW RATE CHARGE

Rate per 1,000 gallons \$ 3.40

- (B) All unmetered users, other than residential user dwelling units, shall be billed a base charge calculated by the size of the water line servicing said user as enumerated in "Section (A)" above and a charge based on flow calculated by the amount of water used and returned to the sanitary sewer otherwise measured or determined by the owner or other interested party or the Town, at its discretion, at the owner or other interested party's expense by the installation and maintenance of meters, weirs, volumetric measuring devices, or any adequate method of measurement approved by the Town in writing for determination of sewage discharge. THE UNMETERED USER CHARGE (UNLESS DETERMINED OTHERWISE) SHALL BE THE RATE OF \$29.75 PER MONTH PER SINGLE FAMILY DWELLING RESIDENCE BASED ON ASSUMED USAGE OF 6,500 GALLONS PER MONTH.
- (C) The following schedule of sewage rates and charges shall apply to all ratepayers residing outside the corporate boundaries of the sanitary district.

<u>Outside Sanitary District</u>			
<u>Monthly Base Charge</u>		<u>Tax</u>	
<u>Meter Size</u>	<u>User Charge</u>	<u>Replacement</u>	<u>Totals</u>
5/8"	\$ 7.65	\$ 1.55	\$ 9.20
3/4"	10.10	2.10	12.20
1"	16.80	3.45	20.25
1 1/4"	25.90	5.35	31.25
1 1/2"	36.85	7.60	44.45
2"	62.50	12.85	75.35
3"	141.80	29.00	170.80
4"	251.60	51.50	303.10
6"	562.50	115.10	677.60
8"	1,001.55	204.85	1,206.40

<u>PLUS</u>			
Rate per 1,000 gal. unmetered users:	\$ 3.40	\$ .70	\$ 4.10
Single-family dwelling unit	\$ 29.75	\$ 6.25	\$ 36.00

- (D) The tax replacement surcharge represents a 21% difference when compared with inside town users. This amount is used to cover additional operating expenses associated with serving the outside customers and to meet tax supported debt service payments otherwise covered by local property taxes.
- (E) The Flow Rate Charge portion of the user charges will be adjusted periodically as reflected in the Appendix A to account for changes in the cost of wholesale sewage treatment services.


**78-184 EXCESS STRENGTH SURCHARGE**

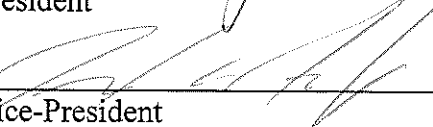
- (A) In order that the rates and charges may be justly and equitably adjusted to the service rendered to users, the Town shall base its charges not only on the volume, but also on strength and character of the sewage and wastes which it is required to treat and dispose of. The Town shall have the right to require the user to measure and/or determine the strength and content of all sewage and wastes discharged either directly or indirectly into the POTW, in such manner and by such method and at such times as the Town may deem practicable in light of the conditions and attending circumstances of the case, in order to determine the proper charge. The user shall furnish a central sampling point available to the Town at all times.
- (B) Additional charges for treating excessive strength domestic sewage waste shall be made on the following basis:
  - (1) Rate Surcharge Based Upon TSS. There shall be an additional charge of twenty cents (22¢) per pound of TSS for TSS received in excess of 200 mg/l of fluid.
  - (2) Rate Surcharge Based Upon CBOD. There shall be an additional charge of thirty-four cents (38¢) per pound of CBOD for CBOD received in excess of 175 mg/l of fluid.
  - (3) Rate Structure Based Upon Ammonia-Nitrogen. There shall be an additional charge of fifty-four cents (60¢) per pound of ammonia-nitrogen received in excess of 25 mg/l of fluid.
  - (4) Rate Surcharge Based Upon Phosphorus. There shall be an additional charge of thirty-four cents (38¢) per pound of phosphorus received in excess of 10 mg/l of fluid.
- (C) The determination of TSS, CBOD, Ammonia-Nitrogen, and Phosphorus contained in the waste shall be in accordance with the latest edition of Standard Methods.

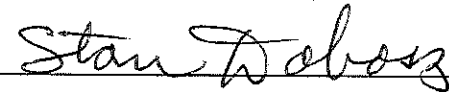
**Section 2.** This Ordinance shall be in full force and effect from and after its passage.

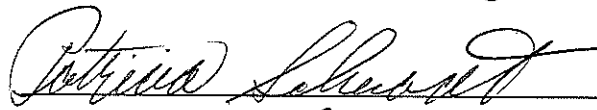
Passed and adopted by the Town Council of the Town of Griffith, Indiana, on the 5<sup>th</sup> day of FEBRUARY, 2013.

Griffith Town Council

  
\_\_\_\_\_  
President


  
\_\_\_\_\_  
Vice-President

  
\_\_\_\_\_  
Stan Wabosz

  
\_\_\_\_\_  
Patricia Schmitt

  
\_\_\_\_\_  
[Signature]

ATTEST:

  
\_\_\_\_\_  
George Jerome, Clerk-Treasurer

**GRIFFITH (INDIANA) SANITARY SEWAGE DISTRICT**

**APPENDIX "A"**

**Wholesale Sewage Treatment Cost Adjustment**

(Applicable to the Flow Rate Charge and the Unmetered User Charge)

The rate adjustment shall be on the basis of a Wholesale Sewage Treatment Cost Adjustment Tracking Factor, occasioned solely by changes in the cost of wholesale sewage treatment.

The Rate Adjustment to be added to the above listed rates shall be \$0.000 per 1,000 gallons.