**ORDINANCE NO. 2024/06**

**AN ORDINANCE TO AMEND TITLE V OF THE**

**GREENFIELD CODE OF ORDINANCES REGARDING**

**CONNECTION FEES AND OTHER MISCELLANEOUS MATTERS**

 **WHEREAS,** it has come to the attention of staff and various department heads that some provisions of the Code of Ordinances of the City of Greenfield, Indiana regarding certain fees for the municipal utilities are in need of updating; and

 **WHEREAS,** the Common Council of the City of Greenfield, Indiana, upon the recommendations of the Clerk-Treasurer and staff, believes that said updates and amendments are in the best interest of the health, safety, and welfare of the citizens of Greenfield, Indiana, and the promotion of efficient management of the utilities of Greenfield, Indiana.

 **THEREFORE, BE IT ORDAINED** by the Common Council of the City of Greenfield, Indiana that:

**SECTION I**

 The title to Title V, Chapter 50, § 50.010, shall be renamed to “AVAILABILITY FEE FOR DEVELOPERS REQUIRING ON-SITE DISTRIBUTION OF FACILITIES AND CONNECTION FEE FOR CUSTOMERS.”

**SECTION II**

 Title V, Chapter 50, § 50.010(A) shall be amended by the addition of a sentence at the end of said provision to read “All funds collected as the on-site availability fee shall be deposited into the Light Availability Fund #6307.”

**SECTION III**

 Title V, Chapter 50, § 50.010(D) shall be deleted and inserted in lieu thereof should be the following:

 “(D) The Common Council hereby authorizes a fee to be paid in conjunction with the issuance of a building permit to reimburse the electric utility for the cost of providing the extension of service to an individual customer, which fee shall be denominated as the “Connection Fee” in an amount established by Ordinance No. 2023/24 and all future amendments thereto. Said Connection Fee shall be applicable to all new customers, residential or nonresidential, located within the City’s assigned service territory after January 1, 2024. Said Connection Fees may be utilized for extension of service, general capacity upgrades, maintenance, and regulatory compliance. Said fees shall be deposited into a fund denominated as the Light Connection Fee Fund #6308.”

**SECTION IV**

 Title V, Chapter 50, § 50.010(B) shall be modified by the addition of a sentence to read “All funds collected as the on-site Availability Fee referenced above shall be deposited into the Light Availability Fund #6307 and may be utilized for the purposes set forth herein.”

**SECTION V**

 There shall be added to the Code of Ordinances of Greenfield, Indiana within Title V, Chapter 50, a new subsection denominated as § 50.013 DEPRECIATION FUND to be worded as follows:

 “§ 50.013 DEPRECIATION FUND.

 There is hereby created a Depreciation Fund as required by Indiana Code 8-1-2-19, denominated as the Light Depreciation Fund #6303. Deposits in the said fund shall consist of all or a portion of net revenues of the utility after any bond payments as authorized by the Common Council through its annual budgeting process. Said funds may be utilized for, but not limited to, extensions, replacements, and/or additions to the utility infrastructure and to increase capacity.”

**SECTION VI**

 Title V, Chapter 51, § 51.080 shall be deleted in its entirety and inserted in lieu thereof shall be the following:

 “The individual connection fee provided for in § 51.073 shall be collected by the City and deposited into the WWTPC Connection Fund #6207. All monies deposited into said fund may be used for, but not limited to, general capacity upgrades, maintenance, and regulatory compliance, as well as for expansion or improvement of the municipal sewage disposal plant and for the extension of sewer collection system infrastructure and all component parts thereof.”

**SECTION VII**

 There shall be added to the Code of Ordinances of Greenfield, Indiana within Title V, Chapter 51, a new subsection denominated as § 51.084 entitled DEPRECIATION FUND to be worded as follows:

 § 51.084 DEPRECIATION FUND.

 There is hereby created a depreciation fund as required by Indiana Code 8-1-2-19 to be denominated as WWTPC Depreciation Fund #6203. Deposits in the said fund shall consist of all or a portion of the net revenues of the utility after bond payments as authorized by the Common Council through its annual budgeting process. Said funds may be utilized for, but not limited to, extensions, replacements, and/or additions to the utility infrastructure and to increase capacity.”

**SECTION VIII**

 Title V, Chapter 52, § 52.020 shall be amended by the addition of a sentence at the end of said provision to read “All sums obtained by way of payment of the availability fee as described above shall be deposited into the Water Availability Fund #6107.”

**SECTION IX**

 Title V, Chapter 52, § 52.021(A) shall be deleted and inserted in lieu thereof shall be the following:

 § 52.021 CONNECTION FEES.

 “(A) Application for new connections. All new connections for water service from the water distribution system shall be made under the direct authority and supervision of the Water Utility Manager. The Connection Fee charge is intended to provide funds for the production capacity of treatment plants, general capacity upgrades, maintenance, and regulatory compliance. All applications for new water service shall be made to the City’s utility customer service office upon such forms as are approved by the Water Utility Manager from time to time. All funds collected as Connection Fee funds shall be deposited into the Water Connection Fee Fund #6109.”

**SECTION X**

There shall be added to the Code of Ordinances of Greenfield, Indiana within Title V, Chapter 52, a new subsection denominated as § 52.032 DEPRECIATION FUND to be worded as follows:

 “§ 52.032 DEPRECIATION FUND.

 There is hereby created a Greenfield Water Depreciation Fund #6103 as required by Indiana Code 8-1-2-19 into which shall be deposited all or any portion of the net revenues of the utility after any bond payment as authorized by the Common Council through its budgeting process. Said funds may be used for the improvement, extension, replacement, or additions to the water utility infrastructure and/or its capacity.”

**SECTION XI**

 This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as prescribed by law.

**SECTION XII**

 Introduced and filed on the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024. A motion to consider on first reading on the day of introduction was offered and sustained by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8. On the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024, a motion to approve the above on second reading was offered and sustained by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8. Upon a motion to approve the above on third reading was offered and sustained by a vote of \_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8.

 Duly ordained and passed this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024 by the Common Council of the City of Greenfield, Indiana, having been passed by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_\_\_ opposed.

**COMMON COUNCIL OF THE CITY OF GREENFIELD, INDIANA**

Voting Affirmative: Voting Opposed:

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John Jester John Jester

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Amy Kirkpatrick Amy Kirkpatrick

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Jeff Lowder Jeff Lowder

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Thomas Moore Thomas Moore

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Joyce Plisinski Joyce Plisinski

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Dan Riley Dan Riley

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Anthony Scott Anthony Scott

ATTEST:

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Lori Elmore, Clerk-Treasurer

Presented by me to the Mayor this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024.

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Lori Elmore, Clerk-Treasurer

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024.

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 Guy Titus, Mayor

 City of Greenfield, Indiana

Gregg\MUNICIPAL\Greenfield\Ordinances\Connection Fees & Other Miscellaneous Matters - 02-15-24