

ORDINANCE NO. 2022- 15

CITY OF COLUMBIA CITY, INDIANA

AN ORDINANCE AMENDING THE RATES CHARGES
FOR THE CITY OF COLUMBIA CITY MUNICIPAL WATER UTILITY

- WHEREAS, pursuant to Indiana law, IC 8-1.5-3-8, the Columbia City Board of Public Works serves as the managing body for the municipally owned water utility for the City of Columbia City and the Columbia City Common Council serves as the legislative body; and
- WHEREAS, all water rates and charges are subject to the control and/or approval of the Columbia City Common Council; and
- WHEREAS, Indiana law requires all municipally owned utilities to establish rates and charges sufficient to produce revenue for all reasonable and necessary costs of operation and maintenance, working capital, depreciation, capital improvements, debt service on bonds and debt service reserve requirements associated with the utility; and
- WHEREAS, Indiana law allows that municipal utility rates and charges may also include a reasonable rate of return upon the utility plant, at the discretion of Common Council, as well as "payments in lieu of taxes", also at the discretion of the Common Council; and
- WHEREAS, the Indiana General Assembly passed legislation (specifically Indiana House Bill 1002), effective July 1, 2022, that repeals the Indiana Utility Receipts Tax ("URT"); and
- WHEREAS, O. W. Krohn & Associates has prepared a revised Schedule of Water Rates and Charges reflecting the repeal of the URT; and
- WHEREAS, the following rates and charges shall be subject to proper notice and hearing to the applicable customers, pursuant to Indiana law, and any rates herein to be effective immediately following passage of this ordinance.

NOW, THEREFORE, be it ordained by the Common Council of the City of Columbia City in Whitley, Indiana, that the rates and charges for the City of Columbia City municipally owned water utility be amended as follows:

See Exhibit A attached hereto and incorporated herein.

BE IT FURTHER ORDAINED that the amended rates and charges as affected by the removal of the URT are to be implemented by July 1, 2022.

BE IT FURTHER ORDAINED that notice shall be provided to the water utility customers setting forth that the adjustment in rates and charges reflects the repeal of the URT.

BE IT FURTHER ORDAINED that the new rates and charges for the City of Columbia City's municipally owned water utility include sufficient revenues to provide a reasonable rate of return upon its utility.

BE IT FURTHER ORDAINED that the new rates and charges for the City of Columbia City's municipally owned water utility include sufficient revenues to provide a payment in lieu of taxes from the respective utility funds to the City of Columbia City's General Fund.

BE IT FURTHER ORDAINED that proper notice and hearing on this Ordinance be published and mailed to applicable customers pursuant to all Indiana laws including, but not limited to, IC. 8-1.5-3-8.1 and IC. 5-3-1.

IT IS FURTHER ORDAINED that this Ordinance shall be effective upon passage and rates shall change starting with the July 1, 2022, billing cycle.

PASSED AND ADOPTED by the Common Council of the City of Columbia City in Whitley County, State of Indiana, this 24 day of May, 2022.

**COMMON COUNCIL OF THE CITY OF
COLUMBIA CITY, INDIANA, BY:**

Daniel Weigold

Theodore J. Varga, Jr.

Walter Crowder

Walter C. Crowder

Jennifer B. Zartman-Romano

Jennifer B. Zartman-Romano

Jennifer Middleton

Jennifer Middleton

ATTEST:

Rosie Coyle

Rosie Coyle, Clerk-Treasurer
City of Columbia City, Indiana

APPROVED AND SIGNED BY:

Ryan Daniel

Ryan Daniel, Mayor

Dated: 5-24-22

COLUMBIA CITY MUNICIPAL WATER UTILITY
SCHEDULE OF WATER UTILITY RATES AND CHARGES

EXHIBIT A

		<u>URT REMOVAL RATES*</u>
		<u>PER 1,000 GALLONS</u>
<u>MONTHLY METERED RATES (2)</u>		
FIRST	2,000 GALLONS	\$ 7.79
NEXT	8,000 GALLONS	5.52
NEXT	30,000 GALLONS	3.35
OVER	40,000 GALLONS	2.56
<u>MINIMUM MONTHLY CHARGES (2)</u>	<u>MINIMUM GALLONS ALLOWED</u>	<u>MINIMUM MONTHLY RATES</u>
<u>WATER METER SIZE:</u>		
5/8 TO 3/4 INCH METER	2,000	\$ 15.58
1 INCH METER	2,790	19.94
1 1/4 INCH METER	5,700	36.00
1 1/2 INCH METER	6,450	40.14
2 INCH METER	16,000	79.84
3 INCH METER	40,000	160.24
4 INCH METER	94,250	299.12
6 INCH METER	234,500	658.16
<u>PUBLIC FIRE PROTECTION (2):</u>		<u>MONTHLY RATES</u>
5/8 TO 3/4 INCH METER		\$ 6.85
1 INCH METER		17.11
1 1/4 INCH METER		27.36
1 1/2 INCH METER		39.69
2 INCH METER		68.43
3 INCH METER		157.37
4 INCH METER		273.66
6 INCH METER		622.56
8 INCH METER		1,107.57
<u>PRIVATE FIRE PROTECTION (2):</u>		<u>PER ANNUM</u>
PER HYDRANT		\$ 926.84
<u>FIRE SPRINKLER CONNECTION (2)</u>		<u>PER ANNUM</u>
2 INCH METER		\$ 102.45
4 INCH METER		408.65
6 INCH METER		926.84
8 INCH METER		1,615.81
10 INCH METER		2,576.37
<u>CONNECTION OR TAP-ON FEE (2)</u>		
5/8 TO 3/4 INCH METER		\$ 1,250.00
1 INCH METER		Actual cost
		Time & Material but not
		less than \$1,250
<u>RECONNECTION/DISCONNECTION CHARGE (1)</u>		
DURING WORKING HOURS		\$ 20.00
AFTER WORKING HOURS		60.00
<u>BAD CHECK CHARGE (1)</u>		\$ 25.00

