

LIZTON MUNICIPAL WASTEWATER UTILITY

SCHEDULE OF PROPOSED WASTEWATER RATES AND CHARGES

		Phase I	Phase II
		Immediately	Bills prepared after July 2024 7.69%
<u>Monthly Base Charges:</u>			
Residential	Effective:	\$ 68.00	\$ 70.00
Professional			
First 3 Employees		68.00	70.00
Next 5 Employees		68.00	70.00
Each 10 Additional		68.00	70.00
Retail			
First 2 Employees		68.00	70.00
Next 3 Employees		68.00	70.00
Each 5 Additional		68.00	70.00
Churches, Lodges, et. al.			
First 75 Members		68.00	70.00
Each 25 Additional		20.40	21.00
Gasoline Service Stations		136.01	140.00
Washeterias and Laundromats (per washer)		45.74	47.08
Schools (annually, per enrolled pupil)		2.72	2.80
Nursing Homes and Hospitals (per available bed)		33.39	34.37
Hotels and Motels (per room available for occupancy)		17.07	17.58
<u>Connection Fees: (per EDU)</u>		\$ 1,500.00	\$ 1,500.00
<u>Capacity Fees: (per EDU)</u>		\$ 3,000.00	\$ 3,000.00
<u>Inspection Fees: (per insepction)</u>		\$ 125.00	\$ 125.00
<u>Excessive Strength Charges (per pound):</u>			
BOD Surcharge		0.069	0.069
Suspended Solids Surcharge		0.055	0.055
<u>Penalties:</u>		-----10% of unpaid balance-----	
<u>Bad Check Charge:</u>		\$ 40.00	\$ 40.00

Mark Bush

ORDINANCE NO: 07102023 A

AN ORDINANCE AMENDING THE SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE TOWN OF LIZTON, INDIANA, FROM THE OWNERS OF PROPERTY SERVED BY THE WASTEWATER UTILITY OF SAID TOWN AND OTHER MATTERS CONNECTED THEREWITH

WHEREAS, the Town of Lizton, Indiana (“Town”) has heretofore constructed and has in operation a Wastewater Utility for the purpose of collecting and disposing in a sanitary manner the wastewater to the Town; and

WHEREAS, IC 36-9-23 provides that a municipal legislative body shall, by ordinance, establish just and equitable fees for the services rendered by the sewage works; and

WHEREAS, the existing sewage rates and charges are set forth in Ordinance No. 1973-3, as amended by the Town Council on November 8, 1993, and by Ordinance No. 98-003 and amended on February 19, 2002 by Ordinance No. 2002-4 (collectively, “Ordinances”) and amended on August 8, 2011 by the Town Council by Ordinance No. 2011-08-08-001; and August 11, 2021 by Ordinance No. 2021-11-8.

WHEREAS, the Town has determined that certain improvements to the sewage/wastewater works are necessary which will be financed by the issuance of sewage works revenue bonds; and

WHEREAS, the Town Council finds that, based upon the advice of its financial advisor, O.W. Krohn & Associates, the existing sewage rates and charges as set for in the Ordinances are insufficient to enable the Town to properly operate and maintain its sewage treatment work facility, pay debt service on its bonds and fund additions and improvements to the system; and

WHEREAS, the Town Council finds that the rates and charges set forth herein are reasonable and just and are based upon the cost of providing service to the customers of the sewage works; and

WHEREAS, THE Town Council finds that the Ordinances should be repealed and that the rates and charges set forth herein should be enacted;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LIZTON, INDIANA:

SECTION 1. For the use of and the service rendered by the said sewage disposal 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’s sanitary sewage system/wastewater utility or otherwise discharges sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sewage system of the Town, which rates and charges shall be payable as hereinafter provided and shall be in an amount determinable as follows:

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First	2 Employees	68.00	70.00
Next	3 Employees	68.00	70.00
Each	5 Additional	68.00	70.00
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First	75 Members	68.00	70.00
Each	25 Additional	20.40	21.00
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Payment for the rates and charges will be due on or before the 25th day of each month. Payments received after the 25th day of each month shall include a delinquent penalty of ten percent (10%) of the amount charges as proved by IC 36-9-23-31.

