

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT
AMENDED AND RESTATED UNIVERSAL SEWER RATE ORDINANCE

ORDINANCE No. 2022-11-14

An Ordinance amending, replacing and superseding Ordinance # 2021-10-21 and the previous schedules of rates and charges to be collected by the District (as hereinafter defined) to account for the construction of the Region C Phase II Project as hereinafter defined) and other matters connected therewith (collectively the “Ordinance”).

WHEREAS, the District is duly constituted to provide for the collection, treatment, and disposal of Sewage (as hereinafter defined) 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 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 hereinafter defined) 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 hereinafter defined), 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 a Sewage Works, payable by the Owner (as hereinafter defined) 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; 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 installing additional Sewage Works within the Regional C Collection Area (as herein after defined) in the form of a sanitary sewage collection system ("Region C Phase II Project") and has established a schedule of rates and charges to pay all lawful expenses associated with the construction and operation of said system;

WHEREAS, the District, in order to remain in compliance with IND. CODE §13-26-11-9, has determined that it is necessary to increase the rates and charges to the Region C Collection Area.

WHEREAS, IND. CODE §13-26-11-1 *et seq.* require 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;

WHEREAS, the Board (as hereinafter defined) recognizes that by the very passage of time updating, clarification, and consistency is needed; and

WHEREAS, the Board has determined that it is necessary to increase the rates and charges of customers in the Region D Collection Area.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE LAGRANGE COUNTY REGIONAL UTILITY DISTRICT, LAGRANGE COUNTY, INDIANA:

Section 1. Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

- (a) "Board" means the Board of Trustees of the LaGrange County Regional Utility District, or any duly authorized officials acting on its behalf.
- (b) "Campground " means any real property that is set aside and offered by a Person or entity – for either direct or indirect remuneration of the owner, lessor, or operator of such place – for the parking or accommodations of Recreational Vehicles, tents, camper trailers, camping trucks, motor homes, and/or similar shelters, which are not designed for year round occupancy.
- (c) "Capacity Charge" (commonly referred to as a "connection charge") means the charge issued to a new customer, who is connecting to the existing Sewage Works of the District, to help set aside capital funds to replace the capacity that will be used by a new customer as well as compensate and/or reimburse the district for administrative and other fees and costs associated with the new customer connection.
- (d) "COD" (or "Chemical Oxygen Demand") has the same meaning as defined in the Sewer Use Ordinance.

- (e) “Collection Area(s)” means individually one of / or collectively Region A Collection Area; Region B Collection Area; Region C Collection Area; Region D Collection Area; Region F Collection Area ; and Region Shipshewana Collection Area.
- (f) “Collection Area Class(es)” means individually one of / or collectively the Region A Collection Area Class; Region B Collection Area Class; Region C Collection Area Class I; Region C Collection Area Class II; Region D Collection Area Class I; Region D Collection Area Class II; Region D Collection Area Class III; Region F Collection Area Class; and Region Shipshewana Collection Area Class.
- (g) “Credit Card” means a credit card, debit card, charge card, or stored value card.
- (h) “District” means the LaGrange County Regional Utility District, acting by and through the Board.
- (i) “Dwelling Unit” means a room or rooms in which cooking and/or sleeping facilities are or can be provided.
- (j) “Electronic Funds Transfer” means a transfer of funds, other than a transaction originated by check, draft, or similar paper instrument, which is initiated through an electronic terminal, telephone, computer, magnetic tape, or other electronic means to order, instruct, or authorize a financial institution to debit or credit an account.
- (k) “Employee” or “employee” for the purposes of calculating the number of employees under this Ordinance, an employee shall equal each full time equivalent (“FTE”) employee. Each employee who works at least 30 hours per week, or more, shall be one (1) FTE, and to determine the equivalent FTE for part-time employees (all those employees who work less than 30 hours per week) divide the total hours worked by part-time employees per month (as month is determined below) by 120 hours to determine how many FTE’s (or a fraction thereof) the part-time employees equal. All calculations of the number employees, for the purposes of this Ordinance, shall be calculated based on the number of employees during any Commercial, Industrial or Governmental Users’ peak month of employment.
- (l) “Equivalent Unit” means a single-family residence; Manufactured Home; or Mobile Home that is not located in a Mobile Home park.
- (m) “Excessive Strength Surcharge” means an additional charge that is billed to Users for treating Sewage wastes with an average strength in excess of Normal Domestic Sewage.
- (n) “Fine” means a sum of money that is paid for an infraction of rules and/or regulations.
- (o) “Guesthouse” means a structure that contains a non-leased Dwelling Unit, which is located on the same and/or immediately adjacent lot (including across a roadway or drive) as a Single-Family Dwelling Unit but does not share a common wall with the

Single-Family Dwelling Unit. Moreover, a Guesthouse must be owned by the same Person or nuclear family that owns the Single-Family Dwelling Unit.

The District reserves the right to enforce this definition using its reasonable discretion. Some unique properties will be included should the District determine that the property conforms to the spirit of this definition.

- (p) “Industrial Wastes” means the wastewater discharges from industrial, trade, or business processes, as distinct from employee wastes from sanitary conveniences.
- (q) “Manufactured Home” means a factory-built unit that meets Federal performance standards and that is assembled in a factory, has a chassis, is transported by special permit, and serves as a Dwelling Unit for year-round occupancy.
- (r) “Mobile Home” means a residential structure that is transportable in one or more sections, is thirty-five (35) feet or more in length with the hitch, is built on an integral chassis, is designed to be used as a place of human occupancy when connected to the required utilities, contains the plumbing, heating, air conditioning, and/or electrical systems in the structure, and is constructed so that it may be used with or without a permanent foundation.
- (s) “Mobile Home Court” means an area of land with at least two (2) Mobile Home sites that share a common sanitary sewer collection system, and are capable of being used for the long-term placement of Mobile Homes.
- (t) “Normal Domestic Sewage” (i.e., for the purpose of determining surcharges) means wastewater or Sewage having an average daily concentration as follows:
 - 1. Phosphorus - not more than 10 mg/l
 - 2. S.S. - not more than 350 mg/l
 - 3. Ammonia - not more than 45 mg/l
 - 4. COD - not more than 350 mg/l

As defined by origin, wastewaters from segregated domestic and/or sanitary conveniences, as distinct from wastes from industrial processes.

- (u) “NPDES (National Pollutant Discharge Elimination System) Permit” has the same meaning as it does in the Sewer Use Ordinance.
- (v) “Operation and Maintenance Costs” means all costs, direct and indirect, necessary to provide adequate wastewater collection, transport, and treatment on a continuing basis and produce discharges to receiving waters that conform with all related federal, state, and local requirements (i.e., such costs include Replacement Costs).
- (w) “Other Service Charges” means Capacity Charges, area charges, upgrade charges, and other identifiable charges, which do not include User Charges or Excessive Strength Surcharges.

- (x) “Owner” means an owner of real property within the District.
- (y) “Penalty” means a sum of money, generally set by this Ordinance as authorized by The Code, for not paying User Charges, Other Service Charges or other rates and charges by the specified time.
- (z) “Person” means any and all persons, natural or artificial, including any individual firm, company, municipal or private corporation, association, society, institution, enterprise, governmental agency, or other entity.
- (aa) “Recreational Vehicle(s)” means a travel trailer, park model, collapsible trailer, truck-mounted camper or motor home. A Recreational Vehicle is not a Mobile Home.
- (bb) “Region A Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office.
- (cc) “Region B Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office.
- (dd) “Region C Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office.
- (ee) “Region D Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office (commonly referred to as Fish/Stone).
- (ff) “Region F Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office (commonly referred to as Fish/Royer).
- (gg) “Region Shishewana Collection Area” means the territory as generally described on the attached **Exhibit A**, with the exact parcels available for review at the District office.
- (hh) “Region A Collection Area Class” means the User Types served in the Region A Collection Area.
- (ii) “Region B Collection Area Class” means the User Types served in the Region B Collection Area.
- (jj) “Region C Collection Area Class I” means the User Types served in the Region C Collection Area identified in the Schedule of Rates and Charges (as hereinafter defined) as Class I users.

