
THE VILLAGE OF TINLEY PARK
Cook County, Illinois
Will County, Illinois

ORDINANCE
NO. 2023-O-054

**AN ORDINANCE AMENDING TITLE V, CHAPTERS 50, 51, AND TABLE XI OF THE
TABLE OF SPECIAL ORDINANCES OF THE TINLEY PARK CODE OF
ORDINANCES REGARDING WATER AND SEWER CHARGES**

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TABLE OF SPECIAL ORDINANCES OF THE TINLEY PARK CODE OF
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WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that any municipality which has a population of more than 25,000 is a home rule unit, and the Village of Tinley Park, Cook and Will Counties, Illinois, with a population in excess of 25,000 is, therefore, a home rule unit and, pursuant to the provisions of said Section 6(a) of Article VII, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to tax and to incur debt; and

WHEREAS, the Village of Tinley Park (“Village”) operates a municipal utility system providing water and sewer services within the community; and

WHEREAS, in 1973 the Village entered into a water supply agreement with the Village of Oak Lawn to obtain Lake Michigan water sourced through the City of Chicago; and

WHEREAS, under the current water supply agreement, the Operation and Maintenance charges imposed by the Village of Oak Lawn are adjusted annually on January 1 each year; and

WHEREAS, beginning in 2017, the City of Chicago has established programmed annual water rate increases whereby the water supply costs increase by the lesser of 5% or the rate of inflation on June 1 each year, and from time to time makes further adjustments in its rates applicable to the Lake Michigan water supply; and

WHEREAS, the Village’s Water and Sewer utility is comprised of Proprietary (Enterprise) Funds and is not supported by property taxes. Both current operating costs and

long-term capital expenditures for system maintenance, replacements, and enhancements must be provided from the system revenues collected through the rates, fees, and other charges related to the utility services; and

WHEREAS, to expedite the replacement of failing and problematic water meters, the Village undertook a meter upgrade program between 2015 and 2019 to replace all the water meters then in service; and

WHEREAS, as part of the meter replacements the Village implemented an Advanced Metering Infrastructure (AMI) system to streamline the acquisition of meter readings and to enhance the Village's administration of the utility system; and

WHEREAS, to support these necessary system upgrades on an expedited basis, the Village Board elected to finance the meter replacement and Advanced Metering Infrastructure improvements from its own capital reserves outside of the Water and Sewer utility Enterprise Funds in lieu of a bonded debt issue, with the intent that this financing would be repaid by the utility over time as would have occurred with debt service on a conventional bond issue or other debt financing vehicle; and

WHEREAS, the Village adjusted the volumetric water service rate under Ordinance 2021-O-019 to initiate the repayment of the capital funds advanced for the water meter replacements and AMI and to potentially provide for systematic funding for the future meter replacements once the current internal debt service is extinguished; and

WHEREAS, except for the adjustment under Ordinance 2021-O-019, and periodic rate adjustments to reflect increases in the direct water supply costs, the Village has not adjusted its Water and Sewer utility revenues to address its operating costs and utility system capital needs since 2014 which had been based on a 2009 utility rate study; and

WHEREAS, the Consumer Price Index has increased by approximately 30% since 2014 and has significantly impacted operating and construction costs; and

WHEREAS, due to increased operating costs, in recent years, the utility operating funds have not produced sufficient funds in excess of the operating costs to support the necessary annual capital reinvestments in the utility system. This has resulted in the depletion of emergency capital reserves and required the Village to defer needed maintenance and capital improvement projects; and

WHEREAS, the Village of Tinley Park finds it prudent to periodically review the rates and charges for services to assure that adequate funds are available to operate and maintain its water and sewer systems, provide for capital improvements and replacements, maintain desired reserves, and otherwise maintain the system operations to desired standards; and

WHEREAS, the Village of Tinley Park has recently completed a comprehensive analysis of the utility system that has determined that adjustments to the rates and charges associated with the Water and Sewer utility are required to support the operational and financial health of the utility system.

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Tinley Park, Cook and Will Counties, Illinois, the following:

SECTION ONE

That § 50.003 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§50.003 USE OF FIRE HYDRANTS BY UNAUTHORIZED PERSONNEL; PERMIT REQUIRED.

- (A) No person, except a regularly authorized agent of the Village, shall cause water to flow from any public or private fire hydrant, except that a person other than such an agent of

the Village may operate and use water from a fire hydrant only after a written permit has been issued by the Water Superintendent permitting such use.

- (B) Each applicant for a fire hydrant use permit shall be required to deposit with the Village an amount as adopted by the Village Board and listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) as security for the use of a hydrant meter (small or large), hydrant wrench, and each 50-foot hose section. The hydrant meter must be installed by the applicant and maintained in good condition for the duration of the period during which the applicant possesses the meter. Upon completion of the fire hydrant use, the hydrant meter shall be returned to the Village in good operating condition. Water use as recorded by the meter shall be billed and charged at the rate specified in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI). To such consumption charges shall be added the minimum daily fees for rental of the meter, hydrant wrench, and each 50-foot hose section as adopted by the Village Board and listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) for each day, or fraction thereof, that the meter and equipment is in the possession of the applicant. Any damage to the hydrant meter, hydrant wrench, or hose shall be charged at the cost to the Village to repair or replace the damaged item. Any rental item that is not returned will be charged at the Village's replacement cost. Damage to the water system infrastructure or other Village public property caused by careless opening and closing of hydrants shall be paid by the applicant in addition to all other charges. These charges shall be deducted from the deposit, and the balance of the deposit, if any, shall be refunded. If the deposit is insufficient to cover the total of the rental fees and damages, the applicant shall pay such excess charges.
- (C) Damage to a hydrant meter, or to public property can also result in penalties as provided under § 50.999 (A).

SECTION TWO

That § 50.020 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.020 APPLICATION FOR SERVICE; COMMENCEMENT.

- (A) Charges for water service shall commence on the date when the water service is turned on in accordance with the written application for utility service and shall continue until notice is received by the Village to discontinue utility service and a final meter reading is taken.

- (B) No person, firm, or corporation shall in any way use or take water for private use from the Village water system, or from any pipes or systems connected therewith, whether located inside or outside the Village limits, unless the consumer has first applied to the Village for service and has received a permit to do so.
 - (1) Any person, firm, or corporation desiring to use utilities supplied by the Village shall file a written application with the Village.
 - (2) All applicants for utility service for tenant (non-owner) occupied premises shall be required to make a deposit (“renter’s deposit”) as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) at the time of making application for utility service. Said deposit shall serve as security for the payment of utility bills rendered for services provided.
 - a. The renter’s deposit shall not be refundable and shall not earn interest.
 - b. The renter’s deposit shall be applied to the final utility bill when the account is closed.
 - i. If the final balance on the utility account is less than the renter’s deposit, the amount of the renter’s deposit sufficient to offset and settle the balance due shall be applied to the account. The remaining balance of the renter’s deposit shall be retained by the Village and is not refundable as referenced in this division.

