

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 CITY OF MOUNT VERNON, INDIANA**

Pursuant to Indiana Code § 8-1.5-3-8.3 (c), the City of Mount Vernon, 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 the City of Mount Vernon, Indiana. In support of its request, the City of Mount Vernon, Indiana states:

1. The most recent ordinance setting **water** rates and charges for property within and property outside the municipality’s corporate boundaries took effect November 23, 2009.

The most recent ordinance setting **sewer** rates and charges for property within and property outside the municipality’s corporate boundaries took effect April 11, 2011.

The twenty-five percent (25%) surcharge which is applied to customer usage outside the corporate boundaries of the City of Mt. Vernon, IN was in effect prior to the adoption of the above ordinances and took effect prior to 1989.

2. Attached are the following exhibits”

“Exhibit A” – *Ordinance 09-32* most recent Water Rate Ordinance

“Exhibit B” – *Ordinance 11-02* most recent Sewer Rate Ordinance

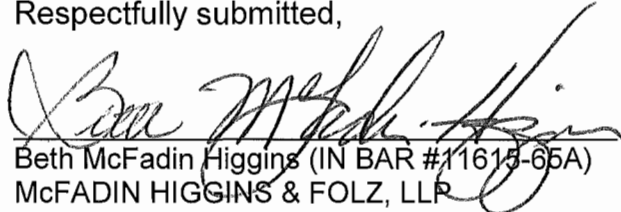
“Exhibit C” – City of Mt. Vernon, IN Code of Ordinances §51.15

Water Rates for the City of Mt. Vernon, IN

“Exhibit D” – City of Mt. Vernon, IN Code of Ordinances §50.197
Sewer Rates for the City of Mt. Vernon, IN

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 X
4. The percentage difference between the rates and charges imposed on users of the works for services to property located outside the corporate boundaries of the municipality and to property located within the corporate boundaries is Twenty-five percent (25%).
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 the 1,000 gallon increments with the corresponding percent surcharge and attach to this Petition.
6. Beth McFadin Higgins is counsel for Petitioners in this matter and is duly authorized to accept service of papers in this cause on behalf of Petitioners.

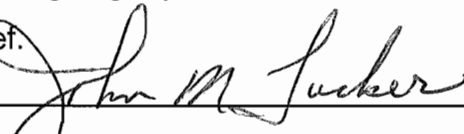
Respectfully submitted,


Beth McFadin Higgins (IN BAR #11615-65A)
McFADIN HIGGINS & FOLZ, LLP
227 Main Street
Mt. Vernon, Indiana 47620
Telephone: (812) 838-9720

Verification

I, John M. Tucker, Mayor of the City of Mt. Vernon, IN, affirm under penalties for perjury that the foregoing representations are true to the best of my knowledge, information, and belief.

Signed


Date 9/20/12

ORDINANCE NO. 09-32 CITY OF MT. VERNON, IN 110043 20 09

ORDINANCE NO. 09-32 CITY OF MT. VERNON, IND., _____

AN ORDINANCE AMENDING THE SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE CITY OF MOUNT VERNON, INDIANA FROM THE CUSTOMERS SERVED BY THE MUNICIPAL WATER UTILITY OF THE CITY OF MOUNT VERNON, INDIANA

WHEREAS, the City of Mount Vernon has heretofore constructed and has in operation a waterworks for the purpose of supplying water to customers of the City of Mount Vernon Water Utility; and

WHEREAS, existing charges established by prior Ordinances including amendments thereto, and codified in the City of Mount Vernon, Indiana Code of Ordinances, Title 5 - Public Works, Chapter 51 - Water, Section 51.15 Rates and Charges for Usage, must produce sufficient revenues to pay the obligations of the Utility and provide for proper maintenance of the Utility; and

WHEREAS, Indiana statutes require the Utility to establish "non-discriminatory, reasonable and just rates" for water services and defines "non-discriminatory, reasonable and just rates" in Indiana Code 6-1.6-3-8 to require fees that are sufficient, among other things to provide for operating expenses, improving and replacing the works and provide for a sinking fund; and

NOW THEREFORE BE IT ORDAINED, by the Common Council of the City of Mount Vernon, Posey County, Indiana:

I. Title 5, Chapter 51, Section 51.15, Paragraph (A), Sub-section (1), (2) and (3), shall be amended to read as follows, deletions to the current Sub-sections are denoted by strike-out and additions are denoted by underline:

(1) Charges based upon volume of water used shall be as follows:

CONSUMPTION UNIT: (GALLONS PER MONTH)	RATE PER 1,000 GALLONS:
First 10,000 gallons	\$6.82 <u>7.04</u>
Next 25,000 gallons	\$5.47 <u>6.58</u>
Next 65,000 gallons	\$4.44 <u>6.13</u>
Next 100,000 gallons	\$4.66 <u>5.58</u>
Next 300,000 gallons	\$4.28 <u>5.14</u>
Next 600,000 gallons	\$3.48 <u>3.79</u>
Next 9,000,000 gallons	\$2.38 <u>2.83</u>
Over 10,000,000 gallons	\$1.87 <u>2.24</u>

(2) Charges based upon water meter size shall be as follows:

METER SIZE CHARGE PER MONTH	GALLONS	RATE
5/8 or 1/2 inch meter or less	2,500	\$ 44.88 <u>17.60</u>
1 inch meter	4,200	84.86 <u>29.57</u>
1 1/4 inch meter	6,700	39.33 <u>47.17</u>
1 1/2 inch meter	8,300	49.72 <u>58.43</u>
2 inch meter	13,000	76.14 <u>90.88</u>
3 inch meter	25,000	140.75 <u>168.80</u>
4 inch meter	41,700	228.60 <u>275.47</u>
6 inch meter	83,300	442.26 <u>530.48</u>
12 inch meter	358,300	1,874.74 <u>2,004.51</u>

(3) Private fire protection. Water service (for use only in extinguishing fires), sprinkler connection and fire hydrants owned and maintained by the consumer;

(a) Automatic sprinkler, per head: ~~\$9.76~~ \$0.81 annually, billed quarterly.

