

ORDINANCE NO. 2020-6

**AN ORDINANCE INCREASING THE RATES AND CHARGES FOR CUSTOMERS OF THE MUNICIPAL SEWER WORKS**

WHEREAS, the Town of Middletown operates a sewage works and has previously established rates and charges for users of the sewage works; and,

WHEREAS, the current rates do not and are not anticipated to produce sufficient revenue to pay all legal and necessary expenses required to operate the sewage works, including maintenance, operating charges, upkeep, repairs, depreciation, and other obligations of the sewage works; and,

WHEREAS, the Common Council of the Town of Middletown has considered the factors set forth in Indiana Code §36-9-23-25 and determined that the charge for the users of the sewage works should be adjusted; and,

WHEREAS, the Town Council has determined that a three percent (3%) increase in the current rates would be reasonable and just to produce sufficient revenue for the operation of the sewage works; and,

WHEREAS, the Town Council has further determined that the sum of three dollars (\$3.00) should be added to the monthly base charge for each customer and that the sum of three dollars (\$ 3.00) per month from each monthly payment received for sewer service should be credited to the sewer utility's capital reserve fund and utilized for the purpose of upgrading and repairing the sewage works.

NOW THEREFORE, BE IT ORDAINED by the Common Council of the Town of Middletown, Indiana that the rates and charges for its sewer works shall be increased as set forth below. The following rate schedule shall be utilized in the determination of charges assessed to its sewage works customers:

**(A) METERED USERS:**

**Monthly Base Charge**

Meter size:

5/8-3/4 inch.....	\$15.24
1 inch.....	\$29.82
1 ¼ inch.....	\$44.33
1 ½ inch.....	\$61.76
2 inch.....	\$102.43
3 inch.....	\$228.40
4 inch.....	\$393.12
6 inch.....	\$887.31

Flow Charge(per cubic foot.).....\$.0576

(B) UNMETERED USERS: (per month)

Residential single family

(Assuming 630 cu. ft average).....\$46.12

(C) STRENGTH AND CHARACTER CONSIDERATIONS:

Rate Surcharge Based Upon Suspended Solids

Per pound of suspended solids for suspended solids  
received in excess of 228 milligrams  
per liter of fluid .....\$0.23

Rate Surcharge Based Upon BOD

Per pound of biochemical oxygen demand for BOD  
received in excess of 200 milligrams  
per liter of fluid .....\$0.28

Rate Surcharge Based Upon P

Per pound of phosphorus for P  
received in excess of 4 milligrams  
per liter of fluid .....\$4.17

Rate Surcharge Based Upon NH3

Per pound of ammonia for NH3 received in  
excess of 30 milligrams  
per liter of fluid .....\$0.29

(D) The sum of three dollars (\$3.00) per month from each monthly payment received for sewer service shall be credited to the sewer utility's capital reserve fund.

All other provisions of the Town Code and all other Ordinances establishing charges for utility service, which are not expressly modified by this Ordinance, shall continue in effect.

**REPEALER.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SEVERABILITY.** Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

**EFFECTIVE DATE.** This ordinance shall become effective immediately upon passage and publication.

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF MIDDLETOWN,  
INDIANA THIS 2ND DAY OF FEBRUARY, 2020.

John Amie  
Raymond  
T. J. J.  
[Signature]  
Richard Schwalb

ATTEST:  
[Signature]  
Clerk-Treasurer