- ii. If a balance is still owed on the utility account after the renter's deposit has been applied, the remaining balance continues to be the obligation of the non-owner tenant (renter). If such balance is not satisfied by the tenant, the amount owed becomes the obligation of the property owner as provided under §50.026.
 - iii. Until an outstanding balance is extinguished, the utility account will be placed in the property owner's name. The utility service cannot be changed into a new tenant's name until all outstanding obligations have been paid.

- (C) Before any excavation or other construction work is started for the purpose of supplying water to any premises, an application shall be made and a permit issued by the Village, allowing the installation of the water service. This permit shall only be issued after the payment of all fees required for the requested permit and utility services.

- (D) No application for utility service shall be filed with the Village unless the application reflects that the construction of the service connections have been completed, and that the service lines have been approved to be placed into service by the Village.

- (E) Utility services will be furnished to the owner or occupant of any premises with a service line connected to the Village water system upon compliance with the provisions of this chapter. No water meter will be installed or activated until all charges or deposits required by the Village have been paid and unless the service line is in good working order and repair.

SECTION THREE

That § 50.023 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.023A UTILITY ADMINISTRATIVE FEE.

Effective for billing periods beginning January 1, 2024, regardless of the type(s) of utility services provided (e.g., water, wastewater collection, sewer treatment, stormwater, etc.), each utility bill shall be subject to an administrative fee per billing period. The administrative fee shall apply to the entire billing period and shall not be subject to proration.

Bi-Monthly billing periods:

| | | | | | |
|----------------------|--------|---------|---------|---------|---------|
| Effective January 1, | 2024 | 2025 | 2026 | 2027 | 2028 |
| Administrative Fee | \$9.00 | \$10.00 | \$11.00 | \$12.00 | \$13.00 |

§ 50.023B WATER SERVICE – BASE CHARGES.

(A) For water service provided beginning January 1, 2024:

Bi-Monthly base charges:

| | |
|--|---------|
| Effective January 1, | 2024 |
| Base Charge - primary meter | |
| 5/8" & 3/4" Meter | \$25.58 |
| 1" & 1-1/2" Meter | 36.31 |
| 2" Meter | 51.10 |
| 3" Meter | 160.02 |
| 4" Meter | 200.35 |
| 6"Meter | 294.40 |
| Base Charge – Irrigation/secondary meter | |
| 5/8" & 3/4" Meter | \$16.39 |
| 1" & 1-1/2" Meter | 19.80 |
| 2" Meter | 24.48 |

§ 50.023B WATER SERVICE – BASE CHARGES (continued).

(B) For water service provided after December 31, 2009 through December 31, 2023:

Quarterly Base Charges:

| Rates effective January 1, | 2010 | 2011 | 2012 | 2013 | 2014 |
|--|---------|---------|---------|---------|---------|
| Quarterly Base Charge - primary meter | | | | | |
| 5/8" & 3/4" Meter | \$23.50 | \$25.38 | \$27.28 | \$29.19 | \$30.94 |
| 1" & 1-1/2" Meter | 33.35 | 36.02 | 38.72 | 41.43 | 43.92 |
| 2" Meter | 46.95 | 50.71 | 54.51 | 58.32 | 61.82 |
| 3" Meter | 147.00 | 158.76 | 170.67 | 182.61 | 193.57 |
| 4" Meter | 184.05 | 198.77 | 213.68 | 228.64 | 242.36 |
| 6"Meter | 270.45 | 292.09 | 313.99 | 335.97 | 356.13 |
| Quarterly Base Charge – irrigation/secondary meter | | | | | |
| 5/8" & 3/4" Meter | \$15.06 | \$16.26 | \$17.48 | \$18.71 | \$19.83 |
| 1" & 1-1/2" Meter | 18.19 | 19.65 | 21.12 | 22.60 | 23.95 |
| 2" Meter | 22.49 | 24.49 | 26.11 | 27.94 | 29.61 |

§ 50.023C WATER SERVICE – VOLUMETRIC CHARGES.

(A) Volumetric Rates – per 1,000 gallons of usage:

| Effective Date | Tier 1 Up to 7,000 gallons | Tier 2 7,001 to 12,000 gallons | Tier 3 12,001 to 22,000 gallons | Tier 4 Over 22,000 gallons |
|-----------------|----------------------------------|--------------------------------------|---------------------------------------|----------------------------------|
| January 1 ,2024 | \$7.33 | \$9.53 | \$12.46 | \$14.66 |

(B) Volumetric Rates – per 1,000 gallons of usage:

| Effective Date | Block 1 | Block 2 |
|-----------------|----------------------|---------------------|
| | Up to 20,000 gallons | Over 20,000 gallons |
| January 1, 2010 | \$3.25 | \$4.92 |
| January 1, 2011 | 3.51 | 5.31 |
| January 1, 2012 | 3.77 | 5.71 |
| January 1, 2013 | 4.04 | 6.11 |
| January 1, 2014 | 4.28 | 6.48 |
| January 1, 2015 | 6.10 | 8.30 |
| January 1, 2017 | 6.11 | 8.31 |
| June 1, 2017 | 6.18 | 8.38 |
| June 1, 2018 | 6.24 | 8.44 |
| January 1, 2019 | 6.25 | 8.45 |
| June 1, 2019 | 6.29 | 8.49 |
| June 1, 2020 | 6.39 | 8.59 |
| January 1, 2021 | 6.47 | 8.67 |
| June 1, 2021 | 7.02 | 9.22 |
| January 1, 2022 | 7.02 | 9.22 |
| June 1, 2022 | 7.23 | 9.43 |
| January 1, 2023 | 7.27 | 9.47 |
| June 1, 2023 | 7.49 | 9.69 |

(C) For water service provided through December 31, 2009:

- (1) Water service for each dwelling unit, industrial or business establishment, public building, fraternal organization and or charitable institution shall be billed on a quarterly basis for each 1,000 gallons of water consumption, or fraction thereof, at the rates established as follows:

| | |
|------------------------|---|
| Rate per 1,000 gallons | Effective date |
| \$3.43 | January 1, 2009 through December 31, 2009 |

