STATE OF ILLINOIS)
) *SS*
COUNTY OF WINNEBAGO)

CERTIFICATE OF PUBLICATION IN PAMPHLET FORM

I, the undersigned, do hereby certify that I am the duly qualified and acting Legal Director and ex officio Keeper of the Records and Seal of the City of Rockford, Winnebago and Ogle Counties, Illinois (the "City"), and as such official I am the keeper of the official journal of proceedings, books, records, minutes and files of the City and of the City Council (the "City Council") thereof.

I do further certify that on the 18th day of November 2020 there was published in pamphlet form, by authority of the City Council, a true, correct and complete copy of Ordinance No. **2020-252-O** and said resolution was so published on said date readily available for public inspection and distribution, in sufficient number, at my office as Legal Director and ex officio Keeper of the Records and Seal located in the City.

IN WITNESS WHEREOF I have affixed hereto my official signature and the seal of the City, this 18th day of November 2020.

[SEAL]

LEGAL DIRECTOR AND *EX OFFICIO*
KEEPER OF THE RECORDS AND SEAL

LV:sa Committee report passed: 11/16/20

ORDINANCE NO. 2020-252-O

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKFORD, WINNEBAGO AND OGLE COUNTIES, ILLINOIS, THAT:

By passage and approval of this Ordinance, the Mayor and Legal Director are hereby authorized to approve the attached amendments to Chapter 25 of the City of Rockford Solid Waste Ordinance.

The provisions and sections of this Ordinance shall be deemed severable, and the invalidity of any portion of this Ordinance shall not affect the validity of the remainder.

All orders, resolutions, or ordinances in conflict herewith are hereby repealed insofar as such conflict exists, and this Ordinance shall take effect immediately upon its passage, approval, and publication, as required by law.

A full, true and complete copy of this Ordinance shall be published within ten (10) days after passage in pamphlet form by and under authority of the Corporate Authorities.

APPROVED: Nov. 18, 2020

MAYOR

AYES: DURKEE, LOGEMANN, TUNEBERG, FROST, HERVEY, ERVINS, THOMPSON-KELLY, HOFFMAN, ROSE, BEACH, QUINONEZ, HANLEY, MCNEELY, CHIARELLI

NAYS: _____

ABSENT: _____

ABSTAIN: _____

ATTESTED:

LEGAL DIRECTOR

PASSED: 11/16/20 APPROVED: 11/18/20 PUBLISHED: 11/18/20

FILED in my office this 18th day of November, 2020, and published in pamphlet form this 18th day of November, 2020 by order of the City Council of the City of Rockford, Illinois.

Legal Director and ex officio
Keeper of the Records and Seal

APPROVED BY:

Nicholas O. Meyer, Legal Director

RECOMMENDED BY:

Lafakeria S. Vaughn, Assistant City Attorney

Chapter 25 - SOLID WASTE[1]

Footnotes:

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State Law reference— Municipal disposal of refuse, garbage and ashes, 65 ILCS 5/11-19-1 et seq.; local solid waste disposal act, 415 ILCS 10/1 et seq.; solid waste planning and recycling act, 415 ILCS 15/1 et seq.; Illinois Solid Waste Management Act, 415 ILCS 20/1 et seq.; land pollution and refuse disposal, 415 ILCS 5/20 et seq.; used tire disposal, 415 ILCS 5/53 et seq.; litter control act, 415 ILCS 105/1 et seq.; open dumping, etc., of waste, 415 ILCS 5/21 et seq.; littering highways, 625 ILCS 5/11-1413.

ARTICLE I. - IN GENERAL

Sec. 25-1. - Littering.

(a) *Intent.* Litter is indicative of general disorder and detrimental to the welfare of the people of the city. Abusive discard habits cause the existence, proliferation and accumulation of litter upon public and private property in the city. Therefore, in order to protect and promote the health, safety, and general welfare of the citizenry and to promote meaningful economic development, there is a need to educate the public with respect to the problem of litter and to provide for strict enforcement of litter control measures.

(b) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Litter means any discarded, used or unconsumed substance or waste. The term "litter" may include, but is not limited to, any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging construction material, motor vehicle parts, furniture, oil, carcass of a dead animal, any nauseous or offensive matter of any kind, any object likely to injure any person or create a traffic hazard, potentially infectious medical waste, or anything else of an unsightly or unsanitary nature, which has been discarded, abandoned or otherwise disposed of improperly. The term *litter* shall also include hazardous substances and chemical wastes that have been released or migrated to property or a surface water body within the city.

Motor vehicle means every vehicle that is self-propelled, except for vehicles moved solely by human power and motorized wheelchairs.

(c) *Prohibited conduct.*

(1) No person shall dump, deposit, drop, throw, discard, leave, cause or permit the dumping, depositing, dropping, throwing, discarding or leaving of litter upon any public or private property within the city, or upon any body of water within the city.

(2) No person shall dump, deposit, drop, throw, discard or otherwise dispose of litter from any motor vehicle upon any public highway, upon any public or private property within the city, or any body of water within the city.

(3) No person shall allow litter to accumulate upon real property, of which the person charged is the owner or tenant in control, in such a manner as to constitute a public nuisance or in such a manner that the litter may be blown or otherwise carried by the natural elements on to real property of another person.

(d) *Presumption of violation; motor vehicle.* Whenever litter is thrown, deposited, dropped or dumped from any motor vehicle not carrying passengers for hire, the presumption is created that the operator of that motor vehicle has violated subsection (c)(2) of this section, but that presumption may be rebutted.

(e) *Violations; penalty.*

(1) Any person convicted of a violation shall be assessed a fine of not less than $100.00, as well as ordered to perform up to ten hours public service work as determined by the court.

(2) Any person convicted of second or subsequent offense shall be assessed a fine of not less than $100.00, as well as ordered to perform up to 50 hours public service work as determined by the court.

(Code 1970, § 13-42; Ord. No. 2007-52-O, § 13-2, 3-12-2007)

Secs. 25-2—25-20. - Reserved.

ARTICLE II. - COLLECTION AND DISPOSAL

DIVISION 1. - GENERALLY

Sec. 25-21. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Ashes means the residue from the burning of wood, coal, coke, and other combustible material in the home, stores, institutions, cooking and disposing of waste combustible material. Cinders that are produced in steam generating plants are not included within the meaning of the term.

Building rubbish includes waste material from construction, remodeling and repair operations on houses, commercial buildings and other structures and comprises excavated earth, stones, bricks, plaster, wallpaper, lumber, shingles, concrete, etc., and is regarded as industrial refuse.

Bulk waste means furniture, clothes, appliances and other items too large or too voluminous to be set out for normal weekly collection.

Combustible rubbish means miscellaneous refuse materials that are burnable at ordinary furnace temperatures (800° Fahrenheit to 1,800 ° Fahrenheit) and is, for the most part, organic but not putrescible in character such as paper, rags, cartons, boxes, wood, excelsior, furniture, bedding, rubber, leather, tree branches, yard trimmings, leaves, garden tops and the like.

Dead animal means those that die naturally or from disease or are accidentally killed. It shall in no way mean condemned animals or parts of animals from slaughterhouses, meat markets, or similar places, which are regarded as industrial waste.

Director means the Director of Community and Economic Development or designee.

Garbage includes every accumulation of animal, fruit or vegetable food waste generated by or resulting from the decay, deterioration, storage, preparation or handling of animal and vegetable matter in any place or at any point where food is prepared for human consumption, including all kitchen and dining room refuse produced by households, hotels, restaurants, lunchrooms, clubs, hospitals, schools, or any other source whatsoever,existing in the city.

Industrial refuse means solid waste materials from factories, processing plants or manufacturing enterprises and consists of putrescible garbage, condemned foods, building rubbish, cinders and similar miscellaneous manufacturing wastes.

Market refuse means garbage resulting from the handling, storage, and selling of food materials at wholesale and retail stores and markets such as poultry, fish, vegetable, fruit and similar establishments.

Noncombustible rubbish means miscellaneous refuse materials that are unburnable at ordinary furnace temperatures (800° Fahrenheit to 1,800° Fahrenheit) and is for the most part inorganic in character, such as tin cans, metals, mineral matter, glass, crockery, dust, metal furniture and the like.

Refuse means all solid wastes and shall be deemed to include the foregoing and any other wastes not herein defined.

