ORDINANCE NUMBER: 2021-39

AN ORDINANCE OF THE VILLAGE OF POPLAR GROVE AMENDING SECTION 6-2-4-4 AND SECTION 6-2-5 OF CHAPTER 2 COMBINED WATERWORKS AND SEWERAGE SYSTEM OF THE VILLAGE OF POPLAR GROVE CODE OF ORDINANCES

WHEREAS, the Village of Poplar Grove, Illinois ("Village") has adopted a Village Code of Ordinances ("Code"); and

WHEREAS, Chapter 2 Combined Waterworks and Sewerage System governs regulations for the waterworks and sewerage systems within the Village; and

WHEREAS, the Village desires to amend Section 6-2-4-4 of Chapter 2 to clarify when shut off fees are charged to residents as set forth herein; and

WHEREAS, the Village desires to amend Section 6-2-5 of Chapter 2 to provide a sewer credit as set forth herein; and

WHEREAS, the Village has determined such amendments are in the best interest of the Village and its citizens.

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Poplar Grove, Illinois as follows:

1. The above recitals are incorporated herein and made a part hereof.

2. That Section 6-2-4-4 of the Village Code of Ordinances entitled "Termination of Service" is amended to read as follows (deletions shown as strikethroughs and new language as bold and underlined):

   6-2-4-4. - TERMINATION OF SERVICE.

   A. Non-payment. Timing of payments for service shall follow 6-2-4-2(A). If account remains unpaid by the end of the month, water services will be shut off and will result in a $110.00 shut off fee, and service shall not be reinstated until all past due invoices are paid in full pursuant to 6-2-4-2(A). A disconnection notice will be sent via regular mail prior to disconnection following the 21 st day of the month. **In the event that the b-box is damaged, such that the water services are unable to be shut off, the shut off fee will still be imposed."**

   B. Other Termination of Service. If a water/sewer customer in good standing, or in the case of emergency, the owner of said property may request by application a turn-off or turn-on for a service fee of $45.00 each.

C. Sewer Only Customers. For sewer-only customers, if the rate or charges for such service are not paid according to 6-2-4-2(A), the Village shall notify the owner of the property in writing that the bill for such service is past due, and late fees will be assessed. In the event the charges for service are not paid according to 6-2-4-2, such charges shall be deemed and are hereby declared to be delinquent, and thereafter such delinquencies shall constitute liens upon the real estate for which service is supplied. The Village Clerk is hereby authorized and directed to file sworn statements showing such delinquencies in the Office of the Recorder of Deeds of Boone County, Illinois, and the filing of such statements in such office shall be deemed notice for the payment of such charges for such service.

3. That Section 6-2-5 of the Village Code of Ordinances entitled "Reserved" is amended to read as follows (deletions shown as strikethroughs and new language as bold and underlined):

"6-2-5. – ~~RESERVED~~ **Sewer Credit For New Single Family Residential Construction**.

Property owners of newly constructed single-family homes shall receive a credit on their bill equal to 90 days of sewer service for yard watering immediately following issuance of final occupancy permit. The sewer credit provided will be provided in the amount of ____ per month for three months."

4. Except as amended in this Ordinance, all other provisions and terms of Village Code of Ordinances shall remain in full force and effect as previously enacted except that those ordinances, or parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

5. This Ordinance shall be in full force and effect after its approval, passage and publication in pamphlet form as required by law.

PASSED UPON MOTION BY _____

SECONDED BY _____

BY ROLL CALL VOTE THIS _____ DAY OF _____, 2020

AS FOLLOWS:

VOTING "AYE": _____

_____

VOTING "NAY": _____

_____

ABSENT, ABSTAIN, OTHER _____

APPROVED_____, 2020

ATTEST:

CLERK

PRESIDENT