

**CHAPTER 20.**

**WATER AND SEWERS**

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#### Article I. In General.

##### **Sec. 20-1. Systems.**

The water system of the Village and the sanitary sewer system shall be owned and operated by this Village. (Ord. 64-52)

##### **Sec. 20-2. Water and Sewer Departments--Jurisdiction.**

The Water and Sewer Departments, under the direction of the Mayor and Board of Trustees and through their authorized representatives, shall have jurisdiction over supervision, management and control of the maintenance, enlargement and operation of the water and sewer systems subject to the control exercised by the Mayor and Board of Trustees. All matters and things connected with the operation, maintenance and extension of water and sewer systems and preserving the property belonging thereto, shall be under the jurisdiction of the Water and Sewer Departments. (Ord. 64-52)

**Sec. 20-3. Duties of Director of Public Works and Water Pollution Control Superintendent Generally.**

The Director of Public Works and the Water Pollution Control Superintendent shall be in charge of the water and sewer systems, respectively. They shall have supervision over all buildings and equipment used and the furnishing of water and sewer service in the Village and shall see that the objects and purposes of the Water and Sewer Departments are carried out. The Director of Public Works or the Water Pollution Control Superintendent shall keep in his office a complete atlas of the water and sewer systems together with all valves, hydrants, water service connections and other appurtenances distinctly recorded therein.

**Sec. 20-4. Special Fees for Connections Where Property Has Not Been Assessed for Mains.**

Where a property owner desires to connect to the public water system and public sewer system of the Village and where such property has not been assessed for the installation of public water mains, the public water main system, public sewers or the public sewer system installed and laid in and throughout the Village serving the area abutting upon or in the vicinity of such property, and where annexation fees have not been charged for the initial annexation of such property, and where such property has therefore not contributed to the cost of installation of the public water system or the public sewer system, the facilities of which are to be used by such property, there shall be charged and the owner shall pay a fee for the respective connections to such public water system and public sewer system or any extensions of such systems, which fee shall be as follows:

- (A) For connection to the existing water mains or any extensions thereof, an amount equal to forty-one dollars (\$41.00) per unit, plus forty-one dollars (\$41.00) per bedroom.
- (B) For connection to the existing sewer trunk lines and sewer system or any extensions thereof, an amount equal to ninety-three dollars (\$93.00) per unit, plus ninety-three dollars (\$93.00) per bedroom.

The above fees shall be paid prior to the making of the connection to the existing water system or sewer system or any extensions of such respective systems. The fees so due and payable shall not affect or impair the liability of any person or applicant to pay for inspection, license, permit or service fees which are or may be due to the Village by reason of any provision of this code or other ordinance adopted by the Village Board, but such fee so due shall be considered and be a charge for the privilege of using the existing sewer and water systems theretofore installed throughout the Village towards the cost of which such person or applicant or the land theretofore made no contribution. (Ord. 62-40; 71-03; 72-29; 79-54)

**Sec. 20-5. Construction and Location Generally of Sewerage Facilities Adjacent to Water Supply Wells.**

All sewerage facilities within a distance of one hundred fifty feet (150') radially from any municipal water supply well shall be constructed and located in conformity with the minimum requirements of the State Department of Public Health. (Ord. 64-52)

**Sec. 20-6. Accounts Required of Director of Finance.**

The Village Director of Finance shall keep or cause to be kept full and complete books of accounts, separate and apart from any other records of the Village, showing in detail all monies received by him with dates and sources and all matters pertaining to his office in a clear and methodical manner.

All such books, of accounts and papers pertaining to such office shall at all reasonable times be open to inspection by the Mayor and Board of Trustees, and member thereof, the holder of any outstanding water and sewer revenue bonds or any duly authorized agent or agents of such holder. (Ord. 79-54; 92-91)

**Sec. 20-6.1. Private Wells to be Abandoned and Sealed.**

All existing private water wells located on the premises being served by the Village water system shall be abandoned and properly sealed within thirty (30) days, according to the requirements of Rule XI-A of the Department of Mines and Minerals; provided, however, for a commercial or industrial property of not less than twenty (20) acres, which is owned by a single legal entity, private water wells may be constructed and/or maintained solely for the purpose of providing a supplementary water supply to stormwater detention/retention ponds located on the premises. (Ord. 76-19; 79-54; 01-92)

**Sec. 20-6.2. Abandoned Wells to be Capped and Sealed.**

All existing abandoned wells within the Village shall be promptly capped and sealed in accordance with Rule XI-A of the Department of Mines and Minerals. (Ord. 76-19; 79-54)

**Sec. 20-6.3 Use of Groundwater as a Potable Water Supply Prohibited.**

(A) Definitions. As used herein, the following terms shall have the meanings hereinafter ascribed to each term:

**Person** means any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, or any other legal entity, or their legal representatives, agents or assigns.

**Potable water** means any water used for human or domestic consumption, including, but not limited to, water used for drinking, bathing, swimming, washing dishes, or preparing foods.

(B) Except for such uses or methods in existence before the effective date of this ordinance, the use or the attempt to use as a potable water supply groundwater from within the corporate limits of the Village of Addison, as a potable water supply, by the installation or drilling of wells or by any other method is hereby prohibited. This prohibition does not include the Village of Addison.

- (C) Penalties. Any person violating the provisions of this Section shall be subject to a fine not less than twenty five dollars (\$25.00) nor more than five hundred dollars (\$500.00) for each such violation, and a separate violation shall be deemed committed on each day during or on which a violation occurs or continues. (Ord. 10-56)

## **Article II. Water.**

### Division 1. Generally

#### **Sec. 20-7. "Water Department" Defined.**

Whenever in this Article the term "Water Department" is used, it shall be construed as meaning the municipal water system owned and operated by the Village or any part or unit of such system, including the personnel employed to operate such system. (Ord. 68-15)

#### **Sec. 20-8. Compliance of Plumbing Prerequisite to Turn on.**

No water shall be turned on for service in premises in which the plumbing does not comply with this code and other ordinances of the Village; provided that, water may be turned on for construction work in unfinished buildings, subject to the provisions of this Article. (Code 1959, §619)

#### **Sec. 20-9. Resale of Water Lawfully Obtained from Village Supply.**

No water shall be resold or distributed by the recipient thereof from the Village supply to any premises other than that for which application has been made and the meter installed, except in case of emergency. (Code 1959, §621)

#### **Sec. 20-10. Tampering with, Injuring, etc. Waterworks or Water Supply System.**

It shall be unlawful for any person not authorized by the Village to tamper with, alter or injure any part of the Village waterworks or water supply system. (Code 1959, §622)

#### **Sec. 20-11. Enforcement of Article.**

The Director of Public Works is hereby designated and authorized to enforce this Article. (Ord. 68-15)

### Division 2. Extension of Service.

#### **Sec. 20-12. Establishing Water Service.**

Any person desiring to be furnished with water from the Water Department shall provide the following information:

- (A) Name and address by street number of premises to be served.
- (B) Name and address of property owner, if different than billing name and address.

(C) Name of lessee, if applicable. (Ord. 01-24)

**Sec. 20-13 Deposits to Secure Payments of Bills.**

All residential lessees who have their own water accounts and all commercial/industrial owners and lessees shall deposit the following amounts to secure payments of bills accruing:

Residential lessee.....	\$100.00
Commercial/industrial owners.....	\$100.00
Commercial/industrial lessees.....	\$100.00

Such amounts shall be payable to the Village. If, at the time a residential lessee who has his/her own water account or a commercial/industrial lessee is moving from the premises, or a commercial/industrial owner is selling its property, all accrued bills have been paid in full and the meter, including the remote reader, is in place and not damaged, such deposit will be refunded to the applicant. The deposit shall be held in escrow by the Village and shall not be interest-bearing. (Ord. 68-15; 79-54; 01-24; 11-29; 19-47)

**Sec. 20-14. Mandatory Water Service Connection/Turning on Water.**

(A) The owner of each house, building or property used for human occupancy, employment, recreation or other purpose, situated within the Village and abutting on any street, alley or right of way in which there is now located or may in the future be located a public water main of the Village, is hereby required at his expense to install water supply facilities therein and to connect such facilities directly with the proper public water main in accordance with the provisions of this Section, within ninety (90) days after the date of official notice to do so; provided that such public water main is within two hundred (200) feet of the property line. The public water main shall span the entire length of the property and shall be installed at the owner's expense in accordance with this Section if not currently existing for the connection of water supply facilities and future extension of the public water main to serve adjacent areas.

Repair or replacement of the water service line shall be at the expense of the owner or person in control of the property concerned. It shall be the responsibility of such person to maintain and keep in repair the water service line between the dedicated right of way or Village easement for utility services and the building. The Village may, in case of emergency, repair any water service lines, and if this is done, the owner shall be responsible for the cost of such work and the amount thereof shall be a lien against the premises to the same extent and with the same effect as delinquent water and sewer charges.

(B) No water from the Village water supply shall be turned on for service into any premises by any person but the Director of Public Works or some person authorized by him to perform this service. (Code 1959, §616; 04-62; 24-50)

**Sec. 20-14.1. Private Source to be Disconnected before Village Supply is Turned on.**

No water from the Village water supply shall be turned on for service into any premises which has tapped onto the Village water main until a permanent disconnection has been made from the existing private water well by a licensed plumber. (Ord. 76-19)

**Sec. 20-15. Manner of Making Connections; Ownership, Maintenance and Repair of Lines and Appurtenances.**

- (A) All taps and connections to the water mains shall be executed in the presence of an authorized Village inspector.
- (B) All water taps and connections shall be made by a plumber licensed by the State. A Village representative shall be notified twenty-four (24) hours in advance to inspect and approve such work prior to back-filling.

The property owner shall own and maintain the service line from the water main to the B-box, or the property line if the B-box is located on private property. The owner shall keep the B-box free of dirt, stones and other material that may hinder access to the shutoff valve.

- (C) All fire service connections shall be made by a plumber licensed by the State. A Village representative shall be notified twenty-four (24) hours in advance to inspect and approve such work prior to backfilling.

Fire service pipes shall be ductile iron, cement mortar lined, a minimum class #52 pipe.

Fire service connections and lines shall be installed and maintained by the owner of the property served. A detector check valve with a bypass meter shall be installed on all fire service lines.

- (D) The maintenance and repair of all water lines and appurtenances located on private property unless otherwise approved by the Village Board, shall be the responsibility of the property owner on whose property the main is located. The Village reserves the right to enter, at any time, on to such property to inspect the water line and to direct the owner to make necessary repairs or maintenance. The owner shall submit for approval by the Village Engineer a covenant covering access to and maintenance and repair of such water main and appurtenances. (Ord. 68-15; 69-55; 70-73; 73-08; 79-54)

**Sec. 20-16. Water Main Tap-on Fees; Other Fees and Permits.**

- (A) Where new service pipes require the tapping of water mains and the installation of shut-off boxes, it shall be the responsibility of the person obtaining water service, at his own expense, to provide proper excavating to the water main, to backfill same, or restore the street area to its original condition, including repaving where necessary, to make such tap-ons, install and connect service pipe to the shut-off box, and furnish all materials respecting same. If any of the aforesaid work does not conform with the Village Code, or with this Chapter, the Village may complete the work and bill the occupant or owner of the premises to the same extent and with the same effect as delinquent water and sewer charges. All work shall conform to the specifications of the Village Code and such amendments thereto as may be enacted. All

such work shall be done under the supervision of the Director of Community Development, and a certificate of approval must be issued prior to the provision of any water service.

