

FILED

FEB 12 2015

CITY CLERK

**GENERAL ORDINANCE NO. 1, 2015
AS AMENDED**

AN ORDINANCE TO AMEND *TERRE HAUTE CITY CODE* CHAPTER 9, TO AMEND THE SEPTIC TANK RATE PROVISIONS.

WHEREAS, the Common Council for the City of Terre Haute wishes to amend the regulations and rates for disposal of waste at the Wastewater Utility Facility.

THEREFORE, BE IT HEREBY ORDAINED as follows:

SECTION 1. That *Terre Haute City Code* Chapter 9, Article 4 – Septic Tank Regulations is hereby amended by deletion of the stricken text and insertion of the underlined text as follows:

...
Sec. 9-92 Sewage Disposal at Wastewater Utility; Regulations and Rates.

a. **Service Sewage Disposal Company Located Inside County Limits.**

- (1) Waste loads originating from a sewage disposal company with its principal place of business, as registered with either the Indiana Secretary of State or the Indiana Department of Revenue, within the Vigo County corporate boundary ~~from septic tanks, seepage pits, cesspools, grease interceptors or settling tanks within the County,~~ may be accepted at the Terre Haute Wastewater Utility, at the place provided therefor. A laboratory analysis of said waste may be performed by the Wastewater Utility and fees may be charged for said laboratory analysis.
- (2) Fees for the expeditious and efficient handling of such waste and the immediate cleansing of all tanks and/or vehicles used to transport the waste to such plant are as follows:
~~\$0.04~~ \$0.08 per gallon of truck capacity or actual waste disposed (as metered)

b. **Service Sewage Disposal Company located Outside County Limits.**

- (1) Waste loads originating from a sewage disposal company with its principal place of business, as registered with either the Indiana Secretary of State or the Indiana Department of Revenue, outside the Vigo County corporate boundary ~~septic tanks, seepage pits, cesspools, grease interceptors or settling tanks from outside the county~~ may be accepted at the Terre Haute Wastewater Utility, at the place provided therefor. A laboratory analysis of said waste may be performed by the Wastewater Utility and fees may be charged for said laboratory analysis.

- (2) Fees for the expeditious and efficient handling of such waste and the immediate cleansing of all tanks and/or vehicles used to transport the waste to such plant are as follows:

~~\$0.125~~ \$0.20 per gallon of truck capacity or actual waste disposed (as metered)

c. The City of Terre Haute will provide a flow meter at its disposal sites to meter the actual waste disposed. The sewage discharge company must supply the appropriate sized fittings to connect to the City's flow meter. If sewage disposal company is not able to provide a suitable fitting to connect to the City's flow meter, sewage discharge company will be charged the per gallon rate for the total capacity of the truck.

d. The Board of Public Works and Safety shall have the authority, by resolution passed by the Board, to increase the per gallon disposal fees for both inside the county and outside the county to take effect on January 1, 2018. The increase over the existing rates shall be equal to the percentage of increase of the federally published CPI- Midwest (Consumer Price Index) and shall take effect on January 1 of each respective year thereafter. The Board of Public Works and Safety shall be responsible for publishing an annual notice of the disposal rate increase.

ee. Invoices for hauled waste will be sent monthly for each month a discharge occurs. Payment in full must be within 30 days of the bill date on the invoice or a ten percent (10%) penalty will be added. (Gen. Ord. No. 8, 2012; 9-13-12)

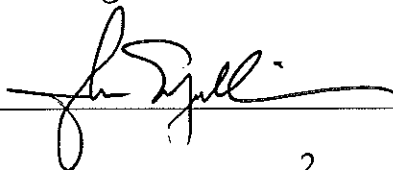
...
SECTION 2. All the provisions of any ordinances previously or now in existence and regulations which may be in conflict with this Ordinance are hereby repealed as of the date this Ordinance takes effect.

SECTION 3. If any section, subsection, paragraph, sentence, clause, phase or provision of this Ordinance is for any reason held to be invalid, ineffective or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in force and effect. The invalidity of any section, subsection, paragraph, sentence, clause, phase or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

SECTION 4. The provisions of this Ordinance shall be in full force and effect on ~~March 1,~~ April 1, 2015, upon signature by the Mayor of Terre Haute and publication as required by law.

Introduced by:  Norman Loudermilk, Councilman

Passed in open Council this 12th day of February, 2015.

, John Mullican, President

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk

Presented by me to the Mayor this 13th day of February, 2015.

Charles P. Hanley Charles P. Hanley, City Clerk

Approved by me, the Mayor, this 13th day of FEBRUARY, 2015.

Duke A. Bennett Duke A. Bennett, Mayor

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk