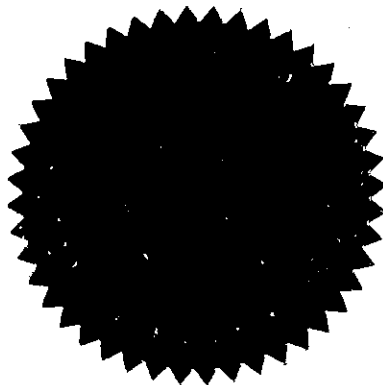


ORDINANCE 4771

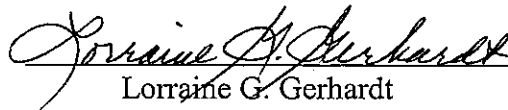
PAMPHLET

FRONT OF PAMPHLET

AMENDING TITLE 5 IN REGARD TO THE  
VILLAGE'S COMBINED WATER AND SEWER SYSTEMS



PUBLISHED IN PAMPHLET FORM THIS 22nd DAY OF March, 2000.  
BY ORDER OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD,  
DUPAGE COUNTY, ILLINOIS.

  
Lorraine G. Gerhardt  
Village Clerk

ORDINANCE NO. 4771

**AN ORDINANCE AMENDING TITLE 5, CHAPTERS 50 AND 51 OF  
THE LOMBARD VILLAGE CODE IN REGARD TO THE VILLAGE'S  
COMBINED WATER AND SEWER SYSTEMS**

**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 50.120 of the Lombard Village Code is  
amended to read in its entirety as follows:

"§50.120 Discontinuance of Service.

(A) When a delinquency has occurred and a letter has been sent to the property owner notifying him of the date of shut-off, any time immediately after the date of shut-off the Public Works Department shall be authorized to make the necessary disconnection of all water or sewer service to the water user regardless of whether a particular account is delinquent.

(B) When two or more requests to enter a premises to replace a water meter, inspect a water meter, replace a broken water meter seal, upgrade a water meter and/or reading technologies, or otherwise gain access to the water meter have been denied or ignored, the Public Works Department has the right to discontinue service. Prior to the discontinuation of service, the procedures relative to the discontinuation of service for nonpayment, as set forth in Section 50.118 of the Code, shall be followed.

(C) Upon a disconnection from the Village water system taking place, the County Health Department shall be notified in writing by the Village."

**SECTION 2:** That Title 5, Chapter 50, Section 50.131(B) of the Lombard Village Code is  
amended to read in its entirety as follows:

"(B) The charge per 250 gallons, or portion thereof, of water purchased from a Water Fill Station shall be based upon the following formula:

$$\left[ \begin{array}{l} \text{Current Village} \\ \text{water rate} \\ \text{per 1000 gallons} \end{array} \times .25 \right] + \left[ \begin{array}{l} \text{Current Village} \\ \text{sewer rate} \\ \text{per 1000 gallons} \end{array} \times .125 \right] = \text{Charge per 250 gallons, or portion thereof, of water purchased from a Water Fill Station"}$$

SECTION 3: That Title 5, Chapter 50, Section 50.131(C) of the Lombard Village Code is amended by deleting the following from the end of the first sentence thereof:

"at a cost of \$1.25 per token."

SECTION 4: That Title 5, Chapter 51, Section 51.01(A) of the Lombard Village Code is amended by inserting the following between the words "chapter," and "within," contained therein:

"and abandon and seal any well located on the property in accordance with the well sealing requirements of the State of Illinois and the DuPage County Health Department,"

SECTION 5: That Title 5, Chapter 51, Section 51.01(B) of the Lombard Village Code is amended by inserting the following between the words "connection," and "unless," contained therein in the opening paragraph prior to subsections (1) and (2):

"and abandon and seal any well"

SECTION 6: That Title 5, Chapter 51, Section 51.01(B)(2) of the Lombard Village Code is amended by inserting the following between the words, "made," and "concurrent," contained therein:

"and well abandonment and sealing shall be performed"

SECTION 7: That Title 5, Chapter 51, Section 51.02 of the Lombard Village Code is amended by adding a new subsection (C) thereto which shall read in its entirety as follows:

"(C) Except as set forth in Subsection (D) below, it shall be unlawful to maintain any well on any property in relation to which the building(s) located thereon is connected to the Village's water supply and distribution system. Any such well shall be abandoned and sealed, in accordance with the well sealing requirements of the State of Illinois and the DuPage County Health Department, within ninety (90) days after the date of an official notice from the Village to do so. For purposes of this Section, a building shall be deemed connected to the Village's water supply and distribution system even if the connection is currently turned off."

