

ORDINANCE 2023-11

WATER UTILITY ORDINANCE

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF GENEVA, INDIANA AND AMENDING CHAPTER 52 OF THE GENEVA TOWN CODE INCLUDING PROVISIONS REGARDING THE USE OF AND SERVICE RENDERED BY THE WATERWORKS SYSTEM OF THE TOWN OF GENEVA AND CHARGES THEREFOR

WHEREAS, the Board of Trustees of the Town of Geneva (“Town”) heretofore enacted Ordinance No. 2013-12 providing for the establishment of a schedule of rates and charges to be collected by the Town from the owners of property served by the Geneva Municipal Water Utility (“Utility”); and

WHEREAS, Ordinance No. 1986-03 was amended by Ordinance No. 1986-9, and further amended by Ordinance No 1996.05, and further amended by Ordinance No. 2000-4, and further amended by Ordinance No. 2006-1, and further amended by Ordinance No. 2009-12, and further amended by Ordinance 2013-12; and further amended by Ordinance No. 2017-05; and further amended by Ordinance No. 2019-1; and last amended by Ordinance No. 2020-2; and

WHEREAS, the Indiana Utility Receipts Tax (“URT”) was repealed by House Enrolled Act 1002 (“HB 1002”) which was signed into law on March 16, 2022 and requires the Utility to modify the schedule of rates and charges to reflect the removal of URT; and,

WHEREAS, the Town now finds it is necessary, after a rate study, completed by Baker Tilly Municipal Advisors for the Town to amend the rates and charges contained in said Ordinance as amended in order to provide for sufficient revenue to operate and maintain the Geneva Water Utility; now therefore,

THEREFOR be it ordained by the Board of Trustees of the Town of Geneva, Adams County, Indiana, that Chapter 52 of the Geneva Town Code be amended and restated as follows:

Chapter 52

Section 52.03 METERED RATES.

Usage Per Month			Charge Per 1,000 Gallons			
			<u>Phase I</u> (Effective 1/1/2024)	<u>Phase II</u> (Effective 1/1/2025)	<u>Phase III</u> (Effective 1/1/2026)	<u>Phase IV</u> (Effective 1/1/2027)
First	3,333	Gallons	\$8.82	\$9.17	\$9.45	\$9.73
Next	6,667	Gallons	7.49	7.79	8.02	8.26
Next	4,000	Gallons	6.76	7.03	7.24	7.46
Next	19,000	Gallons	6.01	6.25	6.44	6.63
Next	33,000	Gallons	5.25	5.46	5.63	5.79
Over	66,000	Gallons	4.50	4.68	4.82	4.97

Section 52.04 MINIMUM MONTHLY CHARGES.

All water customers of the Town of Geneva who have a meter connected to the Town's water utility shall be charged a minimum monthly charge as set forth below. The minimum charge is in recognition that customers who are connected to Town services receive a benefit of the capability to use said services, and such customers shall as such be responsible to contribute to the cost of the improvement and maintenance of the water utility infrastructure and fixed costs of labor, operating costs, and administrative expenses. If a customer desires to no longer receive the minimum monthly charge, the customer may contact the Town to remove the meter at such property at no cost to the customer. If a property owner desires for the meter to be reinstalled after it has been removed, the Town will reinstall the meter at such location a charge of \$375.00.

<u>Meter Size</u>	<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
5/8 – 3/4-inch	\$ 29.39	\$ 30.57	\$ 31.49	\$ 32.43
1-inch	49.93	51.92	53.48	55.09
1-1/2-inch	99.77	103.76	106.87	110.08
2-inch	174.67	181.66	187.11	192.72
3-inch	374.32	389.29	400.97	413.00
4-inch	623.89	648.84	668.31	688.36
6-inch	1,373.11	1,428.03	1,470.87	1,515.00

Section 52.05 FIRE PROTECTION.

