

NOV 18 2024

## GENERAL ORDINANCE 19, 2024

CITY CLERK

AN ORDINANCE AMENDING THE *TERRE HAUTE CITY CODE* CHAPTER 9, ARTICLE 4, SEPTIC TANK REGULATIONS.

WHEREAS, I.C. § 36-9-2-15, authorizes the City of Terre Haute to furnish or regulate the furnishing of utility service to the public; and

WHEREAS, I.C. § 36-9-6-11, authorizes the City of Terre Haute to operate a sewage plant; and

WHEREAS, in order to protect the public health, safety, and welfare of its citizens, it is essential that provisions be implemented to regulate the disposal of sewage at the City Waste Water Plant; and

THEREFORE, BE IT ORDAINED by the Common Council for the City of Terre Haute, Indiana, that *Terre Haute City Code* Chapter 9, is hereby amended by the insertion of the underlined text as follows:

**ARTICLE 4. SEPTIC TANK REGULATIONS.**

...

Sec. 9-92 Sewage Disposal at Wastewater Utility; Regulations and Rates

a. ~~Sewage Disposal Company Located Inside County Limits.~~

- (1) ~~Approved~~ Waste waste loads ~~originating from a sewage disposal company with its principal place of business, as registered with either the Indiana Secretary of State or the Indiana Department of Revenue, within the Vigo County corporate boundary,~~ may be accepted at the Terre Haute Wastewater Utility, at the place provided therefore. A laboratory analysis of said waste may be performed by the Wastewater Utility and fees may be charged for said laboratory analysis.
- (2) Fees for the expeditious and efficient handling of such waste and the immediate cleansing of all tanks and/or vehicles used to transport the waste to such plant are as follows:

~~\$0.08~~\$0.10 per gallon of truck capacity or actual waste disposed (as metered)

b. ~~Sewage Disposal Company located Outside County Limits.~~

- (1) ~~Waste loads originating from a sewage disposal company with its principal place of business, as registered with either the Indiana Secretary of State or the Indiana Department of Revenue, outside the Vigo County corporate boundary may be accepted at the Terre Haute Wastewater Utility, at the place provided therefore. A laboratory analysis of said waste may be performed by the Utility, at the place provided therefore. A laboratory analysis of said waste may be performed by the Wastewater Utility and fees may be charged for said laboratory analysis.~~
- (2) ~~Fees for the expeditious and efficient handling of such waste and the immediate cleansing of all tanks and/or vehicles used to transport the waste to such plant are as follows:~~

~~\$0.20 per gallon of truck capacity or actual waste disposed (as metered)~~

e.b. The City of Terre Haute will provide a flow meter at its disposal sites to meter the actual waste disposed. The sewage discharge company must supply the appropriate sized fittings to connect to the City's flow meter. If sewage disposal company is not able to provide a suitable fitting to connect to the City's flow meter, sewage discharge company will be charged the per gallon rate for the total capacity of the truck (Gen. Ord. 1, 2015 As Amended, 2-12-15).

d.c. The Board of Sanitary Commissioners shall have the authority, by resolution passed by the Board, to increase the per gallon disposal fees ~~for both inside and outside the county~~ to take effect on January 1, 2018 2025. The increase over the existing rates shall be equal to the percentage of increase of the federally published CPI-Midwest (Consumer Price Index) and shall take effect on January 1 of each respective year thereafter. The Board of Sanitary Commissioners shall be responsible for publishing an annual notice of the disposal rate increase (Gen. Ord. 1, 2015 As Amended, 2-12-15).

e.d. Invoices for hauled waste will be sent monthly for each month a discharge occurs. Payment in full must be within 30 days of the bill date on the invoice or a ten percent (10%) penalty will be added. (Gen. Ord. No. 8, 2012; 9-13-12)

**SECTION 2.** The illegality or invalidity, for any reason, of any of the sections of this ordinance, or parts thereof, shall invalidate only such section or sections as are so determined to be illegal or invalid, any such invalidity shall have no effect on the remaining sections of this ordinance.

**SECTION 3.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION 4.** This ordinance shall be in full force and effect from and after the date of its passage by the Common Council of Terre Haute, Indiana and approval of the Mayor and upon publication as required by law.

Introduced by: Cheryl Loudermilk Cheryl Loudermilk, Councilperson

Passed in open Council this 5 day of December, 2024.

Tammy Boland Tammy Boland, President

ATTEST: Michelle L. Edwards Michelle L. Edwards, City Clerk

Presented by me to the Mayor this 6<sup>th</sup> day of December, 2024,  
at 2:20pm o'clock.

Michelle L. Edwards Michelle L. Edwards, City Clerk

Approved by me, the Mayor, this 6<sup>th</sup> day of December, 2024.

BCS Brandon C. Sakbun, Mayor

ATTEST: Michelle L. Edwards Michelle L. Edwards, City Clerk



Here is data that supports this rate increase. Call me if you have additional questions.  
Alicia Barnard, Terre Haute Wastewater Utility, 812.244.5511, [alicia.barnard@terrehaute.in.gov](mailto:alicia.barnard@terrehaute.in.gov)

Annual 2015 Midwest CPI = 224.210 vs. Annual 2023 Midwest CPI = 282.760

Difference = 26.11 % increase

Section 9-92 Hauled Sewage Disposal Rate since 2015 = \$0.08 (Vigo County haulers), \$0.20 (out-of-county haulers)

Proposed CPI-based rate increase for January 2025 = \$0.10 (all hauler regardless of businesses location)

Data extracted on: August 12, 2024 (9:53:44 AM)