- (2) Minimum charge. A minimum charge for water service shall be computed at the water rate in effect for the period of service times a minimum of 12,000 gallons per quarter. (Water rate per 1,000 gallons times 12).
 - (3) Each dwelling unit shall be counted as a separate user for purposes of computing a minimum bill for an apartment house or other multi-unit dwelling under a common central meter.
- (D) The volumetric rates provided under § 50.023C do not include potential increases in the water supply costs, programmed or otherwise, occurring after June 1, 2023. Any increases that directly impact the purchased water supply costs shall cause the rates provided under § 50.023C to be automatically adjusted. The adjusted volumetric rates will go into effect coincident with the effective date of the increases rounded up to the next whole cent (e.g., if an applicable water supply costs increase 3.7 cents, the billing rate adjustments would be in the amount of 4 cents).
- (E) For the purposes of this section the water supply costs include charges impacting the Lake Michigan water received that may be imposed by:
- (1) the City of Chicago, and
 - (2) the Village of Oak Lawn pursuant to the terms of the water supply agreement between the Village and Oak Lawn, including, but not limited to:
 - (a) the Operations and Maintenance rate, or
 - (b) charges separate from the Operations and Maintenance rate including new debt service allocations.
- (F) In the event the rate increases charged by the City of Chicago that affects the Village and other users of Lake Michigan water, as well as any rate increase charged by the Village of Oak Lawn pursuant to the terms of the water supply agreement between the Village and Oak Lawn, shall be reduced by a court of competent jurisdiction, the rates herein imposed shall thereafter be reduced proportionately.

- (G) The amount of the water charges provided under this section shall be presented separately on the utility bill from any other charges contained therein.

SECTION FOUR

That § 50.025 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.025 BILLING PROCEDURE; DUE DATE.

- (A) All water furnished shall be charged and paid for as measured and registered by the water meters.
- (B) Billing Cycle.
 - 1. Beginning January 1, 2024, the amount charged shall be billed and become due and payable on a bi-monthly basis.
 - 2. Prior to January 1, 2024, the amount charged shall be billed and become due and payable on a quarterly basis.
- (C) All bills for water service shall be rendered as of the first day of the month following the period for which the service is billed and shall be payable not later than the close of business on the twenty-fourth (24th) day following the date of the bill (e.g., if the bill is dated June 1, the due date would be June 25). If this due date should fall on a day where the Village office would normally be closed (e.g., Saturday, Sunday, or a Village recognized holiday), the due date shall be extended to the next following business day on which the Village offices are open.
- (D) If payment of the full amount of the bill is not made within the required period, then an amount as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) against the total amount of the current charges of the bill, not including any prior balance or late charges, shall be added thereto.

SECTION FIVE

That § 50.028 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.028 DELINQUENT ACCOUNTS; SERVICE DISCONTINUATION; HEARING; LIEN.

(A) Delinquent Accounts.

- (1) In the event the charges for service are not paid within 30 days after rendition of the bill for service, the charges shall be deemed delinquent. A notice of discontinuation of service in the amount of the delinquency shall be sent in writing to the utility customer on record. As applicable, at the Village's discretion, a copy of the notice of discontinuation of service may be sent to the taxpayer whose name appears on the real estate tax bill for the parcel as the owner of the premises (also known as Owner of Record), the occupant of the premises, and the user of the service by U.S. Postal Service. Such notices should state that discontinuation of service will occur within 72 hours of the date of delivery of the notice and that delinquency could also create a lien against the property.
- (2) In addition to such notice, the account shall be assessed a fee as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI).
- (3) In the case of buildings with three or more residential apartments, notice of discontinuation of service shall also be provided to all tenants pursuant to the provisions of the Rental Property Utility Service Act (765 ILCS 735/0.01). In accordance with said Act, this notice shall contain the following information:
 - (a) The specific date, no sooner than 10 days after the notice is rendered, that utility service is subject to termination;
 - (b) A statement of the tenants' statutory right either (A) to pay the utility company the amount due and owing by the landlord and to deduct the

amount paid to the utility company from the rent due on the rental agreement or (B) to petition the court for appointment of a receiver to collect the rents due for use and occupancy of the building and remit a portion to the utility company for payment of utility bills;

- (c) The dollar amount of the utility bills due and owing on the date such notice is given and the average monthly utility bill; and
- (d) The name and telephone number of any legal services agency within the utility company's service area where the tenants may obtain free legal assistance. Any notice provided to tenants of a building under this Act shall be of a conspicuous size, on red paper, and in at least 14-point bold face type, except that the words "notice of (utility service) termination" shall be in 36-point bold face type if the notice is posted, and shall state:
“It is unlawful for the landlord or his or her agent to alter, deface, tamper with, or remove this notice. A landlord or his or her agent who violates this provision is guilty of a Class C misdemeanor.”

(B) Service Discontinuation.

- (1) If an owner, tenant, or other user of Village utility services wishes to discontinue service, a final reading of the water meter must be requested, and a final bill prepared. The consumption determined from the final meter reading will be rounded up to the next whole billing unit as provided under §§ 50.023C, 51.094D, and 51.095B for purposes of computing the final bill. Said final bill must be paid in full before service can be transferred into the name of a new owner, tenant, or other user.
- (2) In the case of a Delinquent Account (i.e., a past due balance on a utility account), if the bill remains unpaid, and the owner, occupant or user does not request a hearing within the time allowed under division (E), fails to appear for a scheduled hearing, does not successfully dispute the bill at the hearing, or come to a settlement in relation to the bill, such utility service shall be disconnected at the Village's convenience.

(C) Lien.

If the amounts owed remains unpaid, and the owner, occupant or user does not request a hearing within the time allowed under division (E), fails to appear for a scheduled hearing, does not successfully dispute the bill at the hearing, or come to a settlement in relation to the bill, a Notice of Lien may be prepared consisting of a sworn statement setting out a description of the real estate upon or for which service was supplied, the amounts of moneys due, and the date or dates when the amounts became delinquent.