- (kk)** “Region C Collection Area Class II” means the User Types served in the Region C Collection Area identified in the Schedule of Rates and Charges (as hereinafter defined) as Class II users.
- (ll)** “Region D Collection Area Class I” means the User Types served in the Region D Collection Area which User, or successor, did not make any contribution in accordance with Section 2 (b) of Ordinance No. 1997-4-30 A, as amended.
- (mm)** “Region D Collection Area Class II” means the User Types served in the Region D Collection Area which User, or successor, made a 50% contribution in accordance with Section 2 (b) of Ordinance No. 1997-4-30 A, as amended.
- (nn)** “Region D Collection Area Class III” means the User Types served in the Region D Collection Area which User, or successor, made a 100% contribution in accordance with Section 2 (b) of Ordinance No. 1997-4-30 A, as amended.
- (oo)** “Region F Collection Area Class” means the User Types served in the Region F Collection Area.
- (pp)** “Region Shipshewana Collection Area Class” means the User Types served in the Region Shipshewana Collection Area.
- (qq)** “Replacement Costs” means the expenditures for obtaining and installing equipment, accessories, or appurtenances, which are necessary during the useful life of the Sewage Works equipment to maintain the capacity and performance for which such works were designed and constructed.
- (rr)** “S.S.” (or “Suspended Solids”) has the same meaning as it does in the Sewer Use Ordinance.
- (ss)** “Sewage” has the same meaning as it does in the Sewer Use Ordinance.
- (tt)** “Sewage Works” has the same meaning as defined in the Sewer Use Ordinance.
- (uu)** “Sewer Use Ordinance” means a separate and companion enactment to this Sewer Rate Ordinance that regulates the connection to and use of public and private sewers as amended from time to time.
- (vv)** “Shall” is mandatory; “may” is permissive.
- (ww)** “Single-Family Dwelling Unit” means a single-family residence/unit; a Mobile Home; or Manufactured Home that is not located in a Mobile Home park.
- (xx)** “The Code” means IND. CODE §13-26 et seq.
- (yy)** “User or Users” Residential User, Commercial User, Institutional User, Governmental User, Industrial User or any other user of the Sewage Works.

(zz) “User Charges” means a charge levied on Users of the wastewater treatment Sewage Works for the cost of, including but not limited to, a share of Operation and Maintenance Charges, debt service, reserves and maintenance of the Sewage Works, pursuant to Section 204(b) of Public Law 92-500 and The Code.

(aaa) “User Type” means the division of wastewater treatment customers by source, function, waste characteristics, and process or discharge similarities (i.e., residential, commercial, industrial, institutional, and/or governmental):

(1) **Residential User** – means a User of the Sewage Works, whose premises or building is used primarily as a residence for one or more persons, including all Dwelling Units, etc.

(2) **Commercial User** – means any establishment involved in a commercial enterprise, business, or service, which, based on a determination by the District, discharges primarily segregated domestic wastes or wastes from sanitary conveniences.

(3) **Institutional User** – means any establishment involved in a social, charitable, religious, and/or educational function, which, based on a determination by the District, discharges primarily segregated domestic wastes or wastes from sanitary conveniences.

(4) **Governmental User** – means any federal, state, or local governmental User of the Sewage Works

(5) **Industrial User** – means any manufacturing or processing facility that discharges Industrial Waste to the Sewage Works.

(bbb) “Youth Camp” means a youth camp as defined in IC 13-11-2-270.

Section 2. Every Person, User and/or Owner whose premises connects to, uses, is required to be connected to, or is served by the District’s Sewage Works shall be charged. These charges are established for each User Type and Collection Area Classes, in order that the Sewage Works shall recover from each Collection Area Classes and User Type therein revenue, which is determined by its use or potential peak use of the Sewage Works in terms of volume and load. User Charges are levied, in part, to defray the Operation and Maintenance Costs, including replacement, of the Sewage Works. User Charges shall be uniform in magnitude within a Collection Area Class. The various classes of Users of the treatment works for the purpose of this Ordinance shall be as follows:

Region A Collection Area Class:

Residential
Commercial
Governmental

Institutional
Industrial

Region B Collection Area Class:

Residential
Commercial
Governmental
Institutional
Industrial

Region C Collection Area Class I:

Residential
Commercial
Governmental
Institutional
Industrial

Region C Collection Area Class II:

Commercial – Toll Plaza User

Region D Collection Area Class I:

Residential
Commercial
Governmental
Institutional
Industrial

Region D Collection Area Class II:

Residential
Commercial
Governmental
Institutional
Industrial

Region D Collection Area Class III:

Residential
Commercial
Governmental
Institutional
Industrial

Region F Collection Area Class:

Residential
Commercial
Governmental
Institutional
Industrial

Region Shipshewana Collection Area Class:

Residential
Commercial
Governmental
Institutional
Industrial

Section 3. For the availability or use of and service rendered by the Sewage Works, rates and charges shall be collected from the Owners of each and every lot, parcel of real estate, or building that is connected, required to be connected to the District's sanitary system, or otherwise discharges sanitary sewage, Industrial Waste, water, or other liquids, either directly or indirectly, into the Sewage Works of the District. Such rates and charges include User Charges, Excessive Strength Surcharges, and Other Service Charges, which shall be payable as provided hereinafter and in an amount determined as provided for in "Schedule of Rates and Charges" attached hereto as **Exhibit B**:

- (a) The monthly rates and charges provided shall be applied throughout the year based upon the maximum Sewage service capacity required in any month in any calendar year. For example, User Charges based upon employment shall be applied throughout the year based upon the maximum employment of the User (or potential User if not connected as required) for such single maximum employment month, and such maximum usage shall be applied throughout the year.
- (b) The District is in the process of constructing the Region C Phase II Project. Pursuant to IND. CODE §§13-26-11-5, in order to produce an amount sufficient to meet the expenses and costs of the District payable prior to the completion of the Region C Phase II Project, beginning in the month that construction begins (after the project has been let) the Region C Collection Area Owners, of each and every lot, parcel of real estate or building required to be connected to the District's Sewage Works who are a part of the Region C Phase II Project shall pay (as determined by the ultimate User status) an amount sufficient to pay the expenses and cost of the District and its billing (associated with the Region C Phase II Project) as described on the attached "Schedule of Interim Rates and Charges" **Exhibit C** and are billed in accordance with the Schedule of Rates and Charges at this time. However, beginning with the first full month after the sanitary sewers for Region C Collection Area customers from the Region C Phase II Project are available for connection and use to any lot, parcel of real estate or building, the customers/Users/Owners of the Region C Collection Area Region C Phase II Project who are required to be connected shall then be subject to the Schedule of Rates and Charges on **Exhibit B** chargeable to the Region C Collection Area.

- (c) In accordance with IND. CODE §13-26-11-2 (“Metered Rate Code”), a Campground and Youth Camp may choose to be charged a metered rate based on flow (this subsection shall not apply to any other User).
- a. The District is permitted to charge for all permissible charges under the Metered Rate Code and the rates charged to a Campground or Youth Camp (whether a flat rate or metered) shall be determined in accordance with the Metered Rate Code and calculated in accordance with the Schedule of Rates and Charges. In order to be charged a metered rate a Campground or Youth Camp must:
 - i. Notify the District in writing of its election and intent to measure flows by meter.
 - ii. At its expense, purchase, install, own, operate, maintain, repair, and/or replace as many sewage flow meters as the District, by its agents or employees, shall prescribe in order to ensure the completeness and accuracy of the measurements. Said meters shall be of the type, size, and calibration specified by the District and shall be placed on the Campground or Youth Camp property in such places and in such manners as the District shall prescribe. Measurements taken by meters not authorized and approved by the District or by meters placed on the Campground or Youth Camp property in places or manners not authorized and approved by the District shall not be considered in determining the Users’s charges and shall be grounds for the District to reject the User’s election to be billed on the basis of metered flows.
 - iii. A User shall not be permitted to be charged a metered rate until such time as a meter(s) is installed in accordance with the foregoing and producing accurate and consistent data as reasonably determined by the District.
 - b. If a meter does not operate continuously and properly during any measurement period, the User shall state in writing via affidavit, under the penalties for perjury (via affidavit), the following:
 - i. The period or periods of time the meter did not operate continuously and properly;
 - ii. For each period of time in which the meter did not operate continuously and properly, the reason or reasons why the meter did not operate continuously and properly; and
 - iii. For each period of time in which the meter did not operate continuously and properly, the measure or measures the User took to make the meter or meters operate continuously and properly.