#### Consumer Price Index for All Urban Consumers (CPI-U)

Series Id: CUUR0200SA0, CUUS0200SA0

Not Seasonally Adjusted

Series Title: All items in Midwest urban, all urban consumers, not seasonally adjusted

Area: Midwest

Item: All items

Base Period: 1982-84=100

Download:  [xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2014	222.247	223.493	225.485	226.214	226.565	227.588	226.997	226.587	226.913	225.793	224.396	222.821	225.425	225.265	225.585
2015	221.545	222.301	223.550	223.797	224.732	225.946	225.853	225.830	225.184	225.050	224.009	222.722	224.210	223.645	224.775
2016	223.301	223.196	224.621	225.609	226.476	227.835	226.786	227.097	227.636	227.358	226.673	226.794	226.115	225.173	227.057
2017	228.279	228.633	228.824	229.682	229.705	229.780	229.820	230.443	231.030	230.660	231.084	230.548	229.874	229.151	230.598
2018	232.028	232.512	232.931	233.913	235.065	235.455	235.346	235.276	235.524	235.680	234.292	233.458	234.290	233.651	234.929
2019	233.837	235.444	236.793	237.510	238.219	238.288	238.760	238.786	238.847	239.243	238.850	238.734	237.776	236.682	238.870
2020	239.690	240.421	239.163	236.474	237.291	239.259	240.430	241.362	241.878	241.740	241.316	241.453	240.040	238.716	241.363
2021	242.552	244.477	246.246	248.169	250.582	253.042	254.671	255.142	255.709	257.793	258.911	259.609	252.242	247.511	256.973
2022	261.657	263.988	267.312	268.639	272.673	277.072	276.525	275.875	276.549	276.908	276.436	275.182	272.401	268.557	276.246
2023	277.332	278.672	280.330	281.927	282.656	283.741	284.640	285.122	285.276	284.981	284.539	283.908	282.760	280.776	284.744
2024	284.731	286.346	288.301	289.718	290.355	290.779								288.372	

[https://data.bls.gov/pdq/SurveyOutputServlet?data\\_tool=dropmap&series\\_id=CUUR0200SA0, CUUS0200SA0](https://data.bls.gov/pdq/SurveyOutputServlet?data_tool=dropmap&series_id=CUUR0200SA0, CUUS0200SA0)

#### Results of IDEM's 2024 rate survey:

2024 RATES	Portables	Septage	Grease	Leachate	Industrial
Bloomington	no	\$ 0.013	\$ 0.059	no	\$ 0.044
Connersville	\$ 8.27 total	\$ 0.04	no	no	no
Lafayette	\$ 0.0417	\$ 0.0417	no	no	no
Columbus	no	\$ 0.04221	no	no	no
Chesterton	no	\$ 0.050	no	no	no
Kokomo	no	\$ 0.06	no	no	\$ 0.00536
Jasper	no	\$ 0.07	no	no	no
Fort Wayne	no	\$ 0.071	no	no	\$ 0.137
Bluffton	\$ 0.08	\$ 0.080	\$ 0.120	no	no
Terre Haute	\$ 0.08 in county \$ 0.20 out co.	\$ 0.08 in county \$ 0.20 out co.	\$ 0.08 in county \$ 0.20 out co.	\$ 0.012	\$ 0.0012
La Porte	\$ 0.06443	\$ 0.0903	no	\$ 0.03486	no
Angola	\$ 0.10	\$ 0.10	\$ 0.10	no	no
Greencastle	\$ 0.10	\$ 0.10	no	no	no
Michigan City	\$ 0.057	\$ 0.113	no	no	no
New Castle	no	\$ 0.132	no	no	no

## RESOLUTION NO. 12-2024

WHEREAS, the Board of Sanitary Commissioners ("the Board") of the Terre Haute Sanitary District ("the Sanitary District") is charged with duties and responsibilities pursuant to the operation and maintenance of the municipally owned sewage disposal site which is used for hauled sewer waste originating from both inside and outside of Vigo County, IN; and

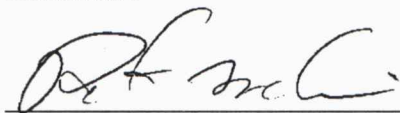
WHEREAS, the Board is authorized, in accordance with Terre Haute City Code Sec. 9-92(d), to increase certain sewage disposal fees;

NOW, THEREFORE, BE IT RESOLVED by the Board of Sanitary Commissioners of the Terre Haute Sanitary District of the City of Terre Haute, Indiana, as follows:

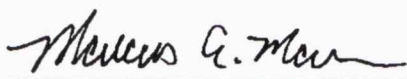
1. The fees for disposal of hauled waste per gallon for waste originating inside of Vigo County, Indiana, shall be \$0.10 per gallon of truck capacity or actual waste disposed (as metered).
2. The fees for disposal of hauled waste per gallon for waste originating outside of Vigo County, Indiana, shall be \$0.10 per gallon of truck capacity or actual waste disposed (as metered).
3. Should any section, paragraph, sentence, clause, or phrase of this Resolution be declared unconstitutional or invalid for any reason, the remainder of this Resolution shall remain in effect and in force.
4. This Resolution shall apply to all hauled waste disposed by the City of Terre Haute municipally owned and operated sewage disposal site unless that waste is regulated under separate contracts, agreements, or permits issued by the Terre Haute Sanitary District or other governing agencies.
5. This Resolution shall take effect immediately upon its adoption by the Board and remain in effect until amended or repealed by the Board.

ADOPTED this 3 day of December, 2024.

BOARD OF SANITARY COMMISSIONERS OF THE TERRE HAUTE SANITARY DISTRICT

  
\_\_\_\_\_  
President

ATTEST:

  
\_\_\_\_\_  
Recording Secretary