

ORDINANCE #972

ORDINANCE NO. SD-48

BEING A JOINT ORDINANCE OF THE ST. JOHN SANITARY DISTRICT AND THE TOWN OF ST. JOHN CONFIRMING ORDINANCE NO. SD-47/971 AND AMENDING ORDINANCE NO. 537 BEING AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE TOWN OF ST. JOHN FROM THE OWNERS OF PROPERTY SERVED BY THE SEWAGE WORKS OF SAID TOWN AND OTHER MATTERS THEREWITH.

WHEREAS, the financial consultant of the Town of St. John, H.J. Umbaugh & Associates, has calculated the increased cost for treatment of sanitary sewage by the users of the St. John Sanitary Sewage System caused by the expansion of the user base of said system and the increased cost of treatment, a copy of which report is attached hereto, made a part hereof, and marked as Exhibit "A"; and

WHEREAS, the Town of Schererville treats sewage and wastewater of the Town of St. John, and the charges therefore were decreased by court order from \$1.50 per thousand gallons to \$1.14 per thousand gallons; and

WHEREAS, it is necessary for the Town of St. John to continue to track a decrease in its costs of treated sewage and wastewater to those residents and users connected to the sanitary sewer system for the Town of St. John and provide a rebate for excess sums collected between January 1, 1993 and February 28, 1994 and;

WHEREAS, the Board of Sanitary Commissioners of the Sanitary District of the Town of St. John and the Board of Trustees of the Town of St. John, Lake County, Indiana, have determined that it is in the best interests of the town to provide for an increase in sewage rates as set forth in this ordinance; and

WHEREAS, a public hearing was held on the 6th day of October, 1994 at 7:30 o'clock p.m. at the Town Hall, St. John, Lake County, as provided by law.

NOW, THEREFORE, BE IT ORDAINED by the Board of Sanitary

Commissioners of the Sanitary District of the Town of St. John and the Board of Trustees of the Town of St. John, Lake County, Indiana, as follows:

A) That Section 3 of Ordinance No. 537 of the Town of St. John, Lake County, Indiana adopted July 14, 1980 be and hereby is amended to read as follows:

Section 3. For the use of and the service rendered by said 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 with the Town's sanitary system or otherwise discharges sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sanitary sewerage system of the Town of St. John. Such rates and charges include User Charges, debt service costs, excessive strength surcharges and other service charges, which rates and charges shall be payable as hereinafter provided and shall be in an amount determinable as follows:

- (a) The sewage rates and charges shall be based on the quantity of water used on or in the property of premises subject to such rates and charges, 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 each month (or period equaling a month).

The water usage schedule on which the amount of said rates and charges shall be determined shall be as follows:

All Class I Users

	<u>User Charge</u>	<u>Debt Services</u>	<u>TOTAL</u>
1) Flow rate (per 1,000 gallons)			
First 2,500 gallons	\$2.00	\$ .00	\$2.00
Over 2,500 gallons	\$2.00	\$1.25	\$3.25
2) Base rate - As follows:			

Monthly Base Rate

<u>Base Rate</u>	<u>User Charge</u>	<u>Debt Service</u>	<u>TOTAL</u>
5/8" - 3/4" water meter	\$ 5.65	\$ 0.00	\$ 5.65
1" water meter	12.10	.75	12.85
1 1/4"-1 1/2" water meter	26.29	2.71	29.00
2" water meter	44.35	5.00	49.35
3" water meter	100.25	11.95	112.20
4" water meter	177.65	25.45	203.10
6" water meter	396.95	51.80	448.75

(b) For users of the sewage works that are unmetered water users or accurate meter readings are not available, the monthly charge shall be determined by equivalent single family dwelling units, except as herein provided. Sewage service bills shall be rendered once each month (or period equaling a month). The schedule on which said rates and charges shall be determined is as follows:

Monthly Rate

	<u>User Charge</u>	<u>Debt Service</u>	<u>TOTAL</u>
<b>Residential:</b>			
Single family residence/unit	\$5.65	\$16.60	\$22.25
Apartment/unit	\$4.25	\$12.45	\$16.70
<b>Commercial:</b>			
Retail establishment:			
First 3 employees	\$5.65	\$16.60	\$22.25
Each additional employee	\$1.42	\$ 4.13	\$ 5.55

(c) For the service rendered to the Town of St. John, said Town shall be subject to the same rates and charges hereinabove provided, or to charges and rates established in harmony therewith.

(d) In order to recover the cost of monitoring industrial wastes the Town shall charge the user \$35.00 per sample. This charge will be reviewed and revised on the same basis as all other rates and charges in this ordinance.

B) That Section 6, ¶(f) and (g) of Ordinance No. 537 of the Town of St. John, Lake County, Indiana adopted July 14, 1980 be and hereby is amended to read as follows:

Section 6

\* \* \* \*

- (f) A sewage treatment capacity charge in the amount of \$1,379.00 per equivalent single-family dwelling unit shall be charged to any user who is issued a Building Permit by the Town of St. John after November 1, 1994.
- (g) Equivalent single-family dwelling unit, as referred to in Section 6(f) above, shall mean a family dwelling unit whether single or multiple-family dwelling units served through a single connection. For all other users, equivalent family dwelling units shall be computed by dividing the total estimated monthly usage by 7,000 gallons, provided however that no unit shall be less than one, and no sewage treatment capacity charge shall be less than \$1,379.00.

EXAMPLE: Estimated usage per month 50,000 gal. ÷  
7,000 gal./month = 7.142857143 X \$1,379.00 = \$9,850.00

C) That Section 6, §c of Ordinance No. 537 of the Town of St. John, Lake County, Indiana adopted July 14, 1980 be and hereby is amended to read as follows:

Section 7.


\* \* \* \*

- (c) As is provided by statute, all rates and charges not paid when due are hereby declared to be delinquent and a penalty of ten percent (10%) per annum, compounded monthly, of the amount of the rates or charges shall thereupon attach thereto. The time at which such rates or charges shall be paid is now fixed at fifteen (15) days after the date of mailing of the bill.
- D) 1. That the decrease in the cost of treating sewage charged to the Town of St. John by the Town of Schererville continue to be tracked and deducted from the rates and charges of the Town of St. John to its customers and a rebate provided to its customer base.
2. That, the decrease and rebate in the Town of St. John's schedule of rates and charges for sewage treatment shall be \$1.08 per thousand gallons until the sum of One Hundred Thousand

Dollars (\$100,000.00) more or less has been rebated to its customer base and thereafter the treatment component of the sewer rate shall be \$1.14 per thousand gallons.

Passed and adopted by the Board of Sanitary Commissioners of the Town of St. John on the 6th day of October, 1994.

  
\_\_\_\_\_  
JERRY RUDY

  
\_\_\_\_\_  
JOEL NIETING


  
\_\_\_\_\_  
RICHARD HOOVER


ATTEST:

  
\_\_\_\_\_  
JUDITH COMPANIK  
Clerk-Treasurer

Passed and adopted by the Board of Trustees of the Town of St. John, on the 24th day of October, 1994.

\_\_\_\_\_  
DOUGLAS PATTERSON

  
\_\_\_\_\_  
CARL BROWN

  
\_\_\_\_\_  
KENNETH GEMBALA

ATTEST:

  
\_\_\_\_\_  
JUDITH COMPANIK  
Clerk-Treasurer