(b) Fire Hydrant, each: ~~\$784.56~~ \$237.09 annually, billed quarterly.

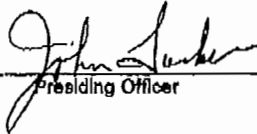
(4) Public Fire Protection Water Service. Municipal fire hydrants (billed quarterly, monthly and/or annually), each ~~\$784.56~~ \$237.09 annually.

Exhibit
"A"

ORDINANCE NO: 09-32 CITY OF MT. VERNON, IN Nov 23 2009

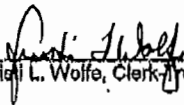
- II. All other provisions of the City of Mt. Vernon Code of Ordinances unaffected by this Ordinance shall remain in full force and effect.
- III. This Ordinance shall be in full force and effect from and after its passage, after its approval by the Mayor.

ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 23 day of Nov, 2009.



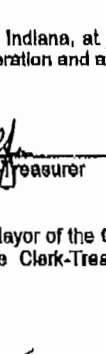
 Presiding Officer

Presented by me to the Mayor of the City of Mount Vernon, Indiana, at _____ o'clock P.M. on the 23 day of Nov, 2009, for his consideration and action thereon.



 Cristi L. Wolfe, Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 23 day of Nov, 2009.



 John Tucker, Mayor

ATTEST:



 Cristi L. Wolfe, Clerk-Treasurer

7/12/11

ORDINANCE NO. 11-22 CITY OF MT. VERNON, IND.,

AN ORDINANCE AMENDING AND RESTATING RATES AND CHARGES FOR THE USE OF THE SEWAGE SYSTEM AND RELATED SERVICES OF THE CITY OF MOUNT VERNON, INDIANA

It is hereby established and ordained by the Common Council of the City of Mount Vernon, Indiana, that:

Section 1. Title V, Chapter 50, Section 50.197(B) and (C) of the Mount Vernon City Code ("Code"), as previously amended by Ordinance No. 05-02, Ordinance No. 05-13, and Ordinance No. 09-10, and Ordinance No. 09-21 are hereby amended and restated as follows:

(B) Charges based upon volume of water used shall be as follows:

<u>Consumption Per Month</u>	<u>Rate Per 1,000 Gallons</u>
First 10,000 gallons	\$8.83
Next 25,000 gallons	8.24
Next 65,000 gallons	7.73
Next 100,000 gallons	7.07
Next 300,000 gallons	6.52
Next 500,000 gallons	4.77
Over 1,000,000 gallons	3.53

(C) Charges based upon water meter size shall be as follows:

<u>Monthly Minimum Charge</u> (meter size)	<u>Gallons Allowed</u>	<u>Minimum Charge</u>
5/8 - 3/4 inch meter	2,500	\$22.08
1 inch meter	4,200	37.09
1 1/4 inch meter	6,700	59.16
1 1/2 inch meter	8,300	73.29
2 inch meter	13,000	113.02
3 inch meter	25,000	211.90
4 inch meter	41,700	346.09
6 inch meter	83,300	667.66
12 inch meter	358,300	2,535.87



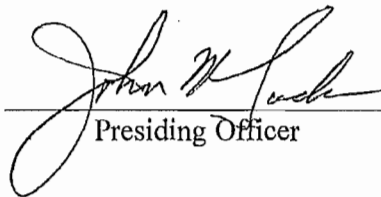
Section 2. Title V, Chapter 50, Section 50.199(A)(5) of the Code ("Code), as previously amended by Ordinance No. 03-02 and Ordinance No. 05-13 is hereby amended and restated as follows:

- (5) Pretreatment surcharge for non-residential accounts: \$0.0032 per cubic foot (per 1,000 gallon equivalent \$0.431).

Section 3. The rates and charges approved in this ordinance shall become effective upon passage of this ordinance and immediately upon proper implementation of these rates in the utility billing software which implementation shall be completed on or before July 1, 2011. All other provisions of and all other rates and charges established by the Code shall remain in full force and effect.

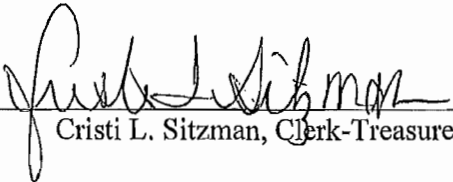
Section 4. This Ordinance shall be in full force and effect from and after its passage, after its approval by the Mayor, and immediately upon proper implementation of these rates in the utility billing software which implementation shall be completed on or before July 1, 2011.

ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 11 day of April, 2011.

