

VILLAGE OF DUPO, ILLINOIS

---

ORDINANCE NO. 19-06

AN ORDINANCE AMENDING CHAPTER 17, ARTICLE I, SECTIONS 17-1-1(A), 17-1-11(E), AND 17-1-13(B) 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  
Dupu, St. Clair County, Illinois,  
this 3rd day of JUNE, 2019.

ORDINANCE NO. 19-06

AN ORDINANCE AMENDING CHAPTER 17, ARTICLE I, SECTIONS 17-1-1(A), 17-1-11(E), AND 17-1-13(B) OF THE REVISED CODE OF ORDINANCES OF THE VILLAGE OF DUPO, ILLINOIS

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

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

WHEREAS, pursuant to the Village's Revised Code of Ordinances, specifically Chapter 17, Article I, Sections 17-1-1(A) (Application for Service Connection; Deposits), 17-1-11(E) (Gas Rates and Charges), and 17-1-13(B) (Service Discontinued and Renewal Thereof), the Village has established regulations regarding Village gas service, as well as certain charges and rates for the use of the Village's public gas system; and

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

WHEREAS, the Village Board of Trustees finds that the current Ordinance regarding service connections to the Village gas system does not adequately regulate the reconnection to Village Gas 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 17-1-1(A), 17-1-11(E), and 17-1-13(B) of Chapter 17, Article I of the Revised Code of Ordinances of Dupo, Illinois as follows (deletion indicated by strikethrough, and addition indicated by italics and underline):

**17-1-1 APPLICATION FOR SERVICE CONNECTION; DEPOSITS.**

(A) **Deposit.** A deposit is required to be paid as a condition for the installation of gas meters. The amount of deposit shall be as follows:

Residential-For Meters Connected to ¾-inch or smaller Lines

|        |          |                 |
|--------|----------|-----------------|
| Owner  | \$50.00  | <u>\$100.00</u> |
| Renter | \$100.00 | <u>\$150.00</u> |

Commercial-For Meters Connected to Lines Larger than 3/4-inch

|        |          |                 |
|--------|----------|-----------------|
| Owner  | \$175.00 | <u>\$225.00</u> |
| Renter | \$175.00 | <u>\$225.00</u> |

This meter deposit charge shall be deposited in the Natural Gas Meter Deposit Fund and in the event any customer discontinues service and has paid in full all amounts due for gas or service charges, then the full amount of the deposit shall be refunded. However, in the event that any amounts are due from said customer, either for gas or service charges, then such amounts shall be deducted and paid into the proper fund and the balance shall be refunded.

Any customer who has paid all amount due within the specified period for a period of **two (2) years** shall, upon application to the Village, be refunded his deposit. (Ord. No. 04-03; 04-05-04)

17-1-11 GAS RATES AND CHARGES.

**E. Regulations.**

(1) All statements rendered to users of the Village Utility Services shall be due and payable upon presentation and shall be payable in full on or before the **fifteenth (15<sup>th</sup>) day** of each month.

(2) Any user failing to pay the utility bill by the **fifteenth (15<sup>th</sup>) day** of each month shall be assessed as service charge of **ten percent (10%)** of the net bill, except for the billing period from 11/15 through 4/15 of each year where the service charge shall be reduced to **five percent (5%)**. Any delinquent user of the utility services of the Village shall be deprived of the Village Service beginning on or after the **first (1<sup>st</sup>) day** of the month following such billing and the deprivation of service shall continue until such time as such user shall pay all past due service in full, including service provided up to date of termination, penalties, and other costs for restoring such utility service.

(3) Request for termination of any utility service of the Village must be made to the Utility Clerk by the user at least **two (2) working days** before the date such service is to be turned off. The cost for such termination shall be Twenty-Five Dollars (\$25.00) if the request for termination is to occur Monday through Friday from 7:30 a.m. to 3:30 p.m. Any termination that is to occur after

3:30 p.m. on Monday through Friday, or anytime during Saturday or Sunday shall cost One Hundred Fifty Dollars (\$150.00).

(4) The Village may refund meter deposits made by users upon application and after such utility service has been disconnected, provided, however, that the Village reserves the right to inspect such premises before making any refund. (Ord. No, 08-14; 12-01-08)

**17-1-13 SERVICE DISCONTINUED AND RENEWAL THEREOF.**

(B) All monthly facility charges while the service was discontinued, but not to exceed twelve (12) months and a reconnection fee. The reconnection fee is ~~Fifty Dollars (\$50.00)~~ One Hundred Dollars (\$100.00) if the meter has been removed. If the meter has been simply shut off, the reconnection fee is ~~Twenty Dollars (\$20.00)~~ Fifty Dollars (\$50.00).