- (1) A copy of the Notice of Lien shall be sent to the taxpayer whose name appears on the real estate tax bill for the parcel as the owner of the premises (also known as the Owner of Record) and shall be recorded by the Village in the office of the County Recorder in the county in which the property is located. In all cases where a lien, or a release the lien, has been recorded, a fee shall be charged in addition to the delinquent and any current charges, including such additional charges as provided under this section, §§ 50.029, 50.030 or 50.056, as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) in addition to the recording fees charged by the county. Each recorded document (e.g., lien or lien release) will incur a separate fee.
- (2) Property subject to a lien for unpaid utility charges may be sold for nonpayment of same at the discretion of the Village. The proceeds of the sale shall be applied to pay the charges, after deducting the costs, as is the case in the foreclosure of statutory liens. A foreclosure shall be by bill in equity in the name of the Village. When directed by the President and Board of Trustees of the Village, the Village Attorney is authorized and directed to institute proceedings in a civil action in the name of the Village in any court having jurisdiction of such matters, to recover the money due for services rendered plus reasonable attorneys' fees as provided under § 50.030. Judgment in such a civil action shall operate as a release and waiver of the lien for the amount of the judgment.

- (D) Purchasers of a property which has accumulated and outstanding unpaid charges for utility services are liable, as subsequent owners of the property, for the unpaid charges, plus any fees or fines related thereto. Future utility service will be denied if said amounts

are not paid upon purchase, and/or the Village may act to foreclose any utility lien filed against the property as provided in this section.

(E) Hearing.

The owner, occupant, or user of Village utility services has an opportunity to dispute or discuss a utility bill, or delinquent account by requesting a hearing prior to the date that discontinuation of service will occur as provided in the notice of discontinuation issued under this section.

Upon receipt of said request, a hearing will be scheduled before the Village Manager, or designee, prior to discontinuation of service.

The Village may, at its discretion, provide the owner, occupant, or user an opportunity to come to a settlement in relation to the amounts owed.

SECTION SIX

That § 50.029 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.029 DELINQUENT ACCOUNTS; REINSTATEMENT OF SERVICE.

If service has been discontinued as provided for in § 50.028 or § 50.056, service shall not be reinstated until all outstanding balances, including all additional charges thereon, are paid in full.

A Delinquency Processing Fee (also known as a Reinstatement of Service Fee) as adopted by the Village Board and listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) shall be imposed against a utility account where payment the delinquent amounts owed has not been received by the deadline provided under § 50.028(A).

In addition to the Delinquency Processing Fee, such additional charges shall include all charges provided in § 50.028, and reimbursement of any attorney's fees as provided in §50.030.

SECTION SEVEN

That § 50.031 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby deleted in its entirety.

SECTION EIGHT

That § 50.032 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.032 WATER FUND.

- (A) All revenues and monies derived from the operation of the waterworks system shall be held separate and apart from all other funds of the Village via appropriate accounting records.
- (B) The revenues derived under § 50.023A shall be deposited into the Village Local Road Improvements Fund.
- (C) All revenues from the waterworks system, except for the fees provided under § 50.023A, and all other funds and moneys in connection to the operation of the system, shall be deposited into a separate accounting fund designated as the Village Water Fund.
- (D) All revenues from the waterworks system associated with the provision of bulk water supply to other governmental or business entities (i.e., wholesale water services) shall be deposited into a separate accounting fund designated as the Village Wholesale Water Fund.

SECTION NINE

That § 50.033 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.033 ILLEGAL USE OF UNMETERED WATER; UNAUTHORIZED REINSTATEMENT OF SERVICE.

- (A) Any owner or customer who shall allow the service line to be tapped ahead of the meter, or otherwise disabling or bypassing the meter, for the purpose of using unmetered water for their own use, or for the use of others shall, in addition to having the water shut off be subject to the penalty provided in this chapter. After issuance of such notice, and prior to the stated date of service termination, the owner or customer shall have an opportunity for a hearing as provided in § 50.028.
- (B) No owner or customer shall furnish a supply of water to persons not residing on the property or allow a connection of any kind from their own supply of water to any device of any kind to provide water services to any other individual or property, except in the case of a temporary emergency connection provided with the express written consent of the Director of Public Works.
- (C) The unauthorized turn-on or reinstatement of water service which has been turned off by the Village by any individual who has not been authorized by the Village to do so shall be considered an illegal use of unmetered water, regardless of whether the meter has been bypassed or not, and subject to the penalty provided in this chapter.
- (D) Penalty, see § 50.999.

SECTION TEN

That § 50.051 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.051 LOCATION, CONNECTION.

- (A) All meters must be set inside the building which they are to serve at a point free from frost danger and readily accessible to the meter reader. Inlet and outlet pipe shall be in a horizontal position parallel to the floor, with the top of the meter register facing straight up. Upon request, the Village may allow water meters to be located outside the building but, if so located, they shall be placed in frost proof concrete pits approved by the Public Works Department and readily accessible to the meter reader and provide for clear radio signal receipt and transmissions.
- (B) The Village may require that larger-sized meters be placed on the floor, on a concrete base, or supported in other manners approved under the Village's adopted building and plumbing codes, and the Village Construction Standards provided under Chapter 55 of this Title, to relieve strain on service pipes.
- (C) All meter installations shall be subject to the approval of the Village as to location and method of installation.
- (D) Unless otherwise approved by the Village, a remote meter display or meter reading access point, including radio devices for communications between the Advanced Metering Infrastructure and the meter, must be connected to the meter and securely fastened to a side of the building at a point readily accessible to Public Works staff or their agents and provide for clear radio signal receipt and transmissions. The remote meter display or meter reading access point must be mounted no less than four feet above the finished grade. Conduit must be supplied through the outside wall to access the meter wire. The wire connecting the remote meter to the meter must not exceed 30 feet in length.

- (E) Penalty, see § 50.999.

SECTION ELEVEN

That § 50.052 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.052 INSTALLATION.

- (A) The plumber shall install pipe and fittings so that the water meter may be installed with a minimum of effort.
- (B) The installation of the water service line should follow the Village's adopted building and plumbing codes, and the Village Construction Standards provided under Chapter 55 of this Title.
- (C) Actual installation of water meters, and removal of same when required, shall be under the supervision of the Water Superintendent of the Public Works Department or their agents.
- (D) Plumbers shall not install or remove meters without the consent of the Water Superintendent.
- (E) Penalty, see § 50.999.

SECTION TWELVE

That § 50.053 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.053 ACCESS TO METER TO BE MAINTAINED.

- (A) It shall be the responsibility of the person receiving utility services to keep the area adjacent to a water meter, and any meter reading access point free and clear for ready access by Public Works staff or other authorized agents. Failure to do so after proper notice from the Public Works Department shall be sufficient cause to discontinue utility service until this requirement has been fully complied with. Discontinuation of water service will occur as provided under § 50.028.

