

**ORDINANCE NO. 2009-03**

An Ordinance amending parts of Ordinance No. 2002-03 and 2005-06, and establishing a schedule of rates and charges to be collected by the District from the owners of property served in the Orland, Wall, and Brown Lakes Service Areas by the District, and other matters connected therewith.

**WHEREAS**, the District has heretofore adopted Ordinance No. 2002-03 establishing rates and charges to be collected by the Steuben Lakes Regional Waste District and other matters, which Ordinance No. 2002-03 was amended by Ordinance No. 2003-06, which Ordinance No. 2003-06 was amended by Ordinance No. 2005-06, which Ordinance was amended by Ordinance No. 2008-1; which Ordinance was amended by Ordinance 2008-12; and

**WHEREAS**, the District has heretofore constructed and had in operation sewage works for the purpose of collecting and disposing of the sewage of the District in a sanitary manner, and has proposed to construct improvements thereto to provide service to the newly created Orland, Wall, and Brown Lakes Service Area; the construction of the improvements is hereafter referred to as the “Project” and

**WHEREAS**, it is necessary to establish a new schedule of rates and charges for the Orland, Wall, and Brown Lakes Service Areas so as to provide sufficient revenue to pay expenses of maintenance and operation, and to provide the necessary replacements and improvements to the sewage works, and pay annual principal and interest on the outstanding and proposed revenue bonds in accordance with applicable bond ordinances.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE STEUBEN LAKES REGIONAL WASTE DISTRICT, STEUBEN COUNTY, INDIANA:**

**Section 1.** That Section 2(a) of Ordinance No. 2002-03 as amended by Section 2 of Ordinance No. 2005-06 is hereby amended as follows:

(a) The various classes of users of the treatment works for the purpose of this Ordinance shall be as follows:

Class I Users – Users located in the Lone Tree Point, Antrup Field, and Beerman Field Service Areas:

- Residential
- Commercial
- Governmental
- Institutional
- Industrial

Class II Users – Users located outside of the Class I, Class III, and Class IV Service Areas:

- Residential
- Commercial
- Governmental
- Institutional

Industrial

Class III Users – Users located in the North Snow Bay Environmental Service Area:

Residential  
Commercial  
Governmental  
Institutional  
Industrial

Class IV Users – Users located in the Orland, Wall, and Brown Lakes Service Area:

Residential  
Commercial  
Governmental  
Institutional  
Industrial

**Section 2.** That Section 3 of Ordinance 2002-03, as previously amended, is further amended as follows:

**Section 3.** For the availability or use of and service rendered by the sewage works, rates and charges shall be collected from the owners of each and every lot, parcel of real estate, or building that is connected, or required to be connected to the District's sanitary system, or otherwise discharges sanitary sewage, industrial waste, water, or other liquids, either directly or indirectly, into the sanitary sewage system of the District. Such rates and charges shall include user charges, excessive strength surcharges, and other service charges, which rates and charges shall be payable as hereinafter provided, and shall be in an amount determined as follows:

(g) Class IV Users shall be billed as set forth on Exhibit A – Class IV Users.

The monthly rates and charges provided shall be applied throughout the year based upon the maximum sewage service required in any month in any calendar year with exception of those Large Commercial, Industrial, or Governmental users which have additional fees based on gallonage. For example, user charges based upon employment shall be applied throughout the year based upon the maximum employment of the user for such single maximum employment month, and such maximum usage shall be applied throughout the year.

**Section 3.** In order to produce revenue to pay interest on revenue bonds and other expenses payable prior to the completion of the Project, after the contracts for construction of the Project have been let and actual work commenced, the Class IV Users shall pay as follows:

Customer Charge - \$.88 per month per Class IV User

Debt Service Charge - \$10.82 per month per equivalent unit as established by Exhibit A

**Section 4.** The owners of any lot, parcel of real estate, or building that are Class IV Users shall pay a connection fee per equivalent unit as established by Exhibit A of:

(a) Connection Charge:	
For Construction	\$140
For Jones & Henry	<u>775</u>
Total	<u>\$915</u>

(b) The connection charge shall be due the date the application to connect to the sanitary sewer is filed in accordance with the District's Sewer Use Ordinance.

**Section 5.** In all other respects, except as amended hereby, Ordinance No. 2002-03 and No. 2005-06 as amended by previous Ordinances shall remain in full force and effect as passed and adopted.

**Section 6.** This ordinance shall become effective upon passage.

**PASSED AND ADOPTED BY THE STEUBEN LAKES REGIONAL WASTE DISTRICT, STEUBEN COUNTY, INDIANA, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2009.**

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ATTEST:

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## EXHIBIT A – CLASS IV USERS

(1) Residential

(i) Single Family Homes

	<u>Billing</u>	<u>Treatment</u>	<u>Total</u>
Monthly billing & treatment rate:	\$ 0.88	\$ 14.05	\$ 14.93

Plus:

	<u>Equivalent Unit</u>	<u>Collection System</u>	<u>Debt Service</u>	<u>Total</u>
Monthly collection system & debt service rate	1.00	\$ 12.29	\$ 48.28	\$ 60.57

(ii) Residential connections with multiple dwelling units:

	<u>Billing</u>	<u>Treatment</u>	<u>Total</u>
Monthly billing & treatment rate:	\$ 0.88	\$ 14.05	\$ 14.93

Plus:

	<u>Equivalent Unit</u>	<u>Collection System</u>	<u>Debt Service</u>	<u>Total</u>
Apartment building	0.75	\$ 9.22	\$ 36.21	\$ 45.43
Condominium building	0.75	\$ 9.22	\$ 36.21	\$ 45.43
Duplex/triplex/single family guest house	0.75	\$ 9.22	\$ 36.21	\$ 45.43
Trailer park/trailer	0.75	\$ 9.22	\$ 36.21	\$ 45.43

(2) Commercial/Institutional/Governmental:

(i) Small Connections:

	<u>Billing</u>	<u>Treatment</u>	<u>Total</u>
Monthly billing & treatment rate:	\$ 0.88	\$ 14.05	\$ 14.93

Plus:

	<u>Equivalent Unit</u>	<u>Collection System</u>	<u>Debt Service</u>	<u>Total</u>
Monthly collection system & debt service rate	1.00	\$ 12.29	\$ 48.28	\$ 60.57

(ii) Large Connections:

	<u>Billing</u>
Monthly billing rate:	\$ 0.88

Plus:

Monthly treatment rate per 1,000 gallons	\$ 2.81
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Plus:

Monthly collection system & debt service rate per meter size:

<u>Meter Size</u>	<u>Equivalent Unit</u>	<u>Collection System</u>	<u>Debt Service</u>	<u>Total</u>
5/8" – 3/4"	1.00	\$ 12.29	\$ 48.28	\$ 60.57
1"	2.50	\$ 30.73	\$ 120.70	\$ 151.43
1 1/2"	5.80	\$ 71.28	\$ 280.02	\$ 351.30
2"	10.00	\$ 122.90	\$ 482.80	\$ 605.70
4"	41.00	\$ 503.89	\$1,979.48	\$2,483.37