

ORDINANCE NO. 2005 - 1

AN ORDINANCE REQUIRING ALL WATER AND SEWER UTILITY SERVICES AND ACCOUNTS BE ISSUED, HELD AND ASSUMED BY THE OWNER OF THE LOT, PARCEL OF REAL ESTATE, OR BUILDING

WHEREAS, the Jennings Northwest Regional Utilities ("JNRU") is a regional water and sewer district organized and operating under Indiana Code Title 13, Article 26, and as such is authorized to provide water and sewer utility services throughout its regional territory; and,

WHEREAS, under Indiana Code 13-26-11-8, any rates and charges for the uses and services of JNRU's utilities works are payable by the owner of the lot, parcel of real estate or building, which is provided utility use and service; and,

WHEREAS, in the past JNRU has permitted non-owners of the lots, parcels of real estate, or buildings, such as tenants and land sale contract purchasers, to use and receive service from JNRU's utilities, and to permit utility service to be issued, held and assumed by such non-owner; and,

WHEREAS, permitting the non-owner to receive utility services has resulted in a loss to the utilities in uncollected utility bills from said non-owners, particularly defaulting and absconding tenants and land sale contract purchasers; and,

WHEREAS, JNRU, by its Board of Directors, desires to rescind its previous policy and no longer permit utility service to be issued, held or assumed by non-owners of the lot, parcel of real estate or building which is provided said service.

BE IT, THEREFORE, ORDAINED as follows:

1. That all utility services, after July 1, 2005, will be issued, held and assumed by the owner of the lot, parcel of real estate or

building, which is provided and benefited by said service, and not in the name of a non-owner such as a tenant or contract purchaser; utility service shall not be issued, held or assumed by a non-owner.

2. That after July 1, 2005, presentation of a copy of a current deed to the real estate, showing proof of ownership, will be required by utility personnel before service is established for any customer.

SO ORDAINED this 16 day of May, 2005.

JENNINGS NORTHWEST REGIONAL UTILITIES,

By: Edwin Whitaker  
EDWIN WHITAKER, President

Thomas A. Trulock  
THOMAS TRULOCK, Member

David W. Brinkman  
DAVID BRINKMAN, Member

Mary Kuntz  
MARY KUNTZ, Member

Kent Cardinal  
KENT CARDINAL, Member

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WILLIAM COLLINS, Member

ATTEST:

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DELBERT VINCENT, Member

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DELBERT VINCENT, Secretary