- (B) The Water Superintendent, and authorized agents shall have ready access to the premises, places, or buildings where meters and meter reading access points are located, for the purpose of reading, examining, testing, repairing, or replacing the meter or related equipment, and examining and testing the consumption, use, and flow of water. It shall be unlawful for any person, firm, or corporation to interfere with, prevent, or obstruct the work of the Superintendent or the Village authorized agents hereunder.

- (C) Every consumer of Village water shall receive service subject to the conditions prescribed in this section.

- (D) Penalty, see § 50.999.

SECTION THIRTEEN

That § 50.055 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.055 TESTING; REPAIR.

The Water Superintendent shall from time-to-time cause water meters to be inspected and tested as a routine procedure. Between routine tests, the Water Superintendent shall cause those water meters that may appear to be out of order or indicate faulty registration to be inspected and if necessary, removed for testing. Any meters found faulty on a test shall be repaired or replaced at Village expense unless the faulty meter shall have been damaged by the negligence of the customer, in which case the Village shall charge the customer the cost of the repairs or replacement.

SECTION FOURTEEN

That § 50.056 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.056 PURCHASING OR REPLACING METERS.

- (A) All water meters used to measure water purchased or otherwise obtained from the water system of the Village shall only be purchased from the Village. The purchase price of the meter shall be paid to the Village before any water service line is connected to the water mains.
- (B) Where an old meter becomes worn beyond repair and/or the Water Superintendent declares that the water meter is no longer serviceable, it shall be replaced by the Village at no expense to the customer.
- (C) The person and/or property owner receiving water service shall provide the Village and its agents reasonable access to the meter for inspection, service, or replacement, upon

request. It shall be the responsibility of the person and/or property owner receiving water service to provide the necessary accommodation to the Village during its normal business hours to access the water meter for such inspection, service, or replacement.

- (D) In the event access to the water meter is denied either by verbal or written notification of the tenant, occupant, or property owner, or where no response has been received to a written notice issued by the Village, the Village shall have the authority to charge a Non-compliance Fee as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) per billing cycle including any period in which access to the metering device has been withheld or denied. The Water Superintendent may also cause discontinuance of water service until access has been provided.
- (E) Any discontinuation of water service will occur only after notice and an opportunity for hearing in the same manner as provided in § 50.028.
- (F) The fee for discontinuation or reinstatement of service as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI) shall be charged to the person and/or property owner receiving utility services if such water service has been discontinued as a result of noncompliance with this section.
- (G) Where a utility customer wishes to replace a serviceable meter with one of a different size, the customer shall pay the difference between the cost of the meter being replaced and the cost of the new meter. Such payment shall be made before the replacement meter is installed.

SECTION FIFTEEN

That § 50.070 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.070 SIZE; MATERIALS.

All water supply mains hereafter installed as part of the distribution system of the Village shall comply with the requirements of the Village’s Subdivision and Development Regulations, the Village’s adopted building and plumbing codes, and the Village Construction Standards provided under Chapter 55 of this Title.

SECTION SIXTEEN

That § 50.071 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.071 INSTALLATION.

- (A) Water supply mains hereafter installed as part of the distribution system of the Village shall comply with the requirements of the Village’s Subdivision and Development Regulations, the Village’s adopted building and plumbing codes, and the Village Construction Standards provided under Chapter 55 of this Title.

- (B) The cost of installing water supply main extensions, replacements, or improvements shall be provided for by one of the following methods:
 - (1) For all new subdivisions or parts thereof located inside of the Village limits and not already served by the Village water supply mains, the developer shall provide a complete system of water supply mains connected to the Village water system, including any connecting mains needed to bring water to the subdivision, at the developer's expense as provided within the Village’s Subdivision and Development Regulations.

- (2) For extensions of all water supply mains inside the Village limits on streets or alleys already platted which are not a part of a new subdivision, when these mains are intended solely for providing a water supply to one or more abutting property owners, the cost of installing these mains shall be provided for by one or more of the following methods:
- (a) By a private contract between the proposed customer or customers and a private contractor in which the Village will have no interest other than general supervision to see that the proposed extension complies with Village specifications in accordance with the Village Construction Standards provided under Chapter 55 of this Title.
 - (b) By advance cash contributions to the Village in the full estimated amount of the cost of the work by the person(s) benefitting from the improvements, with the contract for the work to be let by the Village with the understanding that any excess of funds advanced over actual final costs be refunded to the contributors. If construction costs exceed the advance cash contributions, the difference shall be paid to the Village by the person(s) benefitting from the improvements.
 - (c) By regular special assessment procedure or by special service area as established by state law.
 - (d) Any of the above methods shall first be approved by the Board of Trustees before the start of construction.
- (3) For all extensions of water supply mains connected to the Village water system but installed outside of the Village limits, the full cost thereof, including any connecting mains that may be needed to bring water to the area to be supplied regardless of whether these connecting mains are inside or outside the Village limits, shall be paid for in full by the developer or customers to be served in any manner or method they see fit. The costs of such an extension shall include the costs associated with the Village's supervision to assure the work complies with Village specifications. Such extensions shall be in accordance with the Village Construction Standards provided under Chapter 55 of this Title.

- (4) Any person desiring to construct a private water (or sewer) line in a public right-of-way or on other public property must have Village approval of plans in accordance with the Village Construction Standards provided under Chapter 55 of this Title. Such a person shall be responsible for all costs associated with the construction including the costs associated with the Village's supervision to assure the work complies with Village specifications. The owner of such private infrastructure shall be responsible for the maintenance, repair, or replacement as directed by the Village. The costs of any restoration of the public property required by any maintenance, repair, or replacement of said private infrastructure shall be the responsibility of the owner of the property served by the private utility line(s).

SECTION SEVENTEEN

That § 50.091 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.091 WATER SERVICE LINES.

All water service lines connected to the Village supply mains shall comply with the requirements of the Village's Subdivision and Development Regulations, the Village's adopted building and plumbing codes, and the Village Construction Standards provided under Chapter 55 of this Title.

SECTION EIGHTEEN

That § 50.998 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 50.998 DISCONTINUANCE OF SERVICE FOR VIOLATIONS.

- (A) Whenever two or more properties are already supplied by one existing service line, the failure on the part of any party owning, residing on, or otherwise occupying any of the properties to comply with the provisions of this chapter, or if the single service line becomes unserviceable, shall be sufficient grounds for the Water Superintendent to discontinue utility services, after notice and an opportunity for a hearing as provided in § 50.028, and without any liability whatsoever to any one or all parties.