- (B) Where such tap-ons are required, the applicant for a permit under this Chapter shall also, as a condition precedent to the issuance thereof, pay to the Village a tap-on fee, as set forth in this Subparagraph (B) and Subparagraphs (C) and (D) hereof:

Base Water Tap-on Fees and Charges

<u>Size of Water Meter</u>	<u>Connection Fee</u>
3/4" or less	\$1,280.00
1"	1,470.00
1-1/4"	1,665.00
1-1/2"	2,050.00
2"	2,680.00
3"	4,695.00
4"	6,705.00

Plus: a Capital Cost Recovery fee equal to fifty dollars (\$50.00) per lineal foot of the applicant's property frontage adjacent to a Village-financed water main at which the connection is made. If the adjacent water main has been privately financed, a recapture fee may be owed to a private developer under a recapture agreement with the Village.

- (C) The total water tap-on fees for a single-family residential subdivision shall be the sum of the base individual water tap-on fees for the various lots of the subdivision. The total water tap-on fees for a townhouse, apartment, condominium, or similar multifamily development shall be the sum of the base individual water tap-on fees for each unit.
- (D) Water tap-on fees for all non-residential developments and residential developments with fire sprinkler systems shall be based on the following formula:

$$\text{Tap-on fee} = \$0.34/\text{square foot of building area} + \text{base water tap-on fees from Subparagraph (B) above.}$$

If the non-residential development contains more than one water meter, then the total water tap-on fee shall be based on the \$0.34/sq. ft. of the building area plus the total of the base water tap-on fees for the individual water meters.

- (E) No connection with a water main shall be made without a permit having been issued and twenty-four (24) hours notice having been given to the Director of Community Development or his representative. All such connections shall be made and all such work done at the expense of the applicant who shall also furnish materials necessary for such work; all such connections shall be made under the supervision of the Director of Community Development, and no connections shall be covered until the work has been inspected by him. Applications for such connections shall be made through the Community Development

Department, and a fee as stated in the fees section of the Building Code shall be paid for the permit and inspection.

- (F) If an existing non-residential building is expanded, an additional tap-on fee based on \$0.34 per sq. ft. of additional building floor area shall be charged. (Code 1959, §620; Ord. 90-29; 92-02; 93-17; 94-9; 95-04, 109; 97-03; 09-67)

### Division 3. Appliances and Specifications.

#### **Sec. 20-17. Meters--Required.**

All premises using Village water supply must be equipped with an adequate water meter. (Code 1959, §630)

#### **Sec. 20-18. Meters--Location.**

Water meters shall be installed in a location that will be of easy access. (Code 1959, §631)

#### **Sec. 20-19. Meters--Purchase; Maintenance.**

- (A) Water meters must be purchased from the Village of Addison.
- (B) When a meter has been installed it shall be the duty of the applicant to preserve and protect such meter from damage by freezing, excessive heat or mechanical injury, and from theft, and the costs of repairing or replacing the meter for any of the foregoing reasons shall be paid by the applicant or consumer. All meters shall be placed in the building so as to afford easy access for examining, repairing or reading. It shall be the duty of the occupant of the premises to keep the meter and meter setting free from debris and readily available at all reasonable hours for inspection or examination by the Village.
- (C) Remote reader or outside reader is required on all new residential construction. All water meters shall be connected by a three (3) wire of "Thermostat Type" from the point where the water meter is to be located to the outside of the building, in the vicinity of the gas meter. Wire installed on the outside of the building or in or passing through a concealed portion of a building shall be installed in conduit. (Ord. 93-01)
- (D) Any water meter shall be tested upon request of the consumer and, if found to be inaccurate, shall be repaired or replaced free of charge. The Village will maintain a meter replacement service to make repairs free of charge except when (1) damaged by hot water, (2) freezing, or (3) intentionally damaged. If any of these three exceptions occur, the actual cost of repair or replacement shall be paid by the customer. If the meter is found to be accurate within the guidelines of the American Water Works Association, the customer shall be billed a minimum charge of twenty dollars (\$20.00) or the actual cost of the test, whichever is greater, to cover the expense of performing the test. (Ord. 93-01)

- (E) It shall be unlawful for an individual, person or corporation to externally damage a meter clock or to remove such meter clock in order to bypass the meter reading. In addition to the penalties otherwise provided in this Chapter, the minimum administrative fee to replace a tampered clock shall be one hundred dollars (\$100.00) plus labor and materials costs.
- (F) In the event a remote reader or outside reader is found by the Village to have been tampered with or removed, the owner shall pay to the Village the cost of replacement of such reader, including labor and material costs, plus an administrative charge of one hundred dollars (\$100.00). (Ord. 68-15; 69-55; 70-73; 74-39; 79-30, 54; 96-100; 11-29)

