

GENERAL ORDINANCE NO. 2012-1

AN ORDINANCE TO ESTABLISH A DEPARTMENT OF STORM WATER MANAGEMENT FOR THE TOWN OF SWEETSER

WHEREAS, the General Assembly of the State of Indiana has made the determination that management of surface water and storm water is primary concern for the State of Indiana and its political subdivisions; and

WHEREAS, storm water and surface water control and management is an important function for the Town of Sweetser; and

WHEREAS, it is in the best interest of the Town of Sweetser and its citizens that a Department of Storm Water Management be created for the purpose of providing for the collection, disposal and drainage of storm water and surface water in the Town of Sweetser; and

NOW, THEREFORE BE IT ORDAINED by the Town Council of the Town of Sweetser as follows:

1. I.C. 8-1.5-5 concerning "Storm Water Management Systems" is hereby adopted by the Town Council of the Town of Sweetser, Indiana, as to make the Act and any and all amendments thereto effective and operative in the Town of Sweetser, Indiana; and
2. Pursuant to I.C. 8-1.5-5, a Department of Storm Water Management shall be and is hereby created for the purpose of providing for the collection, disposal and drainage of storm water in the Town of Sweetser; and
3. Pursuant to I.C. 8-1.5-5, the Department of Storm Water Management shall be controlled by a Board of Directors which shall consist of three (3) members appointed by the Town Council of the Town of Sweetser, two (2) of which shall be Town Council Members; and
4. The initial terms of the first members appointed pursuant to this ordinance shall be staggered so that one (1) member shall have a one (1) year term; One (1) member shall have a two (2) year term; and one (1) member shall have a (3) three year term; and thereafter the terms of all members shall be for a period of three (3) years and all initial terms shall begin on the first day of the month following adoption of this

Ordinance; and

5. The Board of Directors shall prepare a budget for the operation of the Department on an annual basis which budget shall be subject to approval by the Town Council of the Town of Sweetser and any issuance of bonds or other methods for making capital improvements shall be approved by the Town Council of the Town of Sweetser as provided by law; and
6. Any ordinance or provision of any ordinance of the Town of Sweetser or of the Town Code of the Town of Sweetser in conflict with the provisions of this ordinance is hereby repealed; and
7. The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts; and

This Ordinance shall be in full force and effect from and after its adoption and approval by the Town Council of the Town of Sweetser.

Passed and adopted by the Town Council of the Town of Sweetser, Indiana this 12~~th~~ day of April, 2012.

TOWN OF SWEETSER
TOWN COUNCIL

Travis J. Lemaster
TRAVIS J. LEMASTER, President

Stephen L. Kelley
STEPHEN L. KELLEY, Vice President

Charles V. Briede
CHARLES V. BRIEDE

Carl D. Moorman
CARL D. MOORMAN

Richard P. Gamble
RICHARD P. GAMBLE

ATTEST:

Eileen D. Lemaster
EILEEN D. LEMASTER, CLERK-TREASURER

This instrument was prepared by Kim A. Rogers, ROGERS & ROGERS, P.C., 525 South Washington Street, Marion, IN 46953.