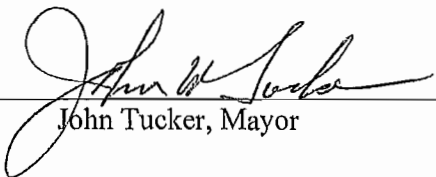


Presiding Officer

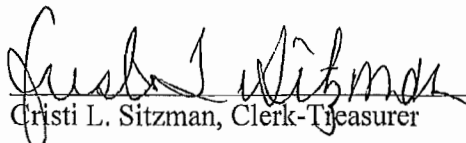
Presented by me to, the Mayor of the City of Mount Vernon, Indiana, at 1:47 o'clock
M. on the 11 day of April, 2011, for his consideration and action thereon.


Cristi L. Sitzman, Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount
Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 11
day of April, 2011.


John Tucker, Mayor

ATTEST:


Cristi L. Sitzman, Clerk-Treasurer

CITY OF MOUNT VERNON, INDIANA

CODE OF ORDINANCES

2012 S-10 Supplement contains:
Local legislation current through Ord. 11-16, passed 11-28-11; and
State legislation current through Legislative Service, 2011 Acts, Pamphlet No. 6

AMERICAN LEGAL PUBLISHING CORPORATION

432 Walnut Street Cincinnati, Ohio 45202-3909 (800) 445-5588

Exhibit
"C"

RATES AND CHARGES**§ 51.15 RATES AND CHARGES FOR USAGE.**

(A) *Charges.* Charges for use of the city water system shall be based upon the volume of water used by each water user or upon a minimum charge based upon the size of the water meter connecting that user to the city's water system. These charges, to be billed monthly, shall be the greater of the charge based on water use, or the charge based upon water meter size.

(1) Charges based upon volume of water used shall be as follows:

<i>Consumption Unit (Gallons Per Month)</i>	<i>Per 1,000 Gallons</i>
First 10,000 gallons	\$7.04
Next 25,000 gallons	6.56
Next 65,000 gallons	6.13
Next 100,000 gallons	5.58
Next 300,000 gallons	5.14
Next 500,000 gallons	3.79
Next 9,000,000 gallons	2.83
Over 10,000,000 gallons	2.24

(2) Charges based upon water meter size shall be as follows:

<i>Meter Size Charge per Month</i>	<i>Gallons</i>	<i>Rate</i>
$\frac{5}{8}$ - or $\frac{3}{4}$ -inch meter or less	2,500	\$17.60
1-inch meter	4,200	29.57
1 $\frac{1}{4}$ -inch meter	6,700	47.17
1 $\frac{1}{2}$ -inch meter	8,300	58.43
2-inch meter	13,000	90.08
3-inch meter	25,000	168.80
4-inch meter	41,700	275.47
6-inch meter	83,300	530.48
12-inch meter	358,300	2,004.51

(3) Private fire protection. Water service (for use only in extinguishing fires), sprinkler connection and fire hydrants owned and maintained by the consumer:

- (a) Automatic sprinkler, per head: \$0.91 annually, billed quarterly.
- (b) Fire hydrant, each: \$937.09 annually, billed quarterly.

Mt. Vernon - Public Works

(4) Public fire protection water service. Municipal fire hydrants (billed quarterly, monthly and/or annually), each: \$937.09 annually.

(5) For users as to lots, parcels of real estate and/or buildings located outside the corporate limits of the city, the rates and charges are increased by an additional 25% per month. Monthly bills for such users outside the city shall be computed by adding 25% to the charges computed according to division (A).

(B) *Temporary service.* Temporary service where metered shall be calculated upon the registration of meter or meters installed at the approved meter rates. In such cases as the utility may deem it impracticable to install a meter for temporary service, there shall be a minimum charge of \$36. If the water consumption computed at the approved rates is known to be in excess of the \$36 minimum charge, an authorized agent of the utility shall have the right to estimate the water consumption and the estimated consumption shall be billed at the approved meter rates.

(C) *Collection or deferred payment charge.* All bills for water services not paid within 30 days from the due date thereof as stated in the bills, shall be subject to a collection or deferred payment charge of 10%. For governmental entities and public school systems, the collection or deferred payment charge shall be assessed only if the payment is not paid within 60 days from the due date thereof.

(D) *Required deposits.* Any lessee, user, or occupant, as defined in § 50.095, shall pay a water meter deposit in the amount required in § 51.16(B).

(E) *Time of payment of deposit.*

(1) The water deposit shall be paid at the same time the lessee, user, or occupant contacts the city water utility, to receive water service. The water deposit must be paid prior to water service being given to the customer.

(2) At the time the lessee, user, or occupant requests water service, that customer must place the water meter and sewage service in the same name as shown on the lease, rent receipt, or contract. A copy of the lease, receipt, or contract shall be presented to the utility clerk for verification at the time of the request for services.

(3) Any owner requesting water utility services shall place the water meter in the same named as shown on the deed.

(F) *Use and refund of deposit.*

(1) The deposit, less any outstanding water, sanitary sewer and trash collection account balances, penalties, service fees, interest or other legitimate deductions, shall be refunded to the depositor. No interest shall be paid by the city on the deposit.

(2) The deposit shall be refunded upon the presentation of a notarized statement from the depositor that as of a certain date the property being served:

(a) Has been conveyed or transferred to another person. This statement must include the name and address of the person to whom the property is conveyed or transferred; or

(b) No longer uses or is connected with any part of the municipal water system.

(3) Application of the deposit to any fees listed in division (F)(1) above shall be made by the city immediately upon termination or transfer of service.

(4) Any excess fees and costs due from the depositor that remain outstanding after application of the forfeiture may be collected in any manner allowed by state law.

