

**BATTLE GROUND CONSERVANCY DISTRICT
ORDINANCE 23-17**

**AN ORDINANCE AMENDING THE RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE
WATERWORKS SYSTEM OF THE BATTLE GROUND CONSERVANCY DISTRICT**

Property owners, ratepayers and other interested parties in or served or to be served by the water system of the Battle Ground Conservancy District (the "District") are hereby notified that at the February 22, 2023, meeting of the Board of Directors ("Board"), the Board introduced a revised rate ordinance (the "Ordinance") which proposes to increase the rates and charges for the availability, use of, and/or service rendered by the District's water distribution system.

The Board will hold a public hearing on Wednesday, April 19, 2023, at 6:00 p.m. local time in the Town Hall, 100 College Street, Battle Ground, Indiana 47920, in order to receive public input on the Ordinance and will consider adoption thereof at such time. Further information regarding the proposed Ordinance may be found at www.water.battleground.in.gov or by contacting Georgia Jones, Clerk-Treasurer, at (765) 567-2603. The schedule of amended rates and charges, which is more fully set forth in the Ordinance, will be discussed at the April 19 public hearing as follows:

Section 1. The recitations of whereas clauses are adopted as findings of fact by the Board of Directors of the District.

Section 2. The Existing Rate Ordinance is hereby amended to provide as follows:

There shall be and there are hereby established for the availability, use of, and/or service rendered by the waterworks system of the Battle Ground Conservancy District, and each person and user of the waterworks and all owners of property served or to be served by the waterworks, shall be charged and shall pay the following rates and charges.

There shall be and there are hereby established for the Metered Rates and Charges of the waterworks system of the Battle Ground Conservancy District, effective with the consumption/usage meter reading after July 1, 2023, the following rates and charges:

(A) Metered Consumption*

2023 Rate Per 1000 Gal

First 5,000 gallons	\$10.73
5,001 – 15,000 gallons	\$ 8.58
Over 15,000 gallons	\$ 7.51

2024 Rate Per 1,000 Gal

First 5,000 gallons	\$10.73
5,001 – 15,000 gallons	\$ 9.00
Over 15,000 gallons	\$ 7.89

2025 Rate Per 1,000 Gal

First 5,000 gallons	\$10.73
5,001 – 15,000 gallons	\$ 9.46
Over 15,000 gallons	\$ 8.28

* Customers located outside the Conservancy District boundary pay 150% of stated charges.

(B) Minimum Charge

Each user shall pay a minimum charge, based upon the size of the meter installed, for which the user shall be entitled to the quantity of water set out in the metered schedule of rates.

<u>Meter Size</u>	<u>Gallons</u>	<u>2023 Minimum</u>
5/8 " - 3/4"	2,000 Gal	\$21.46
1"	3,600 Gal	\$38.63
1 1/4"	4,800 Gal	\$51.50
1 1/2"	6,600 Gal	\$67.38
2" meter	10,000 Gal	\$96.55
3" meter	17,000 Gal	\$ 154.47
4 "meter	25,000 Gal	\$ 214.55
6" meter	59,000 Gal	\$469.89
8" meter	115,800 Gal	\$896.45

(C) Private Fire Protection.

<u>Meter Size</u>	<u>Cost Per Annum</u>	
1 1/2 inch meter		\$ 71.39
2inch meter	\$ 107.08	
2 1/2 inch meter	\$ 142.77	
3inch meter	\$ 214.16	
4inch meter	\$ 356.91	
6inch meter	\$ 535.36	
8inch meter	\$ 713.81	

(D) Private Fire Hydrant Rental

Private Fire Hydrants shall pay an annual fee of \$540.00 billed in 12 monthly payments.

(E) Meter Deposit

The meter deposit for a water utility customer account is \$60.00. The deposit may be used to pay delinquent charges on an account that is shut off for non-payment. To restore service, the deposit must be repaid at the current rate. When the account is closed, the deposit amount will be applied to any balance due and the remainder refunded to the customer.

(F) Collection and Deferred Payment Charge.

All bills for water service not paid within seventeen (17) days from the first of the month billing will be subject to a Ten Percent (10%) collection or deferred payment charge 170 IAC 6-1-13 (10). Fee for payment checks returned Nonsufficient Funds is \$32.00.

(G) Temporary Service

Water furnished to temporary accounts and customers who are not members of the District shall pay at a rate of One Hundred Fifty Percent (150%) of the rate charged to Conservancy member freeholds.

(H) Disconnection Charges.

There shall be a trip charge for the District to disconnect service for non-payment and at the request of customer to shut-off service for winterizing and/or repairs as follows:

Trip charge during billing office hours, Sixty Dollars (\$60.00)

- i) Trip Charge after billing office hours or holidays, One Hundred Dollars (\$100.00)

(I) *Tap-on Fee for New Service.*

- i) The application/installation fee for new 5/8-3/4" residential service is the greater of \$1,520.00 or the aggregated cost of time and materials.
- ii) The application/installation fee for new commercial service is the greater of \$3,000.00 or the aggregated cost of time and materials.
- iii) Existing services will pay time and materials for the addition of irrigation service.

(J) *Tampering Fines.*

There shall be a fine for tampering with water meters, meter pits, fire hydrants and other appurtenances of the water system, as follows:

- i) Fine for each instance of tampering Five Hundred Dollars (\$500.00)
- ii) The fine does not limit prosecution and recovery of damages by other means, including but not limited to a lien on the property.
- iii) Collection fees, legal fees and court costs related to recovery of damages are to be paid by the perpetrator.

Section 3. All ordinances and parts of ordinances, including the Existing Rate Ordinance, in conflict herewith are hereby repealed.

Section 4. In the event any one or more of the provisions contained in this Ordinance should be held invalid, illegal, or unenforceable in any respect, the validity, legality, and enforceability of the remaining provisions contained herein shall not in any way be affected or impaired and shall remain in full force and effect.

Section 5. This Ordinance shall be in full force and effect from July 1, 2023 and after its passage.

Carol Watson, Chairman Battle Ground Conservancy District