- c. If a meter does not operate continuously and properly during any measurement period, the District, at its discretion, may bill the User (all bills billed in the name of the Owner) on the basis of historical data or of reasonable approximations or extrapolations from data obtained during periods when the meter operated continuously and properly.
- d. Should the District determine that it is necessary to take samples of the sewage discharged by a Campground or Youth Camp in order to measure the strength and character of the sewage for the purpose of imposing a surcharge as allowed by IND. CODE §13-26-11-2(d) and this Ordinance or for the any other purpose associated with the safe and efficient operation of the Sewage Works, transmission, and/or treatment system, the User, at the User's expense, shall purchase and install such equipment, appliances, and facilities as are necessary to accomplish the sampling.
- e. By electing to be billed on the basis of metered flow, the Owner authorizes the District, by its agents or employees, to enter his/her/its property at any time for any purpose necessary to ensure the completeness and accuracy of the measurements taken by the meters, including, but not limited to, determining any and all points of discharge, inspecting the meter or meters located on the property, monitoring the operation of the meter or meters, examining the data produced by any meter, or sampling discharges.
- f. By electing to be billed on the basis of metered flow, the User agrees to provide to the District at any time the District requests records or information in writing related to the occupancy of the Campground or Youth Camp, including, but not limited to, the number of persons occupying any campsite at any given time, the occupancy of the Campground or Youth Camp as a whole at any given time, number of beds in the Youth Camp, the total number of campsites made available to the public, the number of campsites occupied by permanent structures or structures that are not removed from the sites during periods when the campground is closed, and the number, type, and size of sewage-producing facilities, including, but not limited to, dumping stations, holding tanks, individual connections between a campsite and a collection line, shower facilities, swimming pools, restrooms, and stores or other commercial enterprises.
- g. By electing to be billed on the basis of metered flow, the User (and Owner if different from User) agrees to pay to the District any and all costs associated with the District's amendment of its rate structure as a result of the User's election, including, but not limited to, the personnel costs associated with inspecting and monitoring the installation and operation of a meter or meters, costs associated with sampling the strength and character of waste from the campground, legal and financial consultant's fees associated with revision of the District's rate structure, publication

and other costs of notification associated with amendments to the District's rate ordinances, costs associated with reprogramming the District's billing system, and any and all administrative costs.

- h. The owner of each and every Campground and Youth Camp that is served by the District who elects to be billed not on the basis of metered flows but on the basis of the District's flat rate shall on or before the first day of each calendar year file with the District a written certified statement subject to the penalties for perjury, stating the number of campsites at a Campground or beds at a Youth Camp said owner will make available for use by the public in that calendar year. Said owner shall be billed pursuant to applicable rate ordinance for the number of campsites or beds, as applicable, so certified to the District. The Owner authorizes the District, by its agents or employees, to enter the Campground or Youth Camp property at any time to verify that the number of campsites or beds actually made available to the public is the same as that stated in the Owner's and/or User's certified statement.

Section 4. The rates and charges may not be billed to the tenant or tenants (i.e., those who lease or have an unrecorded land contract with the owner) occupying the property and may only be billed to Owners of property.

Section 5. For the inherent costs associated with permitting and the inspection of new connections, disconnections or reconnections, every customer must pay a \$70.00 "Permit Fee" for each new connection, disconnection or reconnection.

Section 6. Any Owner constructing a new structure on any lot or parcel of real estate or filing an application to connect a new structure to the Sewage Works, pursuant to the District's Sewer Use Ordinance, and being permitted to connect by the District, shall pay a Capacity Charge per Equivalent Unit, in accordance with the attached **Exhibit D**, prior to being connected to the District, as well as any charge pursuant to a local agreement or developer reimbursement.

(a) The Capacity Charge per Equivalent Unit shall be due the date the application to connect to the District's Sewage Works is filed in accordance with the District's Sewer Use Ordinance.

(b) The cost of making the public sewer suitable for connection, including excavation, backfill, pavement replacement, and the components of the public sewer required for connection including, but not limited to, the grinder pump, shall be the financial responsibility of the Owner.

(c) Provided however, the District shall provide any Region C Collection Area Owner, who had a sewage producing structure at the time the Region C Phase I Project ("Region C Phase I Project") or the Region C Phase II Project began and was bypassed due to their failure to cooperate in either project, a grinder pit and grinder pump (delivered at a location determined by the District) at no cost to the Owner as said amount is included in their rate.

Section 7. Once the District has begun charging an Owner or User, charges shall not cease nor shall charges be reduced so long as there is a structure capable of producing sewage or potentially capable of producing sewage located on the property being served the District's Sewage Works.

In the event that an Owner shall render his, her or its property permanently incapable of producing sewage in a manner satisfactory to the District (or prove in accordance with the following that no such structure existed), the Board may authorize the discontinuance of all monthly User Charges to the Owner, including operation and maintenance and debt service charges.

Provided however, as conditions of the Board's approval of the discontinuance of all User Charges, the Owner shall do the following:

- (a) Remove from any and all structures on the property external plumbing, including, but not limited to, toilets, sinks, showers, tubs, and faucets; and
- (b) Disconnect, cut, and/or cap in a manner satisfactory to the District all water supply lines running from any water source to any structures on the property; and
- (c) Disconnect, cut, and/or cap in a manner satisfactory to the District all sanitary sewer lines running from any structure on the property to the District's line; and
- (d) Pay all User Charges, other Service Charges and all other charges due on or before the date of discontinuance; and
- (e) Pay all costs related to, associated with, or arising from the disconnection of the Owner's property and uses from the District's Sewage Works. Said costs shall include, but not be limited to, those costs related to, associated with, or arising from removal of any grinder pump, pump chamber, and/or other equipment owned by the District and located on said property; closing, capping, or terminating any lateral or other sewer line from the property to the District's collection line in a manner and at a point acceptable to the District; reconnecting to the District's Sewage Works to the property of any other User that was connected to the removed grinder pump, pump chamber, or related equipment; inspections of said work performed by or on behalf of the District; and administrative costs; and
- (f) Perform or cause to be performed all work related to, associated with, or arising from disconnection of the Owner's property from the District's Sewage Works in a manner acceptable to and approved by the District; and
- (g) Execute an acknowledgment, in recordable form, approved by the Board stating that the Owner has been given a copy of this Ordinance, that he or she has read it, that he or she has understood this Ordinance, and that he or she shall abide by and comply with this Ordinance.

If the Board approves the discontinuation of charges, the Owner shall thereafter report to the Board, in writing, at least once a year or as often as the District may reasonably

require, whether the property has been restored to the extent that it is capable of producing sewage; or within 30 days of closing, whether the property has been conveyed to another Owner and, if so, the name, address, and telephone number of the new Owner.

Section 8. For the inherent costs associated with fee collection on delinquent accounts, the District shall charge the cost of certified postage to the Owner of the delinquent account for all mailings sent to the owner relating to the collection of the Owner's debt.

Section 9. The District shall charge to the Owner the costs associated with recording Special Agreements, Easements, Liens, Releases of Liens, and any other required recording with a local or state government and it shall pass through any other cost associated with any filing, charge, or activity that is charged to the District on behalf of any action for, on behalf of or for the benefit of an Owner or User

Section 10. In accordance with the Sewer Use Ordinance, any Owner found to have obstructed or damaged the District's Sewage Works on his or her property or on the property of others (including rights of way) shall be held liable for the costs to repair (or replace) such damages. Moreover, any Owner (whether by the Owner or other User from Owner's property) found to have improperly discharged certain prohibited discharges, as outlined in the Sewer Use Ordinance, shall be held liable for any and all costs associated with cleaning out, rebuilding, and repairing the Sewage Works. To hold such Owner liable, the District will bill said owner and the charges will be placed on the Owner's account.

Section 11. To the extent available by law, the District shall recoup all costs associated with service to Owners and/or Users, including, but not limited to, services relating to connections, repairs, and collections. In addition to the District's right to collect direct "out of pocket" expenses from an Owner or User, the District may recoup other costs by resolution or other action permitted by The Code.

Section 12. For any services rendered to the District, said District shall be subject to the same User Chargers and Other Charges established hereunder.

Section 13. In order that the rates and charges may be justly and equitably adjusted to the service rendered to Users, the District shall base its charges not only on the volume, but also on the strength and character of the stronger-than-Normal Domestic Sewage and wastes, of which it is required to treat and dispose. The District shall require the User to determine the strength and content of all the Sewage and wastes discharged, either directly or indirectly into the Sewage Works, in such manner and by such method as the District may deem practicable in light of the conditions and attending circumstances of the case, in order to determine the proper charge. The User shall furnish a central sampling point available to the District at all times.

- (a) Normal Sewage domestic waste strength should not exceed a carbonaceous oxygen demand of 350 milligrams per liter of fluid or suspended solids in excess of 350 milligrams per liter of fluid or ammonia in excess of 45 milligrams per liter of fluid or phosphorous in excess of 12 milligrams per liter of fluid. Additional charges for treating stronger-than-normal domestic waste shall be made on the following basis:

- a. Rate Surcharge Based Upon Suspended Solids – There may be an additional charge of \$0.10 per pound of suspended solids for suspended solids received in excess of 350 milligrams per liter of fluid.
 - b. Rate Surcharge Based Upon COD – There may be an additional charge of \$0.10 per pound of carbonaceous oxygen demand for COD received in excess of 350 milligrams per liter of fluid.
 - c. Rate Surcharge Based Upon Ammonia – There may be an additional charge of \$0.38 per pound of ammonia received in excess of 45 milligrams per liter of fluid.
 - d. Rate Surcharge Based Upon Phosphorous – There may be an additional charge of \$0.43 per pound of phosphorous received in excess of 12 milligrams per liter of fluid.
- (b) The determination of suspended solids, ammonia, phosphorous, and carbonaceous oxygen demand contained in the waste shall be in accordance with the latest copy of “Standard Methods for the Examination of Water, Sewage, and Industrial Wastes,” as written by the American Public Health Association, the American Waterworks Association, and the Water Pollution Control Federation, and in conformance with “Guidelines Establishing Test Procedures for Analysis of Pollutants,” Regulation CFR Part 136, published in the Federal Register on October 16, 1973.