Residential unit means a building or portion of buildings located within the corporate limits of the city, including house trailers or mobile homes, used as living quarters for one family unit, but not including such buildings or portions of buildings used as living quarters for one family unit located within hotels, motels, boardinghouses or lodginghouses, or buildings which contain living quarters for five or more family units.

Waste oil means used automotive engine oil.

Yard waste means tree limbs, branches, grass, leaves, shrubs and garden refuse.

(Code 1955, § 21-177; Code 1970, § 13-21; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1984-10-O, § 1, 1-23-1984; Ord. No. 1989-326-O, 11-27-1989; Ord. No. 1990-39-O, § 1, 2-13-1990; Ord. No. 1992-259-O, § 3, 10-5-1992)

Sec. 25-22. - Administration of waste removal.

The Director shall, with the approval of the city council, be authorized to prepare and publish rules for the effective administration of the collection of garbage, ashes, dead animals and noncombustible waste and shall enforce the provisions of this article.

(Code 1955, § 21-178; Code 1970, § 13-22; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1990-39-O, § 2, 2-13-1990)

Sec. 25-23. - Interference with receptacles.

No person other than the owner thereof or any officer, employee, contractor or licensee of the city shall move, remove or interfere with any garbage or waste matter receptacle or the contents thereof.

(Code 1955, § 21-179; Code 1970, § 13-23; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973)

Sec. 25-24. - Practice and procedure prior to collection.

(a) Domestic garbage shall be drained of all free liquid and wrapped in several thicknesses of paper and placed in an approved container. The Director may refuse to have collected undrained garbage of a liquid or semiliquid nature, unwrapped or improperly contained garbage.

(b) Ashes shall be kept dry.

(c) Leaves, grass clippings, similar garden refuse, dirt and small stones shall be placed in approved containers.

(d) Bulk refuse such as cardboard boxes, crates, tree limbs and brush shall be tied in bundles not larger than four feet in length and three feet by three feet in cross section.

(e) All other refuse shall be placed in a purpose built container in good repair that is designed to prevent the release of refuse, prevent access to the refuse from wildlife, and limit the potential for accidental release due to being exposed to the elements.

(Code 1955, § 21-180; Code 1970, § 13-24; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1990-39-O, §§ 3, 4, 2-13-1990; Ord. No. 1991-302-O, 11-25-1991)

Sec. 25-25. - Refuse not to be collected.

The following refuse shall not be collected or disposed of by the city:

(1) Dangerous materials or substances such as poisons, acids, caustics, infected materials, explosives and radioactive material;

(2) Any material of any kind or nature, including ashes, that contain any hot, live coals or fire;

(3) Garbage or refuse from the construction, remodeling or demolition of any structure, or from any manufacturing, commercial, industrial or agricultural processes or uses;

(4) Tree limbs or stumps exceeding four inches in diameter;

(5) Bundles of tree limbs or branches exceeding four feet in length and two feet in diameter;

(6) Any bundle or container weighing in excess of 50 pounds; and

(7) Any other such material or items which, upon determination of the Director, would pose a harm to collect and dispose along with standard refuse.

(Code 1955, § 21-180; Code 1970, § 13-25; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 2002-223-O, 8-12-2001)

Sec. 25-26. - Containers required.

No person owning or occupying any building, lot or premises shall allow any refuse to collect or remain upon said lot or premises except in an approved container tightly sealed or covered except when refuse is being deposited therein and only for the interval between collections. This provision shall not apply to materials proposed for use neatly stored on the premises and not creating a nuisance such as construction materials, fireplace wood or garden supplies and materials. Yard waste, as defined in section 25-21, with the exception of tree branches and limbs, shall be placed for collection only in approved 30-gallon, two-ply paper containers which are capable of standing or other approved container, as designated by the Director.

(Code 1955, § 21-181; Code 1970, § 13-26; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1990-39-O, §§ 5, 6, 2-13-1990)

Sec. 25-27. - Container size, construction.

Permanent containers shall be not less than five nor more than 40 gallons in capacity, watertight, with a tight fitting cover. They shall be of such shape as to be conveniently handled by one man and shall be equipped with handles or hand holds. They shall be of durable construction of materials easily kept sanitary. Containers exceeding 40 gallons in capacity and specifically engineered to connect with a collection vehicle's mechanical lift system may be used if supplied by the city's designated collection contractor.

