

VILLAGE OF DUPO, ILLINOIS

ORDINANCE NO. 19-05

AN ORDINANCE AMENDING CHAPTER 38, ARTICLE II, SECTIONS 38-2-1(G), 38-2-1(H)(7), AND 38-2-6 OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF DUPO, ILLINOIS
THIS 3rd DAY OF JUNE, 2019

Published in pamphlet form by
authority of the Village Board
of Trustees of the Village of
Dupo, St. Clair County, Illinois,
this 3rd day of JUNE, 2019.

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AN ORDINANCE AMENDING CHAPTER 38, ARTICLE II, SECTIONS 38-2-1(G), 38-2-1(H)(7), AND 38-2-6 OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

WHEREAS, the Village of Dupu, St. Clair County, Illinois, is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, a public meeting was held in the Village of Dupu, Illinois at the Dupu Village Hall, 107 N. Second Street, on JUNE 3, 2019 at 7:00 pm, before the Village Board of Dupu and notice of said meeting was duly given; and

WHEREAS, the health, sanitation, and well-being of the Village of Dupu is of utmost concern to the Board of Trustees; and

WHEREAS, pursuant to the Village's Revised Code of Ordinances, specifically Chapter 38, Article II, Sections 38-2-1(G) (Request to Discontinue Services), 38-2-1(H)(7) (Billing; Utility Shut-off; Hearing), and 38-2-6 (Utility Deposits), the Village has established regulations regarding Village water service, as well as certain charges and rates for the use of the Village's public Water System; and

WHEREAS, the Village Board of Trustees wishes to more clearly define the regulations regarding service connections to the Village water system, as well as adjust the current rates to better meet the costs and expenses of providing service connections to the Village Water System; and

WHEREAS, the Village Board of Trustees finds that the current Ordinance regarding service connections to the Village Water System does not adequately regulate the reconnection to Village Water System, collect delinquent fees, or otherwise properly reimburse the Village for services provided, and therefore, said ordinance should be amended; and

WHEREAS, the Village Board of Trustees finds these goals are met by amending Sections 38-2-1, 38-2-1(H)(7), and 38-2-6 of Chapter 38, Article II of the Revised Code of Ordinances of Dupu, Illinois as follows (deletion indicated by strikethrough, and addition indicated by italics and underline):

38-2-1 CONTRACT FOR UTILITY SERVICES.

(G) Request to Discontinue Services. Service shall have been deemed to have been supplied to any property connected to the Water System during a month unless the customer notifies the Village two (2) days prior to the first day of the new billing month in which the services are to be discontinued. *The cost for such termination shall be Twenty-Five Dollars (\$25.00) if the termination*

is to occur from 7:30 a.m. to 3:30 p.m. Any termination that is to occur after 3:30 p.m. shall cost One Hundred Fifty Dollars (\$150.00).

38-2-1 CONTRACT FOR UTILITY SERVICES.

H. Billing; Utility Shut-off; hearing.

(7) Where such service is discontinued and the water is shut off or stopped, whether by the Village or at the request of the property owner, the water shall not again be turned on or supplied to such premises until:

(a) All delinquent charges due to the Village have been paid in full, including those charges incurred up to the date of shut-off or stoppage;

(b) There is not existing default or violation of any of the provisions of the several sections of this Chapter;

(c) A written application has been filed with the proper Village officials for the renewal of such water service which application shall be accompanied by a fee of ~~Twenty Dollars (\$20.00)~~ **Fifty Dollars (\$50.00)** to pay for the shutting off and turning on of the water supply. A minimum charge or **Eighty Dollars (\$80.00)** plus **Twenty Dollars (\$20.00)** per hour for each hour in excess of **four (4) hours** shall be assessed if the work is required to be performed after regular working hours or on weekends and holidays. (Ord. No. 89-17; 12-04-89)

38-2-6 UTILITY DEPOSITS

A. Residential and Commercial. When any application is made for utility services in accordance with the provisions of this Chapter, all applicants for which the service is requested shall deposit with the application the following amount:

Residential- ¾-inch Meter

Owner	\$20.00	<u>\$50.00</u>
Renter	\$50.00	<u>\$100.00</u>

Commercial- Meters Larger than 3/4-inch

Owner	\$55.00	<u>\$100.00</u>
Renter	\$55.00	<u>\$100.00</u>

WHEREAS, the Mayor and the Board of Trustees believe that the aforementioned amendment to be in the best interests of the Village and its citizens; and

WHEREAS, the Village Board of Dupu, Illinois has recommended the approval of said amendment revising the aforementioned sections of the Revised Code of Ordinances of Dupu, Illinois;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DUPO, ILLINOIS:

Section 1: Recitals. The aforementioned recitals are hereby adopted as findings by the Village Board, and incorporated herein.