(5) A deposit may be used to satisfy all or part of any judgement awarded the municipality pursuant to I.C. 36-9-23-31.

(6) If a deposit has remained unclaimed by the depositor for more than seven years after the termination of the services for which the deposit was made, the deposit becomes the property of the city. (Ord. 82-11, passed 4-26-82; Am. Ord. 92-26, passed 7-27-92; Am. Ord. 95-23, passed 10-9-95; Am. Ord. 97-27, passed 7-28-97; Am. Ord. 97-31, passed 8-11-97; Am. Ord. 97-44, passed 11-24-97; Am. Ord. 97-49, passed 12-8-97; Am. Ord. 00-04, passed 3-27-00; Am. Ord. 01-09, passed 4-9-01; Am. Ord. 05-02, passed 4-11-05; Am. Ord. 08-33, passed 11-24-08; Am. Ord. 09-32, passed 11-23-09)

§ 51.16 RATES AND CHARGES FOR NONRECURRING SERVICES.

(A) *Tap fee.*

(1) Each user, at the time he or she is connected with the waterworks system, shall pay a charge to cover the cost of tapping the main, furnishing and laying service pipe, corporation and stop cocks, service and meter box and installing the meter.

(2) The charge for a $\frac{3}{4}$ -inch meter tap shall be \$650 plus cost of the meter.

(3) The charge for a 1-inch meter shall be \$800.

(4) The charge for a 2-inch meter shall be \$2,800.

(5) The charge for a tap larger than the 2-inch meter tap will be the cost of labor and materials, including the cost of meter, but not less than the charge for a 2-inch meter tap. The charge for any tap shall not be less than the charge for a $\frac{3}{4}$ -inch meter tap.

CITY OF MOUNT VERNON, INDIANA

CODE OF ORDINANCES

2012 S-10 Supplement contains:
Local legislation current through Ord. 11-16, passed 11-28-11; and
State legislation current through Legislative Service, 2011 Acts, Pamphlet No. 6

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**Exhibit
"D"**

(B) Surcharges shall be calculated as follows:

(1) Actual concentration of the discharge minus the maximum allowable concentration (from the table above) times the appropriate surcharge rate times the number of days of discharge. The surcharge amount will be based on the actual concentration of the discharge.

(2) Example: CBOD = 450 mg/l
 Daily flow = 0.050 MGD
 Number of days discharged = 15

$$450-250 = 200 \text{ mg/l} \times 0.050 \text{ MGD} \times 8.34 \text{ lb/gal} = 83.4 \text{ lbs/day}$$

$$83.4 \text{ lbs/day} \times \$0.25 = \$20.85/\text{day} \times 15 \text{ days} = \$312.75 \text{ (amount of surcharge added to utility bill)}$$

(Ord. 02-09, passed 5-28-02)

§ 50.197 CHARGES FOR USE OF DISPOSAL SYSTEM.

(A) Charges for use of the city sewage disposal system shall be based upon volume of water used by each sewage user or upon a minimum charge based upon the size of the water meter connecting that user to the city's water system. These charges, to be billed monthly, shall be the greater of the charge based on water use or the charge based upon water meter size.

(B) Charges based upon volume of water used shall be as follows:

<i>Consumption per Month</i>	<i>Rate per 1,000 Gallons</i>
First 10,000 gallons	\$8.83
Next 25,000 gallons	8.24
Next 65,000 gallons	7.73
Next 100,000 gallons	7.07
Next 300,000 gallons	6.52
Next 500,000 gallons	4.77
Over 1,000,000 gallons	3.53

(C) Charges based upon water meter size shall be as follows:

<i>Minimum Charges per Month (Meter Size)</i>	<i>Gallons</i>	<i>Rate</i>
5/8- -3/4 - inch meter	2,500	\$ 22.08
1-inch meter	4,200	37.09
1 1/4-inch meter	6,700	59.16
1 1/2-inch meter	8,300	73.29
2-inch meter	13,000	113.02
3-inch meter	25,000	211.90
4-inch meter	41,700	346.09
6-inch meter	83,300	667.66
12-inch meter	358,300	2,535.87

(D) For metered users as to lots, parcels of real estate and/or buildings located outside the corporate limits of the city, the rates and charges are increased by an additional 25% per month. Monthly bills for such users outside the city shall be computed by adding 25% to the charges computed according to divisions (B) and (C) above.

(E) Charges for the domestic (residential only) use of the city sanitary sewer disposal system shown on the June, July, August, September, and October billings shall be based upon the domestic user's average sanitary sewage disposal charges calculated from November, December, January, February, March, April, and May billings.

(F) All bills for sewer services not paid within 30 days from the due date thereof as stated on the bill shall be subject to a collection or deferred or payment of 10%. For governmental entities and public school systems, the collection or deferred payment charge shall be assessed only if payment is not paid within 60 days from the due date thereof.

