

ORDINANCE NO. 2008-SEW- 3

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, CONCERNING RETURNED CHECK CHARGES

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, as amended from time to time, including by Ordinance No. 2006-SEW-1 adopted by the Council on November 27, 2006 (the "2006 Ordinance"); and

WHEREAS, the 2006 Ordinance established a \$15 charge to customers of the sewage works for checks that are returned for insufficient funds and the Town finds that such charge should be increased to \$25 due to increased costs in the processing of such checks; and

WHEREAS, the Council finds that in light of the foregoing, the current rates and charges for the use of and service rendered by the sewage works 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 of the sewage works 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 to increase the charge for checks that are returned for insufficient funds and that it is necessary to amend the 2006 Ordinance accordingly; 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 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. The returned check fee in the amount of \$15.00 per returned check as set forth in Section 6 of the 2006 Ordinance is hereby amended and restated as \$25.00 per returned check.

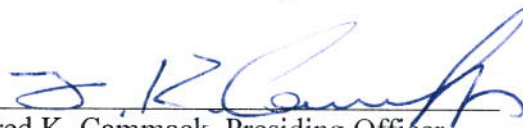
Section 2. All ordinances and parts of ordinances in conflict herewith, including the provisions of the 2006 Ordinance as hereby amended, are hereby repealed. The provisions of the 2006 Ordinance and all other ordinances not amended hereby shall remain in full force and effect.

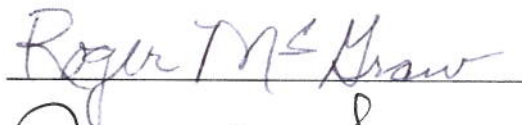
Section 3. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

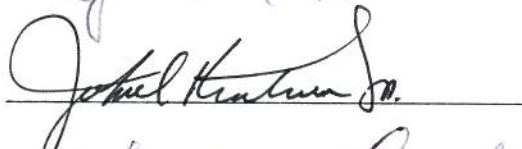
Section 4. This ordinance shall be in full force and effect from and after its passage.

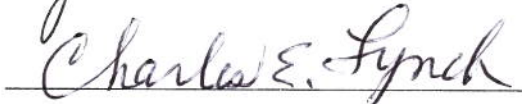
Passed and adopted by the Town Council of the Town of Corydon, Indiana, on this 27th
day of October, 2008.

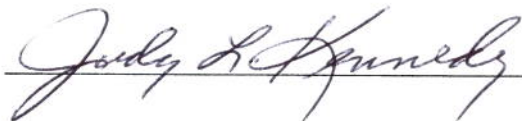
TOWN COUNCIL OF THE
TOWN OF CORYDON, INDIANA


Fred K. Cammack, Presiding Officer



Roger M. Graw


Jubel Keatman Jr.


Charles E. Lynch


Judy L. Kennedy

Attest:


Tregala M. King, Clerk-Treasurer