

ORDINANCE 9-1-12

AN ORDINANCE ESTABLISHING PROCEDURES FOR COLLECTION OF DELINQUENT UTILITY CHARGES,
DISCONNECTION OF UTILITY SERVICE AND PROCEDURES FOR THE TOWN OF SILVER LAKE, INDIANA

WHEREAS, the Town Council of the Town of Silver Lake has agreed to establish policies and procedures for the collection of delinquent utility charges and disconnection of utility service; and

WHEREAS, the Silver Lake Water/Sewer Utility and the Town Council of the Town of Silver Lake have a legal responsibility to collect delinquent utility service charges.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SILVER LAKE,
KOSCIUSKO COUNTY, INDIANA, AS FOLLOWS:

Section 1:

The deadline for receipt of payment in full of utility service charges provided to customers of the Silver Lake Water/Sewer Utility shall be the 20th day of each month.

Section 2:

A utility bill will be past due and delinquent and subject to a one time ten percent (10%) penalty if not received by the 20th day of the month.

Section 3:

Utility service will be subject to disconnection when charges for utility services remain unpaid for two consecutive months.

Section 4:

A past due notice and notice of disconnection of utility service will be issued to the delinquent customer at least ten (10) days before utility service will be disconnected.

Section 5:

The customer shall have a period of seven (7) days after receipt of the disconnect notice to appeal the decision to disconnect utility service. In order to avoid utility shutoff, the delinquent customer must pay all delinquent utility charges and penalties in full on or before the disconnect date.

Section 6:

At the customer's request, the Town and the customer may enter into a payment agreement for payment of delinquent utility charges and penalties. A payment agreement may be made only two times per calendar year. All payment agreements must be paid in full within six (6) months of the date of the agreement. Customers who do not comply with the payment agreement will not be allowed to establish a new payment agreement and utility service shall

be disconnected without prior notice for failure to comply with the payment agreement. In the case of a utility bill that is \$250.00 or more in arrears, at least half of the arrearage must be paid in full at the time of entering into a payment agreement.

Section 7:

If utility service is disconnected, a reconnection fee in the amount of \$75.00 and all delinquent sewer charges must be paid in full before utility services will be reconnected.

Section 8:

In the event disconnected utility services are reconnected by the customer or at the customer's direction prior to payment of the reconnection fee and all delinquent utility charges, the Town will consider bringing criminal charges against the customer for utility theft.

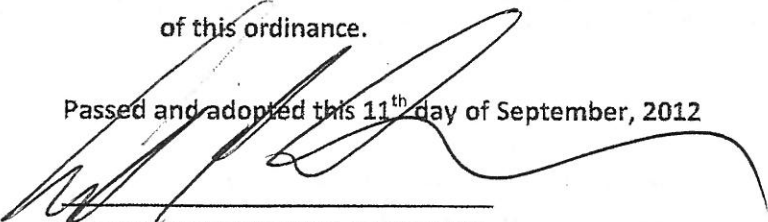
Section 9:

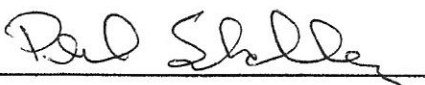
That in order to maintain sanitary protection of a customer's water service connection, water meters shall not be removed, unless the property is scheduled to be abandoned or demolished. The disconnection shall be by use of available water meter shutoff valve or the use of a proper lock-out devise.

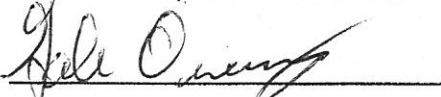
Section 10:

If any section, paragraph or clause of this ordinance is for any reason held to be unconstitutional or invalid such decision shall not affect the validity of the remain provisions of this ordinance.

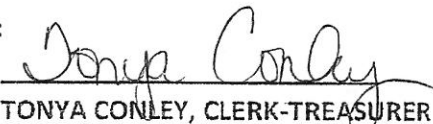
Passed and adopted this 11th day of September, 2012


CHAD MINER, COUNCIL PRESIDENT


PHIL SHALLEY, COUNCIL MEMBER


GALE OWENS, COUNCIL MEMBER

ATTEST:


TONYA CONLEY, CLERK-TREASURER