

CHAPTER 19: CONNECTION PERMITS - ASSESSMENT OF CHARGES

Flagg Creek Water Reclamation District - Connection Permits - Assessment of Charges

CHAPTER 19: CONNECTION PERMITS - ASSESSMENT OF CHARGES

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' 19-1.01 GRANT OF POWERS.

Pursuant to the powers granted in 70 ILCS 2405/7, the District has the authority to charge and collect a fair and reasonable charge for connection to its system in addition to those charges covered by normal taxes, for the construction, expansion and extension of the works of the system, the charge to be assessed against new or additional users of the system and to be known as the connection charge. Such construction, expansion and extension of the works of the system shall include proposed or existing collector systems and may, at the discretion of the District, include connections by individual properties. The charge for connection shall be determined by the District and may equal or exceed the actual cost to the District of the construction, expansion or extension of the works of the system required by the connection. The funds thus collected shall be used by the Sanitary District, for its general, corporate purposes with primary application thereof being made to the necessary expansion of the works of the system to meet the requirements of new users.

(Ord. 739, passed 1-17-2002)

' 19-1.02 BACKGROUND.

(A) Sampling method - equivalent family unit comparison: actual water meter readings of a representative sample of single-family residences in the District has indicated that the average daily water use of a single-family residence is 268 gallons per day.

(B) The District shall amend the aforesaid gallons per day, from time to time, as is required to be accurate by resolution of the Board of Trustees.

(Ord. 537, passed 5-28-1981; Ord. 543, passed 6-11-1981; Ord. 739, passed 1-17-2002)

' 19-1.03 DECLARATION OF EQUALITY OF EFFLUENT FLOW TO METERED WATER FLOW.

For the purposes of this Ordinance 739, water flow into a building and sewer effluent from a building, as measured by water meter, shall be deemed to be equal on a gallon for gallon basis. Notwithstanding said declaration, the Trustees are fully aware that, as a result of storm water inflow and combined sewers within the District, the District treats sewage far in excess of the number of gallons of flow for which users can be billed.

(Ord. 739, passed 1-17-2002)

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' 19-1.04 ESTABLISHMENT OF POLICY.

The Board of Trustees of the District hereby establishes the following policies.

(A) No person, corporation, partnership (limited or otherwise), limited liability company, school district, religious organization or municipal corporation through its agents shall connect any building, structure or building complex or sewer extension to the sewage system of the District or one which is tributary to the works of the system unless and until:

(1) In the case of a building, structure or building complex not already connected to the District system, until the composite connection charge has been assessed, paid and a connection permit has been issued;

(2) In the case of a building, structure or building complex already connected to the District system under a valid connection permit, where the owner or occupant of a building, structure or building complex desires to modify the plumbing system within a building or converts, modifies, changes or in any way increases the intensity of the use within the building, structure or building complex or extends to adjacent space in other buildings, thereby increasing the burden to the District by increasing the flow emanating from such building to a quantity in excess of the flow limit specified in the existing permit or in the application for such permit and in the case of other than single-family residential users, the resolution of the Board of Trustees establishing the composite connection charge, or in any other manner, including, but not limited to, commencement of discharge of industrial waste; increases the burden upon the District beyond that specified in the last connection permit which was issued by the District until a new composite connection charge has been assessed, paid and a modified connection permit has been issued; and

(3) In the case where a developer seeks to install a sewer extension under a sewer extension permit, until a sewer extension permit is issued.

(B) In all cases prior to the issuance of a connection permit for any building structure or building complex, the District shall determine:

(1) The adequacy of capacity and suitability for connection of the building sewer of the building, structure or building complex to such sewer system;

(2) The flows theretofore committed to the sewer line to which the connection is sought and the remaining capacity in such sewer system and its several constituent parts;

(3) The flows which the building/structure or building complex sought to be connected or modified will generate, or in the case of a supplementary permit, the anticipated flow beyond the amount for which the last connection permit was issued by the District or where the permittee is then in violation of the existing permit as a result of actual flow beyond the amount for which the last connection permit was issued by the District; and

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(4) The maximum flow limitations established with the permittee or others by agreement or, if there is no agreement, by the Code of Laws of the District.

(C) Prior to the consideration of issuance of a connection permit if one is to be issued, in order to assure the District that the building sewer will be installed and/or modified to handle the flows and that the proper connection charge shall be paid in accordance with District ordinances, rules and regulations, the plans and specifications for such building or modification, conversion of said building and the flow information of the equipment to be installed within the building or structure and/or the plans for any sewer extension shall be reviewed by the District staff together with a review of existing and committed loads to the system prior to issuance of the connection permit. After issuance of the connection permit, an inspection of the construction of the building sewer and the facilities installed in the building, structure or building complex and/or sewer line shall be made by District Inspectors.

