

LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT

FIRST AMENDMENT TO THE
AMENDED AND RESTATED SEWER RATE ORDINANCE

ORDINANCE NO. 2025- 01

AN ORDINANCE AMENDING THE AMENDED AND RESTATED SEWER RATE ORDINANCE (ORDINANCE NO. 2024-01) (the "Ordinance"), AND ESTABLISHING A SCHEDULE OF RATES AND CHARGES TO BE COLLECTED BY THE DISTRICT (as defined in the Ordinance) FROM OWNERS OF PROPERTY SERVED OR TO BE SERVED BY THE DISTRICT'S HUDSON & SAUGANY LAKE WASTEWATER SYSTEM-PHASE 1 PROJECT ("FIRST AMENDMENT").

WHEREAS, the District is duly constituted to provide for the collection, treatment, and disposal of Sewage (as defined in the Ordinance) inside and outside the District, pursuant to IND. CODE §13-26 *et seq.*; and

WHEREAS, the District has heretofore authorized the construction, maintenance and operation of Sewage Works (as defined in the Ordinance) for the collection and disposal of Sewage under the provisions of IND. CODE §13-26 *et seq.*; and

WHEREAS, the District is authorized, pursuant to IND. CODE §13-26-11-1 *et seq.*, to fix, alter, charge, and collect reasonable rates and other charges in the area served by its Sewage Works to every Person (as defined in the Ordinance) whose premises are, whether directly or indirectly, provided with Sewage services by the Sewage Works (or such Sewage Works are available) for the purpose of providing for payment of the expenses of the District; the construction, acquisition, improvement, extension, repair, maintenance, and operation of its Sewage Works and properties; the payment of principal and interest on its obligations; and to fulfill the terms of agreements made with the purchasers or holders of any obligations or with a Person or eligible entity; and

WHEREAS, the Board (as defined in the Ordinance), pursuant to IND. CODE §13-26-11-8, shall, by ordinance, establish just and equitable rates or charges for the use of and service rendered by the Sewage Works, payable by the Owner (as defined in the Ordinance) of each lot, parcel of land, or building that is connected with and uses the Sewage Works, that is required to be connected and that is to use the Sewage Works or that in any way uses or is served by the Sewage Works or the District; and

WHEREAS, pursuant to IND. CODE §13-26-11-9, just and equitable rates are considered to be those rates that provide sufficient revenue to pay all expenses incident to the operation of

the Sewage Works to include maintenance cost, operating charges, upkeep, repairs, and interest charges on bonds or other obligations; provide the sinking fund for the liquidation of bonds or other evidence of indebtedness and reserves against default in the payment of interest and principal of bonds; and provide adequate funds to be used as working capital, as well as funds for making improvements, additions, extensions, and replacements; and

WHEREAS, the District is building and has built and installed Sewage Works within the District in the form of a sanitary sewage collection system and has established a schedule of rates and charges to pay all lawful expenses associated with the construction and operation of said system; and

WHEREAS, IND. CODE §13-26-11-1 *et seq.* requires that the rates and charges to be collected for the use of and the service rendered by such Sewage Works to be fixed by ordinance, finally adopted after due notice and public hearing, and authorizes the collection of rates and charges; and

WHEREAS, the Board has previously adopted Ordinance No. 2024-01 establishing the schedule of rates and charges to be collected by the District from owners of property served or to be served by the District's Sewage Works

(Note: The Board has also previously adopted Ordinance Nos. 2018-01 and 2018-02 which are a Water Rate Ordinance and Sewer Rate Ordinance, respectively, specific to the Rolling Prairie Travel/Service Plazas, and these Ordinances are not being amended by this First Amendment); and

WHEREAS, the Board now finds it is necessary to amend Ordinance No. 2024-01, to update the District's rates and charges to reflect the expansion of its Sewage Works to include the Hudson & Saugany Lake Wastewater System – Phase 1 Project.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE LAPORTE COUNTY REGIONAL SEWER AND WATER DISTRICT, LAPORTE COUNTY, INDIANA:

Section 1. The various classes of Users (as defined in the Ordinance) of the Sewage Works for the purposes of this First Amendment are shown on **Schedule A-1** ("Hudson & Saugany Lake Wastewater System-Phase 1 Project Schedule of Rates and Charges") attached hereto and incorporated herein.

