

TITLE 8

PUBLIC WAYS AND PROPERTY

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CHAPTER 1
PUBLIC UTILITIES

SECTION:

8-1-1: Public Utilities; Maintenance Man

8-1-1: PUBLIC UTILITIES; MAINTENANCE MAN: All public utility companies hereinafter granted franchises by the Village shall be required to provide for a resident maintenance man within the Village as a condition precedent to the granting of said franchise.

In the event that said resident maintenance man shall resign or vacate his said position in the Village at any time after the granting of said franchise, said company shall furnish another resident maintenance man in the Village within a reasonable time after said resignation or vacancy.

The conditions of this Section shall be incorporated into and deemed a part of any utility franchise hereinafter granted by the Village.

CHAPTER 2

COMBINED WATERWORKS AND SEWERAGE SYSTEM

SECTION:

- 8-2-1: Department Established; Superintendent
- 8-2-2: Rates; Charges
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8-2-1: DEPARTMENT ESTABLISHED; SUPERINTENDENT: There is hereby established an executive department of the Village to be known and designated as the combined Waterworks and Sewerage Department of the Village, and there shall be placed in charge of the general management and control thereof a Superintendent, who shall be appointed by the President with the approval of the Village Board of Trustees expressed by ordinance, it being hereby determined and declared that the establishment of said Department and the appointment of a Superintendent thereof is necessary and expedient for the best interests of the Village. Said Superintendent shall qualify for office in the same manner as any elective official of the Village and shall post such bond in such amount as may be determined by the President. All necessary employees of said Department shall likewise be appointed by the President with the approval of the Village Board of Trustees expressed by ordinance.

8-2-2: RATES; CHARGES: There shall be and there is hereby established rates and charges for the use of and for the services supplied by the combined municipal waterworks and sewerage system of the Village as follows:

Water Service:

0 to 1,500 gallons (\$10.26)	68.4¢ per hundred gallons
All over 1,500 gallons	46.9¢ per hundred gallons

Sewer Service:

A flat charge as provided in Section 7-2-3(B)5.

Provided, however, that the following minimum charges shall apply for each apartment, flat, place of business or family unit served by or through each water service connection for each month or fraction thereof.

For 5/8" of 3/4" service connection	\$ 3.25
For 1" service connection	5.00
For 1 1/2" service connection	10.00
For 2" service connection	15.00

and provided further that a separate minimum charge for water service or flat charge for sewer service shall be made for each apartment, flat, place of business or family unit in all buildings containing two (2) or more apartments, flats, places of business or family units; but, provided, further, no such minimum charge shall be made for any vacant apartment, flat or place of business in any such building which said apartment, flat or place of business is vacant during an entire month.

All water supplied shall be metered to the consumer, and there shall be a separate meter for each consumer. No water shall be turned on for use on or in any premises nor sewer connection made to any premises until a written application by the owner or agent of the property for which the service is requested is made in person at the billing site on a form furnished by the Village for either water or water and sewer service and filed with the Water and Sewer Superintendent of the Village.

There is hereby established a water service connection fee as follows:

- (A) Three-quarter inch (3/4") line – Village supplies meter. Resident shall be responsible for the cost of tapping on to the Village water service and shall supply labor and material. There shall be an inspection fee of twenty-five dollars (\$25.00) prior to water service being turned on after the connection is made.
- (B) In excess of three-quarter inch (3/4") line – Resident supplies meter and materials. If Village supplies labor, the charge shall be one hundred dollars (\$100.00) per hour which includes inspection fee. If resident supplies labor, the inspection fee is twenty-five dollars (\$25.00).

The Village of Arthur will be responsible for maintenance of the water line from the water main to the lot line, curb stop meter if within ten feet (10') of lot line or building foundation, whichever shall come first, except that no owner shall be responsible for any portion of the water line not on the owner's property. The shutoff valve must be placed within ten feet (10') of the property line. The Village will not be responsible for damage to anything placed above the water line when repair is necessary. All water meter installations must be installed no lower than eighteen inches (18") below the ground, measured from the top of the meter to ground level. Modifications to existing service must comply with the provisions of this paragraph. Future installations must be approved at the time of securing the building permit from the appropriate Village official. No inside meter installations will be approved.