(D) There shall be no commencement of construction of the building or of connection to the District system without a payment of the composite connection charge and issuance of a proper connection permit.

(E) (1) There shall be no discharge of flows into the District system beyond that for which a connection permit has theretofore been issued. In the event that, without notice to the District or without application for additional permitted discharge beyond that for which there is an existing permit issued for the building or complex, the permittee increases the flow from the building or complex beyond that heretofore permitted the District shall have the right to demand and obtain information from the user or building owner as if the building were not yet connected and were seeking connection.

(2) Failure of a user or building owner to properly and accurately respond to the request for information shall constitute a violation of this Ordinance and shall be adequate grounds for disconnection.

(F) The District shall collect a fair and reasonable charge for issuance of a connection permit authorizing connection to its system in addition to those charges covered by normal taxes, for the construction, expansion and extension of the works of the system, the charges to be assessed against new or additional users of the system (including users who have previously paid a connection charge, but who are using or are seeking to use capacity beyond that for which they have paid a connection charge). Such charges shall be comprised of the amounts calculated to be the cost of the replacement of the several constituent parts of the works of the system which the building or structure will use and the cost of plan review, inspection and legal fees for any legal work relating thereto and such charge shall be known as the composite connection charge. The composite connection charge shall be calculated as set forth below.

(G) (1) Where property is connected to the District's sewage system but the District has no record of a permit previously having been issued for the property, the user shall make an application for a connection permit. Upon application, the Executive Director shall make a determination whether there is a valid reason why there is no permit for the property, or whether the property may have been connected to the works of the District without authorization. In making that determination, the Executive Director shall consider:

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- (a) Whether a permit previously may have been issued, but the permit has been lost;
 - (b) Whether the property reasonably appears to have been connected to the District's sewer system prior to the District's issuance of connection permits in 1931;
 - (c) Whether the sewer connection was made with authorization, and the property subsequently was annexed to the District;
 - (d) Whether the sewer system to which the connection was made subsequently was purchased by the District, or otherwise was made a part of the District's operations; or
 - (e) Whether there is other valid information that would make it more probable than not that the sewer connection originally was made in a legal manner.
- (2) The Executive Director's recommendation shall be forwarded to the District's Board of Trustees for consideration as to the amount of the composite connection charges to be paid, as set forth herein.
- (3) Where the District becomes aware that a commercial user or structure is connected to the works of the system, but does not have a validly issued permit, and it is believed that the connection was made without authority, then, in that case, the estimated amount of water usage for the property shall be used to calculate the composite connection charge. All composite connection charges must be paid before a composite connection charge permit is issued. If the user fails or refuses to pay the charges, then the District shall issue an order to cease and desist from any further sewer discharges, and may pursue such enforcement as is necessary to prohibit future discharge.
- (4) Where the District becomes aware that a commercial structure is connected to the works of the system, and does not have a validly issued permit, but it is not believed that the connection was made without authority, the Board of Trustees may authorize composite connection permit charges, up to but not greater than those calculated based upon the most recent, operational, 12-month average water usage for the property, or the estimated water usage for the property, whichever is lower. However, notwithstanding the foregoing to the contrary, if the most recent, operational, 12-month average water usage, or the estimated water usage for the property is less than one equivalent home (one EQH), then the composite connection charge shall be based upon one EQH. Any subsequent increases in water usage are subject to charges as set forth in the District's ordinances, including a plant charge, interceptor charge and lift station charge. Regardless, whether any other composite connection charges are paid, in all cases, the user will be required to pay any appropriate fees.
- (5) The District may order the user to have a television inspection made of his or her service lateral, and transmit a video tape or disc of that television inspection to the District for review. If the television inspection discloses multiple connections, or that the service lateral requires repair or replacement, or other corrective work, such work must be performed before a permit will be issued. (Ord. 739, passed 1-17-2002; Ord. 876, passed 9-26-2014; Ord. 876, passed 12-19-2014)

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' 19-1.05 ASCERTAINMENT OF EXPECTED FLOW - SUBMITTED MATERIALS - AMENDMENTS - VERIFICATIONS - ADJUSTMENT OF CHARGES.

(A) To calculate the anticipated sewage flow per square foot of the building, structure or building complex, in addition to referring to District statistics gathered by the District from billing records of the District for the proposed user or from other users with similar facilities, the Director may consult the I.C. treatise Allinois Recommended Standards for Sewage Works@ schedule entitled AQuantities of Sewage Flows for Miscellaneous Type Facilities@.

(B) For the purposes of determining square foot areas of a building for which application for permit is made, the District may rely upon the set of architect=s or engineer=s drawings submitted with the permit application. The calculations of the area of the structure or building shall be on the basis of the usable space excluding stairways and elevator shafts.