(Code 1955, § 21-181; Code 1970, § 13-27; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1990-39-O, §§ 7, 8, 12-13-1990)

Sec. 25-28. - Cleanliness, condition of containers.

Containers shall be kept clean and sanitary, in good condition at all times. Upon notice by the collector, any container in bad condition shall be removed from service. If a defective container is continued in use ten days after such notice, it shall be collected and disposed of by the city or a designated contractor of the city.

(Code 1955, § 21-181; Code 1970, § 13-28; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973)

Sec. 25-29. - Location of containers.

Containers shall be located on the premises so as to create the least nuisance and be as inconspicuous as possible consistent with their use. For residential properties, containers shall be stored in such a manner as to not be visible from the public way at all times other than when the containers are set out for collection as set forth in this Article.

(Code 1955, § 21-181; Code 1970, § 13-29; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1973-50-O, 3-19-1973)

Sec. 25-30. - City to collect refuse; frequency; exemptions.

(a) Collection of refuse from *residential units* shall be made by the city, by its own personnel or by its contractor, at least once each week as a municipal function. The collection of refuse by the city is mandatory for all *residential units*, except those exempted under subsection (b) of this section. Condominium associations and Planned Unit Developments that consist of buildings of not more than four units may elect the city service by sending a request to the city. Such petition shall be irrevocable for a period of five years and may be renewed or revoked by the association each five years.

(b) Upon presentation to the Director of an executed contract with a private waste collector providing dumpster collection service to a *residential unit* or *units* for a minimum term of one year, the following types of *residential units* thus served may be exempted from mandatory city collection for that year:

(1) *Residential units* located in buildings with a commercial use;

(2) *Residential units* located on private streets that are inaccessible to the city or its contractor for collection, as determined by the Director; and

(3) *Residential units* located in buildings containing four *residential units*, if the owner of such a four-unit building owns an immediately adjacent building of four or more units or has joined with the owner of an immediately adjacent building of four or more units to contract for private garbage pickup. A copy of the executed contract submitted to the city shall include the names and authorized signatures of all subject property owners and the addresses of all dwellings to be serviced.

(4) *Residential units* within Condominium associations and Planned Unit Developments containing a shared community dumpster. All dumpsters shall be screened and constructed in accordance with the City of Rockford Zoning Ordinance.

The Director may make reasonable rules and regulations necessary for the application for and grant of such exemptions from collection service.

(Code 1955, § 21-182; Code 1970, § 13-30; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1967-62-O, 3-28-1967; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1984-10-O, § 2, 1-23-1984; Ord. No. 1984-49-O, § 1, 3-26-1984; Ord. No. 1992-259-O, §§ 1, 4, 10-5-1992)

Sec. 25-31. - Disposal of nonresidential refuse.

All occupants of properties to which collection is not made by the city shall dispose of their refuse by their own means at their own cost in accordance with the requirements of the city ordinances at least once each week and at more frequent intervals if the volumes or type of refuse so require.

(Code 1955, § 21-182; Code 1970, § 13-31; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1967-62-O, 3-28-1967; Ord. No. 1971-6-O, 1-18-1971; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1984-10-O, § 3, 1-23-1984)

Sec. 25-32. - Setting refuse out for collection.

(a) *Point of collection.* Refuse shall be set out by the property owner or occupant at the point of collection. The point of collection shall be behind the curb and within five feet of the curb for curb collection areas and behind the alley line and within five feet of the alley line or place of access to the alley collection areas. Curb and alley collection areas shall be located on a public roadway or alley unless an alternative location has been approved by the Director.

(b) *Schedule.* Refuse shall be placed out for collection no earlier than 3:00 p.m. of the day preceding the collection day and not later than 6:00 a.m. of the scheduled collection day. Containers shall be stored as set forth in Section 25-29 by 8:00 a.m. of the day following the day of collection.

(c) *Warning notice for first violation.* For the first violation at each property location, a warning notice shall be either: (1) posted at the address of the violation, or (2),sent to the address of the violation, and in addition: either (1) a letter and notice shall be mailed to owner of record or (2) a notice shall be emailed to the owner or property maintenance contact if the property is registered with the City as a rental property. Said notice shall advise the owner/occupant of said violation and inform the owner/occupant of the penalties under subsection (d) of this section for continued violation. For the purposes of this Section, a *Property* shall include all units of a multi-family dwelling unit, unless the containers used at the dwelling unit are clearly marked on the front of the container, in no less than 4 inches tall, unit numbers or letters as to allow city staff to identify the particular unit in violation.

