

**ORDINANCE NO. 2018-05**

**AN ORDINANCE AMENDING CHAPTER 78-71 RATES AND CHARGES  
OF THE MUNICIPLE CODE OF THE TOWN OF GRIFFITH, INDIANA**

WHEREAS, the water utility has constructed and paid for facilities to distribute potable water throughout the Town; and

WHEREAS, the water meter costs for new construction set forth in Ordinance No. 2009-2, adopted by the Town Council of the Town (the "Council") on January 6, 2009, as has been otherwise amended from time to time by various Ordinances, (collectively, the "Prior Ordinances"); and

WHEREAS, utilities are entitled to a return upon their investment, the extent to which a municipally owned utility should earn a fair return on its investment is a matter of public policy in the discretion of the Town, and the Town elects to earn a fair return; and

WHEREAS, the Town has experienced an increase in the purchase of water meters for new construction, and the Town Council (the "Council") finds that the proposed modification to the existing ordinance should be enacted to allow for these and future increases to be passed along to owner or developer for the actual cost of the meter, as has been the practice by the Town; and

WHEREAS, 5/8" x 3/4" meters have increased \$65 for a total of \$265 per meter; 3/4" x 3/4" meters have increased \$70 for a total of \$300 per meter; 2" Octave (Commercial) meters increased \$278 for a total of \$2,190 per meter and future increases in all meters should be anticipated.

WHEREAS, the Council finds that the water meter costs for new construction set forth herein are required to maintain the sound physical and financial condition necessary to render adequate and efficient service, and will enable the Town to meet its legal revenue requirements; and

WHEREAS, the existing water meter costs for new construction as set forth in the Prior Ordinances will remain in full force and effect unless otherwise superseded set forth herein as the cost of the meters increase.

NOW THEREFORE, be it ordained by the Town Council of the Town of Griffith, Indiana that:

Section 1. Meter charges shall be the actual cost of the meter, increasing from time to time.

Section 2. The water meter costs for new construction set forth in the Prior Ordinances are hereby amended and the current costs are hereby adopted. The Amended Costs shall replace and supersede the Prior Costs to the extent different in Prior Ordinances.

Section 3. Aside from the Prior Costs that are amended as set forth in this Ordinance all other provisions of the Prior Ordinances shall remain in full force and effect.

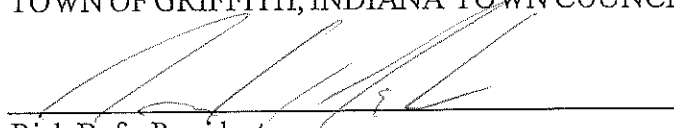
Section 4. All parts of ordinances in conflict herewith are hereby superseded.

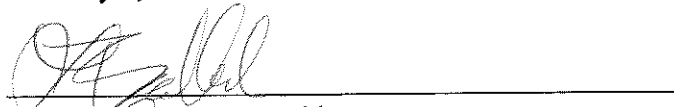
Section 5. The provisions of this Ordinance are severable. In the event any one or more of the provisions contained in this Ordinance should be invalid or unenforceable in any respect, the validity, legality, and enforceability of the remaining provisions contained herein, and/or the prior ordinances of the Town, shall not in any way be affected or impaired and shall remain in full force and effect.

Section 6. 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 this 6<sup>th</sup> day of FEBRUARY, 2018.


TOWN OF GRIFFITH, INDIANA TOWN COUNCIL

  
Rick Ryfa, President

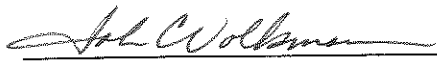
  
Larry Ballah, Vice President

  
Jim Marker

  
Melissa Robbins

  
Tony Hobson

ATTEST:

  
John Volkmann, Clerk-Treasurer  
Town of Griffith, Indiana