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ORDINANCE - # [REDACTED]

BE IT ORDAINED by the City Council of the City of Earlville, LaSalle County, Illinois:

SECTION I. The City Council of the City of Earlville, LaSalle County, Illinois, has determined that it is necessary to amend its previous ordinances concerning billing and payment of water and sewer bills and hereby does amend all previous ordinances by making this Ordinance give specific directions and authority to the City Clerk and the Mayor of the City of Earlville for billing, collection and enforcement of water and sewer bills (hereafter "water bills") due the said City of Earlville as follows:

A. That all of the powers and directions granted hereunder shall commence upon the next quarterly billing of water bills for the City of Earlville, except as may be otherwise specifically provided.

B. The owners of real estate are hereby declared to be primarily responsible for the payment of water bills due upon their property and water use accounts shall be in the name of one or more of the owners and billings shall be sent to owners even if someone who is not an owner is in possession. No change of name on a water account shall be allowed unless it is a change from one owner of the real estate to another or different owner of the real estate. The City Clerk is empowered to change all water accounts to the names of one or more of the owners of the real estate as soon as those names and addresses become available. The City Clerk is authorized to continue sending billings and shut off letters to persons in possession of the property if the names and addresses of the owner or owners is not known.

C. If a water billing is not paid in full within 45 days from the date of the billing, then a ten percent penalty will be added in each subsequent quarter where all or any part of a billing remains unpaid. The ten percent penalty will be added in each quarterly billing thereafter. Penalties may be accumulated from quarters where billings are unpaid.

... any partial payment of a bill shall first pay in full the penalties on the oldest billing, then the oldest billing in full, with any remaining amount paying in full the penalties on the next oldest billing and then the next oldest billing in full, and so forth.

E. A billing which shows an unpaid balance from any previous quarter shall, upon the discretion of the officials described below have attached to it a shut off letter declaring that if the complete balance and all penalties are not paid within thirty days of the date of billing, then the water to that property shall be shut off. The shut off letter may further declare that the shut off water shall occur even though the person who was in possession during the time the water bill was created is no longer in possession at the time of shut off. A copy of the shut off letter shall also be attached to a billing sent to the person in possession if the name of that person is known to the City Clerk or, if that person is unknown, then the letter may be addressed to "occupant" or similar designation.

F. The final discretion to issue the letter and to effectuate the shut off of the water shall reside with the Mayor of the City of Earlville; it shall be the obligation of the City Clerk and the employees of the City of Earlville Water Department to provide the Mayor with such information as to the existence and amounts of arrearages and feasibility of turning off the water supply as the Mayor may from time to time require.

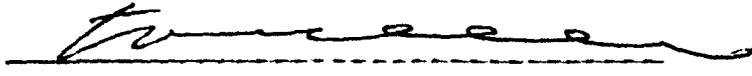
G. Any water bill which upon its billing immediately after the date of this ordinance which shows an unpaid balance of more than nine months may, within the discretion of the officials described above, be accompanied by a thirty day shut off letter in compliance with Paragraph E above and that it shall be in the further discretion of the officials described above to effectuate the shut off if the complete balance and all penalties are not paid within thirty days from the date of the billing.

SECTION 2: Any person or entity desiring the City to turn on water service either as an original connection or as a reinstatement of service shall first pay to the City Clerk a fee of \$25.00.

SECTION 3: Any previous ordinance or the part of the previous ordinance in conflict herewith is hereby repealed.

Passed this 13th day of April, 1988.

Approved this 13th day of April, 1988.


MAYOR

ATTEST:



CITY CLERK