

**TOWN COUNCIL  
TOWN OF MULBERRY, INDIANA**

**ORDINANCE NO. 2023-278**

**AN ORDINANCE ESTABLISHING TAP FEES FOR NEW SERVICES**

WHEREAS, Indiana Code §36-1-3-4 provides a municipality all powers necessary to conduct its affairs, even if not expressly granted by statute;

WHEREAS, the Town of Mulberry, Indiana (hereinafter the “Town”) by and through its duly elected Town Council (hereinafter the “Council”) has determined it is in the Town’s best interest to increase and establish a schedule of fees regarding the new service of tap connections to produce sufficient revenue to pay the legal and other necessary expenses incident to tap connection; and

WHEREAS, the Council determined it would be in the best interest of the Town to adopt an ordinance to establish such tap fees.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF TOWN OF MULBERRY, INDIANA, AS FOLLOWS:**

1. The Town of Mulberry, Indiana, Code of Ordinances is hereby amended by the addition of a new subsection § 50.04 as follows:

**50.04 TAP FEES FOR NEW SERVICE**

(A) *Findings.* The Town Council finds that the proposed charges set forth below are necessary and reasonable to produce sufficient revenue to pay the labor, material, and contractual expenses incident to the connection of new wastewater, stormwater, and water services.

(B) *Adoption of new charges.* The schedule of charges for tap connection are as follows:

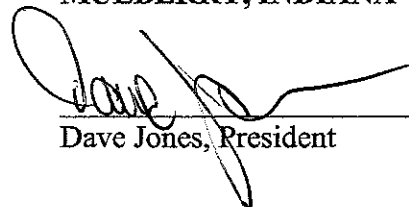
Wastewater connection	\$1,000.00
Stormwater connection	\$1,000.00
Water connection: Standard residential ¾ x 5/8 meter set	\$2,000.00
Water connection: One-inch meter set	\$3,000.00
Water connection: Two-inch meter set	\$6,500.00

2. No part of this Ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize the same. Should any section or part of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof other than that portion so declared to be invalid, and for this purpose, the provisions of this Ordinance are hereby declared to be severable.


3. This amendatory ordinance shall be effective upon passage and posting in accordance with Indiana law.

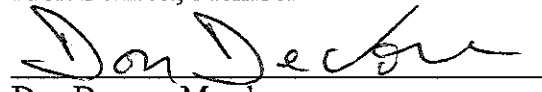
Adopted Sept. 12, 2023.

**TOWN COUNCIL OF THE TOWN OF  
MULBERRY, INDIANA**

  
Dave Jones, President

Lois Rohdy, Member

  
Rick Bennett, Member

  
Don Devore, Member

  
Randy Ravenscraft, Member

ATTEST:

  
Paula Bennett, Clerk-Treasurer

APPROVED AS TO FORM AND LEGALITY:

  
Alicia K. Albertson, Town Attorney