(Ord. 02-09, passed 5-28-02; Am. Ord. 05-13, passed 5-24-05; Am. Ord. 09-10, passed 4-27-09; Am. Ord. 09-21, passed 8-10-09; Am. Ord. 11-02, passed 4-11-11)

ORIGINAL

**GENERAL ADMINISTRATIVE ORDER
OF THE INDIANA UTILITY REGULATORY COMMISSION
2012 -2**

WHEREAS, on March 19, 2012, the Governor signed into law House Enrolled Act No. 1126, which added Indiana Code § 8-1.5-3-8.3 effective March 19, 2012, and

WHEREAS, Indiana Code § 8-1.5-3-8.3(c) provides that a municipality may petition the Indiana Utility Regulatory Commission to approve a percentage difference between utility rates and charges that had been established for property within and property outside the corporate boundaries of a municipality under the following circumstances:

- The municipal legislative body adopted an ordinance under section 8.1 or under Indiana Code § 36-9-23-26 that was in effect on March 31, 2012; and
- The above ordinance imposed utility rates and charges on users of the works for service to property located outside the municipal corporate boundaries that exceed by more than fifteen percent (15%) but not by more than fifty percent (50%) the rates and charges imposed on users of the works for service to property located within the corporate boundaries of the municipality; and
- The municipality must file such petition no later than September 30, 2012, and must set forth certain specific information regarding the utility, the ordinance and the relief requested; and

WHEREAS, on May 2, 2012, the Indiana Utility Regulatory Commission adopted under General Administrative Order 2012-1 the Petition for Approval of Rate and Charge Difference Between Property Within and Property Outside the Corporate Boundaries as the recommended form and manner in which to file a petition under Indiana Code § 8-1.5-3-8.3(c); and

WHEREAS, the Indiana Utility Regulatory Commission hereby now delegates to the Director of the Water and Wastewater Division such authority as necessary to review the petition to determine whether it satisfies the requirements of Indiana Code § 8-1.5-3-8.3(c), and upon such finding, to approve the petition including the percentage difference between rates and charges, or in the alternative, upon finding that the petition does not satisfy the statutory requirements, to disapprove the petition; and

WHEREAS, the Indiana Utility Regulatory Commission herein finds that further instructions for the filing of the petition and for notice and hearing are as follows:

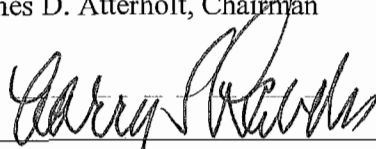
- A. The petition shall be submitted to the attention of the Director of Water and Wastewater Division.
- B. The Commission will post a copy of the petition on its website for ten (10) days in order to provide notice to any affected parties.
- C. Any party wishing to object to the petition must do so in writing within ten (10) days of its posting. Should any party file an objection to the petition within ten (10) days of its posting, the matter shall be docketed for an evidentiary hearing before the Commission.
- D. If no objection is filed, the Division Director shall issue a letter approving or disapproving the petition.
- E. Any party may appeal the Division Director's decision to the full Commission. Such appeal shall be filed in writing within ten (10) days of the decision, at which time the cause shall be docketed for an evidentiary hearing.

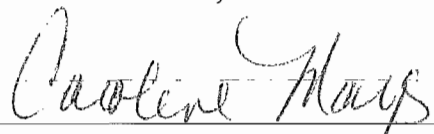
NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that General Administrative Order 2012-1 and its attached form is hereby revoked, that the authority to review and either approve or disapprove the petition is delegated to the Director of the Water and Wastewater Division, and that the instructions for the revised Petition for Approval of Rate and Charge Difference Between Property Within and Property Outside the Corporate Boundaries, as attached to this General Administrative Order, are adopted by this Commission as the recommended form and manner in which to file a petition under Indiana Code § 8-1.5-3-8.3(c).

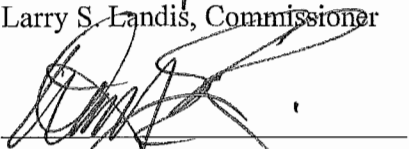
ABSENT

James D. Atterholt, Chairman

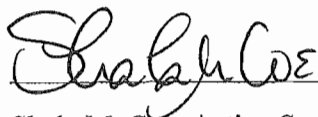

Kari A. E. Bennett, Commissioner


Larry S. Landis, Commissioner


Carolene Mays, Commissioner


David E. Ziegner, Commissioner

I hereby certify that the above is a true and correct copy of the order as approved.


Shala M. Coe, Acting Secretary to the Commission

Date JUN 14 2012

33

ORDINANCE NO. 09-10 CITY OF MT. VERNON, IN April 27 2009

ORDINANCE NO. 09-10 CITY OF MT. VERNON, IND.,

AN ORDINANCE AMENDING AND RESTATING RATES AND CHARGES FOR THE USE OF THE SEWAGE SYSTEM AND RELATED SERVICES OF THE CITY OF MOUNT VERNON, INDIANA

It is hereby established and ordained by the Common Council of the City of Mount Vernon, Indiana, that:

Section 1. Title V, Chapter 50, Section 50.197(B), (C) and (E) of the Mount Vernon City Code ("Code"), as previously amended by Ordinance No. 05-02 and Ordinance No. 05-13, are hereby amended and restated as follows:

Section 2.