**Sec. 20-20. Services Generally; Service Boxes Generally; Corporation Valves; Roundways.**

- (A) All services two inches (2") or less in diameter shall be type K copper, shall be laid in a trench at a minimum sixty inches (60") in depth and shall not exceed thirty inches (30") in width. Such services shall be laid on solid ground. The above minimums must be maintained after final grades are established. Cement lined ductile iron services must be used on all services larger than two inches (2") in diameter.
- (B) Service boxes shall be Minneapolis pattern type and shall be brought to final grade and location noted on as-built drawings. An emblem shall be stamped on the curb or public sidewalk at each service box location.
- (C) Corporation valves shall be approved A.W.W.A. standards and may be furnished by the Village.
- (D) Roundways shall be approved A.W.W.A. standards and may be furnished by the Village. All roundways must be Oriseal type roundways. (Ord. 68-15; 70-73; 73-08; 79-54)

**Sec. 20-21. Mains and Service Lines.**

- (A) Horizontal separation.
  - (1) Whenever possible, a water main should be laid at least ten feet (10') horizontally from any existing or proposed drain or sewer lines.
  - (2) Should local conditions prevail which would prevent a lateral separation of ten feet (10'), a water main may be laid closer than ten feet (10') to, or in the same trench as, a storm or sanitary sewer, provided the main is laid in a separate trench or on an undisturbed earth shelf located to one side of the sewer and at such an elevation that the bottom of the water main is at least eighteen inches (18") above the top of the sewer.
  - (3) If it is impossible to obtain proper horizontal separation as stipulated in paragraph (1) or (2) above, the sewer should be constructed of slip-on or mechanical joint cast iron pipe, asbestos cement pressure pipe or prestressed concrete pipe and be pressure tested to assure water tightness before backfilling.

(B) Vertical separation.

- (1) Whenever water mains must cross house sewers, storm drains or sanitary sewers, the water main should be laid at such an elevation that the bottom of the water main is eighteen inches (18") above the top of the drain or sewer. This vertical separation should be maintained for the portion of the water main located within ten feet (10') horizontally of any sewer or drain crossed, such ten feet (10') to be measured as the normal distance from the water main to the drain or sewer.
- (2) Where such conditions exist that the minimum vertical separation set forth in paragraph (1) above cannot be maintained, or where it is necessary for the water main to pass under a sewer or drain, the water main should be laid with ductile iron pipe, and the pipe should extend on each side of the crossing until the normal distance from the water main to the sewer or drain lines is at least ten feet (10'). In making such crossing it is preferable to center a length of water main pipe over the sewer to be crossed, so that the joints will be equal distance from the sewer and as remote therefrom as possible. Where a water main must cross under a sewer, a vertical separation of eighteen inches (18") between the bottom of the sewer and the top of the water main should be maintained, along with means to support the larger sized sewer lines to prevent their settling and breaking the water main.

(C) Water Service Lines. The horizontal and vertical separation between water service lines and all sanitary sewers, storm sewers or any drain should be the same as for water mains; except that, when minimum horizontal and vertical separation cannot be maintained, brass, copper or lead, in addition to ductile iron, may be used for water service lines.

(D) Before being placed in service, all new water mains shall be pressure tested for at least two (2) hours at one hundred (100) pounds pressure per square inch and thoroughly flushed until the water is clear. The main shall then be disinfected with chlorine gas by an accredited chlorination specialist, and water shall not be used until a satisfactory report has been received by the Water Department at least twenty-four (24) hours before the main is to be pressure tested or chlorinated, so that a representative can be present during the pressure test or chlorination procedure.

(E) All water mains shall be of ductile iron pipe and shall comply with A.S.A. Specification A21.5-1965 (A.W.W.A. C151-65). The thickness class of the pipe shall be determined according to the rule of design of A.S.A. manual A21-50-1965 (A.W.W.A. H3-65), with a minimum thickness of class 2. The pipe shall have unit iron strengths of 62,000 P.S.I. tensile and 42,000 P.S.I. yield strength with ten percent (10%) elongation. All ductile iron pipe shall have cement mortar lining and shall comply to A.S.A. specifications A21.4, latest revision.

Pipe joints shall be either mechanical joint or bell-tite.

Fittings shall be of cast-iron and shall comply with A.S.A. specification A21.10, latest revision, with mechanical joints for 250 P.S.I. working water pressure. (Ord. 68-15, §6)

**Sec. 20-21.1. Installation of Permanent Markers.**

- (A) The developer or owner who installs or causes to be installed a new sanitary sewer or water main that will become the property of the Village will cause permanent markers to be installed in the concrete curb identifying the points where the curb crosses the service trenches.
- (B) The developer or owner will require his curb contractor to imbed permanent markers in the vertical or horizontal face of the curb at all crossing points before the concrete hardens.
- (C) The markers shall be the letter "W" and the letter "S" and shall measure at least three inches (3") in height. Materials may be metal, plastic or other material approved by the Village Engineer. (Ord. 75-50)

**Sec. 20-22. Valve Vaults or Boxes.**

All water distribution valves four inches (4") and larger, and those located in the pavement or sidewalk, shall be installed in precast concrete valve vaults. Valves smaller than four inches (4") may be installed in valve boxes. (Ord. 68-15)

**Sec. 20-23. Installation of Service.**

All water pipes from the main to the premises served shall be installed by, and at the cost to, the owner of the property to be served. Such installation shall be under the supervision and inspection of the Building Inspector. (Code 1959, §624)

