

CHAPTER 21: SEWAGE DISPOSAL SEWERAGE CHARGE

Flagg Creek Water Reclamation District - Sewage Disposal Sewerage Charge

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Section

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ARTICLE 1. SEWAGE CHARGE

' 21-1.01 POLICY.

It is the policy of the District to maintain a sewer cleaning program and to clean all lateral sewers owned or maintained by the District not less than once each five years and more often in areas of difficulties.

(Prior Code, ' 21-1.01)

' 21-1.02 SEWERAGE CHARGE.

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The charge for said service shall be as follows: pursuant to the statutes authorizing sewerage charges for maintenance of the system and debt service of revenue bond issue, rates and charges for each of the several classes of users and uses of and for the service supplied by the sanitary sewerage system of the District, Cook and DuPage Counties and the rates to be charged therefor shall be and are hereby fixed in accordance with the following schedule:

<i>Class of Service</i>	<i>Establishment - Rates Description and Charges</i>
Class A	Users in areas where the District owns, operates and maintains the lateral sewers. The charge shall be \$0.1333 per 1,000 gallons of water used
Class B	Users in areas tributary to lateral sewers installed under the jurisdiction of the Oak Brook Utility Company. The charge shall be \$0.3333 per 1,000 gallons of water used
Class C	Users in areas where the District owns, operates and maintains the lateral sewers, but the user is not served by metered water supply. The charge shall be \$1 month
Class D	Users in areas tributary to lateral sewers installed under the jurisdiction of the Oak Brook Utility Company, but now owned, operated and maintained by the District and not served by a metered water supply. The charge shall be \$2.50 per month
Class E	Users residing in Golf View Hills area tributary to lateral sewers owned, operated and maintained by the District. The charge shall be \$1 per month per home (per prior agreement)
Class F	Users other than single-family homes in areas tributary to lateral sewers owned, operated and maintained by the District not served by a metered water supply. The charge shall be \$0.1333 per 1,000 gallons design daily flow
Class G	Users other than single-family homes in areas tributary to lateral sewers installed under the jurisdiction of the Oak Brook Utility Company but now owned, operated and maintained by the District not served by a metered water supply. The charge shall be \$0.3333 per 1,000 gallons design daily flow

(Prior Code, ' 21-1.02)

' 21-1.03 PAYMENT.

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(A) Said rates and charges for the use and service of said sewage system shall be payable monthly, bi-monthly or quarterly, as shall be directed by the Board of Trustees of the District, and shall be payable upon being mailed. The owner of the real estate, the occupant thereof and the user of the service shall be jointly and severally liable for the cost of the service on such premises and the service is furnished to the premises by the District solely upon the condition that the owner of the real estate, occupant and user of the service are jointly and severally liable therefor to the District. All bills for use and service shall be payable within 25 days after mailing thereof. The net amount of said billing may be paid, at any time, prior to the end of said 25-day period, without penalty. Thereafter, for each month that the net amount remains unpaid, there shall be added thereto a penalty at the rate of 1.5% each month until paid. Bills for single service entities with multiple water meters shall be considered as one bill, and, if any portion thereof is unpaid, the entire amount shall be considered delinquent. In the event that any such service entity fails to pay the bill charges for 25 days after the due date, the District may proceed to terminate service and such service termination shall be in accordance with the provisions of this Ordinance related to service termination for failure to pay charges. In the alternative, the District may proceed in accordance with the provisions of this Ordinance, relating to filing of liens and foreclosure thereof.

(B) In the event the charges for the use and service are not paid within 25 days after billing of the bill for which use and service has been supplied, such charges shall be deemed and hereby declared to be delinquent, and thereafter, upon recording such delinquencies, shall constitute liens upon the real estate for which such use and service is applied. The Clerk is hereby authorized and directed to file sworn statements showing such delinquencies, in either the office of the Recorder of Deeds of Cook or DuPage County, or in the office of the Registrar of Titles of Cook County, and the filing of such statements in the appropriate office shall be deemed notice for the payment of such charges for such use and service. At any time after the filing of a lien, the District may elect to foreclose said lien, and the procedure for the foreclosure of said lien shall be the same as is set forth in the Illinois Revised Statutes for foreclosure of real estate mortgages.

(Prior Code, ' 21-1.03)

' 21-1.04 BASIS OF CHARGE.

The charge shall be based upon equivalent family unit.

(Prior Code, ' 21-1.04)

' 21-1.05 EXCEPTION.

The charge shall not be applicable in the Village of Hinsdale where the District is not responsible for cleaning and maintenance.

(Prior Code, ' 21-1.05)

ARTICLE 2. ANNEXATION AND DEVELOPMENT AND REDEVELOPMENT CHARGE

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' 21-2.01 RECOMMENDATIONS.

The Board of Trustees acknowledges and accepts the concerns and recommendations of the Staff concerning the burdens which will be imposed upon the works of the system as a result of new large developments, redevelopments or new territory being annexed to the District.
(Ord. 794, passed 12-15-2005)

' 21-2.02 STUDY REQUIRED FOR LARGE DEVELOPMENTS OR REDEVELOPMENTS.

Before any new large developments or redevelopments are authorized or approved on territory situated within the District and before any permits are issued, the District shall require a study to be made by an engineering firm designated by the District to ascertain what, if any specific improvements must be made to the works of the system to accommodate the burden upon such system will be imposed by the development. The cost of such study shall be borne by the owner of the land proposed to be developed.
(Ord. 794, passed 12-15-2005)

' 21-2.03 STUDY REQUIRED FOR NEW LARGE PARCEL ANNEXATIONS.

Before any new large parcels of land are annexed to the District and/or developments to be situated thereon are authorized or approved and before any permits are issued, the District shall require a study to be made by an engineering firm designated by the District to ascertain what, if any specific improvements must be made to the works of the system to accommodate the burden upon such system will be imposed as a result of the annexation of such lands and their proposed development. The cost of such study shall be borne by the owner of the land proposed to be annexed developed.
(Ord. 794, passed 12-15-2005)

' 21-2.04 REDEVELOPMENT CHARGE ESTABLISHED.

In both or either case described in " 21-2.02 and 21-2.03, the cost of the improvements which are required to serve such parcels after development shall be taxed to such parcels, as an annexation charge in the case of territory not within the District and in the case of parcels within the District which have been previously developed and utilized for some other use than the intended new development use, as a ARedevelopment Charge@.
(Ord. 794, passed 12-15-2005)

' 21-2.05 AMOUNT OF REDEVELOPMENT CHARGE.

In the event that a request for redevelopment approval or annexation is sought within 12 months from the enactment of this Ordinance 794, the annexation charge or redevelopment charge shall be a

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minimum of \$1,500 per acre of land annexed or developed or redeveloped and a maximum of the estimated amount of the cost of the necessary improvements to the works of the system. The minimum amount shall be adjusted periodically to include the inflation data disclosed by the McGraw-Hill Construction ENR - ENR City Cost Index - Chicago (or such other similar or replacement index which fairly indicates the effect of inflation on the costs of replacement of the infrastructure required by the development. The District staff is hereby directed to make further analysis to determine the adequacy of such charges to make the necessary improvements to the works of the system to enable the District to serve such lands and to report back to the Board with its recommendation within said period of time.

(Ord. 794, passed 12-15-2005)

' 21-2.06 CHARGES IN ADDITION TO OTHERS IN EFFECT.

The charges established under this Ordinance 794 are in addition to those charges heretofore enacted, and in particular are in addition to the composite connection charge, composite connection charge surcharge, as well as all others presently in effect.

(Ord. 794, passed 12-15-2005)

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