

TOWN OF GREENVILLE
ORDINANCE NO. 2012-WO-007

**ORDINANCE CONCERNING THE PROCEDURE FOR THE
CANCELLATION OF BAD DEBT OWED TO THE GREENVILLE
WATER UTILITY OF GREENVILLE, INDIANA.**

WHEREAS, the Town Council of the Town of Greenville, Indiana has determined that in interest of being in compliance with the State Board of Accounts and;

WHEREAS, there are not any State Codes which apply to the cancellation of Bad Debt after consulting with the State Board of Accounts and;

WHEREAS, the State Board of Accounts stated an Ordinance has to be passed which states the procedures for the cancellation of Bad Debt and;

WHEREAS, after researching Town of Greenville Ordinances, an Ordinance does not exist that addresses procedures for cancellation of Bad Debt:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN AND WATER UTILITY COUNCIL OF THE TOWN OF GREENVILLE, INDIANA, AS FOLLOWS:

1. Water Service Bad Debt being considered for cancellation shall be a minimum of at least three years irrecoverable from the last date of attempted collection.
2. If Bad Debt is \$0.01 through \$99.99, Bad Debt shall be cancelled by passing a Cancellation of Bad Debt Ordinance after the three year waiting period stated in item 1 above. If Bad Debt is \$100.00 or greater see item 1 and 2 under Fines and Penalties.

3. ENFORCEMENT:

Enforcement of this Ordinance shall be pursuant to I.C. 36-1-6-1, I.C.36-1-6-2, I.C.36-1-6-3, I.C.36-1-6-4, I.C. 34-28-6-1 or a successor statute if said statute is repealed.

Fines and Penalties:

1. If Bad Debt of One Hundred U.S. Dollars {\$100.00} or greater is not paid within 30 days, a lien will be sought against person or person's responsible real estate along with Attorney Fees and Court Cost in accordance with I.C. 36-1-6-2 or successor statute, if said statute is repealed.
2. Furthermore, if the Bad Debt is not paid within thirty {30} days, the Town may cause to be certified to the County Auditor as a charge against the taxes due and payable to the County Treasurer in the following year together with Attorney Fees and Court Cost in accordance with I.C. 36-1-6-2 or successor statute, if said statute is repealed.

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3. The Town of Greenville may pursue any and all penalties described in I.C. 36-1-6-3 in addition to the penalties described in I.C. 36-1-6-4, or a successor statute if said statute is repealed.
4. Any portion of any prior Ordinance in conflict with the provisions of this Ordinance is hereby repealed.
5. The Town of Greenville Clerk/Treasurer shall publish this Ordinance within 30 days in the New Albany Tribune after passage.
6. The Town of Greenville Clerk/Treasurer shall attach a copy of the publication and related information to the original signed Ordinance and a PDF file shall be added to the electronic file copy of this Ordinance.
7. Any unlawful provision found in this ordinance shall not effect the remaining provisions.

ADOPTED BY THE TOWN COUNCIL OF GREENVILLE, INDIANA, ON THE 12th DAY OF MARCH, 2012.

PRESIDENT OF THE TOWN AND WATER
UTILITY COUNCIL OF GREENVILLE,
INDIANA


TALBOTTE RICHARDSON,


JACK TRAVILLIAN,
CLERK/TREASURER

PREPARED BY: TALBOTTE RICHARDSON