- (B) The President and Board of Trustees reserve the right to discontinue the supply of utility services to any customer for a violation of any of the provisions of this chapter after notice and an opportunity for hearing as provided in § 50.028, and not to restore service until the violation has been corrected and all outstanding utility charges have been paid, including any Delinquency Processing Fee (also known as a Reinstatement of Service Fee) as listed in the Comprehensive Fee Schedule (Tinley Park Code of Ordinances, Table of Special Ordinances, Table XI).

SECTION NINETEEN

That § 51.094 of Chapter 51, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 51.094A WASTEWATER COLLECTION SERVICES - GENERALLY.

Wastewater Collection Service Charges are for the operation and maintenance of the Village sanitary sewer system for the collection of wastewater (sanitary sewerage) from a customer service location, and the transportation of such wastewater to the point of delivery to the facilities maintained by the governmental agency or business responsible for performing the water reclamation and disposal of the residual solid waste (also referred to as sewerage treatment) services. The wastewater collection charges may also be referred to as the "sewer collection" or "sewer" charges.

§ 51.094B WASTEWATER COLLECTION SERVICES – MEASUREMENT OF FLOW.

The basic wastewater collection charge shall be based on water usage as recorded by water meters. The volume of flow used for computing basic user charges shall be the same as determined for the purposes of metered water consumption.

- (A) If a person, business, or other entity who is discharging wastes into the Village public sanitary sewers procures any part, or all, of their water from sources other than the Village's water system, all or a part of which is discharged into the public sewers, the party shall install and maintain, at their expense, additional water meters of a type approved by the Village for the purpose of determining the volume of water obtained from the other sources.
- (B) Devices for measuring the volume of wastewater discharged may be required by the Village if these volumes cannot otherwise be determined from metered water consumption.
 - (1) Such metering devices for determining the volume of wastewater shall be in accordance with Village specifications for this purpose. Such devices shall be installed, owned, and maintained by the party receiving wastewater collection services. Following approval and installation, the meters may not be removed without the consent of the Village unless service is cancelled.
 - (2) If an accurate determination of wastewater generated and entering the Village's wastewater collection system facilities can be made by the Village's Public Works Department, or the owner or occupant of the property, by means of actual sewerage flow monitoring and or metering, then the wastewater collection charge shall be based on the number of gallons of wastewater produced for the billing period in 1,000-gallon increments. Any fractional billing increment shall be rounded up to the next billing unit.
- (C) If the user can prove through additional metering devices approved by the Village, and installed at the user's expense, that a portion of the water used is not entering the wastewater collection system, such usage shall be excluded from the wastewater collection service charges.

(D) Non metered users. All non-metered users of the wastewater collection system facilities (a sanitary sewer connection only, without a corresponding water service connection) shall have a measurement of wastewater flow imputed for purposes of computing the wastewater collection service charge if measurement of wastewater flow is not otherwise determined by measurement as identified in division (A)(2) of this subsection.

(1) Imputed residential per person usage.

- (a) In the case of a residential dwelling unit, the amount of wastewater generated per person shall be imputed to be 3,000 gallons per month (based on United States Geological Survey statistics regarding the typical gallons of domestic consumption of water per person, per day). This imputed usage rate shall be multiplied times the number of occupants of the dwelling unit and the number of months in the billing period.
- (b) The resident or owner of the dwelling unit shall be required to provide an accurate number of occupants of the home for such billing purposes at least on an annual basis.
- (c) If the number of occupants cannot be reasonably determined, a minimum residential per person charge shall be computed using three occupants (based on United States Census Bureau statistics of local population in relation to units of housing).

(2) Imputed non-residential per person usage.

- (a) If an accurate determination of wastewater generated and entering the Village's wastewater collection system facilities cannot be determined by measurement, then the additional charge shall be calculated by means of the actual, or average (in the case where occupancy fluctuates from day to day) number of occupants of said property for the billing period, following the per person formula provided under division (A)(4)(a)1. of this section.
- (b) For non-residential properties where non-metered use of the wastewater collection system facilities (sanitary sewer connection only, without corresponding water service connection) is provided, and neither wastewater produced can be determined as provided under division (A)(2) of this section, or the number of actual or average occupants as provided

under division (A)(4)(a)1. of this section can reasonably be determined, the additional charge shall be based on ten residential per person charges as provided under division (A)(4)(a)1. of this section.

§ 51.094C WASTEWATER COLLECTION SERVICES – BASE CHARGES.

(A) For wastewater collection services provided beginning January 1, 2024:

Bi-Monthly base charges:

| | |
|----------------------------|--------|
| Rates effective January 1, | 2024 |
| All meter sizes | \$4.79 |

(B) For wastewater collection services provided after December 31, 2009 through December 31, 2023:

Quarterly Base Charges:

| | | | | | |
|----------------------------|--------|--------|--------|--------|--------|
| Rates effective January 1, | 2010 | 2011 | 2012 | 2013 | 2014 |
| All meter sizes | \$5.00 | \$5.48 | \$6.00 | \$6.56 | \$7.19 |

(C) For wastewater collection services provided between May 1, 2004 and December 31, 2009:

Debt Service Charge.

- (1) The debt service charge shall be computed by dividing the annual debt service of all outstanding loans, bonds, and the like, by the number of users. Through further divisions, the quarterly debt service charges can be computed.
- (2) A debt service charge of \$1.26 per quarter to each user of the wastewater collection system of the Village is established.

§ 51.094D WASTEWATER COLLECTION SERVICES – VOLUMETRIC CHARGES.

(A) For wastewater collection services provided beginning January 1, 2024:

| | |
|-------------------------|--------|
| Rates per 1,000 gallons | 2024 |
| All meter sizes | \$2.28 |

(B) For wastewater collection services provided after December 31, 2009 through December 31, 2023:

| | | | | | |
|--|--------|--------|--------|--------|--------|
| Rates per 1,000 gallons effective January 1, | 2010 | 2011 | 2012 | 2013 | 2014 |
| All meter sizes | \$0.79 | \$0.87 | \$0.95 | \$1.04 | \$1.14 |

(C) For wastewater collection services provided between May 1, 2004 and December 31, 2009:

| | |
|-------------------------|--------|
| Rates per 1,000 gallons | |
| All meter sizes | \$0.77 |

A minimum charge for wastewater collection services shall be computed at the basic user rate in effect for the billing date times a minimum of 6,000 gallons of water consumption per quarter. (e.g., wastewater collection rate per 1,000 gallons times six). Said minimum charge shall be charged to each user of the wastewater collection system in addition to the debt service charge provided under §51.094B.

Each dwelling unit shall be counted as a separate user for purposes of computing a minimum wastewater collection system charge for an apartment house or other multi-unit dwelling under a common central water meter.