(B) Charges based upon volume of water used shall be as follows:

<u>Consumption Per Month</u>	<u>Rate Per 1,000 Gallons</u>
First 10,000 gallons	\$7.40
Next 25,000 gallons	6.91
Next 65,000 gallons	6.48
Next 100,000 gallons	5.93
Next 300,000 gallons	5.47
Next 500,000 gallons	4.00
Over 1,000,000 gallons	2.96

(C) Charges based upon water meter size shall be as follows:

<u>Monthly Minimum Charge</u> (meter size)	<u>Gallons Allowed</u>	<u>Minimum Charge</u>
5/8 - 3/4 inch meter	2,500	\$ 18.50
1 inch meter	4,200	31.08
1 1/4 inch meter	6,700	49.86
1 1/2 inch meter	8,300	61.42
2 inch meter	13,000	94.73
3 inch meter	25,000	177.65
4 inch meter	41,700	290.17
6 inch meter	83,300	559.73
12 inch meter	358,300	2,126.85


(E) In the event two or more dwelling units, such as mobile homes, apartments or housekeeping rooms, discharging sanitary sewage, water or other liquids into the City's sanitary system, either directly or indirectly, are users of water and the quantity of water is measured by a single water meter, then in such case, billing shall be for a single service in the manner set out elsewhere herein except that an additional charge shall be added thereto, in the amount of \$10.74 per month as to users located inside the corporate limits of said City and \$13.43 as to users located outside thereof, for each dwelling unit over one served through the single water meter. In the case of mobile home parks, the number of dwelling units shall be interpreted as the maximum capacity for mobile homes in said park, plus any other dwelling units served through the meter. A dwelling unit shall be interpreted as a room or rooms or other living space or spaces in which cooking facilities are provided.

Section 3. The rates and charges approved in this ordinance shall become effective upon passage of this ordinance and immediately upon proper implementation of these rates in the utility billing software which implementation shall be completed on or before July 1, 2009. All other provisions of and all other rates and charges established by the Code shall remain in full force and effect.

ORDINANCE NO. 07-10 CITY OF MT. VERNON, IN April 27 2009

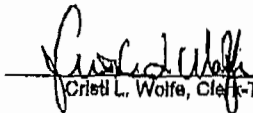
Section 4. This Ordinance shall be in full force and effect from and after its passage, after its approval by the Mayor, and immediately upon proper implementation of these rates in the utility billing software which implementation shall be completed on or before July 1, 2009.

ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 27 day of April, 2009.



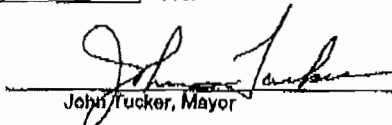
Presiding Officer

Presented by me to the Mayor of the City of Mount Vernon, Indiana, at 7:50 o'clock P.M. on the 27 day of April, 2009, for his consideration and action thereon.




Crist L. Wolfe, Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 27 day of April, 2009.



John Tucker, Mayor

ATTEST:



Crist L. Wolfe, Clerk-Treasurer

ORDINANCE NO. 82-11 CITY OF MT. VERNON, IND., April 26 19 82

(f) Collection or Deferred Payment Charge:

All bills for water services not paid within Thirty (30) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

Section 2.

All ordinances and parts of ordinances in conflict herewith are hereby repealed; provided however, that the schedule of rates and charges fixed by this ordinance shall have become effective.

Section 3.

This ordinance shall be in full force and effect from and after its passage, provided however, that the schedule of rates and charges herein before set out shall not become effective unless approved by the Public Service Commission of Indiana or until such time and manner as the Commission shall direct.

Passed and adopted by the Common Council of the City of Mount Vernon on the 26th day of April, 1982.

Jason L. Higgins
Presiding Officer

ATTEST:

Janet Mitchell
Deputy Clerk-Treasurer

Presented by me to the Mayor of the City of Mount Vernon on the 26th day of April, 1982, at the hour of 8:00 P.M.

Janet Mitchell
Deputy Clerk-Treasurer

This ordinance approved and signed by me on the 26th day of April, 1982, at the hour of 8:00 P.M.

Jason L. Higgins
Mayor

Received
October 09, 2012
INDIANA UTILITY
REGULATORY COMMISSION

ORDINANCE NO. 82-11 CITY OF MT. VERNON, IND., April 26 19 82

AN ORDINANCE FIXING THE SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE CITY OF MOUNT VERNON, INDIANA FROM THE CUSTOMERS SERVED BY THE MUNICIPAL WATERWORKS PLANT AND SYSTEM OF THE CITY OF MOUNT VERNON, INDIANA

WHEREAS, the Common Council now finds that the existing rates and charges for the use of and services rendered by the Mount Vernon Municipal Waterworks Plant and System are too low and insufficient to enable the City to properly operate its waterworks plant, provide for extensions and replacements thereof, provide for payment to the City in lieu of taxes, provide for working capital and provide the debt service of the existing Waterworks Revenue Bonds of 1955, and to provide funds to repay borrowings for the proposed project, and that existing rates and charges should be increased; now therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF MOUNT VERNON, INDIANA:

That rates and charges for the use of and services rendered by the Mount Vernon Municipal Waterworks System and Plant shall be as follows:

Section 1.

- (a) For use of and services rendered by the waterworks system, within the corporate limits of the City of Mount Vernon, Indiana, based upon the amount of water supplied during each monthly billing period

Table with 2 columns: Metered Rates - Per Consumption Unit and Per 1,000 Gallons. Rows include consumption ranges from 10,000 to over 1,000,000 gallons per month with corresponding rates.

Table with 2 columns: Minimum Charge Per Meter and Per Month. Rows include meter sizes from 5/8 inch to 6 inch with corresponding monthly charges.

- (b) For use of and services rendered by the waterworks system, outside the corporate limits of the City of Mount Vernon, Indiana, the rates applicable within the corporate limits are increased by an additional charge of 25% per month. Monthly bills may be computed by using the rates within the corporate limits and adding 25% of the charge to the aggregate of said bills.

