ORDINANCE NO. __2026-5____

AN ORDINANCE OF THE TOWN OF LINDEN AMENDING THE RATES AND CHARGES RELATING TO THE WATERWORKS OF THE TOWN

WHEREAS, the Town of Linden, Indiana ("Town") has established, constructed and financed a municipal waterworks (Waterworks) in accordance with the provisions of Indiana Code 8-1.5, as amended (the "Act"), for the purpose of providing for potable water service in and around the Town; and

WHEREAS, various ordinances have been adopted from time to time regarding policies and procedures for the Waterworks and the establishment of water rates, fees and charges; and

WHEREAS, the current schedule of rates and charges for the Waterworks is set forth in an ordinance adopted and implemented by the Town Council on June 28, 2022 (the "Prior Ordinance"); and

WHEREAS, Therber Brock & Associates, LLP, Carmel, Indiana, has prepared a financial report concerning the rates and charges of the Waterworks ("Report"); and

WHEREAS, based upon the Report, the Town Council of the Town ("Town Council") finds that the current rates and charges for the use of and services rendered by the Waterworks are insufficient to enable the Town to properly maintain and operate its Waterworks in a sound physical and financial condition to render adequate and efficient service; and

WHEREAS, the Town Council finds that the current rates and charges for the use of and service rendered by the Waterworks must be increased in order to provide sufficient revenue to meet such requirements; and

WHEREAS, the Town Council has caused notice of a public hearing on the rates and charges set forth herein to be duly advertised, posted and mailed, and has held a public hearing thereon at which time all users of the Waterworks, owners of properties served or to be served by the Waterworks and other interested persons were heard concerning the proposed rates and changes, all pursuant to the Act;

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

Section 1. For use of and service rendered by the Waterworks, each user shall be charged in an amount based upon a fee schedule, shown in Appendix A.

Section 2. The rates and charges enacted by this Ordinance shall become effective upon passage by the Town Council and shall be reflected in the customers' bills as soon as practicable following passage of this ordinance;

Section 3. All other provisions of the Prior Ordinance and earlier ordinances, not amended by this ordinance, shall remain in full force and effect.

PASSED and ADOPTED by the Town Council of the Town of Linden, this _____ day of _____, 2026.

TOWN COUNCIL OF THE TOWN OF LINDEN

BY:

_____
President

_____
Council Member

_____
Council Member

ATTEST:

_____
Clerk-Treasurer

Appendix A

Water Rates and Charges

				Present Rates	Proposed Rates	Difference Amount	Difference Percent
I	Recurring Charges						
	Metered Rates Per Month						
A	Per 1000 Gallons						
	First	2,000	gallons	$ 10.64	$ 16.71	$ 6.07	57.06%
	Next	3,000	gallons	5.79	9.09	3.30	57.06%
	Next	15,000	gallons	5.49	8.62	3.13	57.06%
	Over	20,000	gallons	3.86	6.06	2.20	57.06%
B	Minimum Charge Per Month						
	Size of Meter						
	5/8	inch meter		$ 10.64	$ 16.71	$ 6.07	57.06%
	3/4	inch meter		10.64	16.71	6.07	57.06%
	1	inch meter		16.31	25.62	9.31	57.06%
	1 1/4	inch meter		19.58	30.75	11.17	57.06%
	1 1/2	inch meter		28.58	44.89	16.31	57.06%
	2	inch meter		48.52	76.20	27.68	57.06%
	3	inch meter		78.14	122.72	44.58	57.06%
	4	inch meter		127.63	200.45	72.82	57.06%
	5	inch meter		327.59	514.50	186.91	57.06%
C	Fire- Protection- Hydrant Rental						
	Per Hydrant Per Annum						
	Per Hydrant Charge			$ 163.83	$ 257.31	$ 93.48	57.06%
D	Fire Lane						
	6-Inch Fire Lane			$ 369.27	$ 579.96	$ 210.69	57.06%
II	Non-Recurring Charges						
E	Water Service Deposit						
	Per Customer			$ 55.00	$ 55.00	$ -	
F	Reconnection Charge						
	Per Reconnection			$ 19.72	$ 19.72	$ -	
G	Penalty Charge			10% of the first $3.00 and 10% of the balance			
III	Raw Water Rates and Charges						
	Recurring Charges						
A	Monthly Service Charge			$ 22,488.71	$ 35,320.08	$ 12,831.37	57.06%
	Volume Charge						
B	Per 1000 Gallons			$ 0.742	$ 1.165	$ 0.423	57.06%
C	Penalty Charge			10% of the first $3.00 and 10% of the balance			
D	Deposit			One Month's Service Charge			

[1] Per Ordinance No. 2022-2, adopted June 28, 2022.

