

Chapter 24
WATER AND SEWER FEES, CHARGES AND BILLING

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24.01 DEFINITIONS

In addition to the terms and definitions found in Appendix A of the Village of Lakewood Municipal Code, the following terms are defined as follows:

A. Lakewood Utilities: That portion of the corporate limits of the Village of Lakewood serviced by the Village-owned potable water system and sanitary sewer system.

B. East Sewer: That portion of the corporate limits of the Village of Lakewood serviced by the City of Crystal Lake sanitary sewer system.

24.02 WATER SERVICE CHARGE *Amended, 24-19, 16-29, 14-08, 10-72, 08-17, 02-35, 02-16, 02-14, 98-17*

A. Lakewood Utilities: There shall be and there are hereby established rates or charges for the use of and for the service supplied by the potable water facilities of the Village. For purposes of this Section 24.02-A, a user, service unit or dwelling unit shall be deemed to be synonymous terms, each being serviced by a separate meter.

1. All Users. For metered water supplied to all users within the corporate limits of the Village, the rates shall be as follows: a \$43.45 base charge bi-monthly plus \$7.25 for each 1,000 gallons of water consumed.

The base charge is a system availability charge and shall be payable regardless of whether any water is consumed.

The Village staff may grant a waiver from the increased rates provided herein, to a user whose increased usage is attributable to the installation of a new

lawn. However, a waiver may only be granted between September 1 and April 30.

2. For metered water supplied to users outside the corporate limits of the Village, the base charge and rate, if service is allowed under this category, shall be established by the Village Board from time to time.

B. City of Crystal Lake: The charges for those users whose potable water supply is from the City of Crystal Lake shall be determined from time to time by that City. City of Crystal Lake potable water users shall be billed quarterly by that City.

C. Construction Water: There shall be a flat rate or charge of \$50.00 for water service for new construction on a per dwelling unit basis, for water used for construction activities only. The term “construction activities” shall not include the watering of new sod, lawn seed, and/or landscaping. A meter shall be installed, to which the regular rates or charges shall be applicable, prior to the commencement of irrigation of any turf and/or landscaping. Construction water shall not be furnished outside of the corporate limits of the Village.

D. Fire Hydrant Water: Water furnished from a fire hydrant, except for fire fighting, hydrant flushing or testing and similar maintenance activities, shall be metered. Such metering and water consumption shall be done in accordance with instructions of the Village. Fire hydrant water shall not be furnished outside of the corporate limits of the Village. The cost of fire hydrant water and hydrant meter rental shall be as follows:

1. There shall be a \$1,000.00 deposit made with the Village for a hydrant meter, which deposit shall be returned to the user when the hydrant meter is returned in good condition and the water consumed has been paid for, less the cost of the meter rental, which shall be \$25.00 per week or portion thereof, and any cost of maintenance or repair to the meter.
2. There shall be a \$50.00 base charge plus 200 percent of the charges pursuant to Section 24.02-A herein, prorated for each 1,000 gallons of water consumed.
3. In the event fire hydrant water is consumed without a meter, or water is consumed in violation of Village instructions, there shall be a \$100.00 base charge plus 400 percent of the charges pursuant to Section 24.02-A herein, prorated for each 1,000 gallons of water consumed. If a meter is not used in violation of this Section 23.24, the Village shall have the right to employ whatever means are necessary to calculate the approximate amount of water that has been consumed. The user shall be responsible for any costs the Village incurs in evaluating the amount of water consumed.

24.03 **WATER TAPPING FEES** *Amended, 22-28, 21-10, 17-34, 14-08, 08-16, 07-41, 06-03, 05-10, 05-7, 02-29, 02-18, 02-14, 01-35, 99-42*