(C) If, at any time after, including after issuance of permit, any documentation (including, but not limited to, drawings, plans, narrative description and the like regarding gross floor area, estimated flow) is amended, said amendments shall be promptly delivered to the District by the applicant, user or permittee and the District shall, based upon said additional information and any additional information which may become known to the District, including, but not limited to, meter readings, assess an additional composite connection charge. Any such charge shall be paid within 60 days after the information becomes available to the District and written notice of the additional chargers given to the permittee.

(D) In the event that the structure or building dimensions after completion vary from those set forth on the plans, which were the basis for the issuance of the connection permit, the District shall have the right to re-measure the building and re-calculate the composite connection charge. The charge for the cost of re-measuring shall be added to the revised composite connection charge, if any, otherwise added to permittee=s next bill for the sewer service charge.

(Ord. 739, passed 1-17-2002)

' 19-1.06 ASCERTAINMENT OF ANTICIPATED BUILDING USE - RESOLUTION FIXING CHARGE.

In determining the nature of the expected actual use of a building, the District shall ascertain from the plans and any other information available to it, the intended nature of the occupancy of the building. For non-single-family residential buildings, the Executive Director of the District shall, from such information as is available to the Executive Director from submissions from the applicant as well as from District records, make a recommendation to the Board of Trustees as to the percentage of the building which will be utilized for each such purpose and the Board of Trustees shall establish, by resolution, the composite connection charge.

(Ord. 739, passed 1-17-2002)

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' 19-1.07 ASSESSMENT OF CHARGES - METHOD OF AMENDING AMOUNTS OF THE CONSTITUENT PARTS OF THE CHARGE.

(A) In all cases, the description of the several parts of the composite connection charge set forth below shall be as defined in the Code under Chapter 1.

(B) The Board of Trustees hereby declares that a charge is hereby established and shall be assessed to all applicants for a permit authorizing connection to the District works of the system and those users (building, structure or complex) which are already connected to the system which for one of many reasons herein set forth may require a supplementary or amended permit and such charge shall be known as the composite connection charge.

(C) The composite connection charge shall be comprised of the constituent parts as set forth below and the charge to the applicant for connection permit or modified or supplementary connection permit shall be the sum total of the several amounts calculated in accordance with those provisions below which are applicable, as ascertained from the applicant's permit application as originally submitted or as amended, together with other pertinent information obtained by the District as a result of District experience, reference to treatises on the subject of anticipated sewage flow, or from outside knowledge or in the case of supplementary permits, from flow data from the District's billing records.

(D) For all buildings, structures or building complexes, other than single-family residences, the charge shall be established by resolution of the Board of Trustees.

(E) At any time hereafter, the Board of Trustees shall have the power to amend the dollar amount of any portion of the composite connection charge hereinafter set forth, by resolution enacted by a majority vote of the Trustees on a roll call vote. No public notice shall be required, but, in the discretion of the Board of Trustees, public notice may be given of the date and time of any meeting where a composite connection charge increase is to be considered.

(Ord. 739, passed 1-17-2002)

' 19-1.08 REANALYSIS OF USE AFTER FULL OCCUPANCY OR AFTER FLOWS EXCEED THE PERMITTED FLOW - DISTRICT'S ASCERTAINMENT OF EXCESS FLOW.

(A) The Code of Laws of 1980, ' 19-1.08, enacted April 24, 1980, states Aone year after full occupancy of any non-residential building or structure is achieved, a reanalysis shall be undertaken to ascertain the correctness of the original amounts@ (referring to the composite connection charge). Similar language appears on the connection permit and the permittee is directed to notify the District when such Afull occupancy has been attained@. To the date of the enactment of this Ordinance 739, no permittee has so advised the District. Without waiving any rights which the District was granted by ' 19-1.08, as originally enacted in 1980, the District again hereby imposes upon the permittee, owner and/or user the responsibility of maintaining a sewage effluent flow within the limits of the connection permit heretofore issued under the provisions of Chapter 19. (Flow in excess of the 3,000 GPDPA flow limitation specified in Chapter 11 is addressed in Chapter 12.)

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(B) The permittee shall have the duty to notify the District at the latest of:

(1) Sixty days after one year has expired subsequent to the date on which the building, or complex has reached full occupancy; or

(1) Sixty days after the effective date of this Ordinance 739 if the building or complex has heretofore reached full occupancy.

(C) The District shall continue to have the right, established in 1980, to recalculate and further assess composite connection charges for flows which exceed the flows authorized by the latest connection permit which has been issued for the building or complex.

(D) The permittee shall, in the future, have a similar duty to notify the District within 60 days after the average flow for any successive year has exceeded the permitted flow.

