

TOWN OF WOLCOTT, WHITE COUNTY, INDIANA

ORDINANCE NO. 2021-12

AN ORDINANCE AMENDING ORNINANCE NO. 2015-03.

WHEREAS, Indiana Code Section 8-1.5-3-8 requires that the Town of Wolcott ("Town") on behalf of its Water Utility establishes rates and charges which will produce an income sufficient to maintain said utilities in sound physical and financial condition to render adequate and efficient service; and

WHEREAS, said Code section requires that rates and charges shall be collected from the owners of each and every lot, parcel of real estate of building that is connected with the Town Water system. Such rates and charges shall produce sufficient revenue to: (1) pay all the legal and other necessary expenses incident to the operation of the utility, including: (A) maintenance costs; (B) operating charges; (C) upkeep; (D) repairs; (E) depreciation; (F) interest charges on bonds or other obligations, including leases; (2) provide a sinking fund for liquidation of bonds or other obligations, including leases; (3) provide a debt service reserve for bonds or other obligations, including leases, in an amount established by the municipality, not to exceed the maximum annual debt service on the bonds or obligations or the maximum annual lease rentals; (4) provide adequate money for working capital; (5) provide adequate money for making extensions and replacements to the extent not provided for through depreciation in subdivision (1); and (6) provide money for the payment of any taxes that may be assessed against the utility.

WHEREAS, the Town of Wolcott previously employed H.J. Umbaugh & Associates, a certified public accounting company, to study the financial status of the Town's utilities complete financial studies, and to report upon the propriety and amount of water system Development Charge.

WHEREAS, the Town Council of the Town believes that the current water development fee is excessive, to the point that it disincentivizes new construction and new business coming to the Town of Wolcott.

WHEREAS, the Town Council of the Town believes that it is in the best interest of the Town of Wolcott to charge \$500 per connection as a water development fee and to repeal and replace those fees established under town Ordinance No. 2015-03.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WOLCOTT, INDIANA:

Section 1.


- A. That the Town shall amend its prior ordinance No. 2015-03 to charge each development charge per water connection to the Town of Wolcott Water Utility by charging utility consumers \$500 per connection as a Water development fee and to abolish those fees provided for in Ordinance No. 2015-03.
- B. That a "Water System Development Charge" is the charge to a user for a new connection to or additional water usage from an existing connection to the Town's water works system and is charged in return for the Town making available to such user the Town's Water system consisting of all facilities and operation necessary to render adequate and efficient service to such user.
- C. All other provision of all other rates and charges established by the Ordinance shall remain in full force and effect.
- D. This ordinance shall be in full force and effect from and after its passage.
- E. If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

DULY ORDAINED and ADOPTED this id day of May 2021, by the Town Council of the Town of Wolcott, County of White, Indiana having a vote of 1 in favor **and** opposed.

TOWN COUNCIL, TOWN OF WOLCOTT INDIANA

Aye

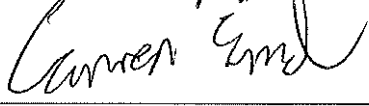
Nay



Michael Johnson, Council President

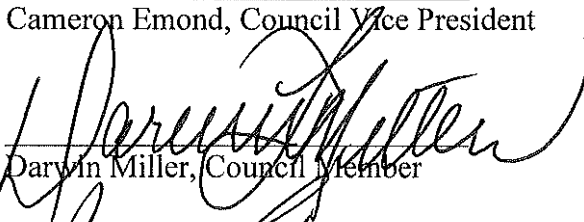
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Michael Johnson, Council President




Cameron Emond, Council Vice President

Cameron Emond, Council Vice President



Darwin Miller, Council Member



Darwin Miller, Council Member



Jerry Lietz, Council Member

Jerry Lietz, Council Member

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Rex Pearson, Council Member

So witnessed and attested to this L2 day of July 2021:



Pamela D Bennett, Clerk-Treasurer

J/

