

**TOWN OF WOLCOTT, WHITE COUNTY, INDIANA
ORDINANCE NO. 2012-07**

**ORDINANCE TO RE-ESTABLISH THE FEE
TO PROVIDE REVENUE TO THE STORMWATER FUND**

WHEREAS, Indiana Code Section 8-1.5-5, *et seq.*, allows municipalities to establish funding thereto, and that the Town of Wolcott has not previously established funding for storm water management, and to establish a means of providing revenue to said fund;

WHEREAS, it is prudent of the Town of Wolcott establish a fund regarding same to effectively resolve storm water collection and disposal and to update techniques and equipment as needed; including but not limited to, repair and replace storm and drainage tiles and pursue other endeavors related the elimination of storm water from streets and properties;

WHEREAS, it is the responsibility of the Town Council to review and establish the fee to provide revenue for Storm Water Management annually or as often as necessary in accordance with the need to establish and maintain a Storm Water Fund.

**NOW, THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN
OF WOLCOTT, WHITE COUNTY, INDIANA**

(A) In accordance with I.C. Section 8-1.5-5-7, the Town Council of the Town of Wolcott re-establishes a Flat Fee of \$2.00 for the year 2012 and all years thereafter. Or deemed as is necessary and prudent for the creation of said fund and operation therewith, to provide revenue for the Storm Water Fund to be collected in connection with the garbage collection. Said fee shall be billed with the garbage collection billing; however, said billing is not associated with collection of garbage, nor is the collection of same related thereto. Said fee shall be collected January 1, 2012 and monthly thereafter.

(D) 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 _____ day of _____, 2012, by the Town Council of the Town of Wolcott, County of White, Indiana, having been passed by a vote of __ in favor and __ opposed.

**TOWN COUNCIL
of the TOWN of WOLCOTT, INDIANA**

Yea

Nay

Marsha L. Mackey, President

Marsha L. Mackey, President

Jon H. Evans, Vice President

Jon H. Evans, Vice President

Richard A. Lynn, Member

Richard A. Lynn, Member

Fred A. Young, Member

Fred A. Young, Member

Michael A. Yelton, Member

Michael A. Yelton, Member

Attest:

Linda S. Bajzatt, IAMC, CMC
Clerk-Treasurer

(E) **Establishment of a Fee to Provide Revenue for Storm Water Fund.** The Town Council of Town of Wolcott establishes a fee, in accordance with I.C. Section 8-1.5-5-7. The Town Council shall establish a flat fee per parcel of property within the Special Taxing District to provide revenue for the Storm Water Fund. The Town Council shall establish said fee annually, or as often as is necessary and prudent for the creation of said fund and operation therewith.

(F) 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 16th day of February, 2010, by the Town Council of the Town of Wolcott, County of White, Indiana, having been passed by a vote of 4 in favor and 0 opposed.

TOWN COUNCIL
of the TOWN of WOLCOTT, INDIANA

Yea

Nay

/s/ Marsha L. Mackey
Marsha L. Mackey, President

Marsha L. Mackey, President

/s/ Jon H. Evans
Jon H. Evans, Vice President

Jon H. Evans, Vice President

/s/ Richard A. Lynn
Richard A. Lynn, Member

Richard A. Lynn, Member

/s/ Jerry Pinkerton
Jerry Pinkerton, Member

Jerry Pinkerton, Member

/s/ Fred A. Young
Fred A. Young, Member

Fred A. Young, Member

Attest:

/s/ Linda S. Bajzatt
Linda S. Bajzatt, IAMC, CMC
Clerk-Treasurer

