

ORDINANCE NO. 2025-8

AN ORDINANCE ESTABLISHING LAWN IRRIGATION ACCESS SERVICES BY THE TOWN OF EDINBURGH, INDIANA

WHEREAS, pursuant to Ind. Code 36-9-2-15, the Town of Edinburgh ("Town") furnishes electrical, water, and sewer utility services to the public ("Utility Services");

WHEREAS, the Town has heretofore established, owns and operates its water utility for service to the public pursuant to Indiana Code 8-1.5, and other applicable laws (the "Act");

WHEREAS, the Town has removed its water utility from the jurisdiction of the Indiana Utility Regulatory Commission (the "IURC") and, accordingly, the Town will not need approval of the IURC for lawn watering restrictions;

WHEREAS, in order to enable the Town to maintain an adequate public water system, the Town shall provide restricted water access for residential lawn irrigation purposes to its customers as described in this Ordinance;

NOW, THEREFORE, be it ordained by the Council of the Town of Edinburgh, Indiana, ("Council") and establishes the following rules and regulations concerning lawn watering restrictions:

Section 1. Application. This ordinance shall apply to all persons, firms, partnerships, corporations, companies, government organizations, or organizations being supplied with the Town's water utility service for residential purposes ("Customers");

Section 2. Definitions. For the purpose of this ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning;

2.1 Lawn: The area of the property planted with grass;

2.2 Lawn Irrigation: Any means or methods of applying water to a lawn.

Section 3. Lawn Irrigation Access. On or about May 1 of each year, the Town shall provide to its Customers, separate access to the Town's water system for the purposes of residential lawn irrigation and on or about October 1, of each year, the Town shall terminate such access. Such Lawn Irrigation Access shall not apply to the Customers access to the Town's water system for other purposes.

Section 4. Conflicts. All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed. This ordinance does not affect any other sections of the Edinburgh Municipal Code, or other ordinances except as herein provided and all other sections of the Edinburgh Municipal Code, and other ordinances shall remain the same;

Section 5. Severability. The sections, paragraphs, sentences, clauses, phrases and words of this Ordinance are separable, and if any word, phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this ordinance;

Section 6. Effective Date. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law and that the amended rates and charges are to be implemented effective as of the date of this ordinance and beginning on a date as soon thereafter as possible.

ADOPTED this 14 day of July 2025.

EDINBURGH TOWN COUNCIL

M. Ryan Piercefield, Council President

Miriam Rooks
Miriam Rooks, Vice President

Debbie Buck
Debbie Buck, Member

Michael Bryant
Michael Bryant, Member

Sherri Sweet
Sherri Sweet, Member

ATTEST:
Rhonda Barrett
Rhonda Barrett, Clerk-Treasurer