A. Lakewood Utilities: A fixed charge plus a \$50.00 inspection fee, as set by the Village Board from time to time, shall be paid for each service unit that connects to or taps into the potable water system that is serviced by the Village. One half (1/2) of such fee shall be paid at the time of application for a building permit and does not include the cost of the required water meter and the other one half (1/2) of such fee shall be paid at the time of a request for a certificate of occupancy or a temporary certificate of occupancy, if applicable. The fixed charge shall be subject to a “CPI Adjustment” which shall be calculated on the first day of January in each year. A review of the CPI Adjustment may occur upon Board request prior to CPI Adjustment taking effect. Annually, the fixed charge shall be adjusted by the annual percentage change as published by the United States Department of Labor Bureau of Labor Statistics, All Items Consumer Price Index (“CPI”) for Urban Consumers (1982-84 = 100) for the Chicago-Naperville-Elgin Area. If any index is calculated from a base different from the base period 1982-84 = 100, such index shall be converted to a base period of 1982-84 = 100 by use of a conversion factor supplied by said Bureau of Labor Statistics. If the CPI is discontinued or replaced, such other governmental Cost of Living Index or computation which replaces the CPI shall be used in order to obtain substantially the same result as would be obtained if the CPI had not been discontinued or replaced. The fixed charge shall be presumed to be correct and accurate unless timely objected to as provided herein. Objections to this Section 24.03-A shall be made in accordance with Section 24.03-D herein. Failure to timely object to these requirements in strict accordance with Section 24.03-D herein shall thereafter waive any right to raise an objection at a later time. Until 12:00 p.m., June 30, 2017, the fixed charges for connecting to the potable water system serviced by the Village shall be as follows:

1. Residential Dwelling Unit: \$9,150.79
2. Commercial tap-on:
 - 1 inch meter: \$9,150.79
 - 1 ½ inch meter: \$18,302.50
 - 2 inch meter: \$36,609.65
 - 3 inch meter: \$82,373.55
 - 4 inch meter: \$183,053.59
 - 6 inch meter: \$366,109.20

Effective July 1, 2017, the fixed charges for connecting to the potable water system serviced by the Village shall be as follows:

1. Residential Dwelling Unit: \$10,765.63
2. Commercial tap-on:
 - 1 inch meter: \$10,765.63
 - 1 ½ inch meter: \$21,532.35
 - 2 inch meter: \$43,070.18
 - 3 inch meter: \$96,910.06

4 inch meter:	\$215,357.17
6 inch meter:	\$430,716.70

B. City of Crystal Lake: For such service unit that connects or taps into the potable water system that is serviced by the City of Crystal Lake, the fee shall be determined by the City of Crystal Lake. Such fee must be paid at the time of application for the service from the City, and does not include the cost of the required water meter.

C. Users Outside the Corporate Limits: The water tapping fee for any use not located within the corporate limits of the Village, if service is allowed under this category, shall be established by the Village Board from time to time.

D. Objections: All objections relating to the fixed charge in Section 24.03-A shall first be referred to the Planning and Zoning Commission for a hearing. An objection must be made, if at all, prior to payment. A failure to object by such time shall constitute a waiver of the right to object to the provisions of this Section 24.03. The procedure for a hearing before the Planning and Zoning Commission shall be as follows:

1. Duties of the Planning and Zoning Commission: The Planning and Zoning Commission shall serve in an advisory capacity and shall have the following duties:
 - a. Advise and assist the Village in resolving objections regarding the fixed charge in Section 24.03-A.
 - b. The Village shall adopt procedural rules to be used by the Planning and Zoning Commission in carrying out the duties imposed by this Section 24.03-D.
2. Information and Services to be Used: The Village shall make available to the Planning and Zoning Commission all professional reports relating to improvements to the potable water system. The Planning and Zoning Commission may also retain the services of professionals (attorneys, appraisers, statisticians, etc.) to assist in its review of issues raised by any objection.
3. Procedure for Resolving an Objection.
 - a. Upon receipt of an objection, the Village Manager shall place the same on the next regular meeting agenda of the Village Board. Thereafter the Village Board shall refer the objection to the Planning and Zoning Commission and by resolution establish a hearing date.
 - b. The Planning and Zoning Commission shall provide public notice of the hearing date to consider the objection.