(1) RATES APPROVED BY THE INDIANA UTILITY REGULATORY COMMISSION IN CAUSE NO. 42983, OCTOBER 11, 2006.

(2) RATES APPROVED BY CITY OF COLUMBIA CITY ORDINANCE NO. 2019-15.

* The rates presented reflect the previously adopted rate schedule per Ordinance No. 2019-15 adjusted for a 1.4% reduction as required by state legislation due to the elimination of the Utility Receipts Tax.

COLUMBIA CITY MUNICIPAL WATER UTILITY

SCHEDULE OF WATER UTILITY RATES AND CHARGES

		CURRENT	URT
		PER 1,000 GALLONS	REMOVAL
<u>MONTHLY METERED RATES (2)</u>			RATES*
		PER 1,000 GALLONS	PER 1,000 GALLONS
FIRST	2,000 GALLONS	\$ 7.90	\$ 7.79
NEXT	8,000 GALLONS	5.60	5.52
NEXT	30,000 GALLONS	3.40	3.35
OVER	40,000 GALLONS	2.60	2.56
<u>MINIMUM MONTHLY CHARGES (2)</u>		MINIMUM	MINIMUM
<u>WATER METER SIZE:</u>		MONTHLY RATES	MONTHLY RATES
	MINIMUM GALLONS ALLOWED		
5/8 TO 3/4 INCH METER	2,000	\$ 15.80	\$ 15.58
1 INCH METER	2,790	20.15	19.94
1 1/4 INCH METER	5,700	36.45	36.00
1 1/2 INCH METER	6,450	40.50	40.14
2 INCH METER	16,000	80.90	79.84
3 INCH METER	40,000	162.00	160.24
4 INCH METER	94,250	303.75	299.12
6 INCH METER	234,500	668.35	658.16
<u>PUBLIC FIRE PROTECTION (2):</u>		MONTHLY RATES	MONTHLY RATES
5/8 TO 3/4 INCH METER		\$ 6.95	\$ 6.85
1 INCH METER		17.35	17.11
1 1/4 INCH METER		27.75	27.36
1 1/2 INCH METER		40.25	39.69
2 INCH METER		69.40	68.43
3 INCH METER		159.60	157.37
4 INCH METER		277.55	273.66
6 INCH METER		631.40	622.56
8 INCH METER		1,123.30	1,107.57
<u>PRIVATE FIRE PROTECTION (2):</u>		PER ANNUM	PER ANNUM
PER HYDRANT		\$ 940.00	\$ 926.84
<u>FIRE SPRINKLER CONNECTION (2)</u>		PER ANNUM	PER ANNUM
2 INCH METER		\$ 103.90	\$ 102.45
4 INCH METER		414.45	408.65
6 INCH METER		940.00	926.84
8 INCH METER		1,638.75	1,615.81
10 INCH METER		2,612.95	2,576.37
<u>CONNECTION OR TAP-ON FEE (2)</u>			
5/8 TO 3/4 INCH METER		\$ 1,250.00	\$ 1,250.00
1 INCH METER		Actual cost	Actual cost
		Time & Material but not less than \$1,250	Time & Material but not less than \$1,250
<u>RECONNECTION/DISCONNECTION CHARGE (1)</u>			
DURING WORKING HOURS		\$ 20.00	\$ 20.00
AFTER WORKING HOURS		60.00	60.00
<u>BAD CHECK CHARGE (1)</u>			
		\$ 25.00	\$ 25.00

(1) RATES APPROVED BY THE INDIANA UTILITY REGULATORY COMMISSION IN CAUSE NO. 42983, OCTOBER 11, 2006.

(2) RATES APPROVED BY CITY OF COLUMBIA CITY ORDINANCE NO. 2019-15.

* The rates presented reflect the previously adopted rate schedule per Ordinance No. 2019-15 adjusted for a 1.4% reduction as required by state legislation due to the elimination of the Utility Receipts Tax.

STATE OF INDIANA)
) ss:
COUNTY OF WHITLEY)

Before me, a Notary Public, in and for said County and State personally appeared Ryan Daniel, Nicole Penrod, and Walt Crowder as Members of the Board of Public Works of the City of Columbia City, and Rosie Coyle, Clerk of the Board of Works and acknowledged the execution of the foregoing Water Pollution Treatment Contract as and for their voluntary act and deed for the uses and purposes therein contained.

IN WITNESS WHEREOF, I have hereunto subscribed by name and affixed my Notarial Seal, this 24 day of May, 2022.

Sally Dyan Wherry
Notary Public and Resident of
Whitley County, Indiana

My Commission Expires:
9-26-2023

