

AN ORDINANCE  
REGARDING LIABILITY FOR PAYMENT OF  
WATER/SEWER BILLS AND BILLING, COLLECTION  
AND WATER SERVICE TURNOFF PROCEDURES FOR  
NONPAYMENT THEREOF

WHEREAS, The Town of Westport provides water and sewer services pursuant to the Public Service Commission Act of 1913 (Indiana Code Title 8, Article 15); and

WHEREAS, Certain water consumers and/or property owners have not paid water/sewer service charges thereby reducing income "sufficient to maintain the utility property in a sound and financial condition to render adequate and efficient service" as required by Indiana Code 8-1.5-3-8 Rates and Charges (Effective January 1, 1983);

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF WESTPORT, INDIANA:

SECTION 1. LIABILITY FOR PAYMENT OF WATER/SEWER SERVICES. The water/sewer service consumer and the property owner shall both be liable for payment of sewer/water charges. Water/sewer services will be provided non-property owner customers upon the non-property owner water/sewer service consumer and the property owner agreeing to pay for such services thereby becoming customers for such services.

SECTION 2. DISCONTINUE WATER SERVICE FOR NONPAYMENT OF SEWER CHARGES. Upon failure by the water consumer or the property owner to pay charges legally due for sewer or sewage disposal plant service, water service may be discontinued after such charges have been due and unpaid for thirty (30) days. Written notice shall be given to the water consumer or property owner of the intention to discontinue water service if the unpaid sewer or sewage disposal plant service charges are not paid before the date specified in the notice. The notice shall be mailed not less than ten (10) days before water service is to be discontinued and addressed to the water consumer or the property owner at his last known address. (see I.C. 8-1.5-3-4).

SECTION 3. RULES, REGULATIONS AND STANDARDS OF SERVICE FOR WATER UTILITIES IN INDIANA. The Rules, Regulations and Standards of Service For Water Utilities In Indiana, as promulgated In Public Service Commission of Indiana Cause Number 34805 Effective November 28, 1977 are hereby incorporated by reference into this Ordinance.

SECTION 4. DISCONTINUE WATER SERVICE FOR NONPAYMENT OF WATER CHARGES. Water/Sewer bills are due and payable on or before the 20th day of each month. Written notice of discontinuing water service for non-payment of water charges shall be mailed on or after the 21st day of each month. The notices shall state that water service will be discontinued the second Tuesday of the following month. Arrangements for payment of delinquent water/sewer bills shall be made with the Clerk/Treasurer utilizing the rules and regulations stated in Section 3 above.

SECTION 5. EFFECTIVE DATE. Declaring that an emergency exists, the Ordinance shall be effective upon its adoption by a majority of the Trustees of the Town of Westport.

DULY ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF WESTPORT, INDIANA this 10<sup>th</sup> day of October, 1983, meeting in public session at the Town Hall Building, Westport, Indiana.

Aye: ✓ Joseph Dolph  
Joseph Dolph, President

Aye: ✓ Paul E. Johnson  
Paul Johnson, Member

Aye: ✓ Mike Cooper  
Mike Cooper, Member

Attest:

Marcelene McClintock  
Marcelene McClintock  
Clerk/Treasurer

(This document prepared by: Roger P. Hoffman, A Professional Law Corporation, Main and Williamson Street, P.O. Box 426, Westport, Indiana 47283).

Dec. 12, 1983

Regular Board Meeting  
Town Hall 7:00 P.M.

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The regular Town Board meeting for Dec. was called to order by Paul Johnson. Joe Dolph was late for the meeting. New board member, Mike Parish was present and will replace Joe Dolph on the board.

The Public meeting on the Sewer Project was scheduled for Dec. 19th. Members from Commonwealth Engineers will be present to discuss any questions from the public. The Board agreed to retain Roger Hoffman as Town Attorney for 1984 and gave approval for the Clerk to pay his retainer fee of \$750.00. Final payment of \$1000. to Westport Fire Dept. was also approved.

A resolution was passed to transfer the balance of funds in Cum. Capital Fund \$4578.89, to Towns General Fund.

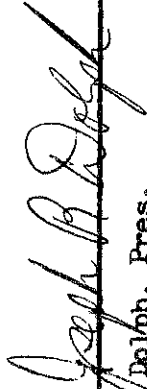
The board approved an amendment to the new water ordinance #83-5, the amendment requires persons who buy property on contract to pay \$50.00, deposit the same as renters. This deposit is to be refundable in five years.

Kathy Jackson from Region XI, in Columbus, will be at the Town Hall each week to talk to Senior Citizens about a new Federal program to help persons 55 yrs. or older find employment to supplement their income.

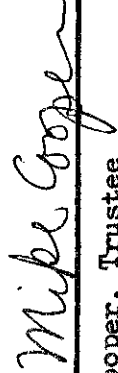
Jim Hagerty resigned as Westport's representative on the Decatur County Zoning Committee. The board will seek a replacement for this vacancy.

Monthly bills were approved for payment and the meeting adjourned.

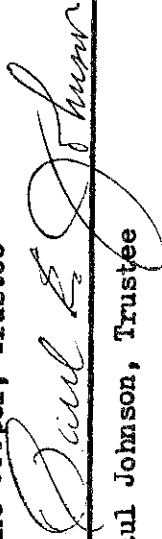
A personal note to all with whom I have worked these past four years. My sincere thanks to each one for all of their help and cooperation, and my "Best Wishes", for a better four years a head.



Joseph Dolph, Pres.



Mike Cooper, Trustee



Paul Johnson, Trustee



Marcelene McClintock  
Clerk-Treasurer

Town Council Meeting  
May 10, 1993 7:P.M.  
Town Hall

The Westport Town Council met in regular session with all present, except the Clerk Treas. who was on vacation. Clifford Byard, Pres. opened the meeting by explaining the procedures of a Town Council meeting and this one was not going to get out of order like last months, if it did he would adjourn the meeting an reschedule it for a later date.

Cliff presented the new fishing rules for the Lakes, and made a motion to accept, John Cromer second, all approved.

Burnie Burns, from Phoenix Fabricators gave the Council two maintenance agreements for the water tower to look over. The Council will look over these an give an opinion later.

Resolution 1993-5 Franchise Agreement dated 8-23-82 authorizing Cardinal Communications Inc. to transfer its' cable television system and all rights under the agreement to Sammons Communications. Cliff made motion to accept, Harry seconded, passed.

Frankie Hampton ask the Councils permission to replace their current mobile home with a newer one. Cliff will have an agreement drawn up an ready to vote on at next council meeting for approval if no opposition.

The house at the lake was discussed, Harry made a motion to abandon the house, John second, passed. Cliff supports the motion, house will be removed.

Calvin Holcomb, from Area Planning presented Ordinance 1992-2 changing the classification from A-1 Agricultural Dist. to R-2 two family residence by James W. Johnson, 12 Acres N. East of Town. Cliff made motion to accept, Harry second, all approved.

Two new Deputy Reserve Officers were sworn in May 6, 1993 they are Daryl Taylor & R. Andrew Bell from Westport.

Jason & Susan Ponsler & Reba Siebert filed formal complaints against Ron Hobbs, Deputy Marshal with the Town Council.

The Council approved an amendment to water Ordinance 83-5 requires persons who buy property on contract to pay \$50.00 deposit the same as renters. This deposit is to be refunded in 5 years at present. Cliff made a motion to change this to 3 years, John second, passed.

Mrs. Robertson complained of school buses parked on Main St. and can't see around them she also ask about bats being removed from her building. Council will check into this.

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