

Passed

VILLAGE OF MAPLETON

ORDINANCE NO. 2017-06-13-01

AN ORDINANCE AMENDING THE VILLAGE CODE, CHAPTER 14, WATER SERVICE CHARGES, TO CHANGE SECTION 14-15 DISONNECTION AND SECTION 14-16 LIEN-NOTICE DELINQUENCY

WHEREAS, the Village Board of the Village of Mapleton has the authority to enact such regulations as it deems are in the best interest of public health and welfare; and

WHEREAS, the Village Board of the Village of Mapleton deems it to be in the best interests of the Village to change provisions regarding Chapter 14, Water Service Charges specifically; to change Section 14-15 and Section 14-16.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MAPLETON, PEORIA COUNTY, ILLINOIS AS FOLLOWS:

Section 1. The foregoing recitals are hereby incorporated herein as though fully set forth.

Section 2. The following Chapter 14, Water Service Charges of the Mapleton Village Code is hereby amended to read as follows:

Section 3. A. Chapter 14, Water Service Charges, Section 14-15 will read as follows:

“DISCONNECTION FOR FAILURE TO PAY: In addition to the other remedies contained in this Chapter, if the balance due for such service is not paid by the first of the month after the rendition of the bill for such services, any and all owner(s) of record for the property to which service was rendered shall receive a copy of this Section and a NOTICE OF INTENDED WATER DISCONNECTION (set forth below) via U.S. Mail.

See 2018-04-11-01

NOTICE OF INTENDED WATER SERVICE DISCONNECTION

ADDRESS OF PROPERTY SERVED: _____

ACCOUNT NUMBER FOR PROPERTY SERVED: _____

DATE OF MAILING: _____

SHUT OFF DATE: _____

SHUT OFF READ: _____

YOU ARE HEREBY NOTIFIED THAT YOUR WATER CHARGES FOR THE ABOVE ACCOUNT ARE DELINQUENT IN THE AMOUNT OF \$ _____

PLUS PENALTIES, INTEREST OR LATE CHARGES IN THE AMOUNT OF

\$ _____. YOUR WATER SERVICE WILL BE DISCONNECTED UNLESS YOU EITHER:

1. MAKE FULL PAYMENT OF THE ABOVE CHARGES WITHIN TEN CALENDAR DAYS OF THE DATE OF NOTICE, OR;

2. CONTACT VILLAGE HALL, 8524 W. MAIN STREET, MAPLETON, ILLINOIS 61547, AT (309) 697-0137 OR THE WATER CHAIRMAN, AT (309) 229-8700 WITH THE OPPORTUNITY TO PRESENT YOUR SIDE OF THE CASE TO THE VILLAGE ADMINISTRATOR IN ACCORDANCE WITH SECTION 14-16. UNLESS THE VILLAGE ADMINISTRATOR CANCELS THE SHUT-OFF, THE SHUT-OFF OF YOUR WATER SERVICES MAY OCCUR ANYTIME AFTER YOUR SCHEDULED OPPORTUNITY TO PRESENT YOUR SIDE OF THE CASE.

THE WATER BILL IS DUE ON THE 20TH OF THE MONTH. A PENALTY WILL BE ADDED IF PAYMENT IS RECEIVED LATER. ACCOUNTS NOT SETTLED BY THE FIRST OF THE MONTH WILL BE DISCONNECTED ON THAT DAY. A TURN ON FEE OF \$50.00 WILL BE ADDED, IF WATER SERVICE IS DISCONNECTED. THE TOTAL DUE INCLUDING PAST DUE AMOUNT, FEES, AND PENALTIES WILL NEED TO BE PAID PRIOR TO WATER SERVICE TO BEING RESUMED. SERVICE WILL BE TURNED BACK ON AS SOON AS PRACTICALLY POSSIBLE.”

B. Chapter 14, Water Service Charges, Section 14-16 will read as follows:

“The customer shall have seven (7) days from the date of such Notice to request an opportunity to present his, her or its case to the Village Administrator as to why water service should not be disconnected. After the expiration of such seven (7) day period, if no request has been made, then the Village may place a lien on the property and institute foreclosure proceedings as provided as provided under certain provisions of the Illinois Mortgage Foreclosure Law, 735 ILCS 5/15-1101 *et seq.*, (hereinafter referred to as “IMFL”) or any other applicable law as may be enacted from time to time by the Legislature of the State of Illinois. In the event the Village prevails in such mortgage foreclosure action, the owner(s) of record shall be jointly and severally liable for interest accrued on the unpaid balance in the amount of five percent (5%) per annum, and any and all costs of suit, including attorneys fees, court costs, appraisal fees, title insurance or abstract costs, broker fees and other reasonable expenses incurred in obtaining payment of the balance due.”

Section 4. Effective date. This ordinance shall be in full force and effect from and after ten (10) days following its passage, approval and publication as required by law.

PASSED AND APPROVED, this 13th day of June, 2017.

APPROVED:



Carl Bishop, Village President

yea - 4
no -
ABSENT - 3

ATTEST:



Carolyn Kelly, Village Clerk

Published in pamphlet form in my office this 13th day of June, 2017.



Carolyn Kelly, Village Clerk