

**ORDINANCE NO. 23-2006**

**AN ORDINANCE AMENDING ORDINANCE NO. 17-2003  
TO ESTABLISH A SURCHARGE FOR NEW USERS  
WITHIN THE MAPLE GROVE SUBDIVISION AND  
OTHER MATTERS CONNECTED THEREWITH.**

WHEREAS, the Town of Plainfield, Indiana (the "Town") owns a municipal sewage works system for the purpose of collecting and disposing of sewage of the residents of the Town and surrounding areas in a sanitary manner; and

WHEREAS, the Town has determined that new users within the Maple Grove Subdivision will receive special benefits through the construction of new sewers; and

WHEREAS, the Town Council previously adopted Ordinance No. 17-2003, which established rates and charges for the use of and services rendered by the sewage works system of the Town and repealed and replaced prior sewage works rate ordinances of the Town; and

WHEREAS, it is deemed necessary to amend Section 1 and Section 10 of Ordinance No. 17-2003 to establish a surcharge for new users within the Maple Grove Subdivision and to set forth project charges for connections made to the Maple Grove Sewer System.

BE IT ORDAINED BY THE Town Council of the Town of Plainfield, Indiana;

Section 1. The following is hereby added to Section 1 of Ordinance No. 17-2003:

(t) "Maple Grove Subdivision" shall mean the platted subdivision on record at the Hendricks County Recorder.

(u) "Maple Grove Sewer System" shall mean both the stormwater sewer and sanitary sewer systems to be constructed by the Town within the Maple Grove Subdivision inclusive of the drainage outlet pipe along the former Vandalia Railroad right-of-way from Township Line Road to Clarks Creek.

Section 2. The following is hereby added as new subsection (d) to Section 10 of Ordinance No. 17-2003:

(d) The owner of each lot, now in existence or created in the future, parcel of real estate, or building that does not have sanitary sewer service from the Town's sewage works system at the time of passage of this Ordinance and is located within the Maple Grove Subdivision is hereby required to utilize the Town's sewage works system and shall pay, in addition to all other rates or charges, excluding Treatment Availability Fee, Conveyance System Fee, and Connection/Inspection Fee as set forth herein, either:

(1) A surcharge in the amount of Nine Thousand Eight Hundred Fifty Dollars (\$9,850.00), which surcharge shall be paid on or before the date which is six (6)

months after the Town has sent notice to the owners that they shall utilize the Town's sewage works system; or

- (2) a monthly surcharge in the amount of Ninety Seven Dollars and Seventeen Cents (\$97.17) ("monthly surcharge"), which Monthly Surcharge shall commence on the date which is six (6) months after the Town has sent notice to the owners that they shall utilize the Town's sewage works system and shall be paid for a period of one hundred and thirty-two (132) consecutive months (the "payment period"). The monthly surcharge includes payment of Treatment Availability Fee, Conveyance System Fee, and Connection/Inspection Fee. In the event the owner makes payments under subsection (b) above and subsequently desires to retire the remaining balance of the surcharge, said owner shall pay the amount which is set forth below based on the month in which the remaining balance will be paid in full:

