

Ordinance No. 278 (from newspaper publication)

AN ORDINANCE establishing charges and rates for the use and service of the combined waterworks and sewerage system of the Village of Winnebago, Winnebago County, Illinois.

WHEREAS, the Village of Winnebago, Winnebago County, Illinois, has heretofore, by ordinance duly adopted, provided for the combination of the existing waterworks system of said Village and the sanitary sewerage system to be constructed and to defray the construction cost thereof, said Village proposes to issue Waterworks and Sewerage Revenue Bonds pursuant to and in compliance with the provisions of Article 62 of the "Revised Cities and Villages Act", effective January 1, 1942, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, pursuant to the terms of the Act above referred to and the ordinance to be passed authorizing the construction of such improvements and the issuance of said bonds, it is necessary that the Village charge the inhabitants thereof for the use thereof and the services supplied by said combined waterworks and sewerage system, establish rates therefor, and provide for the collection thereof;

NOW THEREFORE, Be It Ordained by the President and Board of Trustees of the Village of Winnebago, Winnebago County, Illinois as follows:

Section 1. That there shall be and there are hereby established rates or charges to residential and commercial users for the use of and for the service supplied by the combined waterworks and sewerage system of the Village of Winnebago, Winnebago County, Illinois, based upon the amount of water consumed, as shown by the water meters, as follows:

**WITHIN THE CORPORATE
LIMITS**

**PARAGRAPH 1. RESIDENTIAL AND COMMERCIAL
USE COMBINED WATER AND SEWERAGE SERVICE:**

For the first 2,000 gallons per month @ \$2.425 per 1,000 gallons

For the next 2,000 gallons per month @ \$1.00 per 1,000 gallons

For the next 1,000 gallons per month @ \$.80 per 1,000 gallons

For the next 1,000 gallons per month @ \$.60 per 1,000 gallons

All over 6,000 gallons per month @ \$.40 per 1,000 gallons

The minimum monthly charge for combined water and sewer service within the corporate limits of the Village shall be \$4.85 per month.

WATER SERVICE ONLY: (available to users of water only)

For the first 2,000 gallons per month @ \$2.25 per 1,000 gallons

For the next 2,000 gallons per month @ \$1.00 per 1,000 gallons

For the next 1,000 gallons per month @ \$.80 per 1,000 gallons

For the next 1,000 gallons per month @ \$.60 per 1,000 gallons

All over 6,000 gallons per month @ \$.40 per 1,000 gallons

The minimum monthly charge for water service only within the corporate limits of the Village shall be \$4.50 per month

SEWER SERVICE ONLY: (available to users of the sewerage system only).

For each residential user of the sewerage service, a service charge of \$4.50 per month for each connection to the sewerage system.

PARAGRAPH 2. PUBLIC SCHOOL USE

For public school houses a flat charge equal to \$3.50 per year for each pupil and teacher in attendance as of October In each year, beginning October 1, 1956. The annual charge so established shall be divided into twelve equal monthly installments such monthly bills to be rendered at the same time as all other users are billed.

Section 2. The President and Board of Trustees reserve the right to impose special rates and charges for users of the combined waterworks and sewerage system outside the corporate limits of said Village which shall be not less than the rates and charges imposed for such users within the corporate limits of said Village. No such special charges or rates shall, however, operate to reduce the revenues of the combined water and sewer system so that they shall be insufficient to provide ample funds to meet all requirements of the ordinance to be adopted by the President and Board of Trustees authorizing Waterworks and Sewerage Revenue Bonds so long as any of the said Waterworks and Sewerage Revenue Bonds remain outstanding and unpaid.

Section 3. Said rates or charges for service shall be payable monthly. The owner of the premises, the occupant thereof and the user of the service shall be jointly and severally liable to pay for the service on such premises and the service is furnished to the premises by the Village of Winnebago only upon the condition that the owner of the premises, occupant and user of the service are jointly and severally liable therefor to the Village of Winnebago. All bills for service shall be rendered as of the first day of the month succeeding the period for which the service is billed, and shall be payable not later than the close of business on the 10th day of the same month. If payment of the full amount of the bill is not made within said period then a penalty of ten percent (10%) of the amount of the bill shall be added thereto.

Section 4. In the event the charges for service are not paid within forty (40) days after rendition of the bill for such monthly service, such charges shall be deemed and are hereby declared to be delinquent, and thereafter such delinquencies shall constitute liens upon the real estate for which such service is supplied, and the Village Clerk is hereby authorized and directed to file sworn statements showing such delinquencies in the office of the Recorder of Deeds of Winnebago, Illinois, and the filing of such statements in the pertinent offices shall be deemed notice for the payment of such charges for such service.

Section 5. If the rates or charges for such services are not paid within forty (40) days as hereinabove mentioned after the rendition of the bill for such services, such services shall be discontinued without further notice and shall not be reinstated until all past due bills including the penalties thereon are paid in full, together with payment of \$5.00 for reinstating such service.

Section 6. It is Hereby made the duty of the Village Clerk of the Village of Winnebago to render bills for service and for all rates and charges in connection therewith and to collect all moneys due thereon.

Section 7. All revenues and moneys derived from the operation of the combined waterworks and sewerage system shall be held by the Village Clerk separate and apart from his private funds and separate and apart from all other funds of the Village, and all of said sum, without any deductions whatever, shall be delivered to the Village Treasurer not more than ten (10) days after receipt of the same, or at such more frequent intervals as may from time to time be directed by the President and Board of Trustees.

Section 8. The Village Treasurer shall receive all such revenues from the combined waterworks and sewerage system and all other funds and moneys incident to the operation of such system as the same may be delivered to him and deposit the same in a separate fund designated as the "Waterworks and Sewerage Fund of the Village of Winnebago", and said Treasurer shall administer such fund in every respect in the manner provided by the provisions of Article 62 of the "Revised Cities and Villages Act", effective January 1, 1942, and all laws amendatory thereof and supplementary thereto.

Section 9. The Village Treasurer shall establish a proper system of accounts and shall keep proper books, records and accounts in which complete and correct entries shall be made of all transactions relative to the combined waterworks and sewerage system, and at regular annual intervals he shall cause to be made an audit by an independent auditing concern of the books to show the receipts and disbursements of the combined waterworks and sewerage system.

Section 10. That a copy of this ordinance, properly certified by the Village Clerk, shall be filed in the office of the Recorder of Deeds of Winnebago County and shall be deemed notice to all owners of real estate of their liability for service supplied to any user of the service of the combined waterworks and sewerage system of said Village on their properties.

Section 11. All ordinances and parts of ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

Section 12. This ordinance shall be in full force and effect upon its passage and publication as provided by law.

Passed the 18th day of April, 1956,

Vote:

AYE: Cunningham, Hurd, Liston, Middaugh and Mason

NAY: None

Published the 26th day of April, 1956.

Recorded the 18th day of April, 1956.

Approved:

M.E. ALDEN

President

Attest:

C.W.Mellen, Village Clerk

(SEAL)

Filed in the office of the Recorder of Deeds of Winnebago County, Illinois, the ____ day
of _____, 19__

(SEAL)

Recorder of Deeds of Winnebago County, Illinois