8-2-3: LIABILITY FOR PAYMENT:

A. The owner of the premises and the occupant thereof and the user of either water or sewerage service, or both water and sewerage service, shall be jointly and severally liable to pay for the service on said premises, and the service is furnished to the premises by the Village only upon the condition that the owner of the premises, occupant and user of the service, are jointly and severally liable therefore to the Village. Bills shall be rendered at the end of each month as hereinabove stated and shall be payable on the following fifteenth (15th) of the month.

B. If not paid by the fifteenth (15th), a penalty of ten percent (10%) of the amount of the bill shall be added and become due. If not paid by the twenty-second (22nd), a fifty dollar (\$50.00) penalty is added to the bill to

cover employee costs of disconnection and re-connection. Re-connection will not occur until all charges and penalties are paid in full. If a payment date falls on a Sunday or Postal Holiday, the payment is due on the next business day. The payment must REACH the collector by the appropriate date, during business hours. Post date is not considered payment date.

C. If customer is gone during a billing period, the customer may have the bill estimated and prepay in order to avoid any penalties for late payment.

D. Swimming pool owners may apply to the Village Superintendent for a ONE TIME waiver of the sewer portion of a bill when the pool is filled.

E. If a water leak occurs, customer may contact the Village Superintendent for an adjustment ONE TIME during any twelve (12) month period.

F. It is the responsibility of the customer to provide a correct mailing or forwarding address for billing.

8-2-4: NONPAYMENT; LIEN: In the event said rates or charges for water and sewerage service, or either of them, including any penalty then due are not paid within thirty (30) days after the rendition of the bill for such service, such charges and penalties shall be deemed and are hereby declared to be delinquent, and thereafter such delinquencies shall constitute liens upon the real estate for which such services are supplied, and the Village Clerk is hereby authorized and directed to file sworn statements showing such delinquencies in the offices of the Recorders of Deeds of Douglas and Moultrie Counties, Illinois, and the filing of such statements shall be deemed notice for the payment of such charges and penalties for such services.

8-2-5: DISCONTINUE SERVICE: If all charges and penalties for water and sewerage service, or either of them, are not paid by the twenty-second (22nd) day of the month after the rendition of the bill for such service, then such services shall be discontinued without further notice and shall not be reinstated until all past due bills and penalties due thereon are paid in full, together with a payment of fifty dollars (\$50.00) made for reinstating such service. In addition to the reinstatement fee, payment for services by a check written on a non-existing account or returned by the Bank for insufficient funds shall result in an additional fee of twenty-five dollars (\$25.00) to cover additional processing costs.

8-2-6: CLERK TO RENDER BILLS: It is hereby made the duty of the Village Clerk or other duly authorized personnel of the Village to render bills for water and sewerage service, or either of them, and all other charges in connection therewith, and to collect all moneys due thereon, and it is hereby made the duty of all officials of the Village to enforce payment of all unpaid bills and penalties in the manner, form, time and procedure under the laws of the State of Illinois thereunto enabling.

8-2-7: FUNDS KEPT SEPARATE: All revenues and moneys derived from the operation of the combined waterworks and sewerage system shall be held by the Village Clerk separate and apart from his private funds and separate and apart from all other funds of the Village, and all of said sums, without any deductions whatsoever, shall be delivered to the Village Comptroller not more than ten (10) days after the receipt of the same, or at such more frequent intervals as may from time to time be directed by the Village Board of Trustees.

8-2-8: WATERWORKS AND SEWERAGE FUND: The Village Comptroller shall receive all such revenues from the combined waterworks and sewerage system and all other funds and moneys incident to the operation of said system, as the same may be delivered to him, and deposit the same in a separate fund designated as the "Waterworks and Sewerage Fund of the Village of Arthur", and said Comptroller shall administer said Fund in every respect in the manner provided by Division 139 of Article 11 of the Municipal Code of the State of Illinois, and all other laws amendatory thereof and supplemental thereto.

8-2-9: SYSTEM OF ACCOUNTS: The Village Comptroller shall establish a proper system of accounts and shall keep proper books, records and accounts, in which complete and correct entries shall be made of all transactions relative to the combined waterworks and sewerage system, and at regular annual intervals the Village Board of Trustees shall cause to be made an audit, by an independent auditing concern, of the books to show the receipts and disbursements of the combined system.

8-2-10

8-2-10

8-2-10: COPY FILED WITH COUNTIES: A copy of this Chapter, properly certified by the Village Clerk, shall be filed in the offices of the Recorders of Deeds of Douglas and Moultrie Counties, Illinois, and shall be deemed notice to all owners of real estate of their liability for water and sewerage service supplied any owners, occupants or users of such services on their properties.