

ORDINANCE 01-11-2016
District Wide Fees

An ordinance establishing district wide connection fee, interceptor fee, application and reinspection charges to be collected from owners of properties to be served by the sewage works of the District and matters connected therewith, amending and replacing Section 1 of Ordinance 10-08-2012B.

Now, therefore, be it ordained by the Board of Trustees of the Clay Township Regional Waste District, Indiana:

Section 1. The District Wide Connection Fee, Interceptor Fee, Application and Reinspection Charges established under Section 1 of 10-08-2012B and all prior ordinances are hereby amended and set forth as follows:

A. District Wide Connection Charge.

1. Prior to receiving a permit to connect to the sewer works for the District, the owner, lessee or developer of any real estate within the District shall pay to the District a connection fee of One Thousand Seven Hundred Thirty-Two Dollars (\$1,732.00) per EDU (based upon 310 GPD). The estimated average daily flow in thousands of gallons per day for the real estate to be served by the District shall be determined based upon the proposed use of the real estate to be served, and shall then be calculated using the number and type of units or premises to be located on the real estate and the applicable equivalent user contribution multiplies as set forth by the Indiana Administrative Code 327 IAC 3-6-11.
2. The owner, lessee or developer of the real estate may submit data to the District which purports to provide a more accurate estimation of the average daily flow (for example from water bills or other actual data setting forth flow from similar facilities). Upon receipt and review of the data provided, the District, may in its absolute discretion, but is not required to agree to an EDU amount that is other than the amount determined pursuant to A.1. above.
3. Residential lots previously containing a dwelling that was connected to the District's sanitary sewers and having paid a monthly sewer service billing are exempt from the connection charge in the event the dwelling is demolished and new residential dwelling built on the same real estate.

B. District Wide Interceptor Fee.

1. In addition to the connection charge set forth above based upon EDU's there is also due prior to the receipt of a permit, an interceptor charge of Three Thousand Eight Hundred Eighty-Five Dollars (\$3,885.00) per acre. However, residential lots previously containing a dwelling that was connected to the District's sanitary sewers and having paid a monthly sewer service billing are exempt from the interceptor fee in the event the dwelling is demolished and new residential dwelling built on the same real estate. Lots and parcels that are part of a district neighborhood sewer extension project in which local sewer charges are assessed by ordinance are also exempt.

C. Application Fee. A One Hundred Fifty Dollar (\$150.00) per EDU (up to a maximum of Three Thousand Dollars (\$3,000.00 per permit) application fee is due and payable at the time of issuance of the connection permit.

D. Re-inspection Fee. In the event any real estate to be connected to the District's system has failed an inspection, or in the event the real estate requires more than two (2) inspections, the owner shall pay One Hundred Dollars (\$100.00) for each re-inspection or additional inspection.

E. Prior Connection, Interceptor, and Application Fees. The connection, interceptor, application fees and reinspection fees established under the Ordinance shall pre-empt and supersede and wholly replace the connection, interceptor, application and reinspection fees previously established under Section 1 of Ordinance No. 10-08-2012B, and any other prior Ordinances of the District as the same may be amended from time to time by the District. Nothing in the Ordinance shall be construed as limiting the applicability of the District's various use ordinances or other definitions or terms contained in other Ordinances, exception only the specific dollar interceptor, connection, application and reinspection fees set forth therein.

Section 2. Severability

The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any part of this Ordinance which can be given effect without such invalid part or parts.

Section 3. Effective Date

This Ordinance shall be in full force and effect upon adoption.

PASSED AND ADOPTED by the Board of Trustees of the Clay Township Regional Waste District on the 8 day of Feb, 2016.

BOARD OF TRUSTEES:	Approve	Oppose	Abstain
<u>Marilyn Anderson</u> <i>Marilyn Anderson</i> Board of Trustees President	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Joseph Clark</u> Board of Trustees Vice President	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Michael McDonald</u> <i>Michael McDonald</i> Board of Trustees Secretary	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

<u>Jane Merrill</u>	<i>Jane Merrill</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Treasurer</u>				
<u>Amanda Foley</u>	<i>Amanda Foley</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Member</u>				
<u>Chuck Ford</u>	<i>Chuck Ford</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Member</u>				
<u>Eric Hand</u>	<i>Eric Hand</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Member</u>				
<u>Carl Mills</u>	<i>Carl Mills</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Member</u>				
<u>Steve Pittman</u>	<i>Steve Pittman</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>Board of Trustees Member</u>				

ATTEST:

Andrew Williams