(E) Upon such notification by the permittee, the District shall undertake to make the analysis necessary to ascertain the correctness of the information upon which the permit was issued for the purpose of assessing any additional charge pursuant to the sections below.

(F) The District is in the process of upgrading its computer program and system and at any time hereafter the District ascertains from its billing records that the average flows emanating from the building, structure or building complex have exceeded the permitted flows for any successive year after the latest connection permit was issued, the District shall proceed as set forth in ' 19-1.09. The date of the permit shall constitute the beginning of each successive year.

(G) The District shall notify the permittee in writing of such circumstance and request the permittee to provide such information as may be relevant relating to the flows for which no permit has been issued. (Ord. 739, passed 1-17-2002)

' 19-1.09 PERMITTEE=S VOLUNTARY NOTICE TO THE DISTRICT OF VIOLATION OF FLOW LIMITS - OPPORTUNITY TO CORRECT - ASSESSING REVISED COMPOSITE CONNECTION CHARGE - ADDITIONAL CONNECTION CHARGES DUE - WHEN PAID - SUPPLEMENTAL PERMIT TO BE ISSUED - EXCESS FLOW SURCHARGE.

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(A) In the event that information presented by the permittee indicates that the permittee is exceeding the permitted flow (but not in excess of the ' 11-1.02 3,000 gallons per day per acre limit, which is regulated by Chapter 12) or that the chemical consistency of the effluent is not within the limits established by the Code of Laws, as amended, or the specifications of the connection permit, the District staff shall make a recalculation of the composite connection charge based on such information and shall inform the permittee of such information and give the permittee an opportunity to bring the building flow and/or constituency into compliance with the then existing connection permit. If the permittee elects not to attempt to bring the flow within the authorized limitation or fails to do so within 180 days, the Board of Trustees shall enact a resolution establishing an additional composite connection charge for said building, structure or building complex, based upon the then current rates for flow (but not in excess of the 3,000 GPDPA limit) and effluent constituency and the permittee shall be informed in writing that the additional composite connection charge is immediately due and payable.

(B) If there is an assessment of an additional composite connection charge upon payment of the charge by the permittee, the then existing connection permit shall be superseded by a new connection permit reflecting the modified authorized flow or constituency.

(C) If the assessment of the additional charge is based upon information obtained by the District and not voluntarily provided by the permittee, the permittee shall have the same opportunity to bring the building flow and/or constituency into compliance with the then existing connection permit. When the dollar amount of the new connection permit is calculated, there shall be a 10% surcharge added to the additional composite connection charge as a result of the failure of the permittee to notify the District of the un-permitted flow. The permittee shall pay any additional composite connection charge or arrange a payment schedule within 30 days after notice thereof. In default of payment or arrangement of a payment schedule, the connection of the building, structure or building complex shall become an illegal connection and the District may commence disconnection proceedings.

(D) In all cases after the District has received notice or knowledge of any permittee=s or user=s flow in excess of the permitted flow and has notified the permittee in writing of the violation of the permitted flow, until such excess flow is reduced to the permitted flow, or the permitted flow is increased in the manner provide for herein, the District shall add an excess flow surcharge to the sewer service charge bill in the amount as follows.

(1) If the excess flow exceeds 5%, but not 10% of the permitted flow, a 100% surcharge shall be added to the bill.

(2) If the excess flow exceeds 10%, but not 30% of the permitted flow, a 200% surcharge shall be added to the bill.

(3) If the excess flow exceeds 30% of the bill, a 500% surcharge shall be added to the bill.

(E) At such time as the flow is brought within the permitted amount, the excess flow surcharge shall cease.

(F) If the user has been found to be in violation of Chapter 12 and the Chapter 12 excess flow

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surcharge has become operational and remains in effect, the foregoing shall not be applied so long as the Chapter 12 excess flow surcharge is in effect.

(G) If any sewer service charge bill which includes a surcharge is not paid within 30 days of mailing, the District may proceed with disconnection of the building, structure or complex from the District system.

(Ord. 739, passed 1-17-2002)

' 19-1.10 BASIC INTERCEPTOR CHARGE.

The basic interceptor charge is \$1,400 per equivalent home (EQH). One *EQH* is defined as 350 gallons per day (GPD). The charge for each single-family dwelling (SFD) is one EQH.

(Ord. 537, passed 5-28-1981; Ord. 543, passed 6-11-1981; Ord. 727, passed 4-19-2001; Ord. 735, passed 12-13-2001; Ord. 736, passed 12-17-2001; Ord. 739, passed 1-17-2002; Ord. 754, passed 5-1-2003; Ord. 773, passed 4-22-2004; Ord. 787, passed 4-21-2005; Ord. 801, passed 4-27-2006; Ord. 810, passed 4-26-2007; Ord. 819, passed 4-24-2008; Ord. 830, passed 4-30-2009; Ord. 838, passed 4-29-2010; Ord. 838, passed 9-29-2017; Ord. 838, passed 3-27-2020)

' 19-1.11 ADJUSTMENT OF INTERCEPTOR CHARGE - SURCHARGE.

