

ORDINANCE NO. 2010-23

AN ORDINANCE AMENDING CHAPTER 86, UTILITIES, ARTICLE II, WATER, DIVISION 4, RATES AND CHARGES, SECTION 86-121, (1), (5) ESTABLISHED, SECTION 86-123 BILLS, SECTION 86-124. TERMINATION OF SERVICE FOR NONPAYMENT OF THE VILLAGE OF STICKNEY

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT, AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village of Stickney wants to lessen the burden on the homeowners who have been paying their water bills on a quarterly basis; and

WHEREAS, the Village of Stickney wants change the payment schedule to bimonthly to make the payments more manageable; and

WHEREAS, the Village of Stickney will find this amendment advantageous in dealing with water bill defaults;

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COUNTY OF COOK, ILLINOIS.

Section 1. Recitals. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 86, Utilities, Article I, Water, Division 4, Rates and Charges, Section 86-121. (1), (5) Established, Section 86-123 Bills, Section 86-124. Termination of service for nonpayment.

of the Municipal Code of the Village of Stickney shall be amended to read as follows:

Section 86-121. Established

(1) *Residential users:* Residential class of water users shall be defined as all residential premises served containing three or less dwelling units. Bills of residential service shall be rendered on a ~~quarterly~~ bimonthly basis as follows:

A minimum charge of ~~\$39.00 effective January 1, 2008, \$45.00 effective January 1, 2009 and \$51.00~~ \$34.00 effective January 1, 2010 for the first ~~1,200~~ 800 cubic feet, or any portion thereof, used for each ~~three-month~~ two-month period, as indicated by meters; for all water consumed over ~~1,200~~ 800 cubic feet of each ~~three-month~~ two-month period, there shall be a charge of ~~\$3.00 effective January 1, 2008, \$3.45 effective January 1, 2009 and \$3.93 effective January 1, 2010~~ per 100 cubic feet.

(5) *Liability for service and penalty for late payment:* The owner of the premises, the occupant thereof and user of the services shall be jointly and severally liable to pay the water service on such premise. A penalty of ten percent per month shall be added to all bills not paid within the allowable time. When a date of billing is on a weekend or a legal holiday, then such bills shall be payable on the next succeeding business day, without any additional penalty.

Section 123. Bills

Bills for water used shall be dated and sent out ~~quarterly~~ bimonthly by the village clerk.

Section 86-124. Termination of service for nonpayment.

The village reserves the right to turn off the water supply without notice from any premises for which the water bill remains unpaid 60 days after it is rendered. After the water has been turned off from any service pipe on account of nonpayment of water bills, the water will not be turned on until all delinquent bills and penalties are paid, together with expense of turning off and on such meter, which will be ~~\$50.00~~ \$100.00 for turnoff of service and ~~\$25.00~~ \$100.00 for turn-on of service.

Section 3. Home Rule. This Ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of Ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of the Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois this 21st day of December, 2010

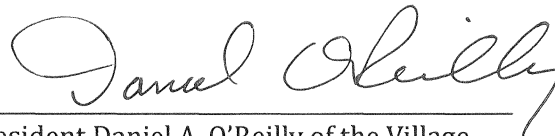
AYES: Trustees Lazansky, Mares, Morelli, Walik and Zeedyk

NAYS: _____

ABSENT: Trustee Schimel

ABSTAIN: _____

APPROVED by me this 22 nd day of December, 2010



President Daniel A. O'Reilly of the Village
of Stickney, Cook County, Illinois

ATTESTED, Filed in my office,
and published in pamphlet form
this 22nd day of December, 2010



Audrey McAdams
Clerk of the Village of Stickney, Cook County, Illinois