



**TOWN OF ANDREWS**  
 66 N. MAIN ST.  
 P.O. BOX 386  
 ANDREWS, IN. 46702  
 (260)786-3848

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 SEP 28 2012  
 INDIANA UTILITY  
 REGULATORY COMMISSION

DATE: 9-28-12

TIME: 4:00 pm

TO: Kurt Gossart

FROM: R. Johnson

FAX #: 317-232-6758

FAX #: 260-786-3848  
52

SUBJECT: RATES

NUMBER OF PAGES (INCLUDING COVER): 17

Response Requested

Urgent

No Response Needed

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INDIANA UTILITY  
REGULATORY COMMISSION

STATE OF INDIANA  
INDIANA UTILITY REGULATORY COMMISSION

PETITION FOR APPROVAL OF RATE AND CHARGE DIFFERENCE BETWEEN  
PROPERTY WITHIN AND PROPERTY OUTSIDE THE CORPORATE BOUNDARIES  
OF ANDREWS {MUNICIPALITY}

Pursuant to Indiana Code § 8-1.5-3-8.3(c), Town of Andrews, {Municipality} by  
counsel, requests the Director of the Water and Wastewater Division of the Indiana Utility  
Regulatory Commission ("Commission") to approve the rate and charge difference between  
property within and property outside the corporate boundaries of Town of Andrews {  
Municipality}. In support of its request, Town of Andrews states:

1. The ordinance setting rates and charges for property within and property outside the  
municipality's corporate boundaries took effect on (date) \_\_\_\_\_
2. Attached as "Exhibit A" is a copy of the Ordinance.
3. The works that is the subject of the Ordinance is a (select one):
  - a. water utility works \_\_\_\_\_
  - b. wastewater utility works ✓
  - c. both water and wastewater utility works \_\_\_\_\_
4. The percentage difference between the rates and charges imposed on users of the works  
for service to property located outside the corporate boundaries of the municipality and to  
property located within the corporate boundaries is Variable.
5. If the percentage difference in #4 above varies based upon the amount of consumption,  
please provide a chart illustrating the various consumption levels in 1,000 gallon  
increments with the corresponding percent surcharge and attach to this Petition.
6. Mike Harburg is counsel of record for Petitioners in this matter and is  
duly authorized to accept service of papers in this cause on behalf of Petitioners.

Respectfully submitted,

  
Attorney for Petitioners

Verification

I, William K. Johnson, affirm under penalties for perjury that the foregoing representations are true to the best of my knowledge, information, and belief.

Signed William K. Johnson {Representative of Municipality}

Date 9-28-12

Attorney Contact Information

MICHAEL HARTBOUG  
DELANEY HARTBOUG ROYCE GARNETT  
P.O. BOX 269 / 533 WARREN STREET  
HUNTINGTON, IN 46750  
260-356-4100  
260-359-1000-FAX

2004-10

## WASTEWATER SERVICE AGREEMENT

This Agreement is entered this 6 day of December, 2004, by and between Norwood Regional Water and Sewer District formed and operating pursuant to IC 13-26 ("District") and the Town of Andrews, Indiana, a municipal corporation ("Town"). The District and the Town shall each be considered a "Party" and shall collectively be referred to as the Parties.

### WITNESSETH

WHEREAS, the purpose for which the District was formed is to provide for the improvement and operation of the water utility and sanitary sewer facilities formerly owned by Estates Utilities, Inc. so as to provide for water and/or sewer utility service to customers located within the District, which district boundaries are as on file with the Indiana Department of Environmental Management, and Yake Subdivision located within Huntington RWSD boundaries as on file with the Indiana Department of Environmental Management; and

WHEREAS, the District wishes to retire and remove from service the existing wastewater treatment facilities and substantially rehabilitate or replace the "Collection System" for wastewater.

WHEREAS, the District will need to provide for wastewater treatment service for the wastewater collected through the Collection System; and

WHEREAS, the Town owns and operates a wastewater treatment plant and wastewater collection system (the "Town's System") with capacity currently in excess of that required to process its own wastewater and the Town is willing to provide sewer service to the District for the wastewater collected by the Collection System and discharged into the Town's System, subject, however, to the terms set out in this agreement.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements hereinafter made and set forth, it is mutually agreed by and between the Parties as follows:

**ARTICLE 1  
COVENANTS OF THE TOWN**

1.01. Service. Upon the completion and placement in service of the Force Main described in Paragraph 2.01 hereof and throughout the Term of this Agreement, the Town agrees to provide Wastewater Treatment Service to District on the same terms, conditions and limitations as is provided to the presently existing customers of Town's Wastewater Department, except as modified by the terms of this Agreement.