- c. The Objector shall publish notice of the hearing date once each week for three consecutive weeks, at least 30 days before but no more than 60 days before the scheduled date of the hearing. Notice shall be published in a newspaper of general circulation within the corporate limits of the Village. The notice of public hearing shall not appear in the part of the paper where legal notices or classified ads appear. The notice shall not be smaller than one-quarter page of a standard size or tabloid-size newspaper. The objector shall send a copy of said notice to any person who has requested said notice by certified mail (stamped at a U.S. Postal Service facility showing the date of mailing) at least 30 days prior to the hearing date.

- d. The notice shall contain all of the following information:
 - i. The headline shall read: “NOTICE OF PUBLIC HEARING ON OBJECTION TO APPLICATION OF ORDINANCE REQUIRING A FIXED CHARGE FOR TAPPING INTO THE POTABLE WATER SYSTEM OF LAKEWOOD UTILITIES.”
 - ii. The date, time and location of the public hearing.
 - iii. A statement that the purpose of the hearing is to consider the objection to the Lakewood Utilities potable water tapping fee.
 - iv. A general description of the parcel(s), service area or areas within the Village that are the subject of the hearing.
 - v. A statement that the Village shall make available to the public, upon request, an easily understandable and detailed map of the parcel(s), service area or areas to which the ordinance applies, and any other available information about the objection.
 - vi. A statement that any member of the public affected by the ordinance or the parcel(s) or service area shall have the right to appear at the public hearing and present testimony and/or evidence in support of or against the objection.

- e. A public hearing shall be held for the consideration of the objection. The Planning and Zoning Commission shall make a recommendation to adopt, reject in whole or in part, or modify the objection presented at the hearing, by written report to the Village, within 60 days after the hearing. The Village shall then have at least 60 but not more than 120 days to approve, disapprove or modify, by ordinance or resolu-

tion, the findings as it pertains to the development in question.

3. Costs and Fees: The objector shall bear all costs of the hearing before the Planning and Zoning Commission, including, but not limited to attendance fees paid the Planning and Zoning Commission members, publication costs, professional consultants and any other expenses of the Village. Before a hearing date is set the objector shall deposit with the Village a \$10,000 escrow to cover these costs which shall be replenished when the balance reaches \$2,000 or no less than monthly, by the Objector after payment of any outstanding expenses incurred by the Village. Failure to promptly replenish the escrow shall be cause to stay or defer any hearings, meetings or actions by the Village.

E. Discount for Prepayment of Fees: A property owner may prepay the water tapping fees in full at any time for a specified subdivided lot or lots. The prepaid fees shall be nonrefundable and may be deposited and used immediately by the Village. Once the water tapping fee is prepaid, no additional water tapping fee payment shall be required due to an increase in the fee at any time thereafter. If there is a decrease in the water tapping fee following prepayment, no refund of the difference shall be made. The Village shall keep a record of the lots where prepayment has been made. The prepayment shall run with the lot and may not be assigned or attributed to another lot. If the use of a lot changes following prepayment such that an additional fee is required or if a lot is subdivided, then the then-current water tapping fee shall be paid, less any prepaid amount. If an application for a building permit is made relative to a lot within one hundred eighty (180) days after the fee is prepaid for the lot, then the balance of the full amount of the fee shall be paid before a building permit is issued. The discount for prepayment is as follows:

<u>Number of Lots</u>	<u>Percentage Discount</u>
1 to 4	10%
5 to 9	20%
More than 10	30%

24.04 **SEWER SERVICE CHARGE** *Amended, 14-45, 14-08, 10-63, 09-25, 08-17, 07-39, 07-12, 06-17, 04-27, 04-4, 03-33, 00-22, 99-43, 99-16, 95-96-35*

A. Lakewood Utilities: There shall be and there are hereby established rates or charges for the use of and for the service supplied by the wastewater facilities of the Village, plus a surcharge for the wastewater, the strength of which exceeds normal domestic wastewater. The rate shall be recomputed annually and shall provide adequate funds for the operation and maintenance of the fa-

cilities, hereinafter referred to as the user charge, the cost of any bond debt of such facilities, and such other costs as may be deemed necessary by the Village Board.

