

Town of St. Paul, Indiana

Ordinance No. 2024 -2

AN ORDINANCE REGARDING LIABILITY FOR PAYMENT OF WATER/SEWER BILLS AND BILLING, COLLECTION AND WATER SERVICE TURNOFF PROCEDURES FOR NON-PAYMENT THEREOF

WHEREAS, Indiana Code § 36-1-3 et. seq. confers upon units of government within the State of Indiana such powers as necessary or desirable to conduct the affairs of local government; and

WHEREAS, Indiana Code § 36-1-3-6 et. seq. grants to the Town of St. Paul, Indiana, the ability to exercise a power through the adoption of an ordinance when there is no constitutional or statutory provision requiring a specific manner otherwise; and

WHEREAS, Indiana Code § 36-5-2-9 authorizes the Town of St. Paul, Indiana (“Town”) to pass such ordinances, orders, resolutions and motions as may be necessary and proper for the governmental unit to fulfill and satisfy the responsibilities and duties of said governmental unit; and

WHEREAS, The Town of St. Paul provides water and sewer services pursuant to the Public Service Commission Act of 1913 (Indiana Code Title 8, Article 15); and

WHEREAS, certain water consumers or property owners have not paid water/sewer service charges thereby reducing income “sufficient to maintain the utility property in a sound physical and financial condition to render adequate and efficient service” as required by Indiana Code 8-1.5-3-8(d) Rates and Charges.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. PAUL, INDIANA:

SECTION 1. LIABILITY FOR PAYMENT OF WATER/SEWER SERVICES

The water/sewer service account holder shall be liable for payment of sewer/water charges.

SECTION 2. DISCONTINUE WATER SERVICE FOR NONPAYMENT OF SEWER CHARGES

Upon failure by the water consumer to pay charges legally due for sewer or sewage disposal plant service, water service may be discontinued after such charges have been due and unpaid for sixty (60) days. Written notice shall be given to the water consumer of the intention to discontinue water service if the unpaid sewer or sewage disposal plant service charges are not paid before the date specified in the notice. The notice shall be mailed not less than ten (10) days before water service is to be discontinued and will be addressed to the water consumer and the property owner’s last known address. (See I.C. 8-1.5-3-4)

SECTION 3. RULES, REGULATIONS AND STANDARDS OF SERVICE FOR WATER UTILITIES IN INDIANA

The Rules, Regulations and Standards of Service for Water Utilities in Indiana, as promulgated in Public Service Commission of Indiana Cause Number 34805 Effective November 28,1977 are hereby incorporated by reference into this Ordinance.

SECTION 4. DISCONTINUE WATER SERVICES FOR NONPAYMENT OF WATER CHARGES

Water/Sewer bills are due and payable on or before the due date on the bill. Written notice of discontinuing water service for non-payment of water charges shall be mailed on or after the date of the last water bill. The notices shall state when the water service will be discontinued. Arrangements for payment of delinquent water/sewer bills shall be made with the Clerk/Treasurer unitizing the rules and regulations stated in Section 3.

SECTION 5. EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after adoption by the Town Council of the Town of St. Paul, Indiana.

Adopted this 6th day of AUGUST, 2024, by the Town Council of St. Paul, Indiana, during its AUGUST, 2024 meeting at the Civic Center, St. Paul, Indiana

Town Council President

Town Council Member

Town Council Member



Kimberly Livingston

Attest:



Clerk Treasurer