

VILLAGE OF LOMBARD  
REQUEST FOR BOARD OF TRUSTEES ACTION  
For Inclusion on Board Agenda

#  
070071

  X   Resolution or Ordinance (Blue)        *Waiver of First Requested*  
       Recommendations of Boards, Commissions & Committees (Green)  
       Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: William T. Lichter, Village Manager

DATE: February 7, 2007 (COW)(B of T) February 15, 2007

TITLE: Water and Sanitary Sewer Billing Amendment Changes

SUBMITTED BY: Timothy Sexton, Assistant Director of Finance *TS*

BACKGROUND/POLICY IMPLICATIONS:

See attached memo.


Review (as necessary):

Village Attorney X	<u>Leonard J. Flood</u>	Date	<u>02/07/07</u>
Finance Director X	<u>William T. Lichter</u>	Date	<u>02/07/07</u>
Village Manager X	<u>William T. Lichter</u>	Date	<u>2/7/07</u>

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



# Memorandum

**To:** William Lichter, Village Manager  
**From:** Sharon Myers, Customer Service Supervisor   
**Date:** February 5, 2007  
**Re:** Water and Sanitary Sewer Billing Amendment Changes

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Attached is an Ordinance amending Title 5, Chapter 50 of the Lombard Village Code in regard to sanitary sewer and water service billing.

The first change is allowing us to record a "Notice of Sanitary Sewer Only Service" on properties that we provide only sewer service. These notices would be filed on properties that are consistently delinquent so that when the property sells, they would need to contact us regarding pay off on the account.

The Second amendment would be to raise the current \$25 lien charges to a \$50 preparation fee, \$8.00 recording fee and \$50 release lien fee (total of \$108) in order to adequately cover staff time and charges relative to filing a lien.

I am requesting that this item be placed on the Village Board agenda for Thursday, February 15, 2007.

Please let me know if you have any questions.

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**MEMORANDUM**

TO: Sharon Myers,  
Customer Service Supervisor,  
Village of Lombard

FROM: Tom Bayer, Village Attorney

DATE: January 24, 2007

RE: **Water and Sanitary Sewer Billing**

**Via e-mail  
and U.S. Mail**

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Pursuant to your e-mail of this morning, enclosed please find the following Ordinance, relative to the above-captioned matter, for the February 15, 2007 Board meeting:

AN ORDINANCE AMENDING TITLE 5, CHAPTER 50  
OF THE LOMBARD VILLAGE CODE IN REGARD TO  
SANITARY SEWER AND WATER SERVICE BILLING

If there are any questions, please feel free to call.

encl.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE 5, CHAPTER 50  
OF THE LOMBARD VILLAGE CODE IN  
REGARD TO SANITARY SEWER AND WATER SERVICE BILLING**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title 5, Chapter 50, Section 50.113 of the Lombard Village Code is amended by adding a new subsection (G) thereto which shall read in its entirety as follows:

“(G) Where the Village provides only sanitary sewer service to a particular property, the Village may record a Notice of Sanitary Sewer Only Service in relation to said property, so as to advise any subsequent owners of the status of the utility services being supplied to said property by the Village.”

SECTION 2: That Title 5, Chapter 50, Section 50.119 of the Lombard Village Code is amended by revising the last sentence thereof to read in its entirety as follows:

“Any lien recorded pursuant to this Section may be removed upon payment to the Village of the delinquent amount and any other monies due the Village, as well as the Village’s actual cost in recording and releasing the lien, said actual costs consisting of the following amounts:

(A) A fifty dollar (\$50.00) charge for the preparation of the lien claim document;

(B) The amount charged the Village by the DuPage County Recorder’s Office for the recording of the lien;

(C) A fifty dollar (\$50.00) charge for the preparation of the lien claim release document; and

(D) The amount charged the Village by the DuPage County Recorder’s Office for the recording of the release.”

SECTION 3: That Title 5, Chapter 50 of the Lombard Village Code is amended by adding a new Section 50.132 thereto, which shall read in its entirety as follows:

**“§50.132 RESPONSIBILITY FOR WATER AND SANITARY SEWER BILLING**

The owner, tenant and occupant of a premises, and the user of any water and/or sanitary sewer service at said premises shall be jointly and severally liable to pay for the water and/or sanitary sewer service to such premises. Water and/or sanitary sewer service is furnished to a premises by the Village only upon the condition that the owner of the premises, tenant or occupant thereof, and the user of the services at said premises are jointly and severally liable therefor to the Village.”

SECTION 4: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2007.

First reading waived by action of the Board of Trustees this \_\_\_\_ day of \_\_\_\_\_, 2007.

Passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2007, pursuant to a roll call vote as follows:

**AYES:** \_\_\_\_\_  
**NAYS:** \_\_\_\_\_  
**ABSENT:** \_\_\_\_\_

**APPROVED** by me this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
William J. Mueller  
Village President

**ATTEST:**

\_\_\_\_\_  
Brigitte O'Brien  
Village Clerk

Published by me in pamphlet form this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Brigitte O'Brien  
Village Clerk