The Board of Trustees shall have the power to make exception to the interceptor portion of the composite connection charge and increase the charge in any case where the actual cost of the interceptor to which the building, structure or building complex or other structure will connect becomes known to the District, and the charge calculated, considering such cost, varies by more than 5% from the charge calculated as set forth herein. The Board shall also have the power to assess an interceptor surcharge if, after a Chapter 12 variation hearing, the District grants authority to exceed normal flow limitations. Any deviation from the ' 19-1.10 charge shall require a resolution to be enacted by a majority vote of the Trustees at a duly constituted meeting of the Board of Trustees.

(Ord. 739, passed 1-17-2002)

' 19-1.12 LATERAL CHARGE.

(A) There shall be an additional connection charge chargeable to any parcel of real estate connecting to a lateral sewer which was installed by a voluntary contribution or by special assessment or, if the lateral sewer was installed by a developer who entered into a recapture agreement with the District, if the owner or former owner of such parcel of land made no voluntary contribution, the parcel was not taxed in a special assessment proceeding or the applicant or the former owner has not paid the recapture amount as is determined by the recapture agreement.

(B) Such charge shall be equal to the proportionate costs of said lateral sewer system attributable to a parcel of like size and situation as established by the special assessment proceeding, if any, or, in absence thereof, by resolution of the Board of Trustees or in the case of a recapture agreement by the

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terms thereof.

(C) Such charge shall be paid in full upon application for connection permit, but in case of financial need, as determined by the Board of Trustees upon hearing the request from a petitioner for installment payments, may be permitted to be paid in installments not to exceed five annual installments. If arranged to be paid in installments, there shall be additional charges of 1.5% per month plus \$250 and legal administrative fees added to the charge and the entire additional charge, including interest and legal administrative fees shall be paid in advance. The principal amount of the connection charge plus interest shall be paid in equal annual installments as directed by the District, but not more than five annual installments. In the case where the District permits installment payments, the applicant shall, at the applicant's own expense, provide a current letter of commitment on title from a state title insurance company and the legal title holder, as indicated thereon, shall execute a deferred payment lien agreement and such lien agreement shall be recorded in the recorder's office in the county where the parcel is situated and the title commitment shall be brought down to the date of recording. Prior to the issuance of the connection permit, said title commitment must show the deferred lien agreement as a valid exception on title.

(D) In the event of the failure to pay the payments provided for in such deferred lien agreement, the District shall have the right to disconnect such parcel from the system in accordance with the disconnection provisions of this Ordinance 739. The District may, in the alternative, foreclose the lien of the deferred payment lien agreement in like manner as a mortgage foreclosure.

(E) Lateral charges are established, from time to time, as lateral sewers are installed in the District system. In cases where the lateral sewers are installed by special assessment and the property which seeks to connect has paid no portion of the assessment, the charge shall be the average charge calculated for the 10,000 square foot parcel of land based upon an analysis of the District staff of the current cost of replacement of the lateral and the parcels served. The assessment shall take into consideration the number of potential users for said lateral and shall be based one-half upon frontage and one-half upon area.
(Ord. 739, passed 1-17-2002)

' 19-1.13 ADJUSTMENT OF LATERAL CHARGE - SURCHARGE.

The Board of Trustees shall have the power to make exception to the lateral portion of the composite connection charge and increase the charge in any case where the actual cost of the lateral to which the building, structure or building complex will connect becomes known to the District, and the charge calculated, considering such cost, varies by more than 5% from the charge calculated, as set forth hereinabove. The Board shall also have the power to assess a lateral surcharge if, after a Chapter 12 variation hearing, the District grants authority to exceed normal flow limitations. Any deviation from the ' 19-1.12 charge shall require a resolution to be enacted by a majority vote of the Trustees at a duly constituted meeting of the Board of Trustees.
(Ord. 739, passed 1-17-2002)

' 19-1.14 INSPECTION CHARGE - CONNECTION.

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(A) Inspection fee for new connections: \$175 per connection. The inspection fees for repairs and disconnections will be \$175.

(B) In those circumstances where a single-family residence is demolished, destroyed or otherwise removed and replaced with a new structure, a credit of one EQH will be provided to the new structure and application must be made for any and all permits required by District ordinances; and further, the new structure is subject to inspection, compliance with District ordinances and payment of an inspection charge.

