

ORDINANCE NO. 2006-19

AN ORDINANCE AMENDING ORDINANCE NO. 2004-14, ESTABLISHING THE INTERIM SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE CITY OF COLUMBIA CITY, INDIANA, FROM THE OWNERS OF PROPERTY SERVED BY THE STORMWATER SYSTEM OF SAID CITY

WHEREAS, the City of Columbia City, Indiana (“City”) owns and operates a sewage works system in accordance with the provisions of IC 36-9-23 et. seq. (“Act”); and

WHEREAS, the Common Council (“Council”) is responsible for establishing, reviewing, and recommending rates for these services; and

WHEREAS, the Council has found that in order to meet mandates from the State of Indiana, provisions must be made to study, design, and implement a system for the safe and efficient disposition of stormwater, and that funds be made available for such purpose; and

WHEREAS, the Council has found, based upon the advice of its counsel, that the provisions of the Act apply to the collection, disposal, and drainage of storm and surface water, that the City may finance its Stormwater System pursuant to the Act; that the City may supervise and control said Stormwater System pursuant to the Act; and that the provisions of the Act will enable the City to finance and, through the Council, operate and control its Stormwater System; and

WHEREAS, consequent to the above findings, initial rates and charges were established by Ordinance No. 2004-14, adopted July 13, 2004 for the purposes of financing, operating and controlling such Stormwater System; and

WHEREAS, the Council has found that the revenues from such stormwater rates and charges are insufficient to enable the City to properly operate its Stormwater System and make payment of and provision for the expenses of said Stormwater System, and the Council now finds that the rates and charges established by said Ordinance should be increased;

NOW, THEREFORE, be it ordained by the Council of the City of Columbia City, Indiana:

Section 1. For purposes of this ordinance, “impervious area” refers to those surface areas of residential and non-residential properties which water will not penetrate and from which stormwater runoff will be produced, as determined by a detailed study performed by the City’s consulting engineer, Bonar Group.

Section 2. The Code of Ordinances of the City of Columbia City regarding the municipal sewer works is hereby amended to revise the stormwater fees. The revised monthly fees are to be paid by each user according to the schedule of rates and the rate structures set out in Exhibits A, B, C and D attached hereto and incorporated herein by reference.

Section 2. Rates and charges incurred under this ordinance shall be prepared and collected by the City in accordance with those provisions regulating the preparation and issuance of bills for sewer service generally. The monies collected under this ordinance shall be deposited in the Stormwater Revenue Fund.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Section 4. The Clerk-Treasurer is hereby ordered to make such changes to the City's municipal code as are necessary to effectuate the provisions of this ordinance.

PASSED and ADOPTED by the Common Council of the City of Columbia City, Indiana, this 25 day of July, 2006.

MEMBERS OF THE COMMON COUNCIL OF
THE CITY OF COLUMBIA CITY, INDIANA

ATTEST:

Rosie Coyle, Clerk-Treasurer

Approved this 25 day of July, 2006

EXHIBIT A TO ORDINANCE NO. _2006-19

Phase I Rates (effective immediately upon passage of this Ordinance)

<u>Classification</u>	<u>Monthly Charge</u>
Residential – Flat Fee	\$ 3.75
Non-Residential – Impervious Area:	
Less than 4,500 square feet	\$ 3.75
4,500 - 5,999 square feet	4.75
6,000 - 7,499 square feet	6.00
7,500 - 9,999 square feet	7.00
10,000 - 14,999 square feet	10.00
15,000 - 19,999 square feet	15.00
20,000 - 24,999 square feet	21.00
25,000 - 29,999 square feet	26.00
30,000 - 34,999 square feet	31.00
35,000 - 39,999 square feet	37.00
40,000 - 49,999 square feet	42.00
50,000 - 59,999 square feet	53.00
60,000 - 69,999 square feet	63.00
70,000 - 79,999 square feet	73.00
80,000 - 99,999 square feet	89.00
100,000 - 129,999 square feet	107.00
130,000 - 149,999 square feet	136.00
150,000 - 250,000 square feet	164.00
Greater than 250,000 square feet	210.00

EXHIBIT B TO ORDINANCE NO. _2006-19

Phase II Rates (effective July 1, 2007)

<u>Classification</u>	<u>Monthly Charge</u>
Residential – Flat Fee	\$ 4.50
Non-Residential – Impervious Area:	
Less than 4,500 square feet	\$ 4.50
4,500 - 5,999 square feet	5.60
6,000 - 7,499 square feet	7.00
7,500 - 9,999 square feet	9.00
10,000 - 14,999 square feet	12.00
15,000 - 19,999 square feet	18.00
20,000 - 24,999 square feet	25.00
25,000 - 29,999 square feet	32.00
30,000 - 34,999 square feet	38.00
35,000 - 39,999 square feet	44.00
40,000 - 49,999 square feet	50.00
50,000 - 59,999 square feet	64.00
60,000 - 69,999 square feet	76.00
70,000 - 79,999 square feet	88.00
80,000 - 99,999 square feet	107.00
100,000 - 129,999 square feet	128.00
130,000 - 149,999 square feet	164.00
150,000 - 250,000 square feet	196.00
Greater than 250,000 square feet	250.00

EXHIBIT C TO ORDINANCE NO. __2006-19

Phase III Rates (effective July 1, 2008)

<u>Classification</u>	<u>Monthly Charge</u>
Residential – Flat Fee	\$ 5.00
Non-Residential – Impervious Area:	
Less than 4,500 square feet	\$ 5.00
4,500 - 5,999 square feet	6.40
6,000 - 7,499 square feet	8.00
7,500 - 9,999 square feet	10.00
10,000 - 14,999 square feet	14.00
15,000 - 19,999 square feet	21.00
20,000 - 24,999 square feet	28.00
25,000 - 29,999 square feet	35.00
30,000 - 34,999 square feet	42.00
35,000 - 39,999 square feet	49.00
40,000 - 49,999 square feet	56.00
50,000 - 59,999 square feet	71.00
60,000 - 69,999 square feet	85.00
70,000 - 79,999 square feet	98.00
80,000 - 99,999 square feet	119.00
100,000 - 129,999 square feet	142.00
130,000 - 149,999 square feet	182.00
150,000 - 250,000 square feet	219.00
Greater than 250,000 square feet	270.00

EXHIBIT D TO ORDINANCE NO. __2006-19

Phase IV Rates (effective January 1, 2009)

<u>Classification</u>	<u>Monthly Charge</u>
Residential – Flat Fee	\$ 5.50
Non-Residential – Impervious Area:	
Less than 4,500 square feet	\$ 5.50
4,500 - 5,999 square feet	7.00
6,000 - 7,499 square feet	9.00
7,500 - 9,999 square feet	11.00
10,000 - 14,999 square feet	15.00
15,000 - 19,999 square feet	23.00
20,000 - 24,999 square feet	31.00
25,000 - 29,999 square feet	39.00
30,000 - 34,999 square feet	46.00
35,000 - 39,999 square feet	54.00
40,000 - 49,999 square feet	62.00
50,000 - 59,999 square feet	78.00
60,000 - 69,999 square feet	92.00
70,000 - 79,999 square feet	108.00
80,000 - 99,999 square feet	130.00
100,000 - 129,999 square feet	155.00
130,000 - 149,999 square feet	200.00
150,000 - 250,000 square feet	240.00
Greater than 250,000 square feet	300.00