

**NOTICE TO TAXPAYERS
CITY OF BEECH GROVE
Public Hearing Notice**

On February 4, 2013, the Common Council of the City of Beech Grove will conduct a public hearing pursuant to General Ordinance No. 1, 2013. General Ordinance 1, 2013 calls for an adjustment in rates established for treatment of wastewater and disposal of residential trash in the City of Beech Grove. The public hearing shall be held in the Council Chambers in City Hall located at 802 Main Street, Beech Grove, Indiana commencing at 7:00pm, local time. Pursuant to the Indiana Open Door Law, this notice shall be posted in common place for viewing by the general public, and the General Ordinance shall be made available to the general public.

GENERAL ORDINANCE NO. 1, 2013

General Ordinance No. 1, 2013 is an ordinance that amends Chapter 50 , Sections 50.001, 50.021, 50.032, 50.033, 50.046, 50.047, and 50.084 of the “Code of Ordinances” of the City of Beech Grove Indiana.

WHEREAS, by utilizing a flat rate billing schedule, residential users no longer would have to ask for adjustments of their sewer bill for the costs of water sprinkling, washing vehicles, toilets running, filling swimming pools, establishing news yards, leaks, and residential users would have the same monthly fee and the city would not be charged a meter reading fee for residential customers; and

WHEREAS, the cost to treat wastewater has risen by over \$102,000.00 in the last four years and according to Citizens Energy Group, wastewater treatment fees could rise by an estimated \$23,000.00 in 2013. The Capital Payment Schedule has increased by \$12,113.63 for a yearly total of \$71,712.63. The State Revolving Fund loan taken out in 2005 has increased by \$9,000.00 for a total of \$20,265.73 monthly, and currently the City of Beech Grove is paying \$3,200.00 per month (new charge) for meter readings supplied by Citizens Energy Group; and

WHEREAS, it may be a best practice and in the best interests of the City and the User’s of the City’s sewer system to provide for automatic adjustment provisions on an annual bases to cover the increases in cost of service, including but not limited to the increases charges by Citizens Energy Group for the treatment of wastewater.

NOW THEREFORE BE IT ORDAINED that the Common Council of the City of Beech Grove Indiana, finds cause to amend Chapter 50, Sections 50.001, 50.021, 50.032, 50.033, 50.046, 50.047, and 50.084 of the “Code of Ordinances” of the City of Beech Grove.

BE IT FURTHER ORDAINED that the Common Council of the City of Beech Grove, Indiana shall amend the “Code of Ordinances” as follows:

Section 50.001 DEFINITIONS

Section 50.001 shall be amended by deleting the following definitions:

Apartments
Multi-Family Residence
Residential User
Industrial User

The following definitions shall be added to Section 50.001, to wit:

User Class:

Shall mean the division of wastewater treatment customers by source, function, waste characteristics, and process or discharge similarities (i.e., residential, commercial, industrial, institutional, and governmental in the User Charge System).

i. Residential User:

Shall mean a user of the treatment works whose premises, dwelling unit, or building is used primarily as a residence for one or more persons, including all dwelling units and which premises, dwelling unit, or building is served by a 1 inch or smaller water meter.

ii. Commercial User:

Shall mean any establishment involved in a commercial enterprise, business or service which discharges primarily segregated domestic wastes or wastes from sanitary conveniences and is served by a water meter greater than 1 inch.

iii. Institutional User:

Shall mean any establishment involved in a social, charitable, religious and or educational function which discharges primarily segregated domestic wastes or

wastes from sanitary conveniences and is served by a water meter greater than 1 inch.

iv. Governmental User:

Shall mean any federal, state, or local governmental user of the wastewater treatment works, discharges primarily segregated domestic wastes or wastes from sanitary conveniences and is served by a water meter greater than 1 inch.

v. Industrial User:

Shall mean any manufacturing or processing facility that discharges industrial waste to a publicly owned treatment works, discharging primarily segregated domestic wastes or wastes from sanitary conveniences and is served by a water meter greater than 1 inch.