1. For users within the corporate limits of the Village the rate shall be based on metered water as follows: \$83.75 base charge bimonthly plus \$2.55 for each 1,000 gallons of water consumed, pro-rated. The base charge is a system availability charge and shall be payable regardless of metered usage.
2. Golf Course Usage: For golf course users within the corporate limits of the Village, the rate shall be based on metered water as follows: a \$83.75 base charge bi-monthly plus \$2.55 per 1,000 gallons pro-rated up to 599,999 gallons shall be charged. Thereafter, for each 1,000 gallons over 599,999 gallons, \$1.95 shall be charged per 1,000 gallons consumed above such level.

The base charge is a system availability charge and shall be payable regardless of whether any sewer service is used.

3. For users outside the corporate limits of the Village, the base charge and rate, if service is allowed under this category, shall be established by the Village Board, from time to time.
4. The surcharge for extra strength wastewater shall be determined by the Village Board from time to time based on a sampling and wastewater analysis for the given service unit, as conducted by a qualified engineering firm. The owner of the service unit shall also bear the cost of such analysis.

B. City of Crystal Lake: Each service unit in the Village that is connected to the sanitary sewer system that is serviced by a Crystal Lake sewage treatment plant shall be charged \$167.80 bi-monthly for such service.

24.05 SEWER TAPPING FEES *Amended, 22-28, 21-10, 17-34, 16-29, 14-08, 08-16, 07-41, 06-03, 05-10, 05-7, 03-34, 02-18, 01-39, 01-35, 99-43*

A. Lakewood Utilities: A fixed charge plus a \$50.00 inspection fee, as set by the Village Board from time to time, shall be paid for each service unit that connects to or taps into the sanitary sewer system that is served by the sewage treatment plant facilities of the Village. One half of such fee shall be paid at the time of application for a building permit and the other half (1/2) of such fee shall be paid at the time of a request for a certificate of occupancy or a temporary certificate of occupancy, if applicable. The fixed charge shall be subject to a "CPI Adjustment" which shall be calculated on the first day of January in each year. A review of the CPI Adjustment may occur upon Board request prior to CPI Adjustment taking effect. Annually, the fixed charge shall be adjusted by the annual percentage change as published by the United States Department of Labor's Bureau of Labor Statistics, All Items Consumer Price Index ("CPI") for Urban Consumers (1982-84 = 100) for the

Chicago-Naperville-Elgin Statistical Area. If any index is calculated from a base different from the base period 1982-84 = 100, such index shall be converted to a base period of 1982-84 = 100 by use of a conversion factor supplied by said Bureau of Labor Statistics. If the CPI is discontinued or replaced, such other governmental Cost of Living Index or computation which replaces the CPI shall be used in order to obtain substantially the same result as would be obtained if the CPI had not been discontinued or replaced. The fixed charge shall be presumed to be correct and accurate unless timely objected to as provided herein. Objections to this Section 24.05-A shall be made in accordance with Section 24.05-D herein. Failure to timely object to these requirements in strict accordance with Section 24.05-D herein shall thereafter waive any right to raise an objection at a later time. Until 12:00 p.m., June 30, 2017, the fixed charges for connecting to the sanitary sewer system operated by the Village shall be as follows:

1. Residential Dwelling Unit: \$8,418.27
2. Commercial tap-on:
 - 1 inch meter: \$8,418.27
 - 1 ½ inch meter: \$16,838.53
 - 2 inch meter: \$33,678.16
 - 3 inch meter: \$75,779.91
 - 4 inch meter: \$168,399.68
 - 6 inch meter: \$336,802.25

Effective July 1, 2017, the fixed charges for connecting to the sanitary sewer system operated by the Village shall be as follows:

1. Residential Dwelling Unit: \$9,903.85
2. Commercial tap-on:
 - 1 inch meter: \$9,903.85
 - 1 ½ inch meter: \$19,810.03
 - 2 inch meter: \$39,621.37
 - 3 inch meter: \$89,152.84
 - 4 inch meter: \$198,117.27
 - 6 inch meter: \$396,237.94

B. East Sewer: For each service unit that connects or taps into the sanitary sewer system that is served by a City of Crystal Lake sewage treatment plant, a fee, which is determined from time to time by the City of Crystal Lake, plus a Village inspection fee as set by the Village Board from time to time, shall be paid to the Village. Such fees must be paid at the time of issuance of a building permit by the Village.