SECTION 8: That Title 5, Chapter 51, Section 51.02 of the Lombard Village Code is amended by adding a new subsection (D) thereto which shall read in its entirety as follows:

"(D) Notwithstanding the foregoing, a well may be maintained within the Village provided there is strict compliance with the following:

- (1) Eligibility:
  - (a) Improved properties of twenty-five (25) acres or more served by stormwater retention ponds having an established normal water level which has been reviewed and approved by the Village.
  - (a) The ponds are in single or unified ownership or are subject to easements or restrictive covenants running with the land with respect to the right to utilize the water in the ponds for landscape irrigation purposes.
  - (b) The Village has approved landscape plans for the development.
  - (c) The Village has approved an irrigation system for development.

- (d) All necessary DuPage County and State of Illinois approvals and permits for a well have been issued or will be issued subject to Village approval.

(2) Conditions:

- (a) The well and irrigation system are not directly or indirectly connected to the Village's water system (or, upon approval of a well, the irrigation system is disconnected from the Village's water system).
- (b) The Director of Community Development has received a professionally prepared hydrology study and report demonstrating that the proposed well will not cause any undue adverse effects on other properties utilizing well water from the same aquifer.
- (c) A clearly visible means of marking the normal water level, approved by the Village, is established and maintained in a manner acceptable to the Director of Community Development.
- (d) The well-head is metered and the permittee provides to the Director of Community Development a report of water consumption from the well annually or at such other times as the Director may request.

(3) Restrictions On Use:

- (a) Water from the well may be pumped solely into the approved stormwater retention pond and only when the water level is below the normal water level.
- (b) Pumping must cease when the stormwater retention pond is restored to normal water level.
- (c) Water from the stormwater retention pond may be used solely for landscape irrigation and the watering of adjacent right-of-way landscaping within the development for which a well is permitted. This includes, but is not limited to, foundation landscaping areas, landscaped medians, landscaped

yards, right-of-way landscaping, landscaped private or common open space.

- (d) If at any time it is determined by the Village that the hydrology study that was submitted was incorrect in its conclusions, or if the Village determines that public health, safety and/or welfare reasons require a temporary suspension of the use of said well, the Director of Community Development may order the temporary suspension of the use of the well.

(4) Administration:

- (a) The applicant for a well approval under this subsection (D) shall submit a professional hydrology study, and plans for the irrigation system and well, to the Director of Community Development.
- (b) Upon approval of the submitted plans, and the issuance of permits for construction of the well and irrigation system by the County and/or State, as the case may be, the Village shall allow construction of the well to commence.
- (c) Upon final construction of the completed well and irrigation improvements, the Director of Community Development shall, provided that all the requirements of this subsection (D) have been complied with, issue a certificate of authorization for the use of the irrigation well to the owner of the land upon which the well is located. The certificate shall incorporate by reference all of the ordinances of the Village regulating the use of such well and shall include any other conditions or restrictions which the Director of Community Development reasonably determines are necessary for the protection of the public health, safety and welfare. The certificate shall constitute a covenant running with the land and shall be recorded with the DuPage County Recorder of Deeds."

SECTION 9: That Title 5, Chapter 51, Section 51.05(A) of the Lombard Village Code is amended by revising the first sentence thereof to read in its entirety as follows:

"All pipe and fittings for the taps up to and including two (2) inch size, together with all labor necessary for the installation between the water main and the buffalo box shall be provided by the property owner or the Department of Public Works of the Village."