In the event two or more classes of users are located in one premises (such as restaurant and motel, residence and beauty shop, etc.) then the monthly rates for each such class of users shall be added to determine the monthly charge for the premises.

In the event of an industrial process which requires use of water and subsequent disposal through the sanitary sewage system, the Town shall require the user to measure, by means satisfactory to the Town, such additional usage and shall apply an additional charge based upon the equivalency of such usage to that of a single family dwelling unit.

SECTION 2. In order that the rates and charges may be justly and equitably adjusted to the service rendered, 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 require the owner or other user to determine the strength and content of all sewage and wastes discharged, either directly or indirectly, into the sanitary sewage system, in such manner and by such method as the Town may deem practicable in the light of the conditions and attending circumstance of the case, in order to determine the proper charge. The owner or other user shall furnish a central sampling point available to the Town at all times.

SECTION 3. Extra charges based on the strength of the sewage and liquid wastes shall be made on the following basis:

Rate Surcharge Based Upon Suspended Solids

There shall be an additional charge of \$0.45 per 1,000 gallons of flow of each 100 milligrams, or fraction thereof, of suspended solids in excess of 250 milligrams per liter of fluid.

Rate Surcharge Based Upon BOD

There shall be an additional charge of \$.045 per 1,000 gallons of flow for each 100 milligrams, or fraction thereof, of biochemical oxygen demand in excess of 250 milligrams per liter of fluid.

SECTION 4: To determine the strength of the sewage and wastes, samplings and analysis shall be made from time to time whenever it is deemed desirable by the Town. After charges have been established based upon the strength of sewage and wastes, the owner may request reconsideration of these charges by the Town by submitting analysis of composite samples of the sewage and wastes subject to such charges, certified by a Registered Engineer or a qualified graduate chemist. The Town may then adjust the charges to the ordinance fees and charges required by such analysis or may check the finds by additional samplings and analysis.

Requests for fee rate adjustments by the owner may be submitted no more often than once every twelve (12) months.

The determination of Suspended Solids and Five-day Biochemical Oxygen Demand contained in the waste shall be in accordance with the latest copy of "Standard Methods for the Examination of Water, Sewage and Industrial Wastes," as written by the American Public Health Association, the American Water Works Association and the Water Pollution Control Federation.

SECTION 5. Except for Billings to multiple users such as apartment houses, mobile home, courts, and housekeeping rooms, the rates and charges may be billed to the tenant or tenants occupying the properties served unless otherwise requested in writing by the owners but such billings shall in no way relieve the owner from liability in the event payment is not made as herein required. The owners of the properties served which are occupied by tenants shall have the right to examine the collection record of the Town for the purposes of determining whether such rates and charges have been paid by such tenants, provided that such examination shall be made at the office at which said records are kept and during the hours that such office is open for business.

SECTION 6. For the purposes of this Ordinance, the terms "sanitary sewage" and "industrial wastes" shall be defined as follows:

"Sanitary Sewage" is hereby defined as the waste from water closets, urinals, lavatories, sinks, bathtubs, showers, household laundries, basement drains, garage floor drains, bars, soda fountains, cuspidors, refrigerator drips, drinking fountains and stable floor drains.

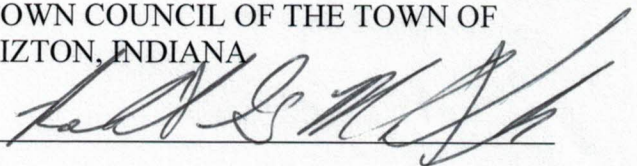
"Industrial Wastes" are hereby defined as being liquid waste resulting from any commercial, manufacturing or industrial operation or process.

SECTION 7. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION 8. This ordinance shall be in full force and effect from and after its passage and the Ordinance and all ordinances previously enacted which are in conflict with the provisions of this ordinance are hereby specific all repealed.

PASSED AND ADOPTED by the Town Council of the Town of Lizton on the 14th day of August, 2023.

TOWN COUNCIL OF THE TOWN OF
LIZTON, INDIANA



Lise K. Cronch

Phil Capelin

ATTEST:

Nicole Kish

Clerk-Treasurer