(d) *Penalties for offense.* The following shall constitute the penalty for violation of either subsection (a) or (b) of this section:

(1) First offenses (excluding the warning letter under subsection (c) of this section) shall result in a $50.00 charge, plus assessment or charges incurred by the city with the total of the fine and assessment not to exceed $750.00, and such charge shall be added to the city water/rubbish bill for the location where the offense occurs.

(2) Second offense shall result in a minimum $100.00 charge, plus assessment or charges incurred by the city, with the total of the fine and assessment not to exceed $750.00 and such charge shall be added to the city water/rubbish bill for the location where the offense occurs.

(3) Third and subsequent offense shall result in a $300.00 charge, plus assessment or charges incurred by the city, with the total of the fine and assessment not to exceed $750.00, and such charge shall be added to the city water/rubbish bill for the location where the offense occurs.

(e) *Notice of violation; administrative adjudication procedure.*

(1) Any violation of this Section shall be adjudicated as set forth in this code under Division 3 – Sanitation Code Violations, (Sec. 2-827, et seq.).

(2) Notwithstanding any other provision to the contrary, a fine imposed for a violation under this Section shall be as provided in section 25-32(d).

(f) *Procedure for court authorized evictions.*

(1) In the event of a court authorized eviction, said personal property placed in the right-of-way shall be declared abandoned property, and therefore considered refuse.

(2) In the event of a court authorized eviction, the personal property owner will have until 6:00 a.m. the following day to have any items placed in the right-of-way removed.

(3) If the personal property owner fails to remove the items, then the property owner of record shall have from 6:00 a.m. through 12:00 noon the day after the eviction to remove the refuse. If the owner of record fails to remove the items by 12:00 noon the day after the eviction, then the city will have the right to have the refuse removed (uncontainerized trash remains the responsibility of the owner of record) and assess a fee pursuant to section 25-61.

(4) Notice will be mailed to the owner of record informing the same of the refuse removal and the charge for the special pick-up. The property owner shall have the right to a hearing as outlined in subsection (e) of this section.

(5) In the event that the owner does not properly request a hearing, or does not prevail in the hearing process, then said charge will be added to a future water-refuse bill.

(Code 1955, § 21-182; Code 1970, § 13-32; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1967-62-O, 3-28-1967; Ord. No. 1973-50-O, 3-19-1973; Ord. No. 1990-39-O, § 9, 2-13-1990; Ord. No. 2006-46-O, 2-27-2006)

Sec. 25-33. - Place of disposal.

(a) No refuse shall be disposed of at any site other than those approved by the city. It shall be considered to be a violation of this section to set out bulk waste for collection without first calling the city's designated waste collection contractor or to set out bulk waste prior to the time designated within Section 25-32.

(b) Each and every day a violation of this section remains unabated shall be deemed a separate offense. A violation of this section is punishable by a minimum fine of $200.00 for the first day a violation occurs. Any second and subsequent violation shall be punishable by a fine of up to $750.00 for each day the violation occurs and remains unabated.

(c) The legal director or designee shall have the authority to direct payment of 20 percent of any fine revenue received by the city from a conviction or plea or finding of guilty to a violation of this section to the person other than the violator who provided information that led to the conviction or plea or finding of guilty. It is the sole discretion of the legal director or designee to determine whether the information provided led to a conviction of this section, and the legal director or his designee and the city shall not be subject to any suit, judgment, claim or appeal of this determination.

(Code 1955, § 21-182.1; Code 1970, § 13-34; Ord. No. 1966-208-O, 10-24-1966; Ord. No. 1989-346-O, 12-18-1989; Ord. No. 1991-57-O, 3-25-1991; Ord. No. 1992-259-O, § 2, 10-5-1992)

Sec. 25-34. - Duties of scavengers.