SECTION 10: That Title 5, Chapter 51, Section 51.05(B) of the Lombard Village Code is amended to read in its entirety as follows:

"(B) A water tap shall be charged at a fee equal to one hundred ten percent (110%) of the actual cost of the labor, equipment and materials, as set forth on an itemized bill which shall be provided to the person requesting said water tap. Said bill shall be paid before any water service is turned on. The additional ten percent (10%) charge is to cover the Village's administrative expenses in processing the water tap. The Village shall not supply any two (2) inch water tap or larger. It shall be the responsibility of the owner to provide those services, subject to Village inspection. For any fees that the Village charges for making the aforementioned tap, the Village shall supply the pipe, fitting, and all labor necessary for installation."

SECTION 11: That Title 5, Chapter 51, Section 51.12(B) of the Lombard Village Code is amended to read in its entirety as follows:

"(B) Where water is supplied to two (2) or more customers, the water shall be supplied through separate service lines, B-boxes and meters which shall not be combined, unless determined otherwise by the Department of Public Works in writing."

SECTION 12: That Title 5, Chapter 51, Section 51.13(A) of the Lombard Village Code is amended by revising the first sentence thereof to read in its entirety as follows:

"The Public Works Department shall maintain a schedule whereby all two (2) inch or larger water meter are tested for accuracy at least once every five (5) years."

SECTION 13: That Title 5, Chapter 51, Section 51.14 of the Lombard Village Code is amended to read in its entirety as follows:

"§51.14 INACCURATE METERS.

Water meters shall be considered inaccurate and in need of repair or replacement based upon the accuracy standards as established from time to time by the Village's Public Works Department."

SECTION 14: That Title 5, Chapter 51, Section 51.16 of the Lombard Village Code is amended to read in its entirety as follows:

"§51.16 CHARGES FOR WATER METER SERVICES

Water meter installations, repairs and testing services shall be charged at a fee equal to one hundred ten percent (110%) of the actual cost of the meter and installation, the repair or the testing, as set forth on an itemized bill which shall be provided to the owner of the premises. Payment of said bill shall be made by way of an addition to the owner's water and sewer bill. The additional ten percent (10%) charge is to cover the Village's administrative expenses in processing water meter installations, repairs and testing services."

SECTION 15: That Title 5, Chapter 51, Section 51.25(C)(3) of the Lombard Village Code is amended by revising the opening portion thereof, before subsection (a), to read in its entirety as follows:

"(3) The fire hydrant is opened by any person authorized by the Fire Chief, the Fire Chief's designee, the Public Works Director or the Public Work's Director's designee and only upon the following conditions:"

SECTION 16: That Title 5, Chapter 51, Section 51.25(C)(3)(a) of the Lombard Village Code is amended to read in its entirety as follows:

"(a) Such person must first deposit the sum of five hundred and no/100 dollars (\$500.00) for a five-eighths (5/8) inch or three fourths (3/4) inch meter or the sum of two thousand and no/100 dollars (\$2,000.00) for a two (2) inch meter."



SECTION 17: That Title 5, Chapter 51, Section 51.25(I)(1) of the Lombard Village Code is amended by revising the opening portion thereof, before subsection (a), to read in its entirety as follows:

"(1) Five-eighths (5/8) inch and three-fourths (3/4) inch meter with backflow device."

SECTION 18: That Title 5, Chapter 51, Section 51.25(I)(2) of the Lombard Village Code is amended by revising the opening portion thereof, before subsection (a), to read in its entirety as follows:

"(2) Two (2) inch meter with backflow device."

SECTION 19: That Title 5, Chapter 51, Section 51.25(I)(2)(c) of the Lombard Village Code is amended by revising the reference therein to "\$1,000" to read "\$2,000."

SECTION 20: 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 2nd day of March, 2000.

First reading waived by action of the Board of Trustees this      day of     , 2000.

Passed on second reading this 16th day of March, 2000.

AYES: Trustees Borgatell, Tross, Schaffer, Florey and Kufrin

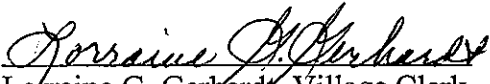
NAYS: None

ABSENT: Trustee Sebby

Approved by me this 16th day of March, 2000.

  
William J. Mueller, Village President

ATTEST:

  
Lorraine G. Gerhardt, Village Clerk

Published by me in pamphlet form this 16<sup>th</sup> day of March, 2000.

  
Lorraine G. Gerhardt, Village Clerk

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