C. Users Outside the Corporate Limits: The sewer tapping fee for any use not located within the corporate limits of the Village, if service is allowed under this category, shall be established by the Village Board from time to time.

D. Objections: All objections relating to the fixed charge in Section 24.05-A shall first be referred to the Planning and Zoning Commission for a hearing. An objection must be made, if at all, prior to payment. A failure to object by such time shall constitute a waiver of the right to object to the provisions of this Section 24.05. The procedure for a hearing before the Planning and Zoning Commission shall be as follows:

1. Duties of the Planning and Zoning Commission: The Planning and Zoning Commission shall serve in an advisory capacity and shall have the following duties:
 - a. Advise and assist the Village in resolving objections regarding the fixed charge in Section 24.05-A.
 - b. The Village shall adopt procedural rules to be used by the Planning and Zoning Commission in carrying out the duties imposed by this Section 24.05-D.
2. Information and Services to be Used: The Village shall make available to the Planning and Zoning Commission all professional reports relating to improvements to the sanitary sewer system that is served by the sewage treatment plant facilities of the Village. The Planning and Zoning Commission may also retain the services of professionals (attorneys, appraisers, statisticians, etc.) to assist in its review of issues raised by any objection.
3. Procedure for Resolving an Objection:
 - a. Upon receipt of an objection, the Village Manager shall place the same on the next regular meeting agenda of the Village Board. Thereafter the Village Board shall refer the objection to the Planning and Zoning Commission and by resolution establish a hearing date.
 - b. The Planning and Zoning Commission shall provide public notice of the hearing date to consider the objection.
 - c. The Objector shall publish notice of the hearing date once each week for three consecutive weeks, at least 30 days before but no more than 60 days before the scheduled date of the hearing. Notice shall be published in a newspaper of general circulation within the corporate limits of the Village. The notice of public hearing shall not appear in the part of the paper where legal notices or classified ads appear. The notice shall not be smaller than one-quarter page of a standard size or tabloid-size newspaper. The objector shall send a copy of said notice to any person who has requested said notice by certified mail (stamped at a U.S. Postal Service facility showing the date of mailing) at least 30 days prior to the hearing date.

- d. The notice shall contain all of the following information:
 - i. The headline shall read: “NOTICE OF PUBLIC HEARING ON OBJECTION TO APPLICATION OF ORDINANCE REQUIRING A FIXED CHARGE FOR CONNECTING OR TAPPING INTO THE SANITARY SEWER SYSTEM THAT IS SERVED BY THE SEWAGE TREATMENT PLANT FACILITIES OF THE VILLAGE OF LAKEWOOD.”
 - ii. The date, time and location of the public hearing.
 - iii. A statement that the purpose of the hearing is to consider the objection to the Lakewood Utilities sanitary sewer tapping fee.
 - iv. A general description of the parcel(s), service area or areas within the Village that are the subject of the hearing.
 - v. A statement that the Village shall make available to the public, upon request, an easily understandable and detailed map of the parcel(s), service area or areas to which the ordinance applies, and any other available information about the objection.
 - vi. A statement that any member of the public affected by the ordinance or the parcel(s) or service area shall have the right to appear at the public hearing and present testimony and/or evidence in support of or against the objection.
 - e. A public hearing shall be held for the consideration of the objection. The Planning and Zoning Commission shall make a recommendation to adopt, reject in whole or in part, or modify the objection presented at the hearing, by written report to the Village, within 60 days after the hearing. The Village shall then have at least 60 but not more than 120 days to approve, disapprove or modify, by ordinance or resolution, the findings as it pertains to the development in question.
3. Costs and Fees: The objector shall bear all costs of the hearing before the Planning and Zoning Commission, including, but not limited to attendance fees paid the Planning and Zoning Commission members, publication costs, professional consultants and any other expenses of the Village. Before a hearing date is set the objector shall deposit with the Village a \$10,000 escrow to cover these costs which shall be replenished when the balance reaches \$2,000 or no less than

monthly, by the Objector after payment of any outstanding expenses incurred by the Village. Failure to promptly replenish the escrow shall be cause to stay or defer any hearings, meetings or actions by the Village.