It shall be the duty of every contractor, or person, their agents and employees, who has contracted or undertaken to remove any diseased or dead animal, offal, rubbish, garbage, dirt, street sweepings, night soil, or other filthy, offensive or noxious substance, or is engaged about any such removal or in the loading or unloading of any such substance, to do the same with dispatch and in every particular in a manner as cleanly and free from offense and with as little danger and prejudice to life and health as possible.

(Rev. Ord. 1936, § 656; Code 1955, § 21-266; Code 1970, § 13-36; Ord. No. 1973-50-O, 3-19-1973)

Secs. 25-37—25-60. - Reserved.

DIVISION 2. - RATES AND CHARGES

Sec. 25-61. - Municipal services fee established.

(a) There is hereby established a municipal services fee for all properties receiving water service and/or mandatory garbage collection service. The municipal services fee shall have three components. The water service component of the municipal services fee shall be those water service charges established under chapter 28, article II, division 6. The garbage collection service component shall be as set forth in this section. The over-height weed/vegetation mowing service fee shall be as set forth in section 17-2 of this Code.

(b) The person or entity presently billed for water service shall be billed and be responsible for payment of the municipal services fee, which shall include water service fees, garbage collection fees and, if necessary, an over-height weed/vegetation mowing service fee. Application for water service to a

residential unit shall automatically be considered application for garbage collection service. The municipal services fee for residential units not receiving water service shall be billed to the owner of the property on which such unit is located, as shown on the latest available real property tax bill or any other source of current information. Termination of water service to a residential unit shall also terminate garbage collection service to that residential unit.

(c) The municipal services fee shall be billed monthly, and shall include the water services for the preceding month, the charge for garbage collection services, and any over-height weed/vegetation mowing service fee(s) incurred during a preceding month.

(d) The charge for the garbage collection service component of the municipal service fee for each residential unit shall be billed monthly at the rate as established by the city.

(e) Bulk/excessive waste collection shall be provided at a charge as established by the city.

(Code 1970, § 13-38; Ord. No. 1984-10-O, § 4, 1-23-1984; Ord. No. 1989-7-O, 1-9-1989; Ord. No. 1989-351-O, 12-26-1989; Ord. No. 1990-369-O, 12-26-1990; Ord. No. 1992-354-O, 12-28-1992; Ord. No. 1994-4-O, 1-3-1994; Ord. No. 1997-46-O, 3-17-1997; Ord. No. 1998-16-O, 1-26-1998; Ord. No. 1998-302-O, 12-28-1998; Ord. No. 2000-224-O, 12-18-2000; Ord. No. 2002-223-O, 8-12-2002; Ord. No. 2003-17-O, 2-10-2003; Ord. No. 2003-90-O, 6-2-2003; Ord. No. 2003-171-O, 9-22-2003; Ord. No. 2008-095-O, § 25-61, 5-5-2008; Ord. No. 2008-167-O, 9-15-2008)

State Law reference— Landscape waste disposal, 415 ILCS 5/22.22.

Sec. 25-62. - Payment of bills; delinquencies; termination of services.

(a) All municipal services fees shall be due and payable on the date of the bill.

(b) Partial payments will be credited to the oldest outstanding balance on the account.

(c) The city must receive payment within 22 days after the date of the bill, otherwise a penalty of ten percent will be added to the next bill.

(d) When the city prepares the property's current month's bill, the city will check to see if there are any outstanding balances. If there are outstanding balances, the city will add the penalty to the current month's bill. When two bills are unpaid, the current month's bill will be the customers "Final Notice" prior to disconnection. The customer must pay all delinquent balances to avoid disconnection. Once a final notice is issued, customers paying online or by phone must call the Customer Service Center during business hours with a confirmation number to avoid disruption of services.

(e) The city may file and enforce a lien for any and all delinquent water, weed and/or sanitation charges. A lien fee will be charged to the account to cover the cost of recording and releasing the lien.

(f) There is hereby imposed a fee, as established by the city, for each time a check or negotiable instrument payable to the city, its departments, funds or accounts for payment of any and all municipal fees, permits, licenses or services is returned to the city due to insufficient funds or a closed account.

(Code 1970, § 13-39; Ord. No. 1984-10-O, § 5, 1-23-1984; Ord. No. 2000-146-O, 8-21-2000; Ord. No. 2005-39-O, 3-21-2005; Ord. No. 2008-167-O, 9-15-2008)