

ORDINANCE NO. 5-7-2026-12

AN ORDINANCE OF THE TOWN OF BRISTOL, INDIANA
AMENDING CHAPTER 26, ARTICLES III AND IV OF THE
TOWN OF BRISTOL, INDIANA CODE OF ORDINANCES
RELATING TO WATER AND SEWER UTILITY RATES

WHEREAS, the Town of Bristol, Indiana (the “Town”) is a duly formed municipal corporation within the State of Indiana governed by its duly elected Town Council (the “Council”); and

WHEREAS, Indiana Code authorizes the Town to exercise powers to regulate the furnishing of water to the public; establish, maintain, and operate waterworks; and regulate the furnishing of the service of collecting, processing, and disposing of waste substances and domestic or sanitary sewage within four (4) miles of the Town’s corporate boundaries; and

WHEREAS, the Town owns and operates a municipal waterworks system for the treatment and distribution of potable water to the inhabitants of the Town of Bristol (the “Water Utility”), and a municipal sewer and treatment system for the transportation and treatment of wastewater and sewage for the Town (the “Sewer Utility”) (the Water Utility and Sewer Utility collectively the “Utilities”); and

WHEREAS, the Council has established rates and charges for the Sewer Utility and Water Utility for customers connected to the Town’s municipal water and sewage systems; and

WHEREAS, pursuant to Indiana Code §§ 8-1.5-3, et seq. and 36-9-23, et seq., the Council may modify or adjust its existing schedule of fees by ordinance after providing notice and conducting a public hearing; and

WHEREAS, the Council adopted rates and charges for the Town’s Utilities by Ordinance No. 04-16-2024-09, adopted April 16, 2024 (the “Rate Ordinance”), which set rates and scheduled increases in rates for users of the Town’s Utilities (each a “User”) to allow for the expansion, enhancement, and improvement of the extent, capacity, and quality of the Town’s Utilities through investments in facilities and infrastructure (the “Utilities Expansion Project”); and

WHEREAS, the Council amended the Rate Ordinance following a public hearing through the adoption of Ordinance No. 2025-04-17-08 to delay the scheduled increase in certain water and sewer rates from May 1, 2025, to August 1, 2025; and

WHEREAS, the Council further amended the Rate Ordinance following a public hearing through the adoption of Ordinance No. 2025-8-17-14 to delay the scheduled increase in certain water and sewer rates from August 1, 2025, to May 1, 2026; and

WHEREAS, the Town has consulted with Baker Tilly Municipal Advisors, LLC, to determine whether the Town may reduce and/or further delay the implementation of certain water and sewer rate increases while still satisfying the financing and other obligations of the Town for the Utilities Expansion Project; and

WHEREAS, the Council now determines that proper notice has been duly given as required by Indiana Code §§ 8-1.5-3-8.1 and 36-9-23-26, and that a public hearing on the proposed schedule of rates and charges has been duly held on May 7, 2026.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Bristol, Indiana, meeting in regular session, and after considering the needs of the Town's Utilities, determines it is necessary to make changes and amend the sewer and water rates and charges in the Town of Bristol Code of Ordinances (the "Code") in the following manner:

- Section 1. The foregoing Recitals are fully incorporated herein by this reference.
- Section 2. As of April 30, 2026, the reference to "May 1, 2026" in Section 26-133 of the Code¹, entitled "Metered Water Rates and Charges," is hereby deleted and replaced with "August 1, 2026". The effect of this amendment is to cause the scheduled increase in Water Rates and Charges to be delayed until August 1, 2026.
- Section 3. As of April 30, 2026, the reference to "May 1, 2026" in Section 26-134 of the Code, entitled "Minimum Water Charges," is hereby deleted and replaced with "August 1, 2026". The effect of this amendment is to cause the scheduled increase in Minimum Water Charges to be delayed until August 1, 2026.
- Section 4. As of April 30, 2026, the reference to "May 1, 2026" in Section 26-136 of the Code, entitled "Hydrant Rental," is hereby deleted and replaced with "August 1, 2026". The effect of this amendment is to cause the scheduled increase in Hydrant Rental rates to be delayed until August 1, 2026.
- Section 5. As of April 30, 2026, the reference to "May 1, 2026" in Section 26-137 of the Code, entitled "Rates for Sprinkler Systems and Public Drinking Fountains," is hereby deleted and replaced with "August 1, 2026". The effect of this amendment is to cause the scheduled increase in sprinkler system and public water fountain rates to be delayed until August 1, 2026.
- Section 6. As of April 30, 2026, the reference to "May 1, 2026" in Section 26-429 of the Code, entitled "Sewage Rates Schedule," is hereby deleted and replaced with "August 1, 2026". The effect of this amendment is to cause the scheduled increase in sewage usage rates to be delayed until August 1, 2026.
- Section 7. All ordinances and parts of ordinances, and all Titles, Chapters and/or Sections of the Bristol Code of Ordinances that conflict with the provisions contained herein are hereby specifically repealed as of the effective date of this Ordinance.

¹ The Code available through the Town's website does not reflect the adoption of Ord. No. 2025-8-7-14. The revisions herein reflect changes to Code if Ord. No. 2025-8-7-14 was incorporated into the Code.

Section 8. If any portion on this Ordinance is for any reason declared to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance so long as enforcement of the same can be given the same effect.

Section 9. The rates and charges herein set forth shall be retroactive and shall be in full force and effect for all billings of Water Utility and Sewer Utility services at the first full monthly billing following April 30, 2026, regardless of the date of the final passage and adoption of this Ordinance.

Section 10. The Town Clerk-Treasurer shall cause to be refunded or credited to any Utility user's account(s) any amounts paid by such user in excess of the rates and charges in effect from May 1, 2026, to the date of adoption of this ordinance.

Section 11. All other provisions of this Ordinance shall be in full force and effect from and after its adoption and publication as required by law. All acts pursuant to the adoption of this Ordinance are hereby ratified.

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ADOPTED THIS 7th DAY OF MAY 2026.

TOWN COUNCIL OF THE
TOWN OF BRISTOL, INDIANA

Jeff Beachy, President

Cathy Burke

Gregg Tuholski

Doug DeSmith

[vacant]

ATTEST:

Cathy Antonelli, Clerk-Treasurer