1.01.A. Service shall be provided by the Town to the District for lots that presently exist within the District boundaries as are on file with the Indiana Department of Environmental Management and Yake Subdivision located within Huntington RWSO boundaries as on file with the Indiana Department of Environmental Management.

1.02. Initial Charges. Upon completion of the Force Main, and as a condition of acceptance of Town of wastewater discharge from District, the District shall pay initial charges to the Town as follows:

- (a) a connection charge of Eight Hundred Dollars (\$800.00) will be paid by the District to Town.
- (b) an initial charge of Fifteen Thousand Dollars (\$15,000.00) will be paid by the District to Town.

1.03. Wastewater User Fees. The Town will charge and collect a treatment fee for Wastewater Treatment Service from the District as follows: \$3.07 per 100 cubic feet. The charge may include additional incremental charges based upon volume, strength and character of Wastewater received by Town from District and applicable surcharges. Surcharges and incremental charges are set out in paragraph 1.08.

1.04. Modification of Wastewater User Fees. The parties herein agree that the District shall discharge wastewater wherein the mass of waste does not exceed on a monthly average basis 300 Pounds/Day TSS; 300 Pounds/Day BOD, 30 Pounds/Day NH<sub>3</sub>-N. The District agrees that it will continue to pay to Town the Satellite Collection System rate, or the successor to that rate, as established by ordinance adopted by Town. The Town expressly reserves the right to modify its standards, policies and procedures including, but not limited

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SEP 28 2012

INDIANA UTILITY  
REGULATORY COMMISSION

Town of Andrews Indiana  
Sewer Utility Rate Comparison - Inside/Outside Customers

I Calculation of Monthly Bills - Thousands Gallons of Usage

<u>Gallons</u>	<u>Inside</u>	<u>Outside</u>	<u>Difference</u>	
			<u>Amount</u>	<u>Percent</u>
0	8.64	0	(8.64)	-100.00%
1000	12.16	4.10	(8.06)	-66.28%
2000	15.68	8.20	(7.48)	-47.70%
3000	19.20	12.30	(6.90)	-35.94%
4000	22.72	16.40	(6.32)	-27.82%
5000	26.24	20.50	(5.74)	-21.88%
6000	29.76	24.60	(5.16)	-17.34%
7000	33.28	28.70	(4.58)	-13.76%
8000	36.80	32.80	(4.00)	-10.87%
9000	40.32	36.90	(3.42)	-8.48%
10000	43.84	41.00	(2.84)	-6.48%
11000	47.36	45.10	(2.26)	-4.77%
12000	50.88	49.20	(1.68)	-3.30%
13000	54.40	53.30	(1.10)	-2.02%
14000	57.92	57.40	(0.52)	-0.90%
15000	61.44	61.50	0.06	0.10%
16000	64.96	65.60	0.64	0.99%
17000	68.48	69.70	1.22	1.78%
18000	72.00	73.80	1.80	2.50%
19000	75.52	77.90	2.38	3.15%
20000	79.04	82.00	2.96	3.74%
21000	82.56	86.10	3.54	4.29%
22000	86.08	90.20	4.12	4.79%
23000	89.60	94.30	4.70	5.25%
24000	93.12	98.40	5.28	5.67%
25000	96.64	102.50	5.86	6.06%
26000	100.16	106.60	6.44	6.43%
27000	103.68	110.70	7.02	6.77%
28000	107.20	114.80	7.60	7.09%
29000	110.72	118.90	8.18	7.39%
30000	114.24	123.00	8.76	7.67%
31000	117.76	127.10	9.34	7.93%
32000	121.28	131.20	9.92	8.18%