**Sec. 20-23.1. Reduced Pressure Principal Backflow Preventers Required.**

- (A) Reduced pressure principal backflow preventers shall be installed on all fire sprinkler systems connected to the Village water supply after June 1, 1986 if any of the following conditions are present:
  - (1) the sprinkler system contains antifreeze; or
  - (2) water is pumped into the system from a source other than the Village water supply system; or
  - (3) there is a connection whereby another source of water, other than the Village water supply system, can be connected to the sprinkler system.
- (B) The owner shall cause each such reduced pressure principal backflow preventer to be tested annually to manufacturing specifications and shall submit the results of such test to the Village. (Ord. 86-27)
- (C) A properly sized floor drain shall be installed within four feet (4') of reduced pressure principal backflow preventer. (Ord. 87-25)

**Sec. 20-24. Location of Shut-off Boxes.**

Shut-off boxes or service boxes shall be placed on every water service pipe and shall be located between the curb line and the sidewalk line where this is practicable. Such boxes shall be so located that they are easily accessible and shall be protected from frost. (Code 1959, §628)

**Sec. 20-25. Repairs to Water Service Pipes and Plumbing.**

Repair or replacement of water service lines and plumbing systems of buildings shall be at the expense of the owner or person in control of the property concerned. It shall be the responsibility of said person to maintain and keep in repair the water service line between the service line shutoff valve and the building. The Village may, in case of emergency, repair any water service lines, and if this is done, the owner shall be responsible for the cost of such work and the amount thereof shall be a lien against the premises to the same extent and with the same effect as delinquent water and sewer charges. (Code 1959, §626; Ord. 88-12)

Division 4. Restrictions on Use.

**Sec. 20-26. Restrictions--On Use for Lawn Sprinkling.**

From May 15 through September 15 of each year, the use of water from the Village of Addison waterworks for lawn sprinkling is only permitted on Monday, Wednesday, and Friday from midnight to noon or 6:00 p.m. to midnight. This restriction may be waived upon application to the Village Manager on the basis of necessity because of newly sodded property or for other extraordinary situations as determined by the Village Manager. In the case of newly sodded property, the manager shall adhere to nursery specifications and his approval must be in written form. All applications must be in written form and must state the reason for said application.

In addition, new/replacement sprinkler systems shall be equipped with a WaterSense labeled irrigation controller and shall be in compliance with Section 2.5(g) of the Illinois Plumbing License Law [225 ILCS 320]. (Ord. 78-39, 51; 84-06; 88-36; 89-41; 92-34; 15-43)

**Sec. 20-27. Penalties.**

The penalty for violation of this Division 4 shall be not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250.00) for each such offense. If such penalty is paid directly to the Police Department within ten (10) days in the envelope provided for such purpose, the amount of the penalty shall be twenty-five dollars (\$25.00), i.e., the minimum fine amount.

The Police Department is authorized to issue administrative adjudication citations for violations of this Division 4 pursuant to Chapter 30 of the Village Code by personal service or by placing violation notices at the site where violation of this Division has occurred. (Ord. 80-86; 72-22; 79-54; 84-06; 88-36; 91-26; 08-67)

**Article III. Sewers.**

Division 1. Generally

**Sec. 20-28. Definitions.**

For the purposes of this Article, the following words and phrases shall have the meanings respectively ascribed to them by this Section:

**Director** means the Director of Public Works of the Village or his authorized deputy, agent or representative.

**Engineer** means the person hired by the Village as Village Engineer or his authorized representative. He shall prepare a water and sewer atlas and update same.

**Inspector** means the person duly authorized by the Village to inspect and approve the installation of the public sewer or water system and any connection thereto.

**Manhole** means a structure of suitable design and construction to permit access to the sewer from the surface for inspection, control and maintenance to the public sewer.

**Plans** means the official documents, including detailed specifications and engineering drawings, which explain the work to be performed. All plans must bear the written acceptance of the Engineer to be official. (Ord. 63-35)

**Sec. 20-29. Statement of Policy and Purpose.**

It is the policy of the Village to maintain the most economical, highest standards of treatment of the domestic and industrial wastes collected at the sewage treatment plant of the Village in order that such wastes be given a degree of treatment necessary to prevent the pollution of the waters of the State. The main purpose of this Article is to control the use and possible misuse of the Village sewers. (Ord. 63-35)

**Sec. 20-30. Depositing Excrement, Garbage, etc., on Public or Private Property.**

It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within the Village, or in any area under the jurisdiction of the Village, any human or animal excrement, garbage or other objectionable waste. (Ord. 63-35)

**Sec. 20-31. Installation of Toilet Facilities and Connections Required.**

The owner of each house, building or property used for human occupancy, employment, recreation or other purpose, situated within the Village and abutting on any street, alley or right of way in which there is now located or may in the future be located a public sanitary or combined sewer main of the Village, is hereby required at his expense to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer main in accordance with the provisions of this Article, within ninety (90) days after the date of official notice to do so; provided that such public sewer main is within two hundred (200) feet of the property line. The public sanitary or combined sewer main shall span the entire length of the property and shall be installed at the owner's expense in accordance with this Section if not currently existing for the connection of

suitable toilet facilities and future extension of the public sanitary or combined sewer main to serve adjacent areas.

Repair or replacement of the sewer service line shall be at the expense of the owner or person in control of the property concerned. It shall be the responsibility of such person to maintain and keep in repair the sewer service line between the dedicated right of way or Village easement for utility services and the building. The Village may, in case of emergency, repair any sewer service lines, and if this is done, the owner shall be responsible for the cost of such work and the amount thereof shall be a lien against the premises to the same extent and with the same effect as delinquent water and sewer charges. (Ord. 63-35; 88-12; 24-50)

**Sec. 20-32. Right of Entry of Village Employees for Purposes of Inspection, Testing, etc.**

The Director and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of this Article. (Ord. 63-35)

**Sec. 20-33. Violations.**

Any person found to be violating any provision of this Article except Section 20-34 shall be served by the Village with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Any person who shall continue any violation beyond the time limit provided for in this Section shall be guilty of a misdemeanor and shall be subject to a fine of not less than two hundred dollars (\$200.00) nor more than five hundred dollars (\$500.00) for each violation, and each day in which any such violation is permitted to exist shall constitute a separate offense.