- (c) Private Fire Protection - Water Service (for use only in extinguishing fires) sprinkler connections and fire hydrants owned and maintained by consumer:

Table with 2 columns: Item and Rate. Rows: Automatic Sprinklers - per head (\$.16 per annum), Fire Hydrant - each (164.00 per annum)

- (d) Public Fire Protection Water Service - municipal fire hydrants: (Billed monthly and/or annually)

Table with 2 columns: Item and Rate. Row: Municipal Fire Hydrant - each (\$ 164.00 per annum)

- (e) Temporary Service:

Temporary service where metered shall be calculated upon the registration of meter or meters installed at the approved meter rates. In such cases as the utility may deem it impracticable to install a meter for temporary service, there shall be a minimum charge of \$20.00. If the water consumption computed at approved rates is known to be in excess of the \$20.00 minimum charge, an authorized agent of the utility shall have the right to estimate said water consumption and the estimated consumption shall be billed at the approved meter rates.

ORDINANCE NO. 90-13 CITY OF MT. VERNON, IND., June 25, 19 90

6. This ordinance shall be in full force and effect from and after its passage, after its approval by the Mayor and on July 1, 1990.

Passed by the Common Council of the City of Mt. Vernon, Indiana, this 25th day of June, 1990.

Jackson L. Higgins
Presiding Officer

Presented by me to the Mayor of the City of Mt. Vernon, Indiana, at 7:50 o'clock, P.M. on the 25th day of June, 1990 for his consideration and action thereon.

Laura C. Bullard
Laura C. Bullard
Clerk-Treasurer

Having examined the foregoing Ordinance, I do now, as Mayor of same to the City Clerk-Treasurer this 25th day of June, 1990.

Jackson L. Higgins
Jackson L. Higgins, Mayor

ATTEST:

Laura C. Bullard
Laura C. Bullard, Clerk-Treasurer

Received
October 18, 2012
INDIANA UTILITY
REGULATORY COMMISSION

Sinks, commercial (with or without dishwasher) or industrial, schools, etc. including dishwashers, wash up sinks and wash fountains (2" (50.8 mm) min. waste)	1 1/2	(38.1)	3
Sinks, flushing rim, clinic	3	(76.2)	6
Sinks, and/or dishwashers (residential) (2" (50.8 mm) min. waste)	1 1/2	(38.1)	2
Sinks, service	2	(50.8)	3
Mobile Home park traps (one (1) for each trailer)	3	(76.2)	6
Urinals, pedestal, trap arm only	3	(76.2)	6
Urinals, stall	2	(50.8)	2
Urinals, wall (2" (50.8 mm) min. waste)	1 1/2	(38.1)	2
Wash basins (lavatories) single	1 1/4	(31.8)	1
Wash basins, in sets	1 1/2	(38.1)	2
*Water closet, private installation, trap arm only	3	(76.2)	4
Water closet, public installation, trap arm only	3	(76.2)	6

*Note - The size and discharge rating of each indirect waste receptor and each interceptor shall be based on the total rated discharge

"Direct/Indirect Fee" - A direct fee must be paid for any facility connected into a sanitary sewer which is not extended by a developer as part of a platted subdivision. The indirect fee is due when the developer constructs the sanitary sewer mains within a subdivision at his expense. The developer must petition the Board of Public Works and Safety, in writing, before any connections have been made or sold to determine the subdivision's eligibility for the indirect fee.

(b) [previously (c)] No person outside the corporate limits of the City of Mt. Vernon shall be permitted to connect with the sewage utility unless that person has:

1. paid the connection fee;
2. furnished the Sewer Department with a legal description of real estate to be connected; and
3. furnished the Department with a Waiver of Right to Remonstrate Against Annexation, executed by the record owners of the real estate to be connected; and
4. met the construction standards, as adopted by the City of Mt. Vernon, and furnished to the Mt. Vernon Sewage Superintendent the specifications and blue prints of the sewage system to be installed and connected to the Mt. Vernon Sewage Utility and receive written verification from the Mt. Vernon Sewage Superintendent that the connected system will comply with the Construction Standards adopted by the City of Mt. Vernon
5. filed at the office of the Clerk-Treasurer of the City of Mt. Vernon, a copy of the specifications and blue prints of the sewage system to be installed and connected to the Mt. Vernon Sewage Utility System.

(c) [previously (e)] That connections or tap-ins purchased prior to the passage date of this Ordinance, 89-51, which remain unused, shall be valid for thirty (30) days from the date of passage of this Ordinance. If the connection is not made within thirty (30) days after the date of passage, the purchaser must pay the connection fee applicable as prescribed herein and the purchaser shall be given credit for the connection/tap-in fee previously paid toward the connection fee due pursuant to this Ordinance.

3. Ordinance 86-21 and all other ordinances in conflict with this Ordinance are hereby repealed.
4. Ordinance 89-51 shall remain in full force and effect and shall be incorporated herein.
5. If any provision of this Ordinance is held invalid, the invalidity does not effect other provisions that can be given effect without the invalid provisions or application.

Continued

Section 2.