Section 2. As outlined in Section 3 of the Ordinance, and prior to completion of the Hudson & Saugany Lake Wastewater System-Phase 1 Project, the Owners of each and every lot, parcel of real estate or building required to be connected upon completion, or required to make Debt Service Costs (as defined in Section 7 of the Ordinance), shall then pay an amount sufficient to pay

the expenses and costs of the District and its billing in the amounts as shown on **Schedule B-1** ("Hudson & Saugany Lake Wastewater System-Phase 1 Project Schedule of Rates and Charges - Interim Rates During Construction") attached hereto and incorporated herein.

Section 3. This First Amendment shall be construed in accordance with the laws of the State of Indiana, and this First Amendment, along with the rates and charges as herein set forth, shall become effective on the first full billing period occurring after the final adoption, in accordance with The Code as amended.

Section 4. In addition to the authority granted hereunder, the Board and District may exercise any rights permitted under The Code.

Section 5. This ordinance shall take effect upon promulgation according to law and Ordinance No. 2024-01 shall thereafter be amended by this First Amendment.

Signature Page To Follow

PASSED AND ADOPTED BY THE LAPORTE COUNTY REGIONAL SEWER DISTRICT,
LAPORTE COUNTY, INDIANA, ON THE 7th DAY OF April 2025.

**BOARD OF TRUSTEES OF THE LAPORTE
COUNTY REGIONAL SEWER DISTRICT**

John Carr

Mitch Bishop
Mitch Bishop

Mark Danielson

Corey Campbell

Jerry Jackson
Jerry Jackson

Marcella Kunstek
Marcella Kunstek

Amanda Lahners
Amanda Lahners

Attest:

Jerry Jackson
Jerry Jackson, Secretary

SCHEDULE A-1

HUDSON & SAUGANY LAKE WASTEWATER SYSTEM-PHASE 1 PROJECT

SCHEDULE OF RATES AND CHARGES

			Monthly Rate		
		Equivalency Factors	User Charge	Debt Service	Totals
Residential:					
	Single family dwelling unit	1.000	TBD	TBD	\$115.00
	Garage	0.250	TBD	TBD	28.75
	Mobile Home	1.000	TBD	TBD	115.00
	Mobile Home in Court	0.750	TBD	TBD	86.25
	Guesthouse	0.500	TBD	TBD	57.50
	Multifamily Structure per unit	0.750	TBD	TBD	86.25
Commercial:					
	Campground (non-metered)				
	Per Camp Site	0.300	TBD	TBD	34.50
	Mixed Mobile Home Campground				
	Mobile Home Sites	0.750	TBD	TBD	86.25
	Camp Sites	0.300	TBD	TBD	34.50
	Barber and beauty shop:				
	First 3 employees	1.000	TBD	TBD	115.00
	Each additional employee	0.250	TBD	TBD	28.75
	Retail establishment:				
	First 3 employees	1.000	TBD	TBD	115.00
	Each additional employee	0.250	TBD	TBD	28.75
	Gasoline, minimart, and /or service station:				
	First 3 employees	1.000	TBD	TBD	115.00
	Each additional employee	0.250	TBD	TBD	28.75
	Laundromats				
	Per Washer/Washeterias	0.750	TBD	TBD	86.25
	Rooming houses and bed and breakfast				
	First rental room	1.000	TBD	TBD	115.00
	Each additional rental room	0.500	TBD	TBD	57.50
	Hotels and Motels				
	First 2 rooms	1.000	TBD	TBD	115.00
	Each additional rental room	0.500	TBD	TBD	57.50
	Professional offices:				
	First 3 employees	1.000	TBD	TBD	115.00
	Each additional employee	0.250	TBD	TBD	28.75

Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:					
First 3 full-time employees	1.000	TBD	TBD	115.00	
Each additional full-time employee	0.250	TBD	TBD	28.75	
Reception or Dance Halls					
Minimum	1.000	TBD	TBD	115.00	
With cooking facilities per permitted occupancy	0.030	TBD	TBD	3.45	
Without cooking facilities per permitted occupancy	0.010	TBD	TBD	1.15	
Carwash per bay	2.500	TBD	TBD	287.50	
Shop, office, or business in residence with employees, customers, or invitees regularly at said residence (in addition to Single-Family Dwelling charge)	1.000	TBD	TBD	115.00	
Marina					
First 3 employees	1.000	TBD	TBD	115.00	
Each additional employee	0.250	TBD	TBD	28.75	
Private Club or Golf Club					
Clubhouse per permitted occupancy	0.010	TBD	TBD	1.15	
Plus: pro-shop/Golf Shop					
First 3 employees	1.000	TBD	TBD	115.00	
Each additional employee	0.250	TBD	TBD	28.75	
Plus: per comfort station/on course sewage producing facility or structure	1.500	TBD	TBD	172.50	
Plus: per pool/swimming facility	1.500	TBD	TBD	172.50	
Institutional:					
Daycare/Pre-school (outside of a Single-Family Dwelling Unit)					
Minimum	1.000	TBD	TBD	115.00	
Per permitted pupil	0.065	TBD	TBD	7.48	
Churches & other exclusively religious organizations	1.000	TBD	TBD	115.00	
Youth Camp per bed (non-metered)	0.125	TBD	TBD	14.38	
Governmental:					
Governmental Offices:					
First 3 employees	1.000	TBD	TBD	115.00	
Each additional employee	0.250	TBD	TBD	28.75	

SCHEDULE B-1

(Interim Rates)

HUDSON & SAUGANY LAKE WASTEWATER SYSTEM-PHASE 1 PROJECT

SCHEDULE OF RATES AND CHARGES

(Interim Rates During Construction)

	Equivalency Factors	Monthly User Charge (per EDU)
Residential:		
Single family dwelling unit	1.000	\$57.50
Garage	0.250	14.38
Mobile Home	1.000	57.50
Mobile Home in Court	0.750	43.13
Guesthouse	0.500	28.75
Multifamily Structure per unit	0.750	43.13
Commercial:		
Campground (non-metered)		
Per Camp Site	0.300	17.25
Mixed Mobile Home Campground		
Mobile Home Sites	0.750	43.13
Camp Sites	0.300	17.25
Barber and beauty shop:		
First 3 employees	1.000	57.50
Each additional employee	0.250	14.38
Retail establishment:		
First 3 employees	1.000	57.50
Each additional employee	0.250	14.38
Gasoline, minimart, and /or service station:		
First 3 employees	1.000	57.50
Each additional employee	0.250	14.38
Laundromats		
Per Washer/Washeterias	0.750	43.13
Rooming houses and bed and breakfast		
First rental room	1.000	57.50
Each additional rental room	0.500	28.75
Hotels and Motels		
First 2 rooms	1.000	57.50
Each additional rental room	0.500	28.75

Professional offices:			
First 3 employees	1.000	57.50	
Each additional employee	0.250	14.38	
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:			
First 3 full-time employees	1.000	57.50	
Each additional full-time employee	0.250	14.38	
Reception or Dance Halls			
Minimum	1.000	57.50	
With cooking facilities per permitted occupancy	0.030	1.73	
Without cooking facilities per permitted occupancy	0.010	.58	
Carwash per bay	2.500	143.75	
Shop, office, or business in residence with employees, customers, or invitees regularly at said residence (in addition to Single-Family Dwelling charge)		1.000	57.50
Marina			
First 3 employees	1.000	57.50	
Each additional employee	0.250	14.38	
Private Club or Golf Club			
Clubhouse per permitted occupancy	0.010	.58	
Plus: pro-shop/Golf Shop			
First 3 employees	1.000	57.50	
Each additional employee	0.250	14.38	
Plus: per comfort station/on course sewage producing facility or structure		1.500	86.25
Plus: per pool/swimming facility		1.500	86.25
Institutional:			
Daycare/Pre-school (outside of a Single-Family Dwelling Unit)			
Minimum	1.000	57.50	
Per permitted pupil	0.065	3.74	
Churches & other exclusively religious organizations		1.000	57.50
Youth Camp per bed (non-metered)		0.125	7.19
Governmental:			
Governmental Offices:			
First 3 employees	1.000	57.50	
Each additional employee	0.250	14.38	