Any person violating any of the provisions of this Article shall become liable to the Village for any expense, loss or damage occasioned to the Village by reason of such violation. (Ord. 63-35; 91-19)

**Sec. 20-34. Garage Drainage.**

Floor drains in garages shall be connected with the storm sewer system. Such drains shall have intercepting mud or grease traps adequate to prevent the flow of mud or grease in the storm system. (Code 1959, §645)

Division 2. Connections and Specifications.

**Sec. 20-35. Applicability of Division.**

The construction of public sanitary sewers and appurtenances for public use in the Village shall conform to the requirements of this Division. (Ord. 70-02)

**Sec. 20-36. Installation of Permanent Markers.**

- (A) The developer or owner who installs or causes to be installed a new sanitary sewer or water main that will become the property of the Village will cause permanent markers to be installed in the concrete curb identifying the points where the curb crosses the service trenches.
- (B) The developer or owner will require his curb contractor to imbed permanent markers in the vertical or horizontal face of the curb at all crossing points before the concrete hardens.
- (C) The markers shall be the letter "W" and the letter "S" and shall measure at least three inches (3") in height. Materials may be metal, plastic or other material approved by the Village Engineer. (Ord. 75-50)

**Sec. 20-37. Connections--Generally.**

- (A) Extensions to the public sanitary sewer systems may not be connected to such system until permits have been granted by both the State Sanitary Water Board and the Village.
- (B) Any drains or private sewers shall normally be connected to the public sanitary sewer by means of a sixty (60) degree "Y" fitting installed in the main line. Unused "Y" fittings shall have socket ends closed by watertight rubber or plastic stoppers suitably fastened or braced to prevent dislodging by back pressure from the main line.
- (C) Where no "Y" branch has been provided, connection to the main line may be made by installing a new "Y" in the proper location or by machine cutting a tapered hole into the main and applying a chemically cemented "Y" saddle.
- (D) Each slant, tapered hole, "Y" branch or other connection shall be the same size as the existing private sewer or drain, unless otherwise ordered by the Engineer.
- (E) In no instance shall any connection to the public sanitary sewer restrict, obstruct or otherwise diminish or interfere with the flow of sewage in such sewer.
- (F) Connections to the public sanitary sewer shall be made only in the presence and to the satisfaction of the Engineer, inspector or their authorized representative. In the event one of the above is unavailable or if notice has not been received in time for the inspection to be accomplished during construction, the contractor will be required to uncover the connection so that proper inspection can be made. (Ord. 70-02; 79-54)

**Sec. 20-38. Connections--Notification of Readiness for Inspection; Supervision of Connection.**

An applicant for a building sewer permit shall notify the Director of Public Works when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Director or his representative. (Ord. 63-35; §306)

**Sec. 20-39. Sewer Tap-on Fees.**

- (A) Where sanitary sewer service requires the tapping of sanitary sewers, it shall be the responsibility of the person obtaining sanitary sewer service, at his own expense, to provide proper excavating to the sanitary sewer, to backfill same, to make the necessary connection to the sanitary sewer, and to restore the street area to its original condition, including repaving or any other restoration where necessary.
- (B) All work shall conform to specifications set forth in the Village Code. When the sanitary sewer connection is made to the public sewer system of the Village, the connection shall be made under the supervision of the Director of Community Development or his representative, and a certificate of approval must be issued prior to the use thereof.
- (C) The charge for each sanitary sewer service connection shall be as herein set forth. The charge for each sewer service connection shall be based upon the size of the water meter serving the same premises, regardless of the diameter of the sanitary sewer service connection tile or pipe. If there is no water meter serving the premises, then the 3/4" meter tap-on fee shall apply.

Base Sewer Tap-on Fees and Charges

<u>Size of Water Meter</u>	<u>Connection Fee</u>
3/4" or less	\$1,280.00
1"	1,470.00
1-1/4"	1,665.00
1-1/2"	2,050.00
2"	2,680.00
3"	4,695.00
4"	6,705.00

Plus: a Capital Cost Recovery fee equal to fifty dollars (\$50.00) per lineal foot of the applicant's property frontage adjacent to a Village-financed sewer main at which the connection is made. If the adjacent sewer main has been privately financed, a recapture fee may be owed to a private developer under a recapture agreement with the Village.

- (D) The total sewer tap-on fee for a single-family residential subdivision shall be the sum of the individual sewer tap-on fees for the various lots of the subdivision. The total sewer tap-on fee for a townhouse, apartment, condominium or similar development shall be the sum of the sewer tap-on fees for each unit.
- (E) If a non-residential development contains more than one water meter, the total sewer tap-on fee shall be the sum of the sewer tap-on fees based upon the individual meters.
- (F) No connection with a sanitary sewer shall be made without a permit having been issued and twenty-four (24) hours' notice having been given to the Director of Community Development or his representative. All such connections shall be made and all such work

done at the expense of the applicant who shall also furnish materials necessary for such work; all such connections shall be made under the supervision of the Director of Community Development, and no connections shall be covered until the work has been inspected by him. Applications for such connections shall be made through the Community Development Department, and a fee as stated in the fees section of the Building Code shall be paid for the permit and inspection. (Code 1959, §641; Ord. 90-29; 92-02; 93-17; 94-09; 95-04, 109; 97-03; 09-67)

**Sec. 20-40. Materials--Pipes and Fittings.**

All pipes and fittings twenty-four inches (24") in diameter and smaller shall be best quality vitrified clay pipe conforming to ASTM, designation C700, "Specified for Extra Strength Clay Pipe".

