**ORDINANCE NO. 2022 – 32** Sponsor J. Bartlett

**AN ORDINANCE OF THE COMMON COUNCIL OF THE**

**CITY OF MADISON, INDIANA, AMENDING RATE ORDINANCE NO. 2022-06, AS AMENDED BY ORDINANCE NO. 2022-10, RELATING TO THE RATES AND CHARGES FOR THE USE OF AND SERVICES RENDERED BY THE WATERWORKS SYSTEM OF THE CITY OF MADISON, INDIANA**

 **WHEREAS,** the City of Madison, Indiana (the “City”) owns, operates and maintains a municipal water utility commonly known as The City of Madison Water Utilities; and

 WHEREAS, the City previously adopted Waterworks Rate Ordinance No. 2022-06, as amended by Ordinance No. 2022-10 (collectively, the “Rate Ordinance”), establishing rates and charges for the use of and services rendered by the waterworks system of the City; and

 **WHEREAS,** the City proposes to adjust its waterworks rates and charges to create a separate new class of users; and

**WHEREAS,** the Clerk-Treasurer of the City has given notice of a public hearing on the proposed amendment as required by law; and

**WHEREAS,** the public hearing was held before this Council on December 20, 2022, at which time testimony from interested persons was received, after introduction of this ordinance and as provided for in the Act.

**NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MADISON, INDIANA, as follows:**

**Section 1.** The Rate Ordinance is hereby amended to create a separate new class of users, Rural Utility Water Resellers (“Rural Utilities”). The Rural Utilities, as applicable to this Rate Ordinance, are defined as entities organized and in good standing under applicable Internal Revenue Code sections as tax exempt entities, have existing water distribution systems, and that provide water to rural communities through the purchase and sale of water from the City of Madison. Should any conflict arise concerning whether an entity is a qualified Rural Utility, it shall be resolved by the City of Madison Board of Public Works following a duly constituted public meeting. The rates applicable for the Rural Utilities are as follows:

**Class of User** **Rates Applicable to such Class of Users**

 **(per 1,000 gallons)**

Rural Utility Water Reseller $2.06—1/1/2023 through 12/31/2023

 $2.20—1/1/2024 through 12/31/2024

 $2.35—1/1/2025 through 12/31/2025

 $2.52—1/1/2026 through 12/31/2026

 $2.58—1/1/2027 through 12/31/2027

**Section 2.** This Ordinance shall become immediately effective upon its adoption by the Common Council and approval the Mayor.

 **Section 3**. Except as amended hereby, the Rate Ordinance shall remain in full force and effect.

Passed and adopted by the Common Council of the City of Madison, Indiana on the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2022.

Presiding Officer

Attest:

Katie M. Rampy, Clerk-Treasurer

Presented by me to the Mayor of the City of Madison, Indiana on the \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2022, at the hour of \_\_\_\_\_, \_\_.m.

Katie M. Rampy, Clerk-Treasurer

This ordinance approved and signed by me on the \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_, 2022, at the hour of \_\_\_\_\_, \_\_\_.m.

Bob Courtney, Mayor