Section 14. Such rates and charges shall be prepared, billed, and collected by the District in the manner provided by The Code, Indiana law, this Ordinance and/or any other ordinance or resolution properly adopted by the District.

- (a) The User Charges for all Users shall be prepared and billed monthly, except that the District may use a coupon book, mailing it once a year.
- (b) As permitted by The Code, all rates and charges (as described herein) not paid when due are hereby declared to be delinquent, incurring a one-time Penalty of ten (10) percent of the amount of the rates and charges declared delinquent. Such Penalty shall not be compounded over time. For example, should an owner have a current monthly rate of \$72.00 and not pay it when due, the District shall impose a one-time Penalty of ten (10) percent on that given amount (i.e., \$7.20). Should the owner then fail to pay the monthly rate and its one-time Penalty of ten (10) percent by the time another month has passed, the District shall impose no further Penalty on the first month, but shall impose a one-time Penalty of ten (10) percent on the second month rate (i.e., \$7.20). The total owed by the owner at that time would then be \$79.20 for the first month and \$79.20 for the second month, which would remain the

same regardless of whether the owner paid such amounts the next day or the next year.

All Collection Areas shall be billed on the 5th of each month, and payment is due by the 28th of each month. The time at which such rates and charges shall be paid is now fixed at 23rd day following the billed date as described above.

This due date applies whether a customer is billed monthly, pays via coupon book or pays with an auto debit payment. Payment is considered made when it is received by the District at its office. However, if the due date of the bill falls on a holiday, recognized by the District, Saturday or Sunday the Penalty shall attach if payment is not received in the office of the District on or before the next business day after the holiday or Sunday. Payment also includes the certified postage paid by the District to send notifications about delinquencies if the District deems necessary.

Section 15. As authorized by IND. CODE §13-26-5-9(c) and IND. CODE §36-1-8-11(c)(6) and District ordinance # 2018-08-21(B) ("**Credit Card Ordinance**"), the District may pay claims owed by the District and receive payments owed to the District by cash, check, bank draft, money order, bank card, Credit Card, or Electronic Funds Transfer. In accord, a convenience fee for the use of electronic financial instruments is hereby established. It shall be the amount charged to the District by the financial instrument's vendor, not to exceed five (5) percent of the amount of the payment. All payments and transactions must comply with the District's Credit Card Ordinance.

Section 16. In order that the rates and charges for Sewage services remained fair, equitable, and in proportion to the cost of providing services to the various User Types and Collection Areas, the District shall conduct a study, no later than the first two years of the operations of the Region C Collection Area, which will include, but was not limited to, (1) an analysis of the costs associated with the treatment of excessive strength effluents from Industrial Users, (2) volume and delivery flow rate characteristics attributed to the various Users or User Types in the Region C Collection Area, (3) the financial position of the Sewage Works and the adequacy of its revenue to provide reasonable funds for the operation and maintenance, and (4) replacements and capital improvements to the Region C Collection Area Sewage Works.

Said studies will be conducted by (1) officers and employees of the District, (2) a firm of certified public accountants and/or consulting engineers, which had experience in such studies, or (3) such combination of officers, employees, certified public accountants, or engineers as the District determined to be best under the circumstances.

The District shall then continue to conduct such studies on all Collection Areas on no less than a biennial basis, within a reasonable period of time following the normal accounting period.

Section 17. The District shall make and enforce such ordinances, resolutions and regulations as may be deemed necessary for (1) the safe, economical, and efficient management of the District's sewage system, pumping stations, and Sewage Works, (2) the construction and use

Owner and/or User owned sewer infrastructure and connections to the Sewage Works, (3) the sewage collection system, and (4) the regulation, collection, and rebating and refunding of such rates and charges.

The District is hereby authorized to prohibit dumping of wastes into the District's Sewage Works which, in its discretion, are deemed harmful to the operation of the Sewage Works of the District, or to require a method affecting pretreatment of said wastes to comply with the pretreatment standards included in the NPDES Permit issued to the Sewage Works.

Section 18. Any differences that may arise between Users and officials of the Sewage Works that cannot be resolved at that level may be appealed to the Board.

Section 19. The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance, which shall be given effect without such invalid part or parts.

Section 20. This Ordinance shall be construed in accordance with the laws of the State of Indiana, and this Ordinance, 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 21. In addition to the authority granted hereunder, the Board and District may exercise any rights permitted under The Code.

Section 22. Ordinance # 2021-10-21 is hereby repealed and replaced in its entirety with this Ordinance.

Signature Page To Follow

PASSED AND ADOPTED BY THE LAGRANGE COUNTY REGIONAL UTILITY DISTRICT, LAGRANGE COUNTY, INDIANA, ON THE 14TH OF NOVEMBER, 2022.

BOARD OF TRUSTEES
LAGRANGE COUNTY REGIONAL
UTILITY DISTRICT

Absent
Gerry W. Turner

[Signature]
David A. Gunter

[Signature]
Kenneth Hunn

Kathy Miller
Kathy Miller

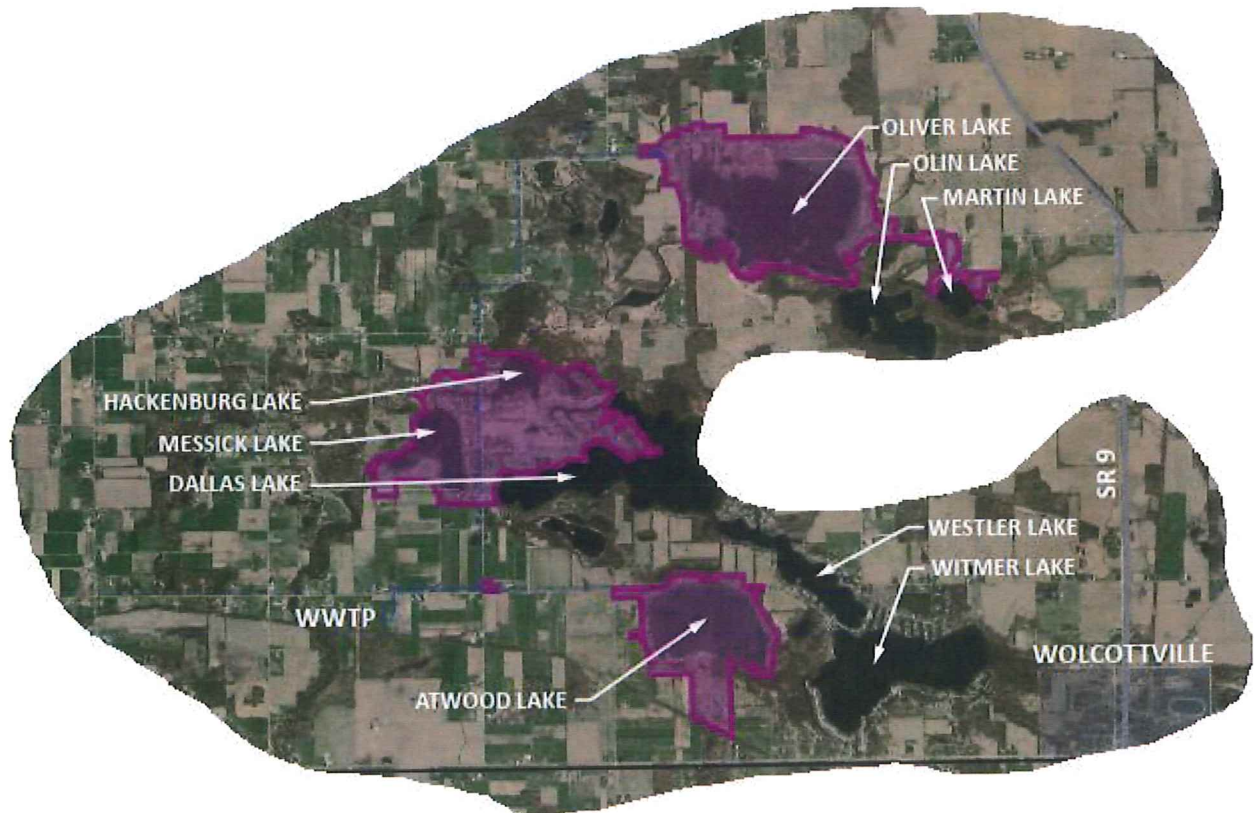
Nicole Heffelfinger
Nicole Heffelfinger

ATTEST:

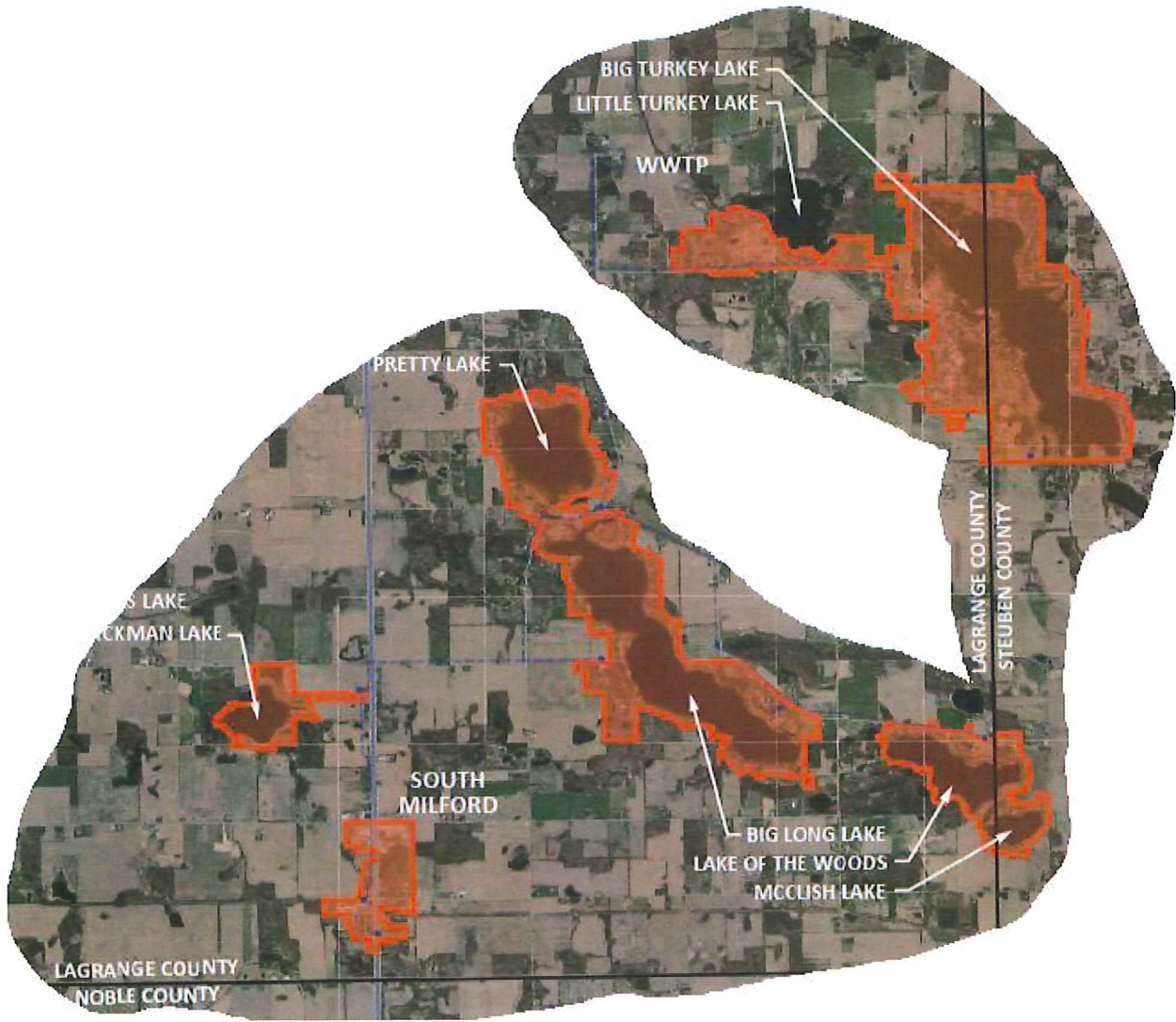
Kathy Miller
Kathy Miller

EXHIBIT A

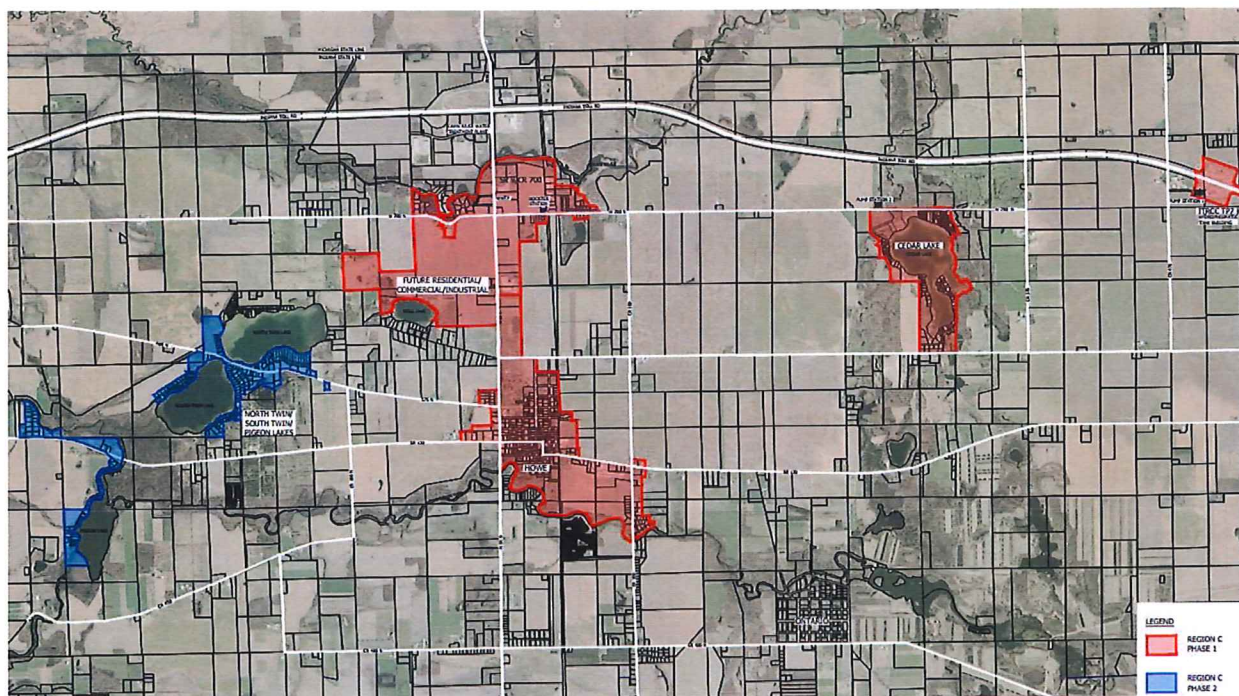
REGION A COLLECTION AREA



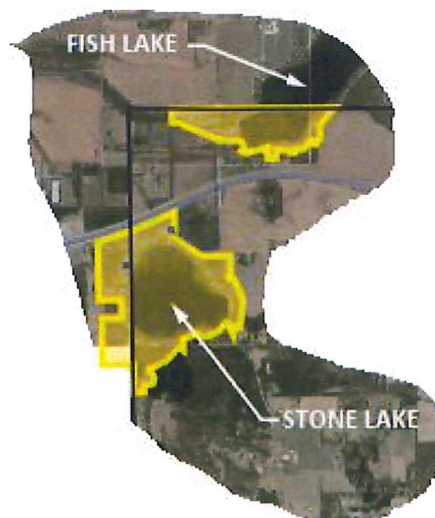
REGION B COLLECTION AREA



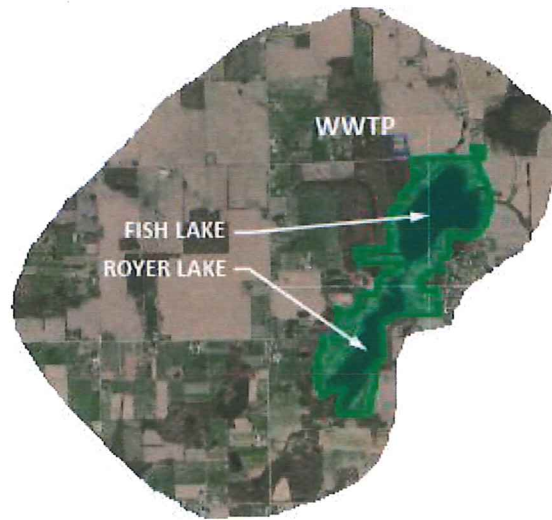
REGION C COLLECTION AREA



REGION D COLLECTION AREA (FISH/STONE)



REGION F COLLECTION AREA (FISH / ROYER)