The following pipe materials may be installed in place of the vitrified clay pipe in locations where the ultimate service area has been determined to be entirely residential by the Village Engineer:

- (A) Armco Truss Pipe ASTM designation D2680-70 or equal.
- (B) Johns Manville Ring-Tile PVC Sewer Pipe or equal with pipe and fittings meeting or exceeding all of the requirements of ASTM specification D-3034-72.

All pipe and fittings twenty-seven inches (27") in diameter and larger shall be class III reinforced concrete pipe as specified in ASTM designation C76, table III, wall B, "Specifications for Reinforced Concrete Culvert Storm Drain and Sewer Pipe"; except that all pipe to be jacked, as shown on the plans, shall conform to ASTM and WPCF Manual of Practice shall apply. (Ord. 79-54)

**Sec. 20-41. Materials--Manholes.**

Manholes shall be constructed of monolithic concrete or pre-cast concrete rings, unless otherwise shown on the plans.

- (A) Ladder rungs shall be ductile iron with a twelve inch (12") tread and thirteen inch (13") hooks equivalent to or better than Neenah R-1981-W as shown in their 1969 construction castings catalogue "R".
- (B) Manhole frames, lids and covers shall be of cast iron in the shapes and dimensions shown on the plans. Standard frames and covers for use in paved areas shall be equivalent to Neenah R-1031, (four hundred fifty (450) pound) with type "B" lids of non-rocking design. The standard frames and covers for use in parkways and other nonpaved areas shall be equivalent to Neenah R-1060, (three hundred fifty(350) pound) with type "B" lids of non-rocking casing. (Ord. 70-02; 79-54)

**Sec. 20-42. Materials--Building Sewers.**

All building sewers shall be vitrified clay pipe or polyvinyl chloride pipe with A.S.T.M.C. 425-58 joints, Type I or III.

A smooth, neat joint shall be made, and the connection made secure and watertight by encasement in concrete. Special fittings may be used for the connection only when approved by the Director of Public Works. (Ord. 63-35; 78-02; 79-54)

**Sec. 20-43. Joints.**

- (A) Each length of vitrified clay pipe shall be jointed in such manner as to produce a compression type joint conforming to the requirements of ASTM designation C425, "Compression Joints for Vitrified Clay Bell and Spigot Pipe", or ASTM designation C594, "Compression Couplings for Vitrified Clay Plain-End Pipe".
- (B) All reinforced concrete pipe shall be rubber gasketed in accordance with ASTM designation C443, "Compression Joints for Reinforced Concrete Sewer Pipe".
- (C) All polyvinyl chloride pipe shall be jointed by a compression type joint making the connection secure and watertight. (Ord. 70-02; 78-02; 79-54)

**Sec. 20-44. Pipe Laying.**

- (A) All vitrified clay pipe shall be emplaced in accordance with ASTM designation C12, "Installing Vitrified Clay Sewer Pipe".
- (B) All other types of pipe shall be emplaced in accordance with the applicable ASTM specifications for that material or as designated in the approved plans and specifications. (Ord. 70-02; 79-54)

**Sec. 20-45. Excavations Crossing other Underground Facilities; Backfilling.**

- (A) Wherever the excavations for a public sanitary sewer cross any other underground facilities, such underground facilities shall be left undisturbed and in place, unless removal or replacement has been provided for in the plans and specifications.
- (B) When the sewer crosses public water facilities in such a way as to result in a vertical separation of less than eighteen inches (18"), special provisions shall be made to prevent possible contamination of the water supply.
- (C) All excavations for the public sanitary sewer which fall beneath paved areas shall be completely backfilled with properly compacted granular materials as approved by the Engineer. (Ord. 70-02; 79-54)

**Sec. 20-46. Prevention of Infiltration of Storm Water, Surface Runoff, etc.**

Since it is very costly for the Village to treat storm water, surface runoff and ground waters that may mingle with the polluted sewage that the sanitary sewers are intended to carry, prudent caution and effort shall be exercised to prevent the infiltration of these unwanted sewers into the sewage works. Before connections of extensions, private sewers or drains are made to the public sanitary sewer, they shall have passed an infiltration test. The type or manner of testing shall have

previously been approved by the Engineer or Superintendent. The maximum acceptable infiltration rate shall be two hundred (200) gallons per day, per inch- diameter, per mile of pipe, which is equal to 0.0-01578 gallons per hour, per foot of length, per inch-diameter. (Ord. 70-02; 79-54)