Section 2: Amendment. The request for an amendment to amend Sections 38-2-1(G), 38-2-1(H)(7), and 38-2-6 of Chapter 38, Article II of the Revised Code of Ordinances of Dupu, Illinois shall henceforth read as follows (deletion indicated by strikethrough, and addition indicated by italics and underline):

38-2-1 CONTRACT FOR UTILITY SERVICES.

(G) **Request to Discontinue Services.** Service shall have been deemed to have been supplied to any property connected to the Water System during a month unless the customer notifies the Village two (2) days prior to the first day of the new billing month in which the services are to be discontinued. The cost for such termination shall be Twenty-Five Dollars (\$25.00) if the termination is to occur from 7:30 a.m. to 3:30 p.m. Any termination that is to occur after 3:30 p.m. shall cost One Hundred Fifty Dollars (\$150.00).

38-2-1 CONTRACT FOR UTILITY SERVICES.

H. **Billing; Utility Shut-off; hearing.**

(7) Where such service is discontinued and the water is shut off or stopped, whether by the Village or at the request of the property owner, the water shall not again be turned on or supplied to such premises until:

(a) All delinquent charges due to the Village have been paid in full, including those charges incurred up to the date of shut-off or stoppage;

(b) There is not existing default or violation of any of the provisions of the several sections of this Chapter;

(c) A written application has been filed with the proper Village officials for the renewal of such water

service which application shall be accompanied by a fee of Fifty Dollars (\$50.00) to pay for the shutting off and turning on of the water supply. A minimum charge or Eighty Dollars (\$80.00) plus Twenty Dollars (\$20.00) per hour for each hour in excess of four (4) hours shall be assessed if the work is required to be performed after regular working hours or on weekends and holidays. (Ord. No. 89-17; 12-04-89)

38-2-6 UTILITY DEPOSITS

A. **Residential and Commercial.** When any application is made for utility services in accordance with the provisions of this Chapter, all applicants for which the service is requested shall deposit with the application the following amount:

Residential- 3/4-inch Meter

Owner	<u>\$50.00</u>
Renter	<u>\$100.00</u>

Commercial- Meters Larger than 3/4-inch

Owner	<u>\$100.00</u>
Renter	<u>\$100.00</u>

Is APPROVED. The Revised Code of Ordinances of Dupu, Illinois shall reflect such amendment.

Section 3: Severability of Provisions. Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

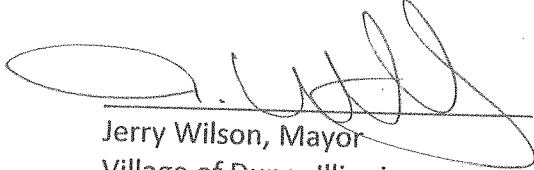
Section 4: Conflict. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5: Effective. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED this 3rd day of JUNE, 2019 by the Village Mayor and the Village Board of Trustees of the Village of Dupu, St. Clair County, Illinois, and deposited and filed in the office of the Village Clerk in said Village on that date.

<u>Trustees</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Chris Ragsdale	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ben Kenner	<u> </u>	<u> </u>	<u>X</u>	<u> </u>
James Smith	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Joe Basinski	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Ken Phillips	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Kerry Foster	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

APPROVED AND PASSED by the Mayor of the Village of Dupu, Illinois this 3rd day of JUNE, 2019.


 Jerry Wilson, Mayor
 Village of Dupu, Illinois

ATTEST:


 MARK NADLER, VILLAGE CLERK

(SEAL)
STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATE OF PUBLICATION

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois.

I further certify that on the 3rd day of JUNE, 2019, the Corporate Authorities of the Village of Dupu, Illinois, passed and approved Ordinance No. _____, entitled:

AN ORDINANCE AMENDING CHAPTER 38, ARTICLE II, SECTIONS 38-2-1(G), 38-2-1(H)(7), AND 38-2-6 OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 19-05, including the ordinance and a cover sheet thereof, was prepared, and a copy of such ordinance was posted in the Dupu Village Hall, commencing on JUNE 3, 2019 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also made available for public inspection upon request in the office of the Village Clerk.

DATED at Dupu, Illinois this 3rd day of JUNE, 2019.



MARK NADLER, Village Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF ST. CLAIR)

CERTIFICATE OF TRUE COPY

I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said Village.

I do further certify that Ordinance No. 19-05, entitled:

AN ORDINANCE AMENDING CHAPTER 38, ARTICLE II, SECTIONS 38-2-1(G), 38-2-1(H)(7), AND 38-2-6 OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Dupu, Illinois Village Council held on the 3rd day of JUNE, 2019.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 3rd day of JUNE, 2019.



MARK NADLER, Village Clerk

(SEAL)