

ORIGINAL

**GENERAL ADMINISTRATIVE ORDER
OF THE INDIANA UTILITY REGULATORY COMMISSION
2012 -1**

WHEREAS, on March 19, 2012, the Governor signed into law House Enrolled Act No. 1126, which added Indiana Code § 8-1.5-3-8.3 effective March 19, 2012; and

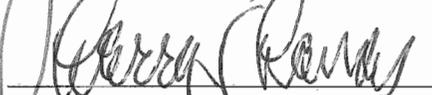
WHEREAS, Indiana Code § 8-1.5-3-8.3(c) provides that a municipality may petition the Indiana Utility Regulatory Commission to approve a percentage difference between utility rates and charges that had been established for property within and property outside the corporate boundaries of a municipality under the following circumstances:

- The municipal legislative body adopted an ordinance under section 8.1 or under Indiana Code § 36-9-23-26 that was in effect on March 31, 2012; and
- The above ordinance imposed utility rates and charges on users of the works for service to property located outside the municipal corporate boundaries that exceed by more than fifteen percent (15%) but not by more than fifty percent (50%) the rates and charges imposed on users of the works for service to property located within the corporate boundaries of the municipality; and
- The municipality must file such petition no later than September 30, 2012, and must set forth certain specific information regarding the utility, the ordinance and the relief requested; and

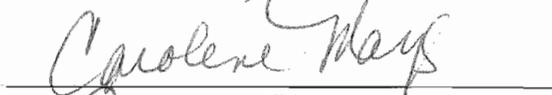
WHEREAS, the Indiana Utility Regulatory Commission herein finds that the attached recommended format for filing the petition would provide assistance to the municipality in meeting the September 30, 2012 deadline;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Petition for Approval of Rate and Charge Difference Between Property Within and Property Outside the Corporate Boundaries, which is attached to this General Administrative Order as Attachment A, is adopted by this Commission as the recommended form and manner in which to file a petition under Indiana Code § 8-1.5-3-8.3(c).


James D. Atterholt, Chairman


Larry S. Landis, Commissioner

ABSENT
Kari A. E. Bennett, Commissioner


Carolene Mays, Commissioner


David E. Ziegner, Commissioner

I hereby certify that the above is a true and correct copy of the order as approved.


Brenda A. Howe, Secretary to the Commission

Date: MAY 02 2012

STATE OF INDIANA
INDIANA UTILITY REGULATORY COMMISSION

PETITION FOR APPROVAL OF RATE)
AND CHARGE DIFFERENCE BETWEEN)
PROPERTY WITHIN AND PROPERTY) CAUSE NO.
OUTSIDE THE CORPORATE BOUNDARIES)
OF _____ {MUNICIPALITY})

Pursuant to Indiana Code § 8-1.5-3-8.3(c), Petitioner, _____, {Municipality} by counsel, respectfully petitions the Indiana Utility Regulatory Commission (“Commission”) for approval of the rate and charge difference between property within and property outside the corporate boundaries of _____ {Municipality}. In support of its Petition, Petitioner states:

1. The ordinance setting rates and charges for property within and property outside the municipality’s corporate boundaries took effect on (date) _____
2. Attached as “Exhibit A” is a copy of the Ordinance.
3. The works that is the subject of the Ordinance is a (select one):
 - a. water utility works _____
 - b. wastewater utility works _____
 - c. both water and wastewater utility works _____
4. The percentage difference between the rates and charges imposed on users of the works for service to property located outside the corporate boundaries of the municipality and to property located within the corporate boundaries is _____
5. If the percentage difference in #4 above varies based upon the amount of consumption, please provide a chart illustrating the various consumption levels in 1,000 gallon increments with the corresponding percent surcharge and attach to this Petition.
6. Petitioner considers Ind. Code § 8-1.5-3-8.3(c), among other statutes, to be applicable to the relief requested by this Petition.
7. _____ is counsel of record for Petitioners in this matter and is duly authorized to accept service of papers in this cause on behalf of Petitioners.

WHEREFORE _____ {Municipality} requests that the Commission issue an Order approving the percentage rate and charge difference between property within and property outside the corporate boundaries of _____ {Municipality} and for other just and reasonable relief.

Respectfully submitted,

Attorney for Petitioners

Verification

I, _____, affirm under penalties for perjury that the foregoing representations are true to the best of my knowledge, information, and belief.

Signed _____ {Representative of Municipality}

Date _____

Attorney Contact Information

ATTACHMENT A