

ORDINANCE NO. 7

AN ORDINANCE AMENDING ORDINANCE NO. 2015-15, ESTABLISHING NEW RATES AND CHARGES FOR THE USE AND SERVICES RENDERED BY THE SEWAGE WORKS SYSTEM OF THE TOWN OF HANOVER, INDIANA

WHEREAS, the Town of Hanover, Indiana (the "Town"), has heretofore constructed and has in operation a sewage works utility; and

WHEREAS, the Town Council of the Town (the "Council") has previously established the existing schedule of user rates and charges for sewage works service, pursuant to Ordinance No. 2015-15, adopted by the Council on December 29, 2015; and

WHEREAS, the Town has employed Baker Tilly Municipal Advisors (the "Municipal Advisor") to prepare a rate report reviewing the sufficiency of such existing rates and charges; and

WHEREAS, the Municipal Advisor has prepared and submitted a rate report (the "Rate Report") which concludes that existing rates and charges are insufficient to pay all the legal and other necessary expenses incident to the operation of the utility, including maintenance costs, operating charges, upkeep, repairs, depreciation, including increases in such costs, and the payment of principal and interest on bonds, future bonds or other obligations; and

WHEREAS, pursuant to IC 36-9-23, as amended (the "Act"), this Council may change or adjust its existing schedule of fees by ordinance after providing notice and conducting a public hearing; and

WHEREAS, the Clerk-Treasurer of the Town has given notice of the public hearing on proposed rates as provided for in the Act; and

WHEREAS, the public hearing was held before this Council on June 21, 2022, at which time testimony from interested persons was received, after introduction of this ordinance and as provided for in the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HANOVER, INDIANA, AS FOLLOWS:

SECTION 1. The Council hereby finds and determines that, based upon the Rate Report, the existing rates and charges are insufficient to pay all the legal and other necessary expenses incident to the operation of the utility, including maintenance costs, operating charges, upkeep, repairs, depreciation, including increases in such costs, and the payment of principal and interest on bonds, future bonds or other obligations.

SECTION 2. The Council finds and determines that the proposed rates and charges as set forth in the Rate Report are nondiscriminatory, reasonable and just, and therefore should be adopted.

SECTION 3. The Council finds and determines that the proposed rates set forth in Exhibit A hereto are nondiscriminatory, reasonable and just, and should be adopted.

SECTION 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. This ordinance shall be in full force and effect from and after its passage. This ordinance shall be effective for bills rendered on and after the day after adoption of this ordinance or such later date as set forth in Exhibit A hereto.

DULY PASSED on this 21st day of June, 2022, by the Town Council of the Town of Hanover, Indiana.

TOWN OF HANOVER, INDIANA, TOWN
COUNCIL

Kenneth W. Gumbert
President

ATTEST:

K. Gumbert
Clerk-Treasurer

EXHIBIT A

HANOVER (INDIANA) MUNICIPAL SEWAGE WORKS

SCHEDULE OF PRESENT AND PROPOSED RATES AND

CHARGES

<u>Consumption of Water Per Month (charge per 1,000 gallons)</u>	<u>Present (1)</u>	<u>Proposed</u>
First 2,000 Gallons	\$9.51	\$12.17
Next 3,000 Gallons	8.22	10.52
Next 15,000 Gallons	5.44	6.96
Next 80,000 Gallons	4.38	5.61
Over 100,000 Gallons	2.82	3.61
 Hanover College Flat Rate per Month	 \$21,706.87	 \$27,784.79
Hanover College Monthly Special Surcharge	N/A	\$22,991.67
 Minimum charge per month for 2,000 gallons or less	 \$19.02	 \$24.35

(1) Present rates and charges were adopted December 29, 2015 per Ordinance No. 2015-15.