

ORDINANCE NO: 2012_____

AN ORDINANCE AMENDING
TITLE 4-PUBLIC WAYS AND PROPERTY
CHAPTER 2-WATER REGULATIONS
SECTION 4-2-1 SERVICE RATES AND CHARGES
ORDINANCE OF THE VILLAGE OF LODA
IROQUOIS COUNTY, ILLINOIS

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF LODA,
COUNTY OF IROQUOIS, AND STATE OF ILLINOIS THAT TITLE 4-PUBLIC
WAYS AND PROPERTY, CHAPTER 2-WATER REGULATIONS, SECTION 4-2-1
SERVICE RATES AND CHARGES OF THE REVISED CODE OF ORDINANCE OF
THE VILLAGE OF LODA, ILLINOIS, SHALL BE, AND IS HEREBY AMENDED
TO READ AS FOLLOWS:

SECTION 1: TITLE 4 – PUBLIC WAYS AND PROPERTY
CHAPTER 2 – WATER REGULATIONS
SECTION – 4-2-1 SERVICE RATES AND CHARGES

- A: Rates and charges established. The following shall be the rates for water Supplied through meters, payable bi-monthly on the twentieth (20th) day Of the billing month.
- 1: For the first 3000 gallons per billing period \$10.00 per 1000 gallons;
 - 2: For all over 3000 gallons per billing period \$10.00 per 1000 gallons;
 3. The minimum bi-monthly charge for service shall be \$30.00, and
 4. For each fire hydrant a charge of \$3.00 per billing period.
- B Service Bills, Delinquencies, Reconnects, Tap-On-Fees
Service shall be rendered bi-monthly on or before the fifth day of each Month and payment shall be due on the twentieth day of that month. A ten percent (10%) late fee will be added to the balance due of any user Who has not paid by the due date. In the event of failure to pay bills Before the date on the penalty notice, water service will be discontinued And will be reconnected only upon payment of the bill plus a Reconnection fee of fifty dollars (\$50.00). If a customer has more than One account, only the delinquent account will be disconnected. Once

Water service is disconnected for non-payment , it will be reconnected Within 24 hours after disconnection.

- C. Tap-on-Fee: Whenever it is necessary for a water user to connect to an Existing village water service there shall be a forty (\$40.00) non – Refundable tap on fee. This fee will be charged each time the user is Connected to the water service regardless of the reason for the prior Disconnection. This tap on fee will be due and payable at the time Water service is connected and shall be paid to the person authorized By the Village of Loda Trustees. The connection is to be made by ERH. Enterprises.

A connection to the water service shall only be made by ERH or A person authorized by the Village Board and any other connection Shall be deemed an unauthorized connection. Any unauthorized Connection shall be disconnected from the water service. When Water is reconnected by authorized personnel (ERH) there shall Be a meter tampering fee of sixty dollars (\$60.00) which shall be Payable at the time water service is reconnected and which shall be Paid to the person authorized to collect the same by the Village Board of Trustees. The mayor, treasurer, and clerk are the only Village personnel to accept money.

A twenty-four hour (24) notice must be given to ERH or Village of Loda from any user wanting water service disconnected to do work On their property. In case of a water leak on their property, the user Needs to call a licensed plumber to disconnect their water. When the Plumber is fixing the leak he needs to also install a shut-off on residences property so they can shut it off to fix leaks. Any damage will be the responsibility of the home owner.

- D: Delinquent Accounts: In the event charges for any water service Are not paid by a tenant, the property owner becomes liable for the Charges, regardless of the name in which the bill was originally Rendered. These charges are hereby declared to be delinquent. Thereafter, the charges can constitute a lien on the real estate for Which water service was supplied. A sworn statement can be Filed in the Office of the Recorder of Deeds of Iroquois County by The Village Clerk setting out a description of such real estate Sufficient for identification of the real estate, the amount due for Such service and the date when such amount became delinquent, plus All fees to collect this bill and all legal fees to collect this bill. The failure to record this lien shall not affect the right to Foreclose the lien which shall be foreclosed in the same manner And with the same effect as in the foreclosure of mortgages on real

Estate. Water service to a delinquent account will not be reconnected Until the bill plus any charges are paid.