REGION SHIPSEWANA COLLECTION AREA

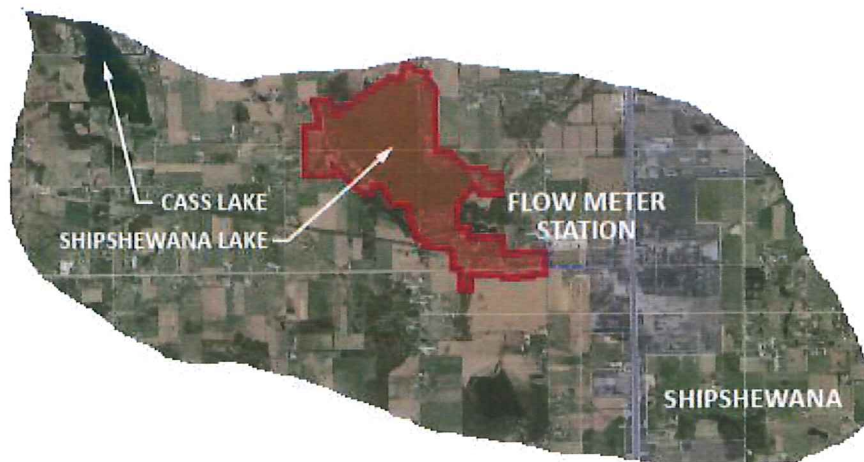


EXHIBIT B

SCHEDULE OF RATES AND CHARGES

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Rates Effective for Bills Received Beginning January 1, 2022)

Region A Collection Area Class, Region B Collection Area Class,
Region F Collection Area Class, and Region Shipshewana Collection Area Class

	Equivalency Factors	Monthly Rate		
		User Charge	Debt Service	Totals
Residential:				
Single family residence/unit	1.00	\$48.15	\$32.20	\$80.35
Apartments, condominiums & townhouses/unit	0.75	36.11	24.15	60.26
Mobile home court/space available for rent	0.75	36.11	24.15	60.26
Duplexes/unit	1.00	48.15	32.20	80.35
Guesthouse	0.50	24.08	16.10	40.18
Commercial:				
Barber or beauty shop:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Retail establishment:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Gasoline service station:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Grain elevator:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Laundromats & washeterias/washer	0.75	36.11	24.15	60.26
Motel, rooming houses, bed and breakfasts & similar establishments:				
First rental room	1.50	72.23	48.30	120.53
Each additional rental room	0.50	24.08	16.10	40.18
Professional offices:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
First 2 full-time employees	1.00	48.15	32.20	80.35
Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	12.04	8.05	20.09
Service stations/auto repair:				
Without car wash:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
With car wash:				
Per car wash bay	2.50	120.38	80.50	200.88
Car Wash:				
Per car wash bay	2.50	120.38	80.50	200.88
Shop, office, or business in residence	1.00	48.15	32.20	80.35
Stand-alone shop				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09

(Continued on next page)

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

(Cont'd)

SCHEDULE OF RATES AND CHARGES

(Rates Effective for Bills Received Beginning January 1, 2022)

**Region A Collection Area Class, Region B Collection Area Class,
Region F Collection Area Class, and Region Shipshewana Collection Area Class**

	Equivalency Factors	Monthly Rate		
		User Charge	Debt Service	Totals
Telephone company:				
First 3 employees	1.00	\$48.15	\$32.20	\$80.35
Each additional employee	0.25	12.04	8.05	20.09
Veterinarian's office:				
First 2 employees	1.00	48.15	32.20	80.35
Each additional employee	0.33	15.89	10.63	26.52
Recreational areas:				
Campgrounds:				
Non-metered				
Per available campsite	0.30	14.45	9.66	24.11
Structures with restroom facilities, showers, and/or washeterias/washers.	1.00	48.15	32.20	80.35
Metered - per 1,000 gallons				42.38
Implementation charge/month				15.20
Marinas: per boat slip	0.15	7.22	4.83	12.06
Plus: First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Ball Park	1.00	48.15	32.20	80.35
Conservation club	1.00	48.15	32.20	80.35
Institutional:				
Schools per pupil enrolled:				
(5-day school week)	0.10	4.82	3.22	8.04
Day care/preschool (located outside of residence):				
Per pupil enrolled	0.065	3.13	2.09	5.22
Churches & other religious organizations with or without eating and/or drinking facilities	1.00	48.15	32.20	80.35
Youth camps:				
Non-metered				
Per bed	0.125	6.02	4.03	10.05
Metered - per 1,000 gallons				42.38
Implementation charge/month				15.20
School with residential facilities:				
First 67 students		2,161.42	1,445.19	3,606.61
Each additional student	0.67	32.26	21.57	53.83
Governmental:				
Community center	1.00	48.15	32.20	80.35
Offices:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Post office:				
First 3 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09
Fire department	1.00	48.15	32.20	80.35
Industrial:				
Manufacturing - unmetered:				
First 2 employees	1.00	48.15	32.20	80.35
Each additional employee	0.25	12.04	8.05	20.09

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Rates Effective for Bills Received Beginning January 1, 2022)

Region C Collection Area Class I

		Monthly Rate		
	Equivalency Factors	User Charge	Debt Service	Totals
Residential:				
Single family residence/unit	1.00	\$31.99	\$40.01	\$72.00
Apartments, condominiums & townhouses/unit	0.75	24.00	30.00	54.00
Mobile home court/space available for rent	0.75	24.00	30.00	54.00
Duplexes/unit	1.00	31.99	40.01	72.00
Guesthouse	0.50	16.00	20.00	36.00
Commercial:				
Barber or beauty shop:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Retail establishment:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Gasoline service station:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Grain elevator:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Laundromats & washeterias/washer	0.75	24.00	30.00	54.00
Motel, rooming houses, bed and breakfasts & similar establishments:				
First rental room	1.50	47.99	60.01	108.00
Each additional rental room	0.50	16.00	20.00	36.00
Professional offices:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
First 2 full-time employees	1.00	31.99	40.01	72.00
Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	8.00	10.00	18.00
Service stations/auto repair:				
Without car wash:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
With car wash:				
Per car wash bay	2.50	79.98	100.02	180.00
Car Wash:				
Per car wash bay	2.50	79.98	100.03	180.00
Shop, office, or business in residence	1.00	31.99	40.01	72.00
Stand-alone shop				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00

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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

(Cont'd)

SCHEDULE OF RATES AND CHARGES

(Rates Effective for Bills Received Beginning January 1, 2022)

Region C Collection Area Class I

	Equivalency Factors	Monthly Rate		
		User Charge	Debt Service	Totals
Telephone company:				
First 3 employees	1.00	\$31.99	\$40.01	\$72.00
Each additional employee	0.25	8.00	10.00	18.00
Veterinarian's office:				
First 2 employees	1.00	31.99	40.01	72.00
Each additional employee	0.33	10.56	13.20	23.76
Recreational areas:				
Campgrounds:				
Non-metered				
Per available campsite	0.30	9.60	12.00	21.60
Structures with restroom facilities, showers, and/or washeterias/washers.	1.00	31.99	40.01	72.00
Metered - per 1,000 gallons				33.23
Implementation charge/month				15.20
Marinas: per boat slip	0.15	4.80	6.00	10.80
Plus: First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Ball Park	1.00	31.99	40.01	72.00
Conservation club	1.00	31.99	40.01	72.00
Institutional:				
Schools per pupil enrolled:				
(5-day school week)	0.10	3.20	4.00	7.20
Day care/preschool (located outside of residence):				
Per pupil enrolled	0.065	2.08	2.60	4.68
Churches & other religious organizations with or without eating and/or drinking facilities	1.00	31.99	40.01	72.00
Youth camps:				
Non-metered				
Per bed	0.125	4.00	5.00	9.00
Metered - per 1,000 gallons				33.23
Implementation charge/month				15.20
School with residential facilities:				
First 67 students		1,435.81	1,796.27	3,232.08
Each additional student	0.67	21.43	26.81	48.24
Governmental:				
Community center	1.00	31.99	40.01	72.00
Offices:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Post office:				
First 3 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00
Fire department	1.00	31.99	40.01	72.00
Industrial:				
Manufacturing - unmetered:				
First 2 employees	1.00	31.99	40.01	72.00
Each additional employee	0.25	8.00	10.00	18.00