E. Discount for Prepayment of Fees: A property owner may prepay the sewer tapping fees in full at any time for a specified subdivided lot or lots. The prepaid fees shall be nonrefundable and may be deposited and used immediately by the Village. Once the sewer tapping fee is prepaid, no additional sewer tapping fee payment shall be required due to an increase in the fee at any time thereafter. If there is a decrease in the sewer tapping fee following prepayment, no refund of the difference shall be made. The Village shall keep a record of the lots where prepayment has been made. The prepayment shall run with the lot and may not be assigned or attributed to another lot. If the use of a lot changes following prepayment such that an additional fee is required or if a lot is subdivided, then the then-current sewer tapping fee shall be paid, less any prepaid amount. If an application for a building permit is made relative to a lot within one hundred eighty (180) days after the fee is prepaid for the lot, then the balance of the full amount of the fee shall be paid before a building permit is issued. The discount for prepayment is as follows:

<u>Number of Lots</u>	<u>Percentage Discount</u>
1 to 4	10%
5 to 9	20%
More than 10	30%

24.06 **BILLING FOR THE USE OF WATER AND WASTEWATER FACILITIES** *Amended, 99-43*

A. Billings: A bill shall be issued for the use of the water and wastewater facilities. Billings shall be made bi-monthly and shall be issued to the owner of the premises. Billing for utility services on new construction shall commence upon the installation of the meter.

B. Bill Date, Penalty: All bills for service shall be issued as of the first day of the month succeeding the billing period for which service is billed, or as soon thereafter as possible, and shall be payable not later than the close of business on the 20th day after the date the bills are issued. A penalty of 10 percent shall be added to each bill not paid within 20 days after the issuance of the bills for service and other charges or fees.

C. Multiple Meters: Single users with multiple water meters or flow meters shall be issued a single bill.

D. Liability for Service: The owner of the premises is liable to pay for the service on such premises, and the service is furnished to the premises by the Village only upon the condition that the owner of the premises is solely liable therefor to the Village regardless of any landlord/tenant relationship that may exist.

24.07 DELINQUENT CHARGES *Amended, 99-43*

In the event the charges for service and other charges or fees are not fully paid within 20 days after issuance of the bill, such charges shall be deemed and are hereby declared to be delinquent, and thereafter such delinquencies shall constitute liens upon the real estate where such service is supplied. The Village Clerk, or his/her designee, is hereby authorized to file sworn statements showing such delinquencies in the office of the Recorder of Deeds of McHenry County, Illinois. The filing of such statements shall be deemed notice for the payment of such charges for such service.

24.08 TERMINATION PROCEDURE *Amended, 21-10, 01-3, 99-43 99-16, 98-27*

A. Reminder Notices: In the event that the charges for service and other charges or fees are not fully paid within 20 days after issuance of the bill, the Finance Department shall send a reminder notice, substantially in the following form, by regular mail to the owner of the premises:

Just A Friendly Reminder

Dear Customer:

Our records indicate that your water/sewer/refuse bill is past due. If payment has been made, please disregard this notice. A 10% penalty has been added to bills that have not already been paid.

If you have any questions about your bill or are unable to pay, please contact the Finance Department at 815-459-3025. Alternate payment plans may be arranged to assist you, upon your request.

Please arrange to make your payment within 10 days of the date of this notice. Your prompt attention is appreciated.

Sincerely,

Utility Billing Department
Village of Lakewood

In the event that the charges for service and other charges or fees are not fully paid within 10 days after issuance of the above reminder notice, the Finance Department shall send a second reminder notice, substantially in the following form, by regular mail to the owner of the premises:

SECOND REMINDER NOTICE!

Dear Customer:

Our records indicate that your water/sewer/refuse bill is past due. *If payment has been made, please disregard this notice.* Otherwise, if payment is not made within 10 days of the date of this notice, the Village may file a lien against your property and/or give notice to terminate your service.

If you are unable to pay in full at this time, and need to arrange an alternate payment plan, you must contact the Finance Department within 10 days to avoid further action by us to collect this debt.

Any other questions regarding this matter should be directed to the Finance Department at 815-459-3025 during regular business hours of 8:30 a.m. to 4:30 p.m. Monday through Friday.

Sincerely,

Utility Billing Department
Village of Lakewood

B. Termination Notices: In the event the bill remains unpaid on the 10th day after the date of the aforesaid Second Reminder Notice!, the following Notice of Termination shall be mailed by certified mail, return receipt requested, to the owner of the premises, or thumb-tacked, taped or otherwise affixed to the front door or the rear door of the dwelling or service unit to which services have been supplied.

NOTICE OF TERMINATION

You have failed to reply to our previous requests for payment of your water and/or sewer bill. Failure to pay your overdue account will result in disconnection of service. Disconnection will commence at 9:30 a.m. on the date indicated on this notice. Your bill must be paid prior to this time to avoid disconnection.

If service is disconnected, the building will be red-tagged as “unfit for human occupancy” and service shall not be reinstated until the bill, together with a charge of \$35.00 for reconnection during normal working hours and \$50.00 for any other time, and the costs of terminating and reinstating service, have been paid.

Amount due: _____

Date of

Disconnection: _____

BY: _____

Village Manager

The method of physical disconnection shall be as follows:

1. If the user has both water and wastewater service, the Village acting through a duly designated employee, shall shut off the curb stop cock. He may also remove the water meter if he deems it necessary for the protection of the meter.
2. If the user has water service only, the procedure is as in Point 1 above.
3. If the user has wastewater service only, the Village, through its employees or agents, shall excavate the building sewer upon public property or in an easement and remove a section of the building sewer and plug the openings with permanent stoppers.

The owner of the premises shall be liable for all costs of terminating water and/or sewer service pursuant to Section 24.08-C herein. Upon completion of the plugging of the building sewer or shutting off the curb stop cock, the Village shall forward to the owner of the premises, by certified mail, return receipt requested, a bill for said costs.

C. Cost of Termination and Reinstatement of Service: The costs for terminating and reinstating water and/or sewer service shall include, but not be limited to the cost of labor, equipment and supplies for locating utility pipes and services, excavation, shut-off, safety barricades, repair and patching of street surfaces and shoulders, turf restoration, and repairs to curbs, gutters and sidewalks if applicable; a \$100.00 service charge for the Village's cost of supervising the termination and reinstatement; and all costs of prosecution, including but not limited to filing fees, witness fees and attorneys fees.

D. Collections: A collection agency or the services of an attorney may be used by the Village for the collection of delinquent fees. The cost of such collection activities shall be borne by the owner of the property.

24.09 REINSTATEMENT OF SERVICE

Upon payment to the Village of the full delinquency, plus the costs of termination and reinstatement of service, and upon deposit with the Village an amount equal to the estimated user charges for one billing period, the Village will reinstate the service. In the event reinstatement does not take place during regular business hours the charges will be increased by 50 percent.

The user shall continue to pay the charges assessed hereunder by the Village thereafter as billed, and after 6 billing periods of prompt payment of such charges with no delinquency, the deposit shall be refunded to the person having made such deposit, without interest thereon.

Upon payment of the fees and reinstatement of service, the Village shall remove the red-tag from the building or dwelling unit, and the building or dwelling unit shall, so far as the Village is concerned, be Afit for human occupancy.@

24.10 PENALTIES 98-17

Any person, firm or corporation violating any provision of this Chapter 24, or any rule or regulation

adopted or issued in pursuance hereof, or any lawful order made by a Village official hereunder, shall, upon conviction, be subject to a fine of not less than \$50 nor more than \$1,000, plus all costs of prosecution, including but not limited to filing fees, witness fees, court costs and attorneys fees. In addition, if any violation causes any damage to the Village's potable water system, the cost of evaluation and repairs shall be borne by the violator.