33000	124.80	135.30	10.50	8.41%
34000	128.32	139.40	11.08	8.63%
35000	131.84	143.50	11.66	8.84%
36000	135.36	147.60	12.24	9.04%
37000	138.88	151.70	12.82	9.23%
38000	142.40	155.80	13.40	9.41%
39000	145.92	159.90	13.98	9.58%
40000	149.44	164.00	14.56	9.74%
41000	152.96	168.10	15.14	9.90%
42000	156.48	172.20	15.72	10.05%
43000	160.00	176.30	16.30	10.19%
44000	163.52	180.40	16.88	10.32%
45000	167.04	184.50	17.46	10.45%
46000	170.56	188.60	18.04	10.58%
47000	174.08	192.70	18.62	10.70%
48000	177.60	196.80	19.20	10.81%
49000	181.12	200.90	19.78	10.92%
50000	184.64	205.00	20.36	11.03%
51000	188.16	209.10	20.94	11.13%
52000	191.68	213.20	21.52	11.23%
53000	195.20	217.30	22.10	11.32%
54000	198.72	221.40	22.68	11.41%
55000	202.24	225.50	23.26	11.50%
56000	205.76	229.60	23.84	11.59%
57000	209.28	233.70	24.42	11.67%
58000	212.80	237.80	25.00	11.75%
59000	216.32	241.90	25.58	11.83%
60000	219.84	246.00	26.16	11.90%
61000	223.36	250.10	26.74	11.97%
62000	226.88	254.20	27.32	12.04%
63000	230.40	258.30	27.90	12.11%
64000	233.92	262.40	28.48	12.18%
65000	237.44	266.50	29.06	12.24%
66000	240.96	270.60	29.64	12.30%
67000	244.48	274.70	30.22	12.36%
68000	248.00	278.80	30.80	12.42%
69000	251.52	282.90	31.38	12.48%
70000	255.04	287.00	31.96	12.53%
71000	258.56	291.10	32.54	12.59%
72000	262.08	295.20	33.12	12.64%
73000	265.60	299.30	33.70	12.69%

74000	269.12	303.40	34.28	12.74%
75000	272.64	307.50	34.86	12.79%
76000	276.16	311.60	35.44	12.83%
77000	279.68	315.70	36.02	12.88%
78000	283.20	319.80	36.60	12.92%
79000	286.72	323.90	37.18	12.97%
80000	290.24	328.00	37.76	13.01%
81000	293.76	332.10	38.34	13.05%
82000	297.28	336.20	38.92	13.09%
83000	300.80	340.30	39.50	13.13%
84000	304.32	344.40	40.08	13.17%
85000	307.84	348.50	40.66	13.21%
86000	311.36	352.60	41.24	13.25%
87000	314.88	356.70	41.82	13.28%
88000	318.40	360.80	42.40	13.32%
89000	321.92	364.90	42.98	13.35%
90000	325.44	369.00	43.56	13.38%
91000	328.96	373.10	44.14	13.42%
92000	332.48	377.20	44.72	13.45%
93000	336.00	381.30	45.30	13.48%
94000	339.52	385.40	45.88	13.51%
95000	343.04	389.50	46.46	13.54%
96000	346.56	393.60	47.04	13.57%
97000	350.08	397.70	47.62	13.60%
98000	353.60	401.80	48.20	13.63%
99000	357.12	405.90	48.78	13.66%
100000	360.64	410.00	49.36	13.69%
101000	364.16	414.10	49.94	13.71%
102000	367.68	418.20	50.52	13.74%
103000	371.20	422.30	51.10	13.77%
104000	374.72	426.40	51.68	13.79%
105000	378.24	430.50	52.26	13.82%
106000	381.76	434.60	52.84	13.84%
107000	385.28	438.70	53.42	13.87%
108000	388.80	442.80	54.00	13.89%
109000	392.32	446.90	54.58	13.91%
110000	395.84	451.00	55.16	13.93%
111000	399.36	455.10	55.74	13.96%
112000	402.88	459.20	56.32	13.98%
113000	406.40	463.30	56.90	14.00%
114000	409.92	467.40	57.48	14.02%

