

ORDINANCE NO. 2022-4

**AN ORDINANCE ESTABLISHING THE RATES AND CHARGES
FOR CUSTOMERS OF THE MIDDLETOWN, INDIANA MUNICIPAL WATERWORKS**

WHEREAS, the Town of Middletown operates a municipal utility and has previously established rates and charges for users of the waterworks; and

WHEREAS, the water rates for the Town of Middletown, Indiana (the "Town") were last changed in 2020 by the passage of Ordinance No. 2020-5, and

WHEREAS, the Indiana Legislature has authorized the repeal of the Utility Receipts Tax (IC 6-2.3) in HEA 1002 effective July 1, 2022,

WHEREAS, the Middletown Town Council has heretofore found that the existing rates and charges for the use of and services rendered by the municipal waterworks of said Town include the 1.4% Indiana Utility Receipts Tax (URT), and that as a result thereof, it is necessary that said rates be altered in order to remove the URT,

WHEREAS, the Middletown Town Council has now determined, based upon above considerations that the proposed rates and charges for water service as set forth below reflect the removal of the 1.4% URT; and

WHEREAS, the Middletown Town Council finds that the rates and charges set forth herein should be adopted.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the Town of Middletown, Indiana that the rates and charges for its waterworks shall be decreased by approximately 1.4%. The following rate schedule shall be utilized in the determination of charges assessed to customers of its waterworks:

CONSUMPTION PER MONTH

First 500 cubic ft	\$0.03958
Next 1,500 cubic ft	\$0.03612
Over 2,000 cubic ft	\$0.02951

MINIMUM CHARGE PER MONTH

METER SIZE:

5/8-3/4 inch meter	\$ 22.64
1 inch meter	\$ 39.78
1-1/2 inch meter	\$ 66.48
2 inch meter	\$ 87.64
3 inch meter	\$151.16
4 inch meter	\$172.32
6 inch meter	\$257.00

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

All other provisions of the Town Code and all other Ordinances that establish rates and 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 All ordinances or parts of ordinances in conflict herewith are hereby repealed.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 on July 1, 2022.

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF MIDDLETOWN,
INDIANA THIS 31st DAY OF MAY, 2022.

MIDDLETOWN TOWN COUNCIL

John Ames
Raymond
[Signature]
[Signature]
Richard Schwab

ATTEST:

[Signature]
Clerk-Treasurer