SECTION TWENTY

That § 51.095 of Chapter 51, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 51.095A STORMWATER MANAGEMENT FEE – BASE CHARGES.

(A) For stormwater management services provided beginning January 1, 2024:

Bi-Monthly base charges:

| | |
|----------------------------|--------|
| Rates effective January 1, | 2024 |
| All meter sizes | \$1.54 |

(B) For stormwater management services provided after December 31, 2009 through December 31, 2023:

Quarterly Base Charges:

| | | | | | |
|----------------------------|--------|--------|--------|--------|--------|
| Rates effective January 1, | 2010 | 2011 | 2012 | 2013 | 2014 |
| All meter sizes | \$1.56 | \$1.62 | \$1.68 | \$1.80 | \$1.86 |

§ 51.095B STORMWATER MANAGEMENT FEE – VOLUMETRIC CHARGES.

(A) For stormwater management services provided beginning January 1, 2024:

| | |
|-------------------------|--------|
| Rates per 1,000 gallons | 2024 |
| All meter sizes | \$0.39 |

(B) For stormwater management services provided after December 31, 2009 through December 31, 2023:

Per 1,000 gallons of water usage in excess of 6,000 gallons

| Rates effective January 1, | 2010 | 2011 | 2012 | 2013 | 2014 |
|----------------------------|--------|--------|--------|--------|--------|
| | \$0.26 | \$0.27 | \$0.28 | \$0.30 | \$0.31 |

(C) For stormwater management services provided between May 1, 2004 and December 31, 2009:

| | |
|-------------------------|--------|
| Rates per 1,000 gallons | |
| All meter sizes | \$0.15 |

A minimum charge for stormwater management shall be computed at the Stormwater Management Fee in effect for the billing date times a minimum of 6,000 gallons of water consumption per quarter. (e.g., stormwater management utility rate per 1,000 gallons times six).

Each dwelling unit shall be counted as a separate user for purposes of computing the Stormwater Management Utility Fee bill for an apartment house or other multi-unit dwelling under a common central meter.

(D) Measurement of Flow. The measurement of flow for the purposes of this section shall follow the methodology as provided under § 51.094A.

SECTION TWENTY-ONE

That § 51.096 of Chapter 51, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 51.096 SEWER TREATMENT CHARGES.

- (A) All property located in Frankfort Township, Will County, either within the corporate limits of the Village, or otherwise connected to the Village's wastewater collection systems is subject to a wastewater or sewer treatment charge for treatment and disposal of sewerage wastes (also known as water reclamation).
- (B) The computed sewer treatment charges are in addition to the charges set forth in §51.094 and §51.095.
- (C) The amount of the wastewater treatment charges provided under this section shall be presented separately on the utility bill from any other charges contained therein.
- (D) Metropolitan Water Reclamation District of Chicago Service Area.
 - (1) For that portion of the Village which lies within Frankfort Township, Will County and also within the wastewater service area under an agreement between the Village and the Metropolitan Water Reclamation District of Greater Chicago (formerly the Metropolitan Sanitary District of Greater Chicago, hereinafter "MWRD"), an amount shall be charged for wastewater treatment services and computed under the formula provided within the agreement as follows:
 - (a) The most currently available equalized assessed valuation for the property at the time the utility bill is being rendered shall be multiplied by the most recent available real estate tax rate of the MWRD for property within its district boundaries (primarily in Cook County) and the result thereof shall be multiplied by 140% to obtain the annual wastewater treatment charge for such property.

- (b) This amount shall be divided by twelve (12), and the applicable number of months corresponding to the utility billing cycle shall be added to each utility bill rendered. (e.g., if a bi-monthly billing cycle is used, two months shall be added; if a quarterly billing cycle is used, three months shall be added.)
 - (c) Each year, as a new equalized assessed valuation becomes available for the subject property and a new tax rate becomes available for the MWRD, the amount of such user charge shall be recomputed utilizing such new equalized assessed valuation and tax rate and shall apply to the subsequent utility bills rendered.
 - (d) If the sewer treatment fee computed for one sewer treatment service year under the agreement has not been wholly recouped from the property prior to the computation of the next sewer treatment service year, the remaining sewer treatment service fee will be added to the next available billing period in addition to the pro-rata share of the new year's sewer treatment service fee.
- (2) This sewer treatment charge is applicable to all properties which lie within the corporate limits of the Village in Frankfort Township, Will County and within the designated wastewater service area under an agreement between the Village and the MWRD regardless of whether the property is vacant land or otherwise developed in any manner (i.e., if the property is subject to a property tax bill, the property is also subject to the sewer treatment charge under this section).
- (3) From time to time, a property owner may have had cause to appeal the valuation of property for property tax purposes, or have a property tax billing error corrected that affects the property's equalized assessed valuation for a tax year, and which may have resulted in the recalculation of the related annual property tax bill. Should a property valuation (equalized assessed valuation) for a given tax year be reduced, the Village utility customer may be eligible for a reduction in the related sewer treatment charge which is based on the equalized assessed valuation.

- (a) The recalculation of an annual sewer treatment charge under this section due to a subsequent adjustment to equalized assessed valuation will not occur automatically as the Village is not notified of such changes as they occur. It is solely the property owner's responsibility to notify the Village of such changes in order to initiate the recalculation of the annual sewer treatment charges.
- (b) The property owner must provide the Village with valid and legible documentation of the revised or adjusted equalized assessed valuation. Upon verification and validation of the information provided, the calculation of the revised annual sewer treatment charges based on that tax year's adjusted equalized assessed valuation can be performed.
- (c) Any such adjustment reducing the sewer treatment charge will be provided as a credit against the current and/or future utility bills.

(E) Village of Frankfort Service Area.

- (1) This sewer treatment charge is applicable to all properties which lie within Frankfort Township, Will County and also within the wastewater Facility Planning Area of the Village of Frankfort (hereinafter "Frankfort").
- (2) Under an agreement between the Village and Frankfort, an amount shall be charged for wastewater treatment services and computed as follows:
The amount of water consumption billed under § 50.023C times the Village of Frankfort Basic User Charge rate per 1,000 gallons in effect on the date the bill is being rendered.

(F) Illinois-American Water Company Service Area.