**Sec. 20-47. Inspection Prior to Issuance of Permit or Plat Approval.**

- (A) The developer or owner who installs or causes to be installed a new sanitary sewer that will become the property of the village will furnish the Village with a bond to cover the cost of a closed circuit television inspection prior to the issuance of a sewer permit or, if the sewer is part of a new subdivision, prior to the approval of the final plat of subdivision.
- (B) The Village Engineer is directed to require that prior to final acceptance of any newly installed sanitary sewer and approximately eleven (11) months after installation of the sewer, the owner or the developer shall cause to be made an inspection by closed circuit television of the sewer system, excepting sewer services, showing thereby that the sewer system has been constructed in accordance with the approved plans and specifications and that the sewer system is free of any and all accumulations of foreign substance and nature and that the passage flow of sanitary sewage is free and clear and that there are no structural defects. If, as determined by the Village Engineer, the sanitary sewers are large enough for a visual inspection to be made, in lieu of an inspection by closed circuit television, such a visual inspection shall be made and are part of such inspection submitted to the Village.
- (C) Prior to televising the sewer, the owner or developer shall, at his own expense, clean the sewer line with a jet-rodder or other equipment approved by the Engineer.
- (D) Upon completion of such inspection and upon receipt of a written report of such inspection together with such photographs as may have been taken and, if satisfied that such sewer is free and clear of all foreign substance and free of all structural defects, the Village Engineer is hereby authorized to recommend to the Mayor and Board of Trustees, approval of the sanitary sewer. All inspection records and photographs shall remain the property of the Village.
- (E) If, in the event the owner or developer fails to perform such inspection within thirty (30) days of receipt of a written request from the Village, the Village shall cause such inspection to be made and shall recover the cost of such inspection from the bond. (Ord. 73-32; 79-54)

Division 3. Discharges into Public Sewers.

**Sec. 20-48. Certain Discharges and Connections Prohibited.**

- (A) No person shall discharge or cause to be discharged any storm water, surface water, ground waters, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process water to any sanitary sewer.
- (B) No person shall connect or cause the connection of any of the following drains or outlet pipes to any public sanitary sewer:

- (1) Building storm drains
- (2) Foundation drains
- (3) Area drains
- (4) Driveway drains
- (5) Patio drains
- (6) Yard drains
- (7) Sump pump drains or outlet pipes which collect or include the collection of rain water, storm water or ground water.

- (C) No person shall discharge or cause the discharge from any drains in or onto public sidewalks or public roadways. (Ord. 63-35; 79-54; 91-19)

**Sec. 20-48.1. Right of Entry of Village Employees for Purposes of Inspection, Testing, etc.**

The Director and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, at all reasonable hours, to inspect any premises connected to a public sanitary sewer for purpose of determining whether any drains or outlet pipes as described in Section 20-48 exist on or serve the premises. The fact that the owner or occupant of such premises accepts and uses sanitary sewer service provided by the Village shall constitute a consent to the making of such inspection. No person shall refuse to admit authorized agents of the Village to any premises for such purpose. In the event any such authorized representative is hindered in making the inspection, the Director of Environmental Services or his authorized agents may apply to any court of competent jurisdiction for an order commanding the owner or occupant of any premises to permit access for purposes herein described. (Ord. 91-19)

**Sec. 20-48.2. Inspection Prior to Transfer of Property.**

- (A) Definitions. For the purposes of this Section, the following words shall have the meanings hereinafter ascribed to them:

**Beneficial interest** shall mean any interest, regardless of how small or minimal such interest may be, in a land trust, held by a trustee for the benefit of beneficiaries of such land trust.

**Owner** shall mean any natural individual, firm, partnership, association, joint stock company, joint venture, public or private corporation, or a receiver, executor, trustee, conservator or other representative appointed by order of any court, who holds either legal title to property served by the Village's sewer system or who holds a beneficial interest in such property.

- (B) Inspection required prior to transfer of property. Prior to the transfer by the owner of any property served by the Village sewer system, the owner shall permit the Village to conduct an inflow and infiltration inspection of the premises. The purpose of the inspection shall be to assure compliance with Section 20-48 and the Clean Water Act of 1977.
- (C) Issuance of real estate transfer tax stamps. No real estate tax stamps shall be issued by the Village Director of Finance unless an inflow and infiltration inspection has been conducted.

It shall be unlawful for any person to occupy property subsequent to transfer of title or assignment of a beneficial interest until the inspection required herein has been performed. If after inspection by the Director of Environmental Services or his authorized agent the property is determined to be in compliance with Section 20-48, the Director or his/her designee, shall issue, without fee, a certificate of compliance to the owner of said property. If the property is not in compliance, a certificate of non-compliance shall be issued by the Director or his/her designee. When a certificate of non-compliance is presented to the Village Treasurer, real estate transfer tax stamps will not be issued unless the purchaser of the property: (1) signs an agreement to have the property brought into compliance within ninety (90) days and (2) deposits a cash escrow with the Village Director of Finance in an amount equal to the maximum Village reimbursement for its private sector disconnection program (*see*, Ord. 91-20). (Ord. 91-19; 92-91)

**Sec. 20-49. Sump Pumps--Connection and Discharge--Generally.**

Sump pumps used to drain basements and footing drain tiles shall not be connected to the sanitary sewer system, building sewer or building drain, but should discharge through a one and one-quarter inch (1-1/4") minimum discharge pipe, discharging to the outside of the basement no less than eighteen inches (18") beyond the foundation wall on the surface of the ground or a storm water drain tile, if available. (Ord. 63-35; §401A)

**Sec. 20-50. Sump Pumps--Houses with Overhead Sewers.**

In houses with overhead sewers, a separate sump pump will be required for laundry facilities and inside floor drains. This is to be discharged into the sanitary sewer. (Ord. 63-35, §401B)

**Sec. 20-51. Special Requirements for Toilets Installed in Basements or below Ground Level.**

Wherever toilets are installed in basements or below the ground level, there must be either a combination manual and automatic check valve between the toilet and house lateral sewer, including an access pit to make the mechanism accessible, or a sewage ejector pump, unless the Village Engineer certifies that such devices are not necessary. (Ord. 63-35, §401C)

**Sec. 20-52. Gravity Sewers and Other Drain Lines.**

Gravity sewers draining any basement, below grade area or crawl space shall not be connected to any public storm sewer or other drain lines connected to the public storm sewer unless the