(Ord. 625, passed 6-13-1985; Ord. 727, passed 4-19-2001; Ord. 735, passed 12-13-2001; Ord. 736, passed 12-17-2001; Ord. 739, passed 1-17-2002; Ord. 754, passed 5-1-2003; Ord. 761, passed 12-18-2003; Ord. 773, passed 4-22-2004; Ord. 787, passed 4-21-2005; Ord. 801, passed 4-27-2006; Ord. 810, passed 4-26-2007; Ord. 819, passed 4-24-2008; Ord. 830, passed 4-30-2009; Ord. 838, passed 4-29-2010; Ord. 838, passed 9-29-2017; Ord. 838, passed 3-27-2020)

' 19-1.15 BASIC SEWAGE TREATMENT PLANT CHARGE.

(A) The basic sewage treatment plant charge is \$1,500 per EQH.

(B) All new commercial and residential connections, increase in discharge from a commercial user and reconnections that are tributary to a lift station shall be subject to a \$200 charge per EQH per lift station. For example, if a user is tributary to two lift stations, then the lift station charge per EQH will be \$400; if the property is tributary to three lift stations, the charge per EQH will be \$600.

(C) Commercial properties that connect to District infrastructure using greater than one EQH will be assessed composite connection charges in multiples of one EQH. For example, a property that discharges 700 gallons per day will be assessed a basic interceptor charge of \$2,800, a basic sewage treatment plant charge of \$3,000 and a lift station charge (if applicable) of \$400.

(D) Multi-family buildings that connect to District infrastructure will be assessed composite connection charges based upon the criteria set forth in paragraph seven of the state=s Environmental Protection Agency (EPA) instructions for fast track service connection permit application. **ONE PERSON**, as set forth in the IEPA instructions, is defined by District ordinances as equal to one population equivalent (PE), which is 100 GPD. In calculating the composite connection charges, assuming, for example, a multi-family building containing three one-bedroom units, and three two-bedroom units, and further assuming a plant charge of \$1,500, an interceptor charge of \$1,400 and a lift station charge of \$200, the composite connection charge would be calculated as follows:

Three one-bedroom units x 150 GPD =	450 GPD
Three two-bedroom units x 300 GPD =	900 GPD
Total	1,350 GPD

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1,350 GPD/350 (1 EQH) =	3.86 EQH
\$1,500 x 3.86 EQH =	\$5,790 plant charge
\$1,400 x 3.86 EQH =	\$5,404 interceptor charge
\$200 x 3.86 =	\$772 lift station charge
Total	\$11,966

(Ord. 537, passed 5-28-1981; Ord. 543, passed 6-11-1981; Ord. 727, passed 4-19-2001; Ord. 735, passed 12-13-2001; Ord. 736, passed 12-17-2001; Ord. 739, passed 1-17-2002; Ord. 754, passed 5-1-2003; Ord. 773, passed 4-22-2004; Ord. 787, passed 4-21-2005; Ord. 801, passed 4-27-2006; Ord. 810, passed 4-26-2007; Ord. 819, passed 4-24-2008; Ord. 830, passed 4-30-2009; Ord. 838, passed 4-29-2010; Ord. 838, passed 9-29-2017; Ord. 838, passed 3-27-2020)

' 19-1.16 SPECIAL FACILITIES CHARGE.

(A) The special facilities portion of the composite connection charge shall be as promulgated for a particular special facility by the Trustees, from time to time. In absence of a special enactment, the charge shall be \$100 for each equivalent family unit.

(B) The special facilities charges for facilities hereafter installed shall be declared, from time to time, by this Board of Trustees by resolution. Where, prior to the enactment of this codification, a special facilities charge has been established, it shall remain in effect.

(Ord. 739, passed 1-17-2002)

' 19-1.17 INTERCEPTOR CONTRIBUTION CHARGE - SURCHARGE.

(A) There shall be an additional connection charge chargeable to any parcel of real estate connecting to an interceptor sewer which was installed by a voluntary contribution or by special assessment or, if the lateral sewer was installed by a developer who entered into a recapture agreement with the District, if the owner or former owner of such parcel of land made no voluntary contribution, the parcel was not taxed in a special assessment proceeding or the applicant or the former owner has not paid the recapture amount as is determined by the recapture agreement.

(B) Additional interceptor contribution charges may also be established, from time to time, as sewers are installed in the District system with District special or general funds. In cases where such sewers are installed and the property which seeks to connect has paid no portion of the cost, the charge shall be the average charge calculated for a parcel of land equal in size to the connecting parcel actually determined by comparison. The assessment shall take into consideration the number of potential users for said Interceptor and shall be based one-half upon frontage and one-half upon area.

