

ORDINANCE NO. 2023-02

**ORDINANCE REPEALING ORDINANCE NOS. 1-1996, 1998-2, 2003-2,
2006-2, AND 2017-01 AND ESTABLISHING NEW RATES FOR THE
SOUTH HENRY REGIONAL WASTE DISTRICT**

WHEREAS, the South Henry Regional Waste District ("District") has heretofore constructed and has in operation a sewage works facilities; and

WHEREAS, the existing sewage rates and charges of the District were previously set forth in Ordinance No. 1-1996, adopted October 8, 1996, as amended by Ordinance No. 1998-2, adopted December 8, 1998, Ordinance No. 2003-2, adopted February 7, 2003, Ordinance No. 2006-2, adopted December 12, 2006, and Ordinance No. 2017-01, adopted January 9, 2018 (collectively, the "Existing Rate Ordinances"); and

WHEREAS, the District, by and through its Board of Trustees, has determined that the current rates are not sufficient to fund the reasonable and necessary costs of operation, maintenance, debt service, and replacement costs for the sewage works facilities; and

WHEREAS, Ind. Code § 13-26-11-8 provides that the Board of Trustees of the District shall, by ordinance, establish just and equitable fees for the services rendered by the sewage works, which said fees may be periodically changed and readjusted by the Board of Trustees; and

WHEREAS, the Board of Trustees now finds that, based upon advice of its financial advisor, it is necessary to establish a new schedule of rates and charges as hereinafter described.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE SOUTH HENRY REGIONAL WASTE DISTRICT THAT:

Section 1. Ordinance No. 1-1996, adopted October 8, 1996, Ordinance No. 1998-2, adopted December 8, 1998, Ordinance No. 2003-2, adopted February 7, 2003, Ordinance No. 2006-2, adopted December 12, 2006, and Ordinance No. 2017-01, adopted January 9, 2018, are hereby repealed in their entirety.

Section 2. The Board of Trustees hereby establishes the rates and charges to be paid by the ratepayers of the District as described in Appendix A, attached hereto, and incorporated into this Ordinance as if fully restated herein. For users who do not fall within the categories referenced in Appendix A, those users' treatment rates will be calculated by applying the metered rates to the estimated usage as determined by the Board of Trustees on an individual basis.

Section 3. All ordinances or parts thereof in conflict herewith are hereby repealed. The invalidity of any provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect notwithstanding such invalidity.

Section 4. The proposed Rates and Charges set forth herein are subject to existing Rates Capacity and Tap Fee Ordinances and any amendments thereto.

Appendix A

South Henry (Indiana) Regional Waste District Proposed Rates

	<u>User Charge</u>	<u>Debt Service</u>	<u>Total</u>
Treatment Rate - Per 1,000 Gallons of Usage Per Month	\$4.58	\$1.40	\$5.98

Base Rate

<u>Meter size</u>	<u>User Charge</u>	<u>Debt Service</u>	<u>Total</u>
5/8 - 3/4	\$17.30	\$13.60	\$30.90
1	37.76	34.02	71.78
1 1/4	58.21	54.44	112.65
1 1/2	82.73	78.89	161.62
2	140.03	136.02	276.05
3	317.17	312.81	629.98
4	548.96	544.02	1,092.98
6	1,244.15	1,237.60	2,481.75
TRI H.S	91.31	0.00	91.31

<u>User</u>	<u>Service Territories</u>			<u>Mays Service Area</u>	
	<u>User Charge</u>	<u>Debt Service</u>	<u>Total</u>	<u>Debt Service</u>	<u>Total</u>
Residential:					
Single Family Residence/ Unit	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Apartment or Trailer Court/Unit	30.16	15.60	45.76	6.73	\$2.49
Double	60.28	31.20	91.48	6.73	98.21
Home with apartment	70.34	36.40	106.74	6.73	113.47
Commercial :					
First 3 employees	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Each additional employee	10.08	5.20	15.28		15.28
Gasoline service station:					
W/O car wash facilities	\$60.28	\$31.20	\$91.48	\$6.73	\$98.21
With car wash facilities	100.45	52.00	152.45	6.73	159.18
Restaurants, Drive-Ins & Taverns W/ Eating and/or Drinking Facilities:					
First 2 employees	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Each additional employee	13.44	6.93	20.37	0.00	20.37
Motels - per unit	\$30.16	\$15.60	\$45.76	\$6.73	\$52.49
Laundromat - per washer	\$30.16	\$15.60	\$45.76	\$6.73	\$52.49
Car wash, manual - per bay	\$100.45	\$52.00	\$152.45	\$6.73	\$159.18
Shop or office in home	\$80.36	\$41.60	\$121.96	\$6.73	\$128.69
Professional Office:					
First 3 employees	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Each additional employee	13.44	6.93	20.37	0.00	20.37
<u>Governmental/Institutional</u>					
School/Student	\$1.62	\$0.83	\$2.45	\$0.00	\$2.45
Debt service for Mays project only				6.73	6.73
Churches, Lodges & Veterans Organizations:					
For Each 200 Members or Fraction Thereof	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Government Offices:					
First 3 employees	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Each additional employee	10.08	5.20	15.28	0.00	15.28
Industrial (Sanitary Flow Only):					
First 3 employees	\$40.18	\$20.80	\$60.98	\$6.73	\$67.71
Each additional employee	10.08	5.20	15.28	0.00	15.28

Rate surcharges per pound in excess of normal strength

Biochemical Oxygen Demand	\$0.25
Suspended Solids	0.25
Ammonia Nitrogen	1.22

For users who do not fall within the categories referenced above, those users' treatment rates will be calculated by applying the metered rates to the estimated usage as determined by the Board of Trustees on an individual basis.

Section 5. This Ordinance shall be in full force and effect upon passage and the rates and charges established herein shall be billed and collected on the earliest date allowed by law.

PASSED AND ADOPTED by the Board of Trustees of the South Henry Regional Waste District on this, the 11th day of July, 2023.

*BOARD OF TRUSTEES OF THE
SOUTH HENRY REGIONAL WASTE DISTRICT*

Donna Zuber
Board President

Jim B. Rogers
Board Vice President

Dwight Barnes
Board Secretary

Kathy Scrvin
Trustee

Ken Jarvis
Trustee

Tom Conley
Trustee

Trustee

ATTEST:

Nancy Harrison
Secretary