Any payment of a water bill that comes back insufficient funds (NSF) Will only be deposited one time. We will not send it back through a Second time. At the time we receive a NSF check you will receive a Letter giving you five (5) days to pay this bill in cash or money order Or your water will be disconnected with no further notice. An NSF Check will also constitute a twenty (\$20.00) fine and that will be Payable along with the amount of the NSF check before water service Is restored. If we receive two (2) NSF checks from you, we will no Longer accept your checks and you will have to pay your bills by cash Or money order. If we receive a check back because of Account Closed we will no longer accept your checks.

- E: Relief Exceptions: In the event that a water user during any one Billing date has water usage in excess of one hundred fifty percent (150%) of the average bill for the preceding three billing cycles, and this increased usage is due to a water leak, upon petition to the Board of Trustees, the user may be entitled to a fifty percent (50%) reduction to that said bill. This relief is available to any water user every five (5) years.
- F: New Water Services: For all new water services, the user, owner, Contractor, or developer will have to pay to the Village of Loda three Hundred fifty dollars (\$350.00) for supplies, plus labor costs Connected to supplying water to the new service. All work must be Done by authorized personnel of the Village (ERH) or a licensed Plumber.
- G. Meters, Sight Readers, and other meter reading devices. Meters, Sight readers and other meter devices and associated equipment must Be placed in a location free from obstruction and easily accessible For purposes of reading, inspection, repair, removal, or disconnecting In case of obstruction, the Village will shut off the water to the Premises until such obstruction shall be removed.

Meter Defects: Shall be the duty of the consumer to promptly Notify the Village or ERH of all known defects in the consumers Meter or its supposed failure to properly register the quantity of Water flowing through it and allow reasonable time for tests or Inspection.

Disputes over water bills: In case of a dispute over the amount of a water bill or over the accuracy of a meter ERH shall, at the request of the Village or consumer, test the meter. If upon making such test, said

meter shall be found to register correctly or registering a lesser amount than has actually passed through it, the consumer shall be required to pay the correct amount due, plus any fees generated for the meter test.

- J. Multiple Meters: When more than one water meter is required by the Multiple family residential unit, a subdivision, or a trailer park, the Contractor, developer or owner, shall pay the cost for the additional Water meters, plus all labor costs. The work must be done by a Licensed plumber. After the installation of additional meters, the Village would maintain them.
- K. Emergency Shut-Offs: In case of fire or alarm of fire, or in making Emergency repairs, or construction of new works the Village or ERH reserves the right to shut off the water supply at once without notice and keep it off as long as may be necessary.
- L. Right to Enter: ERH or any person authorized by the Village shall Have the right to enter into and upon any premises wherein a water meter may be located in the Village for the purpose of reading, inspection, examination, removal renewal, repairing, testing, or disconnecting said meter.

Use of Hydrants: No person can open any hydrant, except an authorized person of the Village, ERH, Or the Loda Fire Department The Loda Fire Department can only open a hydrant when fighting a fire in the Loda Fire Protection District. Or a member of any other fire department when fighting a fire in the Loda Fire Protection District. Also any other appropriate emergency response official when responding to an emergency situation can open any Village of Loda hydrant to attempt to draw water from Hydrant. Opening a Village hydrant for any other reason, requires approval from the Village Board or the Village President.

- N Responsibility for Repair to Water Lines: Before the invention of outside readers, every property's water meter was in an underground pit near the shut-off commonly referred to as a corp stop. It was understood the property owner was responsible for the water lines from the meter into the structure. With the advent of outside readers many meters have been moved into basements and crawl spaces for more efficient delivery of uninterrupted service during the winter months but causing some confusion as to ownership of water lines from the main to the meter. The property owner is responsible for repair to water lines from the corporate shut-off at the main to inside structures even if the meter is inside the structure.

SECTION 2:

That all ordinances and parts of ordinances of said Village of Loda, Illinois, in so far as they conflict with the provisions of this ordinance be, and the same are hereby repealed but otherwise to remain in full force and effect.

SECTION 3:

That the Village Clerk shall cause a copy of this Ordinance to be published in pamphlet form and this Ordinance shall take effect on _____, 2012.

SECTION 4:

That is Ordinance amending TITLE 4 Public Ways and Property, Chapter 2, Water Regulations Section 4-2-1 Service Rates and Charges of said Village of Loda is in the best interests of the citizens of the Village of Loda and the recommendation of the Village Board is hereby adopted and approved.

PASSED ADOPTED AND ENACTED this _____ day of _____, 2012.

APPROVED _____
Carol Arseneau, President
Village of Loda

ATTEST:

Regina Ptacek
Village Clerk