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(C) The Board of Trustees shall have the power to make exception to the interceptor contribution charge portion of the composite connection charge and increase the charge in any case where the actual cost of the interceptor to which the building, structure or building complex will connect becomes known to the District, and the charge calculated, considering such cost, varies by more than 5% from the charge calculated as set forth hereinabove. The Board shall also have the power to assess such a surcharge if, after a Chapter 11 variation hearing and Chapter 12 application, the District grants authority to exceed normal flow limitations. Any deviation from the ' 19-1.12 charge shall require a resolution to be enacted by a majority vote of the Trustees at a duly constituted meeting of the Board of Trustees.
(Ord. 543, passed 6-11-1981; Ord. 739, passed 1-17-2002)

' 19-1.18 CONVERSION CHARGE.

There shall be an additional composite connection charge due and payable for conversion of a use from one of a lesser intensity to a greater intensity based upon the difference in intensity of use from that previously connected and the charge shall be made at time of conversion if the permittee makes application therefor. If no application is made, the charge shall be made when the District discovers that a conversion has been made. The amount thereof shall be calculated in the same manner as if the permit application were being made for a new structure based upon the additional intensity of use required by the conversion.

(Ord. 739, passed 1-17-2002)

' 19-1.19 PLAN REVIEW AND OTHER DISTRICT CHARGES AND DEPOSITS RELATED TO CONNECTION PERMITS, PERMITTED FLOW AND MISCELLANEOUS CHARGES.

The rates as set forth below shall apply until amendment by ordinance or resolution of the Board of Trustees or by adjustment by application thereto of the regular annual inflation increases authorized by the Board of Trustees, as set forth in the annual fiscal budget adopted by the Board. A current summary of such charges shall be prepared after each modification for convenience purposes.

(Ord. 735, passed 12-13-2001; Ord. 739, passed 1-17-2002; Ord. 761, passed 12-18-2003)

' 19-1.19(a) SCHEDULE OF HOURLY RATES AND ADMINISTRATIVE CHARGES.

The following schedule of hourly rates and administrative charges is hereby adopted for use in connection with the charges set forth below:

(A) The District hereby establishes the rate schedule for use in the calculation of any fees or charges which are hereafter established by the District concerning inspection charges, reviews of plans, submission of plans to the state=s Environmental Protection Agency for time expended upon behalf of any applicant or other person for time expended by staff persons.

<i>Staff Hourly Rate Schedule</i>

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<i>Staff Hourly Rate Schedule</i>	
Director	\$100 per hour
District engineer	\$75 per hour
District Inspector	\$60 per hour
Other staff persons	\$50 per hour
District attorney	\$200 per hour

<i>Administrative Charges</i>	
Copy costs: 8 1/2 x 11 11 x 17	\$0.025 per page \$0.50 per page
Postage at stamp cost	
Recording fees at cost	

(B) Administrative costs shall be added where required to defer District=s expenses incurred as a result of any action taken in regard to the functions expressed herein.
(Ord. 761, passed 12-18-2003)

' 19-1.20 LEGAL FEES - REVIEW, CONFERENCE.

Any legal fees incurred by the District for conferences with applicants, preparation of or review of documents required in conjunction with any plan review, inspection or connection, annexation or agreement between the District and the applicant shall be paid by the applicant prior to issuance of a connection permit. Prior to preparation of any such required documents, a deposit must be made with the District in the District=s estimated amount of the cost which it will experience as a result of legal fees in such matter. The hourly rates for Ain-house@ counsel shall be per District staff hourly rate schedule as adjusted from time to time.

(Ord. 739, passed 1-17-2002; Ord. 761, passed 12-18-2003)

' 19-2.01 SEGMENTATION OF PAYMENT.

The calculation and payment of the composite connection charge may be segmented as follows: the initial installment being the plan review charge and the second installment, if and when the project proceeds to construction for a sewer extension, being the sewer extension charge and the inspection charge. No segmentation shall be made of the remaining portions of the composite connection charge and no connection of a structure or building shall be, directly or indirectly, made to the works of the system until the entire balance of the composite connection charge shall have been paid in advance, except in the case where a deferred payment lien agreement is authorized by the Board of Trustees,

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providing for full payment of the amount of the charge, interest and legal administrative fees and such agreement is executed by the owners and the District and is recorded as a lien upon the land as set forth below and such lien shows upon a current letter of commitment on title delivered to the District in the same manner as is set forth in ' 19-1.12.

(Ord. 739, passed 1-17-2002)

' 19-2.02 MANNER OF ENTRY - CONTRACT.

The President of the District and the Executive Director shall have authorization to enter into agreements between delayed payment applicants and the District providing for such installment payments; provided, however, no such agreement shall result in payment to the District less than the total composite connection charge in effect at the time of entry of the agreement, including an additional charge thereon for interest at the rate of 12% per annum on the unpaid portion thereof and legal administrative fees.