<u>Month</u>	<u>Balance</u>	<u>Month</u>	<u>Balance</u>	<u>Month</u>	<u>Balance</u>	<u>Month</u>	<u>Balance</u>
1	\$9,793.87	34	\$7,804.38	67	\$5,522.32	100	\$2,904.66
2	9,737.51	35	7,739.73	68	5,448.16	101	2,819.59
3	9,680.91	36	7,674.81	69	5,373.69	102	2,734.17
4	9,624.08	37	7,609.62	70	5,298.91	103	2,648.39
5	9,567.01	38	7,544.16	71	5,223.82	104	2,562.25
6	9,509.70	39	7,478.42	72	5,148.42	105	2,475.76
7	9,452.15	40	7,412.41	73	5,072.70	106	2,388.91
8	9,394.36	41	7,346.13	74	4,996.67	107	2,301.69
9	9,336.33	42	7,279.57	75	4,920.32	108	2,214.11
10	9,278.06	43	7,212.73	76	4,843.65	109	2,126.17
11	9,219.55	44	7,145.61	77	4,766.66	110	2,037.86
12	9,160.79	45	7,078.21	78	4,689.35	111	1,949.18
13	9,101.79	46	7,010.53	79	4,611.72	112	1,860.13
14	9,042.54	47	6,942.57	80	4,533.77	113	1,770.71
15	8,983.05	48	6,874.33	81	4,455.49	114	1,680.92
16	8,923.31	49	6,805.80	82	4,376.88	115	1,590.75
17	8,863.32	50	6,736.99	83	4,297.95	116	1,500.21
18	8,803.08	51	6,667.89	84	4,218.69	117	1,409.29
19	8,742.59	52	6,598.50	85	4,139.10	118	1,317.99
20	8,681.85	53	6,528.82	86	4,059.18	119	1,226.31
21	8,620.85	54	6,458.85	87	3,978.92	120	1,134.25
22	8,559.60	55	6,388.59	88	3,898.33	121	1,041.81
23	8,498.10	56	6,318.04	89	3,817.40	122	948.98
24	8,436.34	57	6,247.20	90	3,736.14	123	855.76
25	8,374.32	58	6,176.06	91	3,654.54	124	762.16
26	8,312.04	59	6,104.62	92	3,572.60	125	668.17
27	8,249.50	60	6,032.89	93	3,490.32	126	573.78
28	8,186.70	61	5,960.86	94	3,407.69	127	479.00
29	8,123.64	62	5,888.53	95	3,324.72	128	383.83
30	8,060.32	63	5,815.90	96	3,241.40	129	288.26
31	7,996.73	64	5,742.96	97	3,157.74	130	192.29
32	7,932.88	65	5,669.72	98	3,073.73	131	95.92
33	7,868.76	66	5,596.17	99	2,989.37	132	0.00

Section 3. The following is hereby added as new subsection (e) to Section 10 of Ordinance No. 17-2003:

(e) Any property not within Maple Grove Subdivision that connects to the sanitary sewer along Campbell Street shall pay a project charge to the Town in the amount \$137,000.00 multiplied by the percentage of capacity utilization of said sanitary sewer, calculated as a peak daily flow in accordance with Article 3 of Title 327 of the Indiana Administrative Code.

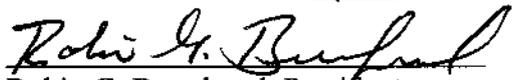
Section 4. The following is hereby added as new subsection (f) to Section 10 of Ordinance No. 17-2003:

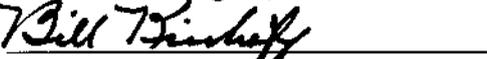
(f) The owners of the following real property are required to connect drainage improvements to the Maple Grove Stormwater System and shall pay project charges to the Town and may receive the allowable release rate for their drainage improvements as outlined herein and as shown on Exhibit A:

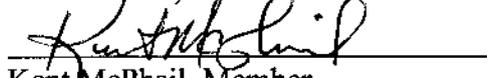
- (1) A tract of land more particularly described as being bound by U.S. 40 (Main Street) on the south, Campbell Street on the east, Maple Lane on the north, and the approximate extended line of Hunt Street on the west shall upon redevelopment pay a stormwater project charge of \$31,000.00 to the Town and may receive an allowable release rate of 6 cfs.
- (2) A tract of land more particularly described as being bound by U.S. 40 (Main Street) on the south, Shady Lane on the east, the former Vandalia Railroad right-of-way on the north, and the approximate extended line of the eastern property line of Deerfield Estates on the west shall upon redevelopment pay a stormwater project charge of \$102,000.00 to the Town and may receive an allowable release rate of 20 cfs.

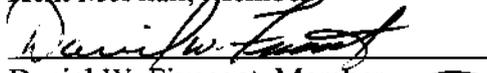
Section 5. All other provisions of Ordinance No. 17-2003 shall remain as adopted in the original ordinance and continue in full force and effect.

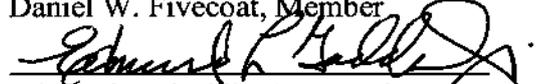
Passed and adopted by the Town Council of the Town of Plainfield on this 14<sup>th</sup> day of August, 2006.

  
Robin G. Brandgard, President

  
Bill Kirchoff, Vice President

  
Kent McPhail, Member

  
Daniel W. Fivecoat, Member

  
Edmund L. Gaddie, Jr., Member

**PUBLISHED:**  
Hendricks County Flyer AUG 17 2006  
Hendricks County Flyer ~~AUG 24 2006~~

ATTEST:   
Wesley R. Bennett, Clerk-Treasurer