

ORDINANCE 18-4-4

Synopsis: This ordinance, if adopted, would amend portions of Section 52.50 of the Code of Ordinances of the Town of Ossian, Indiana and provide for a six phase increase in water rates and charges.

AN ORDINANCE AMENDING SECTION 52.50 OF THE CODE OF ORDINANCES OF THE TOWN OF OSSIAN, INDIANA

WHEREAS, the Town Council ("Council") of the Town of Ossian, Indiana ("Town") has enacted and established certain user rates and charges to be collected from the customers of its water works; and

WHEREAS, the Town has obtained engineering evaluations of the Town's responsibility to meet federal and state water standards and obligations and has also obtained financial studies of its water works made by the Town's financial consultant; and

WHEREAS, those evaluations and studies establish that increasing expenditures are necessary to meet the immediate and near-term requirements of the Towns' water works and the revenues generated by the rates and charges currently in force are inadequate to meet those requirements; and

WHEREAS, the statutes of Indiana require that the rates and charges to be collected for the use of services rendered by that water system shall be fixed by ordinance adopted in accordance with the requirements of applicable authority; and

WHEREAS, Council has conducted a public hearing regarding this ordinance following notice and publication as required by Indiana law; and

WHEREAS, Council, having evaluated available data regarding these matters, now finds:

- That the existing rates and charges for the use of, and services rendered by, the Town's water works system are insufficient to properly operate and maintain those water works, and to properly serve and safeguard the health, well-being, and property of the Town and its inhabitants and water system users, provide for depreciation and finance necessary upgrades and improvements to the system, and that therefore certain rates and charges should be increased; and

- That biannual adjustments in the water rates would be a prudent and necessary step to ensure that water rates remain sufficient to operate and maintain the Town's water works; and

NOW THEREFORE BE IT ORDAINED, that Section 52.50(C) is added and Sections 52.50(A) and 52.50(B) of the Town's Code of Ordinances are hereby are deleted and replaced in their entirety with the following:

“52.50(A) Metered Rates Per Month (see Section 52.50(C) for phase in effective dates):

(1) *Consumption Per Month:*

	Phase 1	Phase 2	Phase 3	Phase 4	Phase 5	Phase 6
First 2,500 gal	7.35	7.60	7.85	8.10	8.35	8.60
Next 7,500 gal	6.77	7.02	7.27	7.52	7.77	8.02
Next 15,000 gal	5.67	5.87	6.06	6.25	6.44	6.64
Next 25,000 gal	4.45	4.60	4.75	4.91	5.06	5.21
Over 50,000 gal	3.37	3.49	3.60	3.72	3.83	3.95

(2) *Minimum Monthly Charge:*

Each customer (user) shall pay a minimum charge each month in the amount of:

Phase 1	Phase 2	Phase 3	Phase 4	Phase 5	Phase 6
18.38	19.00	19.63	20.25	20.88	21.50

52.50 (B) Fire Protection Charges (see Section 52.50(C) for phase in effective dates): For stand-by ready-to-serve, fire demand, the following charges shall apply:

(1) *Hydrant Charge – Per Hydrant, Per Annum:*

	Phase 1	Phase 2	Phase 3	Phase 4	Phase 5	Phase 6
Municipal	265.08	274.09	283.11	292.12	301.14	310.16
Private	265.08	274.09	283.11	292.12	301.14	310.16

(2) *Fire Sprinkler Connections - Per Connection, Per Annum:*

Connection Size	Phase 1	Phase 2	Phase 3	Phase 4	Phase 5	Phase 6
2 inch	29.50	30.51	31.51	32.51	33.52	34.54
3 inch	66.24	68.50	70.75	73.00	75.26	77.51
4 inch	118.10	122.11	126.13	130.15	134.16	138.18
6 inch	265.08	274.09	283.11	292.12	301.14	310.16
8 inch	471.06	487.09	503.11	519.13	535.15	551.18

52.50(C) Phase In of 52.50(A) and (B) Rates and Charges:

- (1) The Phase 1 rates of subsections (A) and (B) above shall be effect for and after the first billing period following the adoption of this ordinance.
- (2) The Phase 2 rates shall supersede and replace those Phase 1 rates effective as of and for and after the first billing period commencing following May 31, 2020.
- (3) The Phase 3 rates shall supersede and replace those Phase 2 rates effective as of and for and after the first billing period commencing following May 31, 2022.
- (4) The Phase 4 rates shall supersede and replace those Phase 3 rates effective as of and for and after the first billing period commencing following May 31, 2024.
- (5) The Phase 5 rates shall supersede and replace those Phase 4 rates effective as of and for and after the first billing period commencing following May 31, 2026.
- (6) The Phase 6 rates shall supersede and replace those Phase 5 rates effective as of and for and after the first billing period commencing following May 31, 2028.

NOTE: The rates and charges of this Section 52.50 apply to individual customers; they shall not be construed to permit multiple customers being served through one

meter, except as expressly authorized in advance and in writing by the Town Council.”

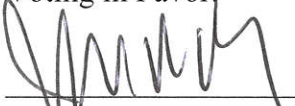
BE IT FINALLY ORDAINED, that this ordinance shall be in full force and effect for the first billing period commencing after its adoption, and for all billing periods thereafter as set out herein, all in accordance with applicable law and pending further action by this Council and all ordinances or parts of ordinances in conflict herewith are hereby repealed.


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After conducting an appropriately noticed public hearing, Ordinance 18-4-4 was duly adopted this 14 day of MAY, 2018, by a vote of 5 in favor and 0 in opposition.

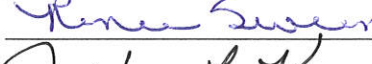
TOWN OF OSSIAN, INDIANA by its TOWN COUNCIL


Voting in Favor:











Josh Barkley
(President)

Brad Pursley

Bill Dowty

Renee Sweeney

Jeff Kemper

Voting in Opposition:

Attest:



Jeannette Dickey
Clerk-Treasurer

AFFIDAVIT OF MAILING AND POSTING
Ordinance 18-4-4

The undersigned hereby certifies that she did:

1. Post a true and exact copy of the Notice of Public Hearing attached hereto and by this reference incorporated herein in the public area of the Town Hall of the Town of Ossian, 507 N. Jefferson Street, Ossian, Indiana and delivered to all news media requesting and regularly receiving such notices on April 10, 2018,

AND

2. Mail a copy of that Notice to each of those users of the Town's municipal Water Department who (which) are located outside the Town's corporate boundaries and to each owner of vacant lots within the Town's corporate boundaries, by first class mail, postage prepaid, on April 10, 2018.

Jeannette Dickey as the Clerk-Treasurer
(Jeannette Dickey) of the Town of Ossian, Indiana

Subscribed and sworn to before me, a Notary Public in and for Wells County, Indiana, this 10 day of April, 2018.

Sally Bracke Notary Public
(SALLY BRACKE)

My Commission Expires: June 26, 2021

My County of Residence: WELLS