

ORDINANCE NO. F-0803

**AN ORDINANCE AUTHORIZING A STORMWATER MANAGEMENT RATE
FOR THE CITY OF WHEATON, DUPAGE COUNTY, ILLINOIS**

BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, Illinois, as follows:

Section 1. That Section 74-122 (Charges to be monthly; when bills rendered) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-122 in its entirety and replacing it with the following:

“Section 74-122. Charges to be monthly; when bills rendered.

Charges for sewerage services and stormwater management shall be made for each month of the year at periods which correspond to the period for which the use of the water is charged.”

Section 2. That Section 74-123 (When bills due and payable) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-123 in its entirety and replacing it with the following:

“Section 74-123. When bills due and payable.

Bills for sewerage services and stormwater management shall be due and payable within 25 days of the rendition of the bill.”

Section 3. That Section 74-124 (When charges delinquent) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-124 in its entirety and replacing it with the following:

“Section 74-124. When charges delinquent.

If the charges for sewerage service and stormwater management are not paid within 30 days from the rendition of the bill for such service, such charges shall be deemed and are hereby declared to be delinquent.”

Section 4. That Section 74-127 (Discontinuance of water service for nonpayment) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-127 in its entirety and replacing it with the following:

“Section 74-127. Discontinuance of water service for nonpayment.

If the rates or charges for sewerage service and stormwater management are not paid within 60 days after rendition of the bill therefore, the water service to such premises shall be discontinued.”

Section 5. That Section 74-294 (Refund of deposit) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-294 in its entirety and replacing it with the following:

“Section 74-294. Refund of deposit.

The deposit provided for in section 74-292 will be refunded upon full payment for final water service, other outstanding water service connected charges, sanitary sewage service charges or stormwater management charges.”

Section 6. That Section 74-316 (Rates for water and/or sewer service) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-316 in its entirety and replacing it with the following:

“Section 74-316. Rates for water and/or sanitary sewer service, and stormwater management.

There are hereby established rates and charges for the cause of the combined waterworks and sewage system of the City, based upon the amount of water consumed as registered by the water meters installed in each service line, as follows:

- (1) Combined water service, sanitary sewer service and stormwater management within corporate limits. For each user of the combined waterworks and sewerage systems, and for stormwater management within the corporate limits, the monthly charge shall be \$3.48 per 100 cubic feet. The minimum charge for combined water service, sanitary sewer service and stormwater management shall be \$3.48 per month.
- (2) Water service only within corporate limits. For each user of the combined system using water service only within the corporate limits, the monthly charge shall be \$2.20 per 100 cubic feet. The minimum charge for water service only shall be \$2.20 per month.
- (3) Sanitary sewer service only within corporate limits. For unmetered sanitary sewer service only, there shall be a flat charge of \$31.75 per quarterly period. Any user served by the sewerage system only of the City may install, or the City may require any user to install, a City meter to measure the amount of private water supply entering such sewerage system. Such meter shall be subject to the same regulations and control as all municipally owned water supplies. When private water is metered, the rate for the sanitary sewer service only shall be \$1.10 per 100 cubic feet. The minimum charge for such metered sanitary sewer service shall be \$1.10 per month.

- (4) Stormwater management within corporate limits. For each user of water service only or sanitary service only within the corporate limits, the monthly stormwater management charge shall be \$.18 per 100 cubic feet in addition to the charges in paragraphs (2) and/or (3). The minimum charge for stormwater management shall be \$.18 per month in addition to the charges in paragraphs (2) and/or (3).
- (5) Service outside the corporate limits. A 100 percent surcharge shall be added to the bill rendered to each user of water service and/or sanitary sewer service and stormwater management located outside the corporate limits.
- (6) Fire protection water systems. All automatic sprinkler or wet standpipe systems supplied by the City water division shall be minimally equipped with an approved double detector checkvalve and meter. (See section on cross connections to determine if a reduced pressure principle backflow preventor is required.) All such devices shall be maintained by and remain the property of the building owner.

There shall be an annual inspection performed by the water division on all private fire hydrants. Upon completion of such inspection, the party responsible for the hydrant shall be notified in writing and given a reasonable period of time to correct all deficiencies. If the deficiencies are not corrected within the given period of time, the water division shall cause the work to be done. The party responsible for the private hydrants will be liable for all repair costs.