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 17-1-1(A), 17-1-11(E), and 17-1-13(B) of Chapter 17, Article I of the Revised Code of Ordinances of Dupu, Illinois shall henceforth read as follows:

**17-1-1 APPLICATION FOR SERVICE CONNECTION; DEPOSITS.**

(A) **Deposit.** A deposit is required to be paid as a condition for the installation of gas meters. The amount of deposit shall be as follows:

**Residential-For Meters Connected to ¾-inch or smaller Lines**

|        |          |
|--------|----------|
| Owner  | \$100.00 |
| Renter | \$150.00 |

**Commercial-For Meters Connected to Lines Larger than 3/4-inch**

|        |          |
|--------|----------|
| Owner  | \$225.00 |
| Renter | \$225.00 |

This meter deposit charge shall be deposited in the Natural Gas Meter Deposit Fund and in the event any customer discontinues service and has paid in full all amounts due for gas or service charges, then the full amount of the deposit shall be refunded. However, in the event that any amounts are due from said customer, either for gas or service charges, then such amounts shall be deducted and paid into the proper fund and the balance shall be refunded.

Any customer who has paid all amount due within the specified period for a period of **two (2) years** shall, upon application to the Village, be refunded his deposit. (Ord. No. 04-03; 04-05-04)

#### 17-1-11 GAS RATES AND CHARGES.

##### **E. Regulations.**

(1) All statements rendered to users of the Village Utility Services shall be due and payable upon presentation and shall be payable in full on or before the **fifteenth (15<sup>th</sup>) day** of each month.

(2) Any user failing to pay the utility bill by the **fifteenth (15<sup>th</sup>) day** of each month shall be assessed as service charge of **ten percent (10%)** of the net bill, except for the billing period from 11/15 through 4/15 of each year where the service charge shall be reduced to **five percent (5%)**. Any delinquent user of the utility services of the Village shall be deprived of the Village Service beginning on or after the **first (1<sup>st</sup>) day** of the month following such billing and the deprivation of service shall continue until such time as such user shall pay all past due service in full, including service provided up to date of termination, penalties, and other costs for restoring such utility service.

(3) Request for termination of any utility service of the Village must be made to the Utility Clerk by the user at least **two (2) working days** before the date such service is to be turned off. The cost for such termination shall be **Twenty-Five Dollars (\$25.00)** if the request for termination is to occur **Monday through Friday from 7:30 a.m. to 3:30 p.m.** Any termination that is to occur after **3:30 p.m. on Monday through Friday**, or anytime during Saturday or Sunday shall cost **One Hundred Fifty Dollars (\$150.00)**.

(4) The Village may refund meter deposits made by users upon application and after such utility service has been disconnected, provided, however, that the Village reserves the right to inspect such premises before making any refund. (Ord. No. 08-14; 12-01-08)

**17-1-13 SERVICE DISCONTINUED AND RENEWAL THEREOF.**

(B) All monthly facility charges while the service was discontinued, but not to exceed twelve (12) months and a reconnection fee. The reconnection fee is **One Hundred Dollars (\$100.00)** if the meter has been removed. If the meter has been simply shut off, the reconnection fee is **Fifty Dollars (\$50.00)**.

is APPROVED. The Revised Code of Ordinances of Dupo, 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.

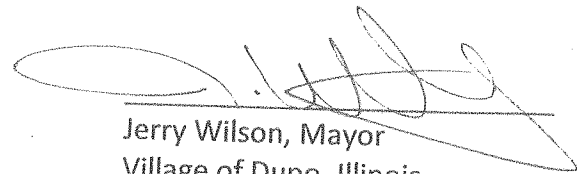
**Section 4: Conflict.** All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**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 Dupo, 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  | X          |            |               |                |
| Ben Kenner      |            |            | X             |                |
| James Smith     | X          |            |               |                |
| Joe Basinski    | X          |            |               |                |
| Ken Phillips    | X          |            |               |                |
| Kerry Foster    | X          |            |               |                |

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

  
Jerry Wilson, Mayor  
Village of Dupo, 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. 19-06, entitled:

**AN ORDINANCE AMENDING CHAPTER 17, ARTICLE I, SECTIONS 17-1-1(A), 17-1-11(E), AND 17-1-13(B) 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. 19-06, 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

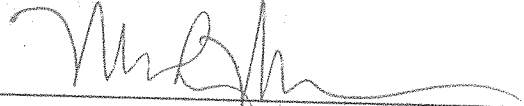
I, Mark Nadler, certify that I am the duly elected and acting Village Clerk of the Village of Dupu, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said Village.

I do further certify that Ordinance No. 19-06 entitled:

**AN ORDINANCE AMENDING CHAPTER 17, ARTICLE I, SECTIONS 17-1-1(A), 17-1-11(E), AND 17-1-13(B) 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)