(a) the fee for connecting to the sewage utility shall be as follows:

TYPE OF USE	CITY OF MT. VERNON CONNECTION FEE DIRECT / INDIRECT
SINGLE FAMILY RESIDENTIAL	\$ 1000.00 / \$ 600.00
DUPLEXES, APARTMENTS, AND CONDOMINIUMS (PER UNIT)	a. EFFICIENCY (350.00/210.00) b. 1 BDRM (450.00/270.00) c. 2 BDRM (550.00/330.00) d. 3 BDRM (650.00/390.00)
HOTELS/MOTELS (includes rooms, meeting rooms, src. areas, restaurants, kitchens, etc.)	75.00 per fixture unit/45.00 per fixture unit
HOSPITALS & NURSING HOMES	75.00 per fixture unit/45.00 per fixture unit
RESTAURANTS	75.00 per fixture unit/45.00 per fixture unit
INDUSTRIAL/OTHER COMMERCIAL	75.00 per fixture unit/45.00 per fixture unit
SCHOOLS	75.00 per fixture unit/45.00 per fixture unit
MOBILE HOME (IN PLATTED PARK)	1000.00 / 600.00
MOBILE HOME (OUTSIDE PLATTED PARK)	1000.00 / 600.00
THEATRES	75.00 per fixture unit/45.00 per fixture unit
SERVICE STATION (NO CAR WASH)	150.00 per fixture unit/90.00 per fixture unit
CHURCHES (WITHOUT SCHOOLS)	50.00 per fixture unit/30.00 per fixture unit
LAUNDRY	75.00 per fixture unit/45.00 per fixture unit
DAY CARE CENTER	75.00 per fixture unit/45.00 per fixture unit

"Fixture Unit" is defined as follows:

Kind of Fixture (per fixture)	Minimum Trap & Trap Arm Size		
	(inches)	(mm)	Units
Bathtubs	1 1/2	(38.1)	2
Bidets	1 1/2	(38.1)	2
Dental units or cuspidors	1 1/4	(31.8)	1
Drinking fountains	1 1/4	(31.8)	1
Floor drains	2	(50.8)	2
*Interceptors for grease,oil,solids,etc	2	(50.8)	3
*Interceptors for sand,auto wash,etc	3	(76.2)	6
Laundry tubs	1 1/2	(38.1)	2
Clotheswashers	2	(50.8)	2
*Receptors (floor sinks), indirect waste receptors for refrigerators,coffee urns, water stations, etc	1 1/2	(38.1)	1
*Receptors, indirect waste receptors for commercial sinks, dishwashers, air- washers, etc	2	(50.8)	3
Showers, single stalls	2	(50.8)	2
*Showers, gang, (one unit per head)	2	(50.8)	2
Sinks,bar,private (1 1/2" (38.1 mm) min. waste)	1 1/2	(38.1)	1
Sinks,bar,commercial (2" (50.8 mm) min. waste)	1 1/2	(38.1)	2

Continued

AN ORDINANCE ESTABLISHING SEWER RATES AND CHARGES
AND CONNECTION FEES FOR THE MT. VERNON SEWAGE WORKS

WHEREAS, the City of Mt. Vernon has heretofore constructed and has in operation a sewage works for the purpose of collection and disposing of sewage of the City in a sanitary manner; and

WHEREAS, existing charges established by ordinance 81-19 and 86-21, produce insufficient revenues to pay the obligations of the Utility and provide for proper maintenance of the Utility; and

WHEREAS, Indiana statutes require the Utility to establish "just and equitable fees" for sewer services and defines "just and equitable fees" (in I.C. 36-9-23-25[6]) to require fees that are sufficient, among other things, to provide for operating expenses, improving and replacing the works and provide for a sinking fund.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MT. VERNON, INDIANA that:

1. Section 1. Charges for use of the City sewage disposal system shall be based upon volume of water used by each sewage user or upon a minimum charge based upon the size of the water meter connecting that user to the City's water system. These charges, to be billed monthly, shall be the greater of (1) the charge based on water use or (2) the charge based upon water meter size.

(a) Charges based upon volume of water used shall be as follows:

<u>CONSUMPTION PER MONTH</u>		<u>RATE PER 1,000 GALLONS</u>
First	10,000 gallons	\$ 3.19
Next	25,000 gallons	2.97
Next	65,000 gallons	2.79
Next	100,000 gallons	2.55
Next	300,000 gallons	2.35
Next	500,000 gallons	1.72
Over	1,000,000 gallons	1.28

(b) Charges based upon water meter size shall be as follows:

<u>MINIMUM CHARGE PER MONTH</u>		
5/8 inch meter		\$ 7.44
3/4 inch meter		9.57
1 inch meter		16.00
1-1/4 inch meter		29.35
1-1/2 inch meter		41.40
2 inch meter		71.00
3 inch meter		165.00
4 inch meter		297.50
6 inch meter		700.00

(c) For metered users as to lots, parcels of real estate and/or buildings located outside the corporate limits of the City, the rates and charges are increased by an additional 25% per month. Monthly bills for such users outside the City shall be computed by adding 25% to the charges computed according to Section 1 above.

(d) In the event two or more dwelling units, such as mobile homes, apartments or housekeeping rooms, discharging sanitary sewage, water or other liquids into the City's sanitary system, either directly or indirectly, are users of water and the quantity of water is measured by a single water meter, then in such case billing shall be for a single service in the manner set out elsewhere herein except that an additional charge shall be added thereto, in the amount of \$7.44 per month as to users located inside the corporate limits of said City and \$9.30 as to users located outside thereof, for each dwelling unit over one (1) served through the single water meter. In the case of mobile home parks, the number of dwelling units shall be interpreted as the maximum capacity for mobile homes in said park, plus any other dwelling units served through the meter. A dwelling unit shall be interpreted as a room or rooms or other living space or spaces in which cooking facilities are provided.

2. Ordinance 89-51, previously passed by the Common Council of the City Mt. Vernon, IN, on December 26, 1989, effective December 26, 1989, is incorporated herein, by insertion:

Continued