

ORDINANCE NO. 3677

**AN ORDINANCE OF THE CITY OF NEW CASTLE
ESTABLISHING A SEWER SECURITY DEPOSIT
FOR NEW ACCOUNTS**

WHEREAS, the City of New Castle operates a wastewater treatment and collection utility known as the New Castle Water Pollution Control Department; and,

WHEREAS, the collection of delinquent accounts is necessary in order to ensure the fiscal integrity of said department;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL of the City of New Castle, that a security deposit shall be collected upon the opening of a new account with the Water Pollution Control Department. Said security deposit shall be as follows:

1. For all residential accounts - \$50.00
2. For all other accounts (which would include commercial and industrial accounts) - \$100.00

Said deposit shall be maintained in a separate account and returned to the customer upon closing said account, provided the account balance is current and the City's property has not been damaged. In the event of a delinquent account at the time of account termination or damage to City property, said deposit shall be set off against said balance due. The City shall be free to pursue the remaining sum due, if any exists, by utilizing all remedies available to it.

The customer opening the account may avoid the assessment of said security deposit by providing the City with a copy of a warranty deed or other proof of ownership, showing the property served to be owned by the customer in whose name the account is opened and to whom the billing is directed.

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS ____ DAY OF _____, 2013.

Greg York, Presiding
Officer, Common Council, City
of New Castle, Indiana

AYE

NAY

ATTEST:

Clerk-Treasurer

APPROVED BY ME THIS ____ DAY OF _____, 2013.

Greg York, Mayor of the City
Of New Castle, Indiana