

TRI-TOWNSHIP WATER DISTRICT

ORDINANCE NO. 19-39

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AN ORDINANCE AMENDING  
SECTION 8 OF ORDINANCE NO. 96-3 WHICH IS  
AN ORDINANCE TO ESTABLISH THE RULES, RATES AND REGULATIONS FOR  
THE OPERATION OF THE TRI TOWNSHIP WATER DISTRICT SYSTEM

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ADOPTED BY THE  
BOARD OF TRUSTEES  
TRI-TOWNSHIP WATER DISTRICT

This 16th Day of January, 2019

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PUBLISHED IN PAMPHLET FORM  
BY AUTHORITY OF THE BOARD  
OF TRI-TOWNSHIP WATER DISTRICT, MADISON COUNTY, ILLINOIS,

This 16th Day of January, 2019

STATE OF ILLINOIS        )  
  ) ss.  
COUNTY OF MADISON     )


CERTIFICATE

I, Maurice Diekemper, certify that I am the duly elected and acting Secretary of the Tri-Township Water District, Madison County, Illinois.

I further certify that on January 16, 2019, the Board of Trustees of the above water district passed and approved Ordinance No. 16-30, entitled an Ordinance amending Section 2 and Section 8 of Ordinance No. 96-3 which is an Ordinance to Establish the Rules, Rates and Regulations for the Operation of the Tri-Township Water District System.

The pamphlet form of Ordinance No. 16-30, including the Ordinance and a cover sheet thereof, was prepared, and a copy of the Ordinance was posted in the Tri-Township Water District Office, commencing on January 16, 2019, and continuing for at least ten days thereafter. Copies of the Ordinance were also available for public inspection upon request in the office of the Secretary.

Dated this 16th day of January, 2019.

  
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Maurice Diekemper, Secretary  
Tri Township Water District System

**ORDINANCE NUMBER 19-39**

**AN ORDINANCE AMENDING  
SECTION 8 OF ORDINANCE NO. 96-3 WHICH IS  
AN ORDINANCE TO ESTABLISH THE RULES, RATES AND REGULATIONS FOR  
THE OPERATION OF THE TRI TOWNSHIP WATER DISTRICT SYSTEM**

WHEREAS, the Tri Township Water District System passed Ordinance 96-3 on October 31, 1996 establishing the rules, rates and regulations for the operation of the Tri Township Water District System; and

WHEREAS, said Ordinance 96-3 has been amended several times; and

WHEREAS, Section 2 of Ordinance Number 96-3, as amended by Ordinance 04-100, provided as follows, to-wit:

**SECTION 2. Initial Minimum Charges where Water Used or Not:**

The rates as shown in the rate schedule in Section 8 of this ordinance shall be paid by each customer, who has signed a User's Contract, beginning at the time the District makes the service available to the customer.

The minimum rate will be paid by those customers not using the service even though they may not be connected to the system, provided the service is available from the district. There shall be a \$250.00 tap-on fee, for the service to each property in which an application and water user's agreement has been filed prior to the established cut-off date or completion of final plans, whichever comes first. Effective May 1, 2004, the tap-on fee for each 5/8" by 3/4" (Standard) meter service will be \$2,100.00 for service to each property on which an Application and Water User's Agreement has been filed with the Water District.

For meters larger than the 5/8" by 3/4" tap-on fee will be increased to cover the cost difference from a 3/4" or 1" meter. In addition to the above charges, a \$500.00 deposit shall be made by the user to guaranty payment of water bills. The deposit for the larger meter shall be returned to the user without interest upon termination of water service and all accounts of that user being paid.

WHEREAS, the President and the Board of Trustees of the Tri Township Water District System, has determined that it is necessary to increase \$3,500.00 tap-on fee to \$3,850.00.

WHEREAS, the President and Board of Trustees of the Tri-Township Water District System have determined that it is necessary for the efficient operation of the Water District System to amend Section 8 of the Ordinance to establish new water rates.

**NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE TRI TOWNSHIP WATER DISTRICT SYSTEM, AS FOLLOWS:**

That Section 2 of Ordinance Number 96-3, and all amendments amending Section 2 shall be deleted and the following Section 2 shall be inserted in its place:

SECTION 2. Initial Minimum Charges where Water Used or Not:

The rates as shown in the rate schedule in Section 8 of this ordinance shall be paid by each customer, who has signed a User's Contract, beginning at the time the District makes the service available to the customer.

The minimum rate will be paid by those customers not using the service even though they may not be connected to the system, provided the service is available from the district. There shall be a \$250.00 tap-on fee, for the service to each property in which an application and water user's agreement has been filed prior to the established cut-off date or completion of final plans, whichever comes first. Effective April 30, 2019, the tap-on fee for each 5/8" by 3/4" (Standard) meter service will be \$3,850.00 for service to each property on which an Application and Water User's Agreement has been filed with the Water District.

For meters larger than the 5/8" by 3/4" tap-on fee will be increased to cover the cost difference from a 3/4" or 1" meter. In addition to the above charges, a \$500.00 deposit shall be made by the user to guaranty payment of water bills. The deposit for the larger meter shall be returned to the user without interest upon termination of water service and all accounts of that user being paid.

That Section 8 of Ordinance Number 96-3, and all amendments amending Section 8 shall be further amended and the following shall be inserted as Section 8:

SECTION 8. Rate Schedule.

The following shall be the rates of water supplied by the District:

The minimum monthly bill will be as follows: \$30.00 per month

The minimum monthly bill will be payable irrespective of use.

The monthly bill will be computed on the following rate schedule:

First 2,000 gallons per month (minimum)	\$37.25
Next 2,000 gallons per month	\$ 8.25
	per 1,000 gallons
Next 6,000 gallons per month	\$ 8.25
	per 1,000 gallons
All over 10,000 gallons per month	\$ 7.25
	per 1,000 gallons

Rates charge for water service to municipal corporations shall be negotiated between the District and the potential user.

A. Flushing Hydrant Water Meter Rate

The rate for use of a flushing hydrant water meter shall be \$80.00 for the first 30 days usage, and \$80.00 for each subsequent 30 days or less usage of the water meter. In addition to the water meter charges, water usage shall be billed in accord with the water rate schedule.

Conflict. That all ordinances in conflict herewith are repealed to the extent of such conflict.

Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Saving Clause. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Effective Date. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

ADOPTED this 16th day of January, 2019, pursuant to a roll call vote by Board of Trustees of the Tri Township Water District System.

Board of Trustees	Aye	Nay	Absent
<u>John Barr</u>	<u>/</u>	<u>      </u>	<u>      </u>
<u>Clifford Behrmann</u>	<u>/</u>	<u>      </u>	<u>      </u>
<u>Maurice Diekemper</u>	<u>/</u>	<u>      </u>	<u>      </u>
<u>Sally Ferguson</u>	<u>/</u>	<u>      </u>	<u>      </u>
<u>Michael Thornton</u>	<u>/</u>	<u>      </u>	<u>      </u>
<u>Penny Pinkstaff</u>	<u>/</u>	<u>      </u>	<u>      </u>

APPROVED:

John Barr  
John Barr, President  
Tri Township Water District System

ATTEST:

Maurice Diekemper  
Maurice Diekemper, Secretary  
Tri Township Water District System