Section 50.021: UNLAWFUL DISCHARGES INTO PUBLIC SEWER

Section 50.021 (A) shall be **“amended”** by deleting the following:

“Board of Public Works and Safety”

And substituting the following therefore:

“Board of Sanitation”

Section 50.032: CALCULATIONS OF SEWER USE CHARGE

Section 50.032 shall be **“deleted”** in its entirety and the following shall be substituted therefore:

Section 50.032: Sewer Use Charge:

- (A) For the use of the services rendered by the sewage works, rates and charges shall be collected from the owners and/or residents and tenants of each and every lot, parcel of real estate, dwelling unit or building that is connected with the City’s sanitary sewer system or otherwise discharges sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sanitary sewer system of the City of Beech Grove. Such rates and**

charges include Operation and Maintenance. 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:

(B) For all User Classes except Residential Users the sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges, as the same is measured by the water meter there in use, except as herein otherwise provided. For the purpose of billing and collecting the charges for sewage service, the water meters shall be read in accordance with the operating practice of Citizens Energy Group or other water suppliers, as the case may be. All Users shall be billed monthly (or a period equaling a month). The water usage schedule on which the amount of said rates and charges shall be determined as follows:

- i. All Users “except” Residential users the Minimum Monthly Service Charge is \$7.10 per meter.
- ii. Flow Charge (per 100 cubic feet with 600 cubic feet minimum subject to Section 50.033 (B):

All Users “except” Residential Users.

Effective March	1, 2013	\$2.19 per 100 cubic feet
Effective January	1, 2014	\$2.26 per 100 cubic feet
Effective January	1, 2015	\$2.33 per 100 cubic feet
Effective January	1, 2016	\$2.40 per 100 cubic feet

- iii. For all users except Residential Users of the sewage works that are unmetered water users or where accurate meter readings are not available, the monthly charge shall be determined by the sum of the Minimum Monthly Service Charge and the Flow Charge which shall be determined by the usage based on standards contained in the latest Indiana Board of Health Publication SE-13 or 327 IAC 3-6-11 times the Flow Rate of \$2.19 per 100 cubic feet from the effective date of March 1, 2013 and effective on January 1st of each year thereafter as set forth in Section ii above. Sewage service bills shall be due once each month.

(C) Residential Users of the sewage works:

- i. Residential Users monthly charge:

Effective March	1, 2013	\$24.95
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Effective January 1, 2014	\$25.52
Effective January 1, 2015	\$26.09
Effective January 1, 2016	\$26.66

- (D) In order to recover the cost of monitoring commercial, institutional and industrial wastes, the District shall charge the User the actual cost of sampling and analysis.

Section 50.033: MINIMUM CHARGE: BASE LEVEL: BASIS OF RATES.

Section 50.033 (A) shall be deleted in its entirety.

Section 50.033 (B) shall be deleted in its entirety and the following shall be substituted therefore:

The minimum charge on any monthly billing for a “non-residential user” shall be as follows:

<u>Meter</u>	<u>2/1/2013</u>	<u>1/1/2014</u>	<u>1/1/2015</u>	<u>1/1/2016</u>
Less than 1”	\$27.34	\$28.16	\$29.00	\$29.87
1 inch	\$31.88	\$32.84	\$33.83	\$34.84
1 ¼ inch	\$57.77	\$59.50	\$61.28	\$63.12
1 ½ inch	\$77.19	\$79.51	\$81.90	\$84.36
2 inch	\$116.03	\$119.51	\$123.10	\$126.79
3 inch	\$193.72	\$199.53	\$205.52	\$211.69
4 inch	\$387.93	\$399.56	\$411.55	\$423.90
6 inch	\$776.35	\$799.64	\$823.63	\$848.34

Section 50.046 EXCEPTIONS FOR LAWN SPRINKLING AND FIRE PROTECTION

Section 50.046 (A) shall be “deleted” in its entirety.

Section 50.047 UNIFORM SOLID WASTE FEE COLLECTION

Section 50.047 (C) shall be “**deleted**” in its entirety and the following substituted therefore:

(C) The uniform solid waste fee established by Section 96.07 of the Code of Ordinances hereby shall set the rate of \$15.00 per month to be billed to all single and double family residences within the corporate boundaries of the city.

**Section 50.084 ESTABLISHMENT OF OTHER NON-RECURRING CHARGES:
AUTHORITY TO RAISE MINIMUM CHARGE**

Section 50.084 shall be amended to provide that the non-residential new account fee shall read as follows:

Non-residential new account activation \$25.00

BE IT FURTHER ORDAINED that the Common Council finds it just to amend Chapter 50, Sections 50.001, 50.021, 50.032, 50.033, 50.046, 50.047 and 50.084 of the “Code of Ordinances” of the City of Beech Grove, Indiana.

BE IT FURTHER ORDAINED that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this ordinance upon passage by the Common Council, attested by the Clerk Treasurer, and signed by the Mayor shall take effect on March 1, 2013.

Dan McMillan
Clerk Treasurer
City of Beech Grove