ORDINANCE NO. __2026-6___

AN ORDINANCE OF THE TOWN OF LINDEN AMENDING THE RATES AND CHARGES RELATING TO THE SEWAGE WORKS OF THE TOWN

WHEREAS, the Town of Linden, Indiana ("Town") has established, constructed and financed a municipal Sewage Works (Sewage Works) for the purpose of providing for sanitary sewer service in and around the Town; and

WHEREAS, various ordinances have been adopted from time to time regarding policies and procedures for the Sewage Works and the establishment of sewage rates, fees and charges; and

WHEREAS, the current schedule of rates and charges for the Sewage Works is set forth in an ordinance adopted and implemented by the Town Council on May 3, 2007 (the "Prior Ordinance"); and

WHEREAS, Therber Brock & Associates, LLP, Carmel, Indiana, has prepared a financial report concerning the rates and charges of the Sewage Works ("Report"); and

WHEREAS, based upon the Report, the Town Council of the Town ("Town Council") finds that the current rates and charges for the use of and services rendered by the Sewage Works are insufficient to enable the Town to properly maintain and operate its Sewage Works in a sound physical and financial condition to render adequate and efficient service; and

WHEREAS, the Town Council finds that the current rates and charges for the use of and service rendered by the Sewage Works must be increased in order to provide sufficient revenue to meet such requirements; and

WHEREAS, the Town Council has caused notice of a public hearing on the rates and charges set forth herein to be duly advertised, posted and mailed, and has held a public hearing thereon at which time all users of the Sewage Works, owners of properties served or to be served by the Sewage Works and other interested persons were heard concerning the proposed rates and changes, all pursuant to the Act;

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

Section 1. For use of and service rendered by the Sewage Works, each user shall be charged in an amount based upon a fee schedule, shown in Appendix A.

Section 2. The rates and charges enacted by this Ordinance shall become effective upon passage by the Town Council and shall be reflected in the customers' bills as soon as practicable following passage of this ordinance;

Section 3. All other provisions of the Prior Ordinance and earlier ordinances, not amended by this ordinance, shall remain in full force and effect.

PASSED and ADOPTED by the Town Council of the Town of Linden, this _____ day of _____, 2026.

TOWN COUNCIL OF THE TOWN OF LINDEN

BY:

_____
President

_____
Council Member

_____
Council Member

ATTEST:

_____
Clerk-Treasurer

Appendix A

Sewage Rates and Charges

I Recurring Charges

A In Town Treatment Rate Per Month (Metered)				Current Rates [1]	Proposed Rates	Difference Amount	Difference Percent
All Users	First	2000	gallons	$ 11.36	$ 14.41	$ 3.05	26.86%
	Over	2000	gallons	7.58	9.62	2.04	26.86%

B Minimum Charge Per Month				
5/8	$ 22.72	$ 28.82	$ 6.10	26.86%
3/4	22.72	28.82	6.10	26.86%
1	41.68	52.88	11.20	26.86%
1 1/4	50.76	64.40	13.64	26.86%
1 1/2	70.47	89.40	18.93	26.86%
2	106.09	134.59	28.50	26.86%
3	189.45	240.34	50.89	26.86%
4	305.40	387.44	82.04	26.86%
6	597.99	758.63	160.64	26.86%

II Non-Recurring Charges

C Wastewater Tap Fee				
5/8 & 3/4 inch meters	$ 450.00	$ 450.00	-	0.00%
Larges than 58 & 3/4 inch meters	The Actual Cost Of Making the Tap But Not Less Than $450			

D Debt Service Surcharge				
Monthly charge to be paid by all ratepayers benefitted by the additions and improvements to the sewage works. to provide to provide sewer service to ASA Linden LLC.	$ 2,600.00	$ 3,298.46	$ 698.46	26.86%

E Excessive Strength Surcharge				
(Rate Per Pound in Excess)	$ 0.25	$ 0.25	$ -	0.00%
BOD solids in excess of 200 milligrams per liter, per il.	1.00	1.00	-	0.00%
NHB in excess of 20 milligrams per liter, per lb.	0.25	0.25	-	0.00%
SS in excess of 200 milligrams per liter, per lb.				

Rates approved in Ordinance No. 2007-5, adopted on May 3, 2007.