



**ORDINANCE NO. 2007-SEW- 1**

**AN ORDINANCE AMENDING THE RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE SEWAGE WORKS SYSTEM OF THE TOWN OF CORYDON, INDIANA, TO INCLUDE CHARGES FOR EIGHT INCH AND TEN INCH WATER METER CONNECTIONS**

**WHEREAS**, the Town of Corydon, Indiana (the "Town") has established, acquired, and financed its sewage works for the purpose of providing for the collection, treatment and disposal of sewage from inhabitants in and around the Town; and

**WHEREAS**, the current rates and charges of the sewage works are set forth in and billed and collected by the Town pursuant to the provisions of Ordinance No. 1992-SEW-2 adopted by the Town Council of the Town (the "Council") on August 24, 1992 (the "1992 Ordinance") and Sewer Use Ordinance 2000-SEW-1 adopted by the Council on March 13, 2000 (the "2000 Ordinance"), such 1992 Ordinance and 2000 Ordinance as amended by Ordinance No. 2006-SEW-1 adopted by the Council on November 27, 2006 (the "2006 Ordinance") (the 1992 Ordinance, the 2000 Ordinance and the 2006 Ordinance, collectively the "Rate Ordinances"); and

**WHEREAS**, H. J. Umbaugh & Associates, LLP, Certified Public Accountants, the financial advisor to the Town, has advised the Town that the Rate Ordinances do not include rates and charges for eight inch and ten inch water meter connections and that such rates and charges are necessary for certain sewage works customers of the Town; and

**WHEREAS**, the Council finds that the current rates and charges for the use of and service rendered by the sewage works, which do not include rates and charges for eight inch and ten inch water meter connections, do not produce sufficient revenues to pay all the legal and necessary expenses incident to the operation of such sewage works, including legal expenses, maintenance costs, operating charges, repairs, lease rentals and interest charges on bonds or other obligations of the sewage works, to provide a sinking fund for the liquidation of indebtedness, and to provide adequate funds to be used as working capital and funds for making extensions and replacements and to make payments in lieu of taxes; and

**WHEREAS**, the Council finds that the current rates and charges as enacted pursuant to the Rate Ordinances, which do not include rates and charges for eight inch and ten inch water meter connections, do not produce an income sufficient to maintain the sewage works property in a sound physical and financial condition to render adequate and efficient service; and

**WHEREAS**, the Council finds that the current rates and charges for the use of and service rendered by the sewage works must be amended include rates and charges for eight inch and ten inch water meter connections in order to provide sufficient revenue to meet such

requirements and that it is necessary to amend the Rate Ordinances specifically to include such additional rates and charges; and

**WHEREAS**, the Council finds that the rates and charges set forth herein are based upon the cost of providing service to the customers of the sewage works and will enable to the Town to meet its legal revenue requirements for the sewage works;

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

**Section 1.** Section 1 of the 2006 Ordinance, which amends and restates Section 2(a) of the 1992 Ordinance, is hereby amended and restated to include an eight inch and ten inch monthly base charge as follows:

“The sewage rates and charges shall be based on the quantity of water used on the property or premises subject to such rates, 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 for sewage service, the water meters shall be read monthly and the users shall be billed monthly or a period equaling a month. The water usage schedule on which the amount of said rates and charges shall be determined is as follows:

I. Monthly Base Charge – Metered Users

Meter Size:

5/8 – 3/4	inch	\$ 4.60
1	inch	8.35
1 1/4	inch	12.20
1 1/2	inch	16.75
2	inch	27.45
3	inch	60.50
4	inch	103.70
6	inch	233.30
8	inch	413.95
10	inch	645.45

II. Allocation for Tyson Foods (f/k/a Hudson Foods)

(in addition to the above base charges)      \$7,705.00/month

III. Flow Charge (per 1,000 gallons)

Tyson Foods	\$1.97
All other users	3.50

**Section 2.** Section 5 of the 2006 Ordinance, which amends and restates the schedule for determining the capacity fee component of the connection fee as set forth in Section 2.1G of the 2000 Ordinance, commencing on the bottom of page 21 thereof, is hereby amended and restated to include an eight inch and ten inch capacity fee component as follows:

<u>"Meter Size</u>		<u>Equivalent Ratio</u>	<u>Capacity Charge</u>
5/8 by 3/4	inch	1.0	\$ 1,500.00
1	inch	2.5	3,750.00
1 1/2	inch	5.0	7,500.00
2	inch	8.0	12,000.00
3	inch	15.0	22,500.00
4	inch	25.0	37,500.00
6	inch	50.0	75,000.00
8	inch	80.0	120,000.00
10	inch	115.0	172,500.00

Therefore, the minimum connection charge, subject to the above, would be \$2,175.00 (minimum capacity fee of \$1,500.00 plus the minimum tap fee of \$675.00).

The minimum tap fee of \$675.00 and the inspection fee of \$50.00 as set forth in Section 2.1G of the 2000 Ordinance shall remain in full force and effect in accordance with the provisions of the 2000 Ordinance."

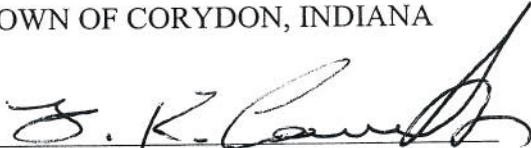
**Section 3.** All ordinances and parts of ordinances in conflict herewith, including the provisions of the Rate Ordinances as hereby amended, are hereby repealed. The provisions of the Rate Ordinances not amended hereby shall remain in full force and effect.


**Section 4.** 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.

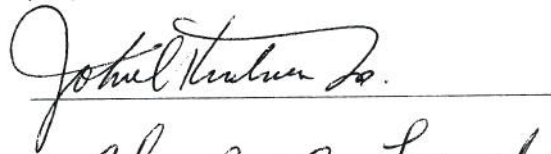
**Section 5.** This ordinance shall be in full force and effect from and after its passage.

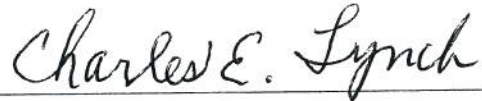
Passed and adopted by the Town Council of the Town of Corydon, Indiana, on this 26th  
day of November, 2007.

TOWN COUNCIL OF THE  
TOWN OF CORYDON, INDIANA

  
Fred K. Cammack, Presiding Officer

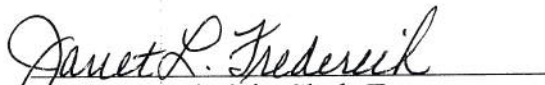
  
Rebecca A. Campbell

  
John H. Hartman Jr.

  
Charles E. Lynch

  
Judy L. Kennedy

Attest:

  
Janet L. Frederick, Clerk-Treasurer