- (1) This sewer treatment charge is applicable to all properties which lie within Frankfort Township, Will County and also within the wastewater Facility Planning Area of the Illinois-American Water Company (formerly known as Citizens Utilities Company of Illinois, hereinafter "IAW").
- (2) For that portion of the Village which lies within Frankfort Township, Will County and also within the wastewater service area under an agreement between the Village

and IAW, an amount shall be charged for wastewater treatment services and computed as follows:

- (a) The difference between the IAW "Collection and Treatment Service" and "Collection Service" rates from the most recent tariff rate schedule approved by the Illinois Commerce Commission then in effect during the billing period shall be used to compute the wastewater treatment charges.
- (b) It is recognized and acknowledged that the terms "Collection and Treatment Service" and "Collection Service" may change from time to time in relation to the IAW tariff schedules. These terms shall also cover such other terminology that may be used to distinguish between the charges applicable to sewer collection and sewer treatment such that the charges applicable to sewer treatment alone can be separately determined.
- (c) Such charges may include both fixed and volumetric (consumption) based rates as may be included in the Illinois Commerce Commission approved tariff schedules in effect during the Village billing period. The current IAW rate structure of the tariff schedules is based on monthly billing. The computation of the applicable wastewater treatment charges herein shall be adjusted to correspond with the Village billing cycle in effect when the utility bill is rendered.

SECTION TWENTY-TWO

That § 51.097 of Chapter 51, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 51.097 BILLING AND COLLECTION.

The provisions found in § 50.020 through § 50.033, as applicable, of the Village code shall also apply to all sewer (wastewater collection, wastewater treatment, and stormwater management) charges, whether billed in combination with water consumption, or separately (such as in the case of a property where only sanitary and or storm sewer services are being provided).

SECTION TWENTY-THREE

That § 51.098 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby deleted in its entirety.

SECTION TWENTY-FOUR

That § 51.112 of Chapter 51, Title V of the Tinley Park Code of Ordinances is hereby replaced in its entirety so that the same shall be read as follows:

§ 51.112 SEWER FUNDS.

- (A) All revenues and monies derived from the operation of the wastewater collection system shall be held separate and apart from all other funds of the Village via appropriate accounting records.
- (B) All revenues from the wastewater collection system, and all other funds and money in connection to the operation of the system, shall be deposited into a separate accounting fund designated as the Village Sewer Fund.

- (C) All revenues and monies derived from the operation of the stormwater collection system, including the Stormwater Management Fee as provided under § 51.095 shall be held separate and apart from all other funds of the Village via appropriate accounting records.
- (D) All revenues from the stormwater collection system, and all other funds and money in relation to the operation of the system, shall be deposited into a separate accounting fund designated as the Village Stormwater Management Fund.

SECTION TWENTY-FIVE

That § 51.113 of Chapter 50, Title V of the Tinley Park Code of Ordinances is hereby deleted in its entirety.

SECTION TWENTY-SIX

That the Comprehensive Fee Schedule, Table XI-VI be amended as follows:

| I-XI-VI: PUBLIC WORKS | | |
|------------------------------|---|---|
| CODE SECTION | FEE TYPE | FEE AMOUNT |
| Title V § 50.003(B) | Use of Fire Hydrants by Unauthorized Personnel; Permit Required Small hydrant meter use permit | \$100 deposit \$1 per day rental \$.01 per gallon of water used |
| Title V § 50.003(B) | Use of Fire Hydrants by Unauthorized Personnel; Permit Required Large hydrant meter use permit | \$600 deposit \$3 per day rental \$.01 per gallon of water used |
| Title V § 50.003(B) | Use of Fire Hydrants by Unauthorized Personnel; Permit Required Hydrant Wrench rental | \$0.50 per day rental |
| Title V § 50.003(B) | Use of Fire Hydrants by Unauthorized Personnel; Permit Required Hose rental – 50-foot section | \$1 per day rental per hose section |
| Title V § 50.025 (B) | Application for Service; Commencement Non-Owner/Tenant/Renter’s deposit | \$75 |
| Title V § 50.025(D) | Utility Billing Procedure Late fee | 5% of total amount of current charges of the bill |
| Title V § 50.028(A)(2) | Utility Delinquent Accounts Delinquency Notice Fee | \$25 |
| Title V § 50.028(C)(1) | Utility Delinquent Accounts Lien fee Lien release fee | \$200 in addition to the recording fees charged by the county |
| Title V § 50.029 | Utility Delinquent Accounts Delinquency Processing Fee Reinstatement of Service Fee | \$150 |
| Title V § 50.056 | Purchasing or Replacing Meters | Current full cost of meter |

| | | |
|--------------------------------|--|---|
| Title V § 50.056(D) | Purchasing or Replacing Meters Non-compliance fee | \$200 per billing cycle |
| Title V § 50.056(F) | Purchasing or Replacing Meters Reinstatement of Service Fee | \$150 |
| Title V § 50.057 | Tampering with water meters Purchasing or replacing water meter | Current full cost of meter |
| Title V § 50.057(A)(1) | Tampering with water meters | <1.5” line – Cost of testing \$75 to reseal/reset >1.5” line – Cost of testing \$150 to reseal/reset |
| Title V § 50.998(B) | Discontinuation of Service for Violations Reinstatement of Service Fee | \$150 |
| Subdivision: Section XIII-A | Administrative fee for development | 0-5 acres \$250 minimum >5-40 acres \$50 per acre Over 40 acres \$20 per acre over 40 acres, plus fees calculated on the first 40 acres |

SECTION TWENTY-SEVEN

All Ordinances, or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of any such conflict.

SECTION TWENTY-EIGHT

That the Village Clerk is hereby ordered and directed to publish this Ordinance in pamphlet form and this Ordinance shall be in full force and effect immediately upon its adoption, approval, and publication as required by law.

PASSED THIS _____ day of _____, 2023.

AYES:

NAYS:

ABSENT:

APPROVED THIS _____ day of _____, 2023.

VILLAGE PRESIDENT

ATTEST:

VILLAGE CLERK

STATE OF ILLINOIS)
COUNTY OF COOK) SS
COUNTY OF WILL)

CERTIFICATE

I, NANCY M. O’CONNOR, Village Clerk of the Village of Tinley Park, Counties of Cook and Will and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of: Ordinance No. 2023-O-054, “AN ORDINANCE AMENDING TITLE V, CHAPTERS 50, 51, AND TABLE XI OF THE TABLE OF SPECIAL ORDINANCES OF THE TINLEY PARK CODE OF ORDINANCES REGARDING WATER AND SEWER CHARGES,” which was adopted by the President and Board of Trustees of the Village of Tinley Park on

_____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Tinley Park this _____ day of _____, 2023.

NANCY M. O’CONNOR, VILLAGE

CLERK