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT					
SCHEDULE OF RATES AND CHARGES					
(Effective January 1, 2023 the following are effective and the previous rates are repealed)					
Region C Collection Area Class I					
		Equivalency Factors	Monthly Rate		
			User Charge	Debt Service	Totals
Residential:					
	Single family residence/unit	1.00	\$33.61	\$42.04	\$75.65
	Apartments, condominiums & townhouses/unit	0.75	25.22	31.52	56.74
	Mobile home court/space available for rent	0.75	25.22	31.52	56.74
	Duplexes/unit	1.00	33.61	42.04	75.65
	Guesthouse	0.50	16.82	21.01	37.83
Commercial:					
	Barber or beauty shop:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	Retail establishment:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	Gasoline service station:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	Grain elevator:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	Laundromats & washerias/washer	0.75	25.22	31.52	56.74
	Motel, rooming houses, bed and breakfasts & similar establishments:				
	First rental room	1.50	50.43	63.05	113.48
	Each additional rental room	0.50	16.82	21.01	37.83
	Professional offices:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
	First 2 full-time employees	1.00	33.61	42.04	75.65
	Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	8.40	10.50	18.91
	Service stations/auto repair:				
	Without car wash:				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
	With car wash:				
	Per car wash bay	2.50	84.04	105.09	189.13
	Car Wash:				
	Per car wash bay	2.50	84.03	105.10	189.13
	Shop, office, or business in residence	1.00	33.61	42.04	75.65
	Stand-alone shop				
	First 3 employees	1.00	33.61	42.04	75.65
	Each additional employee	0.25	8.41	10.50	18.91
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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT				
				(Cont'd)
SCHEDULE OF RATES AND CHARGES				
(Effective January 1, 2023 the following are effective and the previous rates are repealed)				
Region C Collection Area Class I				

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Rates Effective for Bills Received Beginning January 1, 2022)

Region C Collection Area Class II

	Equivalency Factors	Monthly Rate		Totals
		User Charge	Debt Service	
Toll Plaza				
User charge	267.00	31.99	-	8,541.33
Debt service charge	-	-	-	23,505.00

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT							
SCHEDULE OF RATES AND CHARGES							
(Effective January 1, 2023 the following are effective and the previous rates are repealed)							
Region C Collection Area Class II							
					Monthly Rate		
				Equivalency Factors	User Charge	Debt Service	Totals
Toll Plaza							
	User charge			267.00	33.61	-	\$8,973.87
	Debt service charge			-	-	-	24,697.00

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT							
<u>SCHEDULE OF RATES AND CHARGES</u>							
(Effective January 1, 2023 the following are effective and the previous rates are repealed)							
Region C Collection Area Class II							
					Monthly Rate		
				Equivalency	User	Debt	
				Factors	Charge	Service	Totals
Toll Plaza							
	User charge			267.00	33.61	-	\$8,973.87
	Debt service charge			-	-	-	24,697.00

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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT					
<u>SCHEDULE OF RATES AND CHARGES</u>					
(Effective January 1, 2023 the following are effective and the previous rates are repealed)					
Region C Collection Area Class II					
				Monthly Rate	
			Equivalency Factors	User Charge	Debt Service Totals
Toll Plaza					
	User charge		267.00	33.61	\$8,973.87
	Debt service charge		-	-	24,697.00

[illegible]

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class I

	Equivalency Factors	Monthly Rate		Totals
		User Charge	Debt Service	
Residential:				
Single family residence/unit	1.00	\$64.65	\$19.30	\$83.95
Apartments, condominiums & townhouses/unit	0.75	48.49	14.47	62.96
Mobile home court/space available for rent	0.75	48.49	14.47	62.96
Duplexes/unit	1.00	64.65	19.30	83.95
Guesthouse	0.50	32.33	9.65	41.98
Commercial:				
Barber or beauty shop:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Retail establishment:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Gasoline service station:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Grain elevator:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Laundromats & washeterias/washer	0.75	48.49	14.47	62.96
Motel, rooming houses, bed and breakfasts & similar establishments:				
First rental room	1.50	96.98	28.95	125.93
Each additional rental room	0.50	32.33	9.65	41.98
Professional offices:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
First 2 full-time employees	1.00	64.65	19.30	83.95
Each additional full-time employee	0.25	16.17	4.82	20.99
("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)				
Service stations/auto repair:				
Without car wash:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
With car wash:				
Per car wash bay	2.50	161.63	48.25	209.88
Car Wash:				
Per car wash bay	2.50	161.63	48.25	209.88
Shop, office, or business in residence	1.00	64.65	19.30	83.95
Stand-alone shop:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99

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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

(Cont'd)

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class I

	Equivalency Factors	User Charge	Monthly Rate Debt Service	Totals
Telephone company:				
First 3 employees	1.00	\$64.65	\$19.30	\$83.95
Each additional employee	0.25	16.17	4.82	20.99
Veterinarian's office:				
First 2 employees	1.00	64.65	19.30	83.95
Each additional employee	0.33	21.33	6.37	27.70
Recreational areas:				
Campgrounds:				
Non-metered				
Per available campsite	0.30	19.40	5.79	25.19
Structures with restroom facilities, showers, and/or washeterias/washers:	1.00	64.65	19.30	83.95
Metered - per 1,000 gallons				36.94
Implementation charge/month				15.20
Marinas: per boat slip	0.15	9.70	2.90	12.60
Plus: First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Ball Park	1.00	64.65	19.30	83.95
Conservation club	1.00	64.65	19.30	83.95
Institutional:				
Schools per pupil enrolled:				
(5-day school week)	0.10	6.47	1.93	8.40
Day care/preschool (located outside of residence):				
Per pupil enrolled	0.065	4.20	1.25	5.45
Churches & other religious organizations with or without eating and/or drinking facilities	1.00	64.65	19.30	83.95
Youth camps:				
Non-metered				
Per bed	0.125	8.08	2.42	10.50
Metered - per 1,000 gallons				36.94
Implementation charge/month				15.20
School with residential facilities:				
First 67 students		2,902.44	866.31	3,768.75
Each additional student	0.67	43.32	12.93	56.25
Governmental:				
Community center	1.00	64.65	19.30	83.95
Offices:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Post office:				
First 3 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99
Fire department	1.00	64.65	19.30	83.95
Industrial:				
Manufacturing - unmetered:				
First 2 employees	1.00	64.65	19.30	83.95
Each additional employee	0.25	16.17	4.82	20.99

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class II

	Equivalency Factors	User Charge	Monthly Rate Debt Service	Totals
Residential:				
Single family residence/unit	1.00	\$ 64.65	\$11.00	\$75.65
Apartments, condominiums & townhouses/unit	0.75	48.49	8.25	56.74
Mobile home court/space available for rent	0.75	48.49	8.25	56.74
Duplexes/unit	1.00	64.65	11.00	75.65
Guesthouse	0.50	32.33	5.50	37.83
Commercial:				
Barber or beauty shop:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Retail establishment:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Gasoline service station:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Grain elevator:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Laundromats & washeries/washer	0.75	48.49	8.25	56.74
Motel, rooming houses, bed and breakfasts & similar establishments:				
First rental room	1.50	96.98	16.50	113.48
Each additional rental room	0.50	32.33	5.50	37.83
Professional offices:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
First 2 full-time employees	1.00	64.65	11.00	75.65
Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	16.17	2.75	18.92
Service stations/auto repair:				
Without car wash:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
With car wash:				
Per car wash bay	2.50	161.63	27.50	189.13
Car Wash:				
Per car wash bay	2.50	161.63	27.50	189.13
Shop, office, or business in residence	1.00	64.65	11.00	75.65
Stand-alone shop				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92

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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

(Cont'd)

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class II

	Equivalency Factors	Monthly Rate		Totals
		User Charge	Debt Service	
Telephone company:				
First 3 employees	1.00	\$ 64.65	\$11.00	\$75.65
Each additional employee	0.25	16.17	2.75	18.92
Veterinarian's office:				
First 2 employees	1.00	64.65	11.00	75.65
Each additional employee	0.33	21.33	3.63	24.96
Recreational areas:				
Campgrounds:				
Non-metered				
Per available campsite	0.30	19.40	3.30	22.70
Structures with restroom facilities, showers, and/or washeterias/washers:	1.00	64.65	11.00	75.65
Metered - per 1,000 gallons				33.09
Implementation charge/month				15.20
Marinas: per boat slip	0.15	9.70	1.65	11.35
Plus: First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Ball Park	1.00	64.65	11.00	75.65
Conservation club	1.00	64.65	11.00	75.65
Institutional:				
Schools per pupil enrolled:				
(5-day school week)	0.10	6.47	1.10	7.57
Day care/preschool (located outside of residence):				
Per pupil enrolled	0.065	4.20	0.72	4.92
Churches & other religious organizations with or without eating and/or drinking facilities	1.00	64.65	11.00	75.65
Youth camps:				
Non-metered				
Per bed	0.125	8.08	1.39	9.47
Metered - per 1,000 gallons				33.09
Implementation charge/month				15.20
School with residential facilities:				
First 67 students		2,902.44	493.79	3,396.23
Each additional student	0.67	43.32	7.37	50.69
Governmental:				
Community center	1.00	64.65	11.00	75.65
Offices:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Post office:				
First 3 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92
Fire department	1.00	64.65	11.00	75.65
Industrial:				
Manufacturing - un-metered:				
First 2 employees	1.00	64.65	11.00	75.65
Each additional employee	0.25	16.17	2.75	18.92

LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class III

	Equivalency Factors	User Charge	Monthly Rate Debt Service	Totals
Residential:				
Single family residence/unit	1.00	\$ 64.65	\$2.60	\$67.25
Apartments, condominiums & townhouses/unit	0.75	48.49	1.95	50.44
Mobile home court/space available for rent	0.75	48.49	1.95	50.44
Duplexes/unit	1.00	64.65	2.60	67.25
Guesthouse	0.50	32.33	1.30	33.63
Commercial:				
Barber or beauty shop:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Retail establishment:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Gasoline service station:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Grain elevator:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Laundromats & washeterias/washer	0.75	48.49	1.95	50.44
Motel, rooming houses, bed and breakfasts & similar establishments:				
First rental room	1.50	96.98	3.90	100.88
Each additional rental room	0.50	32.33	1.30	33.63
Professional offices:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
First 2 full-time employees	1.00	64.65	2.60	67.25
Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	16.17	0.65	16.82
Service stations/auto repair:				
Without car wash:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
With car wash:				
Per car wash bay	2.50	161.63	6.50	168.13
Car Wash:				
Per car wash bay	2.50	161.63	6.50	168.13
Shop, office, or business in residence	1.00	64.65	2.60	67.25
Stand-alone shop				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82

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LAGRANGE COUNTY REGIONAL UTILITY DISTRICT

(Cont'd)

SCHEDULE OF RATES AND CHARGES

(Effective January 1, 2022)

Region D Collection Area Class III

	Equivalency Factors	User Charge	Debt Service	Totals
Telephone company:				
First 3 employees	1.00	\$ 64.65	\$2.60	\$67.25
Each additional employee	0.25	16.17	0.65	16.82
Veterinarian's office:				
First 2 employees	1.00	64.65	2.60	67.25
Each additional employee	0.33	21.33	0.86	22.19
Recreational areas:				
Campgrounds:				
Non-metered				
Per available campsite	0.30	19.40	0.78	20.18
Structures with restroom facilities, showers, and/or washeterias/washers.	1.00	64.65	2.60	67.25
Metered - per 1,000 gallons				29.17
Implementation charge/month				15.20
Marinas: per boat slip	0.15	9.70	0.39	10.09
Plus: First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Ball Park	1.00	64.65	2.60	67.25
Conservation club	1.00	64.65	2.60	67.25
Institutional:				
Schools per pupil enrolled:				
(5-day school week)	0.10	6.47	0.26	6.73
Day care/preschool (located outside of residence):				
Per pupil enrolled	0.065	4.20	0.17	4.37
Churches & other religious organizations with or without eating and/or drinking facilities	1.00	64.65	2.60	67.25
Youth camps:				
Non-metered				
Per bed	0.125	8.08	0.34	8.42
Metered - per 1,000 gallons				29.17
Implementation charge/month				15.20
School with residential facilities:				
Up to 67 students		2,902.44	116.58	3,019.02
Each additional student	0.67	43.32	1.74	45.06
Governmental:				
Community center	1.00	64.65	2.60	67.25
Offices:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Post office:				
First 3 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82
Fire department	1.00	64.65	2.60	67.25
Industrial:				
Manufacturing - unmetered:				
First 2 employees	1.00	64.65	2.60	67.25
Each additional employee	0.25	16.17	0.65	16.82

EXHIBIT C

SCHEDULE OF INTERIM RATES AND CHARGES

Region C Phase II Collection Area Class I

		Equivalency Factors	Monthly Rate		
			User Charge	Debt Service	Totals
Residential:					
	Single family residence/unit	1.00	\$2.79	\$37.21	\$40.00
	Apartments, condominiums & townhouses/unit	0.75	2.10	27.90	30.00
	Mobile home court/space available for rent	0.75	2.10	27.90	30.00
	Duplexes/unit	1.00	2.79	37.21	40.00
	Guesthouse	0.50	1.41	18.60	20.00
Commercial:					
	Barber or beauty shop:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	Retail establishment:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	Gasoline service station:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	Grain elevator:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	Laundromats & washeterias/washer	0.75	2.10	27.90	30.00
	Motel, rooming houses, bed and breakfasts & similar establishments:				
	First rental room	1.50	4.19	55.81	60.00
	Each additional rental room	0.50	1.41	18.60	20.00
	Professional offices:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	Restaurants, drive-ins, bars & organizations with eating and/or drinking facilities:				
	First 2 full-time employees	1.00	2.79	37.21	40.00
	Each additional full-time employee ("Full time" shall mean 40 hours per seven-day week or the equivalent thereof)	0.25	0.70	9.30	10.00
	Service stations/auto repair:				
	Without car wash:				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
	With car wash:				
	Per car wash bay	2.50	6.99	93.02	100.00
	Car Wash:				
	Per car wash bay	2.50	6.98	93.03	100.00
	Shop, office, or business in residence	1.00	2.79	37.21	40.00
	Stand-alone shop				
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
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SCHEDULE OF INTERIM RATES AND CHARGES					
Region C Phase II Collection Area Class I					
			Monthly Rate		
		Equivalency Factors	User Charge	Debt Service	Totals
Telephone company:					
	First 3 employees	1.00	\$2.79	\$37.21	\$40.00
	Each additional employee	0.25	0.70	9.30	10.00
Veterinarian's office:					
	First 2 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.33	0.92	12.28	13.20
Recreational areas:					
Campgrounds:					
Non-metered					
	Per available campsite	0.30	0.84	11.16	12.00
	Structures with restroom facilities, showers, and/or washeterias/washers.	1.00	2.79	37.21	40.00
	Metered - per 1,000 gallons				33.23
	Implementation charge/month				15.20
Marinas: per boat slip		0.15	0.42	5.58	6.00
	Plus: First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
Ball Park		1.00	2.79	37.21	40.00
Conservation club		1.00	2.79	37.21	40.00
Institutional:					
Schools per pupil enrolled:					
	(5-day school week)	0.10	0.28	3.72	4.00
Day care/preschool (located outside of residence):					
	Per pupil enrolled	0.065	0.18	2.42	2.60
Churches & other religious organizations with or without eating and/or drinking facilities		1.00	2.79	37.21	40.00
Youth camps:					
Non-metered					
	Per bed	0.125	0.35	4.65	5.00
	Metered - per 1,000 gallons				33.23
	Implementation charge/month				15.20
School with residential facilities:					
	First 67 students		1,435.81	1,796.27	3,232.08
	Each additional student	0.67	1.87	24.93	26.80
Governmental:					
Community center		1.00	2.79	37.21	40.00
Offices:					
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
Post office:					
	First 3 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00
Fire department		1.00	2.79	37.21	40.00
Industrial:					
Manufacturing - unmetered:					
	First 2 employees	1.00	2.79	37.21	40.00
	Each additional employee	0.25	0.70	9.30	10.00

EXHIBIT D

CAPACITY CHARGE PER EQUIVALENT UNIT

• REGION A COLLECTION AREA	\$5,200.00
• REGION B COLLECTION AREA	\$5,875.00
• REGION C COLLECTION AREA:	
○ 2020	\$0
○ 2021	\$517.00
○ 2022	\$1,034.00
○ 2023	\$1,551.00
○ 2024	\$2,068.00
○ 2025	\$2,585.00
○ 2026	\$3,102.00
○ 2027	\$3,619.00
○ 2028	\$4,136.00
○ 2029	\$4,653.00
○ 2030	\$5,170.00
○ 2031	\$5,687.00
○ 2032	\$6,204.00
○ 2033	\$6,721.00
○ 2034	\$7,238.00
○ 2035	\$7,755.00
○ 2036	\$8,272.00
○ 2037	\$8,789.00
○ 2038	\$9,306.00
○ 2039	\$9,823.00
○ 2040	\$10,340.00
○ 2041	\$10,422.00
○ 2042	\$10,939.00
○ 2043	\$11,021.00
○ 2044	\$11,103.00
○ 2045	\$11,185.00
○ 2046	\$11,267.00
○ 2047	\$11,349.00
○ 2048	\$11,431.00
○ 2049	\$11,513.00
○ 2050	\$11,595.00
○ 2051	\$11,677.00
○ 2052	\$11,759.00

○ 2053	\$11,841.00
○ 2054 - FORWARD	\$11,923.00
● REGION D COLLECTION AREA	\$6,160.00
● REGION F COLLECTION AREA	\$7,425.00
● REGION SHIPSEWANA COLLECTION AREA:	
○ 2020	\$1,536.00
○ 2021	\$1,728.00
○ 2022	\$1,920.00
○ 2023	\$2,112.00
○ 2024	\$2,304.00
○ 2025	\$2,496.00
○ 2026	\$2,688.00
○ 2027 - FORWARD	\$2,880.00