115000	413.44	471.50	58.06	14.04%
116000	416.96	475.60	58.64	14.06%
117000	420.48	479.70	59.22	14.08%
118000	424.00	483.80	59.80	14.10%
119000	427.52	487.90	60.38	14.12%
120000	431.04	492.00	60.96	14.14%
121000	434.56	496.10	61.54	14.16%
122000	438.08	500.20	62.12	14.18%
123000	441.60	504.30	62.70	14.20%
124000	445.12	508.40	63.28	14.22%
125000	448.64	512.50	63.86	14.23%
126000	452.16	516.60	64.44	14.25%
127000	455.68	520.70	65.02	14.27%
128000	459.20	524.80	65.60	14.29%
129000	462.72	528.90	66.18	14.30%
130000	466.24	533.00	66.76	14.32%
131000	469.76	537.10	67.34	14.33%
132000	473.28	541.20	67.92	14.35%
133000	476.80	545.30	68.50	14.37%
134000	480.32	549.40	69.08	14.38%
135000	483.84	553.50	69.66	14.40%
136000	487.36	557.60	70.24	14.41%
137000	490.88	561.70	70.82	14.43%
138000	494.40	565.80	71.40	14.44%
139000	497.92	569.90	71.98	14.46%
140000	501.44	574.00	72.56	14.47%
141000	504.96	578.10	73.14	14.48%
142000	508.48	582.20	73.72	14.50%
143000	512.00	586.30	74.30	14.51%
144000	515.52	590.40	74.88	14.53%
145000	519.04	594.50	75.46	14.54%
146000	522.56	598.60	76.04	14.55%
147000	526.08	602.70	76.62	14.56%
148000	529.60	606.80	77.20	14.58%
149000	533.12	610.90	77.78	14.59%
150000	536.64	615.00	78.36	14.60%
151000	540.16	619.10	78.94	14.61%
152000	543.68	623.20	79.52	14.63%
153000	547.20	627.30	80.10	14.64%
154000	550.72	631.40	80.68	14.65%
155000	554.24	635.50	81.26	14.66%

156000	557.76	639.60	81.84	14.67%
157000	561.28	643.70	82.42	14.68%
158000	564.80	647.80	83.00	14.70%
159000	568.32	651.90	83.58	14.71%
160000	571.84	656.00	84.16	14.72%
161000	575.36	660.10	84.74	14.73%
162000	578.88	664.20	85.32	14.74%
163000	582.40	668.30	85.90	14.75%
164000	585.92	672.40	86.48	14.76%
165000	589.44	676.50	87.06	14.77%
166000	592.96	680.60	87.64	14.78%
167000	596.48	684.70	88.22	14.79%
168000	600.00	688.80	88.80	14.80%
169000	603.52	692.90	89.38	14.81%
170000	607.04	697.00	89.96	14.82%
171000	610.56	701.10	90.54	14.83%
172000	614.08	705.20	91.12	14.84%
173000	617.60	709.30	91.70	14.85%
174000	621.12	713.40	92.28	14.86%
175000	624.64	717.50	92.86	14.87%
176000	628.16	721.60	93.44	14.88%
177000	631.68	725.70	94.02	14.88%
178000	635.20	729.80	94.60	14.89%
179000	638.72	733.90	95.18	14.90%
180000	642.24	738.00	95.76	14.91%
181000	645.76	742.10	96.34	14.92%
182000	649.28	746.20	96.92	14.93%
183000	652.80	750.30	97.50	14.94%
184000	656.32	754.40	98.08	14.94%
185000	659.84	758.50	98.66	14.95%
186000	663.36	762.60	99.24	14.96%
187000	666.88	766.70	99.82	14.97%
188000	670.40	770.80	100.40	14.98%
189000	673.92	774.90	100.98	14.98%
190000	677.44	779.00	101.56	14.99%
<b>191000</b>	<b>680.96</b>	<b>783.10</b>	<b>102.14</b>	<b>15.00%</b>
192000	684.48	787.20	102.72	15.01%
193000	688.00	791.30	103.30	15.01%
194000	691.52	795.40	103.88	15.02%
195000	695.04	799.50	104.46	15.03%

## II Calculation of Monthly Bills - Millions Gallons of Usage

<u>Gallons</u>	<u>Gallons (1000's)</u>	<u>Inside</u>	<u>Outside</u>	<u>Difference</u>	
				<u>Amount</u>	<u>Percent</u>
1,000,000	1,000	3,528.64	4,100.00	571.36	16.19%
2,000,000	2,000	7,048.64	8,200.00	1,151.36	16.33%
3,000,000	3,000	10,568.64	12,300.00	1,731.36	16.38%
4,000,000	4,000	14,088.64	16,400.00	2,311.36	16.41%
5,000,000	5,000	17,608.64	20,500.00	2,891.36	16.42%