	<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
Hydrant Rental (per annum)	\$ 462.91	\$ 481.43	\$ 495.87	\$ 510.75
Sprinkler Connection (per annum):				
6-inch	1,237.54	1,287.04	1,325.65	1,365.42
8-inch	1,650.04	1,716.04	1,767.53	1,820.55

Section 52.06 OTHER WATER SERVICES.

	<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
Public drinking fountain (per fountain/per annum)	\$544.48	\$566.26	\$583.25	\$600.75
Bulk water (up to 3,000 gallons)	198.83	206.78	212.98	219.37
Hydrant bulk water:				
Flat charge	33.13	34.46	35.49	36.56
Plus: Rate per 1,000 gallons	7.06	7.34	7.56	7.79
Other fees:				
Check Valve	575.00	575.00	575.00	575.00

Section 52.07 IRRIGATION METERS AND CHARGES, SPRINKLING CREDIT, FILLING SWIMMING POOLS.

At the request of a customer, the Town may install a second meter for the sole purpose of irrigation of lawns, landscaping and planting beds. The Town shall provide a meter at the cost to the Town plus 10% of such cost. The regular meter charge pursuant to Section 52.02 and 52.03 shall be charged for the use of water through an irrigation meter, but there shall be no sewage charge levied thereon. For the billing months of July through October, for customers who sprinkle their lawns, but do not have a dedicated irrigation system, if the customer contacts the Town and requests a sprinkling credit prior to the use of water for sprinkling purposes, the Town will credit the customer's account by calculating the wastewater charge during such months at the three (3) month average (mean) wastewater billing during the previous months of January, February and March. For customers who intend to fill a swimming pool, if the customer contacts the Town and requests a credit prior to the use of water to fill said pool, the Town will credit the customer's account by calculating the wastewater charge during the month in which the pool is filled at the three (3) month average (mean) wastewater billing during the previous months of January, February and March.

Section 52.08 AUTOMATIC SPRINKLERS.

<u>Connection Size</u>	<u>Rate Per Year</u>			
	<u>Phase I</u>	<u>Phase II</u>	<u>Phase III</u>	<u>Phase IV</u>
2-inch connection	\$ 23.92	\$ 24.88	\$ 25.62	\$ 26.39
3-inch connection	53.82	55.97	57.65	59.38
4-inch connection	95.68	99.51	102.49	105.57
6-inch connection	334.88	348.28	358.72	369.49
8-inch connection	382.72	398.03	409.97	422.27
10-inch connection	598.00	621.92	640.58	659.79
12-inch connection	861.12	895.56	922.43	950.10

Section 52.09 CONNECTION CHARGE.

<u>Tap Size</u>	<u>Charge</u>
5/8 inch to 1 inch tap	\$525.00
Larger than 1 inch tap	Actual cost of labor, material and equipment, but not less than \$525.00

The Town shall also be reimbursed for all boring costs regardless of the size of the tap.

This Ordinance shall in no way affect any other provisions, clause, or phrase contained in Ordinance No. 2020-2 as amended, and in all other respects, said Ordinance 2020-2 as amended by this Ordinance is hereby ratified and confirmed.

This Ordinance shall be in full force and effect from and after its passage.

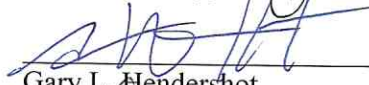
Duly adopted by the Town Council of Geneva, Adams County, Indiana, on this 8th day of August, 2023.



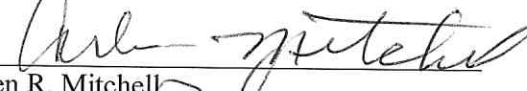
Agnes A. Schoch, President



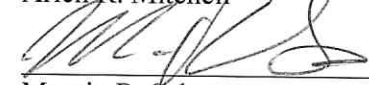
Andrew J. Briggs



Gary L. Hendershot



Arlen R. Mitchell



Marvin R. Schwartz

1st Reading: July 11, 2023

2nd Reading: August 8, 2023