**ORDINANCE 93-40**

**TO AMEND TITLE 9 OF THE BLOOMINGTON CODE ENTITLED "WATER"**
**(Rate Adjustments)**

WHEREAS, City of Bloomington Utilities has had no adjustment in water rates since March 1, 1989; and

WHEREAS, City of Bloomington Utilities is currently seeking authorization from the Indiana Utility Regulatory Commission to adjust water rates in order to permit rates to reflect inflation and increased costs of supplying water and services to customers; and

WHEREAS, approval of a rate adjustment by the IURC requires a reflection of the new rates in the Bloomington Municipal Code; and

WHEREAS, the State Legislature has passed a law permitting public utilities or municipally owned water utilities to assess ratepayers for the costs of fire protection benefits the ratepayers receive from the utility, provided the municipality adopts the provisions of Ind. Code 8-1-2-103;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 9.08.010 Monthly rates generally of Chapter 9.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

9.08.010 Monthly rates generally. The following rates and charges are established for the use of and service rendered by the water utility of the city. Each customer will pay a monthly charge according to the following schedules:

Monthly usage charge applicable to Residential, Commercial, Industrial, Interdepartmental, and Indiana University Revenue Meter Classes.

| Monthly Usage | | Rate per 1,000 Gallons |
|---|---|---|
| First | 20,000 Gallons | $ 1.45 |
| Next | 280,000 Gallons | 1.17 |
| Over | 300,000 Gallons | 1.02 |

Monthly usage charge applicable to Indiana University Master Meters in Addition to Monthly Service Charge.

| Monthly Usage | 1,000 Gallons |
|---|---|
| All usage | $ 0.962 |

Monthly Service Charge in Addition to Monthly Usage Charge Including Contract Sales for Resale Customers and Indiana University Master Meters.

| Meter Size | Charge | Meter Size | Charge |
|---|---|---|---|
| 5/8" | $ 2.81 | 3" | $ 34.17 |
| 3/4" | 3.93 | 4" | 56.58 |
| 1" | 5.50 | 6" | 112.59 |
| 1-1/2" | 9.98 | 8" | 168.60 |
| 2" | 14.46 | 10" | 224.61 |

Monthly Service Charge for Fire Protection Service to Non-City Rate Paying Customers.

| Meter Size | Charge | Meter Size | Charge |
|---|---|---|---|
| 5/8" | $1.30 | 3" | $ 19.45 |
| 3/4" | 1.95 | 4" | 32.42 |
| 1" | 2.85 | 6" | 64.84 |
| 1-1/2" | 5.45 | 8" | 97.26 |
| 2" | 8.04 | 10" | 129.68 |

Indiana University - Monthly Fire Protection Charge - $1087.08

SECTION II. Section 9.08.020 Contract Sales for resale of Chapter 9.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

9.08.020 Contract Sales for Resale. The rates for contact sales for resale shall be $ 0.913 per one thousand gallons.

Monthly Service Charge in Addition to Monthly Usage Charge

| Meter Size | Charge | Meter Size | Charge |
|---|---|---|---|
| 5/8" | $ 2.81 | 3" | $ 34.17 |
| 3/4" | 3.93 | 4" | 56.58 |
| 1" | 5.50 | 6" | 112.59 |
| 1-1/2" | 9.98 | 8" | 168.60 |
| 2" | 14.46 | 10" | 224.61 |

SECTION III. Section 9.08.030 Municipal hydrant rates of Chapter 9.08 of title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

9.08.030 Municipal Hydrant Rates. The City of Bloomington adopts the provisions of Ind. Code §8-1-2-103(d). The charges for production, storage, transmission, sale and delivery, or furnishing of water for public fire protection purposes shall be added to the basic rates of all customers of the utility as reflected herein below.

Monthly Service Charge for Fire Protection Service to City Rate Paying Customers.

| Meter Size | Charge | Meter Size | Charge |
|---|---|---|---|
| 5/8" | $ .85 | 3" | $ 14.88 |
| 3/4" | 1.28 | 4" | 25.50 |
| 1" | 2.13 | 6" | 53.13 |
| 1-1/2" | 4.25 | 8" | 76.50 |
| 2" | 6.80 | 10" | 123.25 |

The effective date for inclusion of these charges in the basic rate shall be October 1, 1993.After October 1, 1993 the construction cost of any fire hydrant installed at the request of the municipality shall be paid for by or on behalf of the municipality.

SECTION IV. Section 9.08.040 Private fire connection of Chapter 9.08 of Title 9 of the Bloomington Municipal Code, shall be amended to read as follows:

| Size | Monthly | Annually |
|---|---|---|
| 4" and under | $ 5.06 | $ 60.77 |
| 6" | 13.94 | 167.27 |
| 8" | 28.63 | 343.56 |
| 10" | 50.00 | 599.95 |
| 12" | 78.88 | 946.52 |

SECTION V. Customer billing shall be computed with the rates contained in Sections I, II, and IV for the first full billing cycle following final approval by the Indiana Utility Regulatory Commission. Customer billing for the rates contained in Section III shall commence effective October 1, 1993.

SECTION VI. This ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

SECTION VII. Severability. If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this ordinance are declared to be severable.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Indiana, this 28th day of July, 1993.

JACK W. HOPKINS, President
Bloomington Common Council

ATTEST:

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 29 day of July, 1993.

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED AND APPROVED by me on this 29 day of July, 1993.

TOMILEA ALLISON, Mayor
City of Bloomington

**SYNOPSIS**

This ordinance amends Title 9 of the BMC, entitled "Water" to reflect rate adjustments and to adopt the provisions of the new Indiana law that permits water utilities to assess the cost of providing water for public fire protection to the municipal ratepayers. The Utility Service Board is requesting an increase in the Water Utility's rates and charges for services. This increase is due to inflationary increases in its operational costs that have occurred since March 1989.

Signed copies:
BMC File
Clerk
CA/CA

Utilities
HT-legal