- (7) Construction water. The charge for water for construction purposes shall be \$35.00 for each four months or portion thereof of the construction period for single-family residence construction. The charge for water for construction purposes shall be \$75.00 for each four months or portion thereof of the construction period for all other construction. Construction water shall be for the purposes of building construction only. It shall not be used for watering sod and new lawns.”

Section 7. That Section 74-337 (Charges for final bill) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-337 in its entirety and replacing it with the following:

“Section 74-337. Charges for final bill.

Final bills for water service, sanitary sewer service and stormwater management will be rendered for the actual usage for the period of time from the last reading to the final reading.”

Section 8. That Section 74-338 (Delinquent payments; order to discontinue service; reinstatement of service) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said Section 74-338 in its entirety and replacing it with the following:

“Section 74-338. Delinquent payments; order to discontinue service; reinstatement of service.

- (a) Statements rendered for water service, sanitary sewer service and stormwater management not paid within 30 days shall be deemed, and are hereby declared, delinquent. Fifteen days thereafter, the City shall declare such delinquent bill in default and order such service discontinued. All such services declared in default shall be assessed an administrative charge of \$20.00. In addition, such services will not be reinstated until all past due bills are paid in full. For reinstating service during normal working business hours, no additional fee shall be due. For reinstating service after normal business hours, or on Saturday, Sunday or a holiday, an additional fee of \$30.00 is due.
- (b) No consumer owing water, sanitary sewer or stormwater management charges who moves to another premises having water and/or sewer connections shall be supplied with water until delinquent bills are satisfied.”

Section 9. That paragraphs (12), (13) and (14) of Section B-22 of Appendix B (Fee Schedule) of the Wheaton City Code, 1996, as amended, is hereby further amended by deleting said paragraphs (12), (13) and (14) of Section B-22 in its entirety and replacing it with the following:

- “(12) Rates for water and/or sanitary sewer service and stormwater management for combined water service, sanitary sewer service and stormwater management within the corporate limits:
 - (a) Monthly [rate] per each user per 100 cubic feet 3.48
 - (b) Minimum charge per month 3.48
- (13) Individual rates for water service, sanitary sewer service and stormwater management within the corporate limits (noncombined) system:
 - (a) Water service, monthly [rate] per each user per 100 cubic feet 2.20
 - (b) Water service, minimum charge per month 2.20
 - (c) Unmetered sanitary sewer service (flat charge, per quarter) 31.75
 - (d) Any user served by the sewerage system only of the City may install, or the City may require any user to install, a City meter to measure the amount of private water supply entering such sewerage system. Such meter shall be

subject to the same regulations and control as all municipally owned water supplies.

1. Sanitary sewer service, private metered water use, monthly [rate] per each user, per 100 cubic feet 1.10
2. Sanitary sewer service, private metered water use, minimum charge per month 1.10

(e) Stormwater management, monthly [rate] per each user per 100 cubic feet .18

(f) Stormwater management, minimum charge per month .18

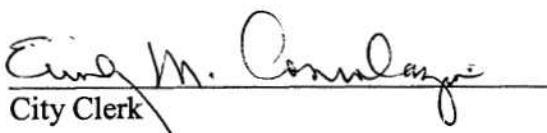
(14) For service outside the corporate limits, a 100 percent surcharge shall be added to the bill rendered to each user of water service and/or sanitary sewer service and stormwater management located outside the corporate limits."

Section 10. All ordinances or parts of ordinances in conflict with these provisions are repealed.

Section 11. This ordinance shall be effective following passage, approval and publication in pamphlet form in the manner prescribed by law for bills issued after May 1, 2003.


Mayor

ATTEST:


Cindy M. Condraige
City Clerk

Roll Call Vote

Ayes: Councilman Mouhelis
Councilman Tamm
Councilman Johnson
Councilwoman Johnson
Mayor Carr
Councilman Mork

Nays: None

Absent: Councilman Gresk

Motion Carried Unanimously

Passed: April 21, 2003

Published: April 22, 2003