(Ord. 739, passed 1-17-2002)

' 19-2.03 DISCONTINUANCE OF SERVICE.

Any such deferred lien payment agreement shall contain a provision permitting the District to discontinue service in the event of non-payment of such installments.

(Ord. 739, passed 1-17-2002)

' 19-3.01 BUILDING OR STRUCTURE REMOVAL OR PARTIAL REMOVAL - DISCONNECTION - PERMIT - CHARGE - NEW BUILDING SEWER LINE.

(A) In the event that any structure or building is to be demolished or razed, a disconnection permit is required and an inspection of the disconnection shall be made as follows: \$100 per inspection required.

(B) If the portion of a building to which the building service line is connected is to be demolished or razed, an inspection permit shall be required. If, at any time, an inspection discloses that the building service line is constructed of any material which permits infiltration of ground water into the District system, or the conduit or tile is in deteriorated condition, or otherwise in need of replacement, the District shall so inform the applicant or owner. Failure to remedy the deficiency within a reasonable time, not to exceed 30 days, weather permitting, shall constitute the authority for the District Inspector to place a red-tag in a prominent place on the building indicating that work on the building shall cease and the owner or contractor doing the work must contact the District and to obtain a permit to install a new building sewer line.

(C) In all cases where there has been a disconnection, the applicable composite connection charge shall be paid prior to re-connection.

(Ord. 696, passed 5-19-1994; Ord. 739, passed 1-17-2002)

' 19-4.01 EXPIRATION OF UNUSED CONNECTION PERMITS.

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(A) All permits issued for new connections to the works of the system shall expire one calendar year from the date of issuance.

(B) A refund of the interceptor and plant charge portion thereof shall be paid to the person to whom the permit was issued or his or her assignee by duly executed written assignment for any unused permit upon request of the permittee's assignee. There shall be required to be submitted with the request a copy of the receipt for payment of the original charge and the original permit issued by the District must be surrendered with said written request. No interest shall be paid on said refund.

(C) The inspection portion of the composite connection charge shall not be refundable for expired permits.

(D) All existing unused connection permits shall remain valid for one calendar year from the effective date of this chapter.

(E) A permit shall be deemed to be unused if the actual connection to the District's works of the system has not been made on the expiration date as set forth herein.

(F) In all cases where a new permit is issued on a parcel where a former permit has expired, the permittee shall pay the current charges as are set forth in the ordinance in effect at the date of application. (Ord. 537, passed 5-28-1981; Ord. 543, passed 6-11-1981)

' 19-5.01 STAFF RECOMMENDATION.

The Board of Trustees hereby adopts the staff recommendation.
(Ord. 805, passed 10-19-2006)

' 19-5.02 RELIANCE UPON CERTIFICATION.

The District Inspector is hereby given authority to rely upon a certification of any one or more of the State Plumbing Inspector, the architect responsible for the preparation and certification of the plans and specifications upon which the connection permit was issued, and/or the state licensed plumber who installed the plumbing system within the building relating to the compliance with the District requirements for connection of any building to any sewer line which is tributary to the District collection system.
(Ord. 805, passed 10-19-2006)

' 19-5.03 MATTERS TO WHICH CERTIFICATION SHALL BE MADE.

The matters to which the certification shall be made are:

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(A) The location and separation of the storm water sump and the sanitary waste sump is at least ten feet apart from rim to rim;

(B) That there are no interconnections, directly or indirectly, to such sumps and that no storm water will be discharged into the District system from the internal plumbing system; and

(C) That the building drain, that portion of the plumbing system which connects the interior plumbing system to the building service line which connects to the public sewer, is constructed materials specified as being required by the District to qualify for connection to the District system and that the building drain is not installed under the basement floor, but rather as an overhead sewer exiting the building in such a manner as to preclude any sanitary wastewater from the public sewer from entering the building in times of sewer surcharge.

(Ord. 805, passed 10-19-2006)

' 19-5.04 FALSE CERTIFICATION.

If the District ascertains that there may have been a false certification, the District shall, upon a hearing on the subject before the District hearing officer, determine the facts and, if there was a false certification upon recommendation to the Board of Trustees, the Board of Trustees shall disqualify such falsely certifying person from performing any further work within the District. In the case of an architect so falsifying, the District shall reject all future plans submitted for approval from such person for a period of five years.

(Ord. 805, passed 10-19-2006)

' 19-5.05 PERSUASION.

The District staff and attorney shall take all necessary steps to persuade the State Plumbing Licensing Department that its interpretation is incorrect, and, in the event that it cannot be persuaded, to seek a court ruling thereon.

(Ord. 805, passed 10-19-2006)