

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO 1353

AN ORDINANCE REPEALING TOWN ORDINANCE NO. 980, BEING: "A JOINT ORDINANCE OF THE ST. JOHN SANITARY DISTRICT AND THE TOWN OF ST. JOHN CONFIRMING ORDINANCE NO. SD-49 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 CONNECTED THEREWITH" 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 CONNECTED THEREWITH" AND REPEALING ALL CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, did, on the 14th day of July, 1980, at a Public Meeting of the Town Council, pass, approve and adopt Ordinance No. 537, which established rates and charges to be collected from the owners of property serviced by the St. John sewage works; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, did, on the 15th day of December, 1994, at a Public Meeting of the Town Council, pass, approve and adopt Ordinance No. 980, which amended Ordinance No. 537, which established rates and charges to be collected from the owners of property serviced by the St. John sewage works; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the charges and fees established by Town Ordinance No. 537, as amended by Town Ordinance No. 980; and

WHEREAS, the Board of Sanitary Commissioners of the Town of St. John, Lake County, Indiana, has recommended that Town Ordinance No. 980 be repealed and that Town Ordinance No. 537 be amended due to the discontinuation of the Town providing a lateral from the local sewer to the property line of a customer for the tap in charge fee of \$640; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, did on the 23rd day of September, 2004, at a Public Meeting of the Town Council, hold a public hearing for purposes of considering repealing Town Ordinance No. 980 and amending Town Ordinance No. 537 as it applies to a sewer charge; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, having reviewed Town Ordinance No. 980 and Town Ordinance No. 537, now concurs that it is advisable,

necessary, and in the best interests of the residents of the Town of St. John that Town Ordinance No. 980 be repealed and that Town Ordinance No. 537 be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA:

SECTION ONE: That Town Ordinance No. 980, duly passed and adopted by the Town Council of the Town of St. John, Lake County, Indiana, on December 15, 1994, is hereby repealed in its entirety, upon passage and adoption of this Ordinance.

SECTION TWO: That Section 6(A) of Town Ordinance No. 537, duly passed and adopted by the Town Council of the Town of St. John, Lake County, Indiana, on July 14, 1980, is hereby repealed in its entirety, upon passage and adoption of this Ordinance

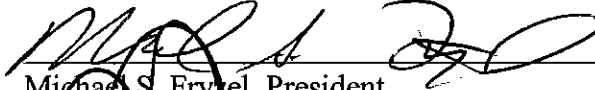
SECTION THREE: That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

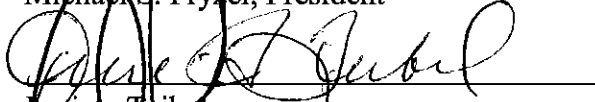
SECTION FOUR: If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.


SECTION FIVE: That this Ordinance shall take effect, and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana, and publication in conformance with applicable law.

ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, THIS 18th DAY OF NOVEMBER, 2004.

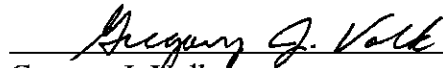
TOWN COUNCIL, TOWN OF ST. JOHN,
LAKE COUNTY, INDIANA,


Michael S. Fryxel, President

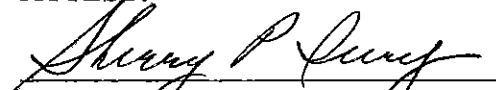

Jerri A. Teibel


Charles Pearson


Mark Barenie


Gregory J. Volk

ATTEST:


Sherry P. Sury, Clerk-Treasurer