

## ORDINANCE NO. 2014-19

### AN ORDINANCE AMENDING SECTION 74-104, EMERGENCY DISCONNECTIONS AND PAYMENTS FOR RECONNECTION OF THE CODE OF ORDINANCES OF THE VILLAGE OF CHERRY VALLEY, ILLINOIS, DIVISION 3, SERVICE PIPES AND CONNECTIONS

WHEREAS, periodically, situations occur within the Village that are emergencies that require the Public Works Department to shut off and/or disconnect water services to properties serviced by the Village Water System; and

WHEREAS, if such emergencies require the Village to shut off or disconnect the water supply, the Village ordinances currently do not allow the Village to recover its costs for the shut off or disconnection and the reconnection to the Village Water System once the emergency has been resolved; and

WHEREAS, the Board of Trustees wish to enact a fee to be charged to the owner or mortgagee which must be paid prior to the Village reconnecting the property to the Village Water System after it was shut off or disconnected because of emergency circumstances;

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Cherry Valley, Illinois, as follows:

SECTION 1: The Code of Ordinances for the Village of Cherry Valley, Illinois, shall and hereby is amended to add Section 74-104, Emergency Disconnections and Payments for Reconnection.

SECTION 2: Section 74-104 of the Village Code of Ordinances shall read as follows:

- (a) In the event of an emergency, such as a leaking water connection within a building which is serviced by the Village Water System, the Public Works Director and/or his agents or any employee of the Village, may enter the premises if necessary to shut off and/or disconnect the water service to the building.
- (b) In the event that the Village is required to shut off and/or disconnect the water service to any building serviced by the Village Water System, after the abatement of the emergency, and prior to the Village reconnecting the building to the Village Water System, a fee of \$50.00 shall be paid for reconnecting the water system.
- (c) All reconnections to the Village Water System that occur between 8:00 a.m. and 3:00 p.m., Monday through Friday, shall pay the fees stated in the above paragraph. The customer, owner of the premises and/or occupant

shall be charged and shall pay three times the normal connection fee stated in subsection (b) above should the reconnection occur at a time other than between 8:00 a.m. and 3:00 p.m. Monday through Friday.

- (d) In addition to any reconnection fee, if the water meter is damaged as the result of negligence of the owner, occupant or mortgagee, the responsible party will pay to the Village for a new water meter prior to reconnection to the water system.
- (e) Any payment made pursuant to this Section shall be in cash, money order, credit card, or certified funds.

SECTION 2: This Ordinance shall be in full force and effect from after its passage, approval, and publication in pamphlet form as provided by law.

PASSED UPON MOTION BY: NANCY BELT

SECONDED BY: SALLY HOLLEMBEAK

BY ROLL CALL VOTE THIS 2ND DAY OF SEPTEMBER, 2014

AS FOLLOWS:

VOTING "AYE": STEPHEN APPELL, NANCY BELT, SALLY HOLLEMBEAK,  
JOANN HUDSON, GARY MAITLAND AND DAVID SCHROEDER

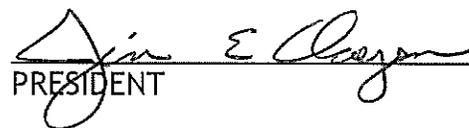
VOTING "NAY": NONE

ABSENT, ABSTAIN, OTHER: NONE

ATTEST:

APPROVED SEPTEMBER 2, 2014

  
CLERK

  
PRESIDENT