

ORDINANCE NO. 80-25

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED
 "AN ORDINANCE FIXING THE SCHEDULE OF MONTHLY
 SEWER CHARGES AND SURCHARGES TO BE COLLECTED
 BY THE CITY OF LEBANON FROM THE OWNERS OF
 PROPERTY SERVED BY THE SEWAGE WORKS OF SAID
 CITY AND OTHER MATTERS CONNECTED THEREWITH"
 PASSED BY THE COMMON COUNCIL ON MARCH 12, 1979

WHEREAS, the City of Lebanon operates a sanitary landfill for the deposit of garbage and refuse picked up by its sanitation department; and,

WHEREAS, by the provisions of Indiana Code, Section 19-2-1-1 through 19-2-1-32 authorizes the City of Lebanon to operate a solid waste disposal facility; that the Lebanon sanitary landfill is a solid waste disposal facility; and,

WHEREAS, the City of Lebanon has a sanitation department which operates the sanitary landfill and picks up refuse within the limits of the City of Lebanon, Indiana, transporting the same to the landfill for burying in trenches; and,

WHEREAS, the sanitary landfill is also made available to individuals for deposit of refuse not eligible for pick up service by the sanitation department; the same being available to residents of the City of Lebanon and Boone County, Indiana; and,

WHEREAS, the cost of operation of the sanitation department of the City of Lebanon is in excess of \$150,000.00 per year; and,

WHEREAS, Indiana Code, Section 19-2-5-1 through 19-2-5-30 authorizes the Common Council by ordinance to fix a service charge for the operation of said solid waste disposal facility; that said service charge can be added to the minimum rates charged for public sewer charges not to exceed the cost of the operation of said waste disposal facility; and,

WHEREAS, the Common Council now finds that a portion of the cost of the operation of the sanitation department should be assessed to the metered users of the services of the City of Lebanon's sanitary sewage facility and the Common Council now finds that \$2.00 per metered user of either the electric, water or sanitary sewage facilities is a fair and equitable charge to defray a portion of the cost of the operation of the sanitation department including the landfill; and,

WHEREAS, the Common Council now finds that a portion of the costs of the operation of the sanitation department including the landfill should be assessed to the individuals using the sanitary landfill for the deposit of refuse; and,

WHEREAS, the Common Council now finds that the tax funds now being contributed by Boone County and Town of Ulen should continue being applied to said cost; that the charges to commercial scavenger services should remain in effect;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, THAT:

Section 1: That Ordinance No. 79-4 entitled "An Ordinance fixing the schedule of monthly sewer charges and surcharges to be collected by the City of Lebanon, from the owners of property served by the sewage works of said City, and other matters connected therewith" be amended by adding to Section 3 a new subsection to be numbered 301.2a which shall read as follows:

301.2a Solid Waste Disposal Charge
 (a) Residential surcharge = \$2.00 per month

This charge shall remain in effect until January 1, 1982 or until the Clerk-Treasurer certifies the January 1, 1981 outstanding balance due Hendricks Excavating has been paid whichever is earlier. On January 1, 1982, or on certification by the Clerk-Treasurer the charge shall reduce to \$1.00 per month.

Packer truck loads	\$1.35 per yard
Loose material loads	1.25 per yard
Pick-up truck loads	3.00 minimum
Automobile loads	1.50 each
Appliances	1.00 each
Spring & mattresses	.50 each
Truck tires	1.00 each
Automobile tires	.50 each
Hard to handle material	1.75 per yard

That the residential surcharge shall be collected through the billing department of the Lebanon Utilities and said collections shall be retrieved and remitted monthly to the Clerk-Treasurer of the City of Lebanon, Indiana. That said charge shall be paid by each customer of the Lebanon Utilities Department but in no event shall said charge appear on more than one time on the customer's bill. In the event there is a residential complex which is served through one meter, then the monthly charge shall be increased by the number of units in said complex if the residents receive no other billing from Lebanon Utilities. The Utility Department shall retain 10¢ from each residential surcharge collected to reimburse it for the expense of billing and transmit the balance to the Clerk-Treasurer monthly.

- (b) Those individuals qualifying for project SAFE shall not be required to pay the residential surcharge set out above.
- (c) Customers of commercial scavenger services who are not using the services of the City sanitation department shall not be required to pay the residential surcharge set out above. Such customers shall be identified by the commercial scavenger services.
- (d) Those customers of the Lebanon Utilities Department who are outside the City Limits shall not be required to pay the residential surcharge set out above.