ORDINANCE NO. 2020-30

AN ORDINANCE OF THE VILLAGE OF POPLAR GROVE, ILLINOIS AMENDING THE TEMPORARY SUSPENSION OF THE DISCONNECTION OF WATER OR SEWER SERVICE IN LIGHT OF COVID-19 PANDEMIC

WHEREAS, the Village of Poplar Grove, Illinois ("Village") is an Illinois municipal corporation with such powers and duties as set forth in the Illinois Municipal Code; and

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

WHEREAS, the Village operates a Village waterworks and sewerage system; and

WHEREAS, pursuant to the Code, the Village has the authority to disconnect water/sewer service for non-payment of water/sewer fees; and

WHEREAS, the Governor of the State of Illinois has declared a state of emergency in response to the COVID-19 pandemic; and

WHEREAS, some of these necessary actions/orders implemented through said state of emergency impact citizens and businesses; and

WHEREAS, in light of the COVID-19 pandemic, on March 19, 2020, the Village passed an Ordinance which temporarily suspended the disconnection of water/sewer services for non-payment of water/sewer fees; and

WHEREAS, in light of the ongoing COVID-19 pandemic, on June 17, 2020, the Village passed an Ordinance which continued to allow for the suspension of the disconnection of water/sewer services until an account balance reaches $500, at which point shut offs would recommence; and

WHEREAS, in an effort to help mitigate the spread of the COVID-19 virus and help alleviate the impact of some of said actions/orders, the Village desires to take the following temporary action:

A. In an effort to help mitigate the spread of COVID-19, the Village desires to temporarily suspend the act of disconnecting water/sewer services for non-payment of water/sewer bills until an account reaches $250 at which point shut offs will recommence. This suspension shall be in effect until such time as the Village adopts another ordinance lifting said temporary suspension of disconnection.

WHEREAS, the Village has determined that the foregoing is in the best interest of the health, safety and welfare of the Village and its citizens.

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

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

Section 2: Effective immediately upon the adoption of this Ordinance, the Village institutes the following:

A. In an effort to help mitigate the spread of COVID-19, the Village desires to temporarily suspend the act of disconnecting water/sewer services for non-payment of water/sewer bills until an account reaches $250 at which point shut offs will recommence. This suspension shall be in effect until such time as the Village adopts another ordinance lifting said temporary suspension of disconnection.

Section 3: Effective immediately, the Village President of the Village is hereby authorized to take such emergency measures and actions as the Village deems reasonably necessary (subject to applicable federal, state and local laws) to address the COVID-19 pandemic, including, but not limited to, those emergency powers referenced in 65 ILCS 5/11-1-6.

Section 4: This Ordinance and the associated powers designated herein shall become effective immediately upon passage by the Corporate Authorities of the Village of Poplar Grove.

Section 5: If any provision of this Ordinance or the application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Declaration and Ordinance that can be given effect without the invalid application or provision and each invalid provision or invalid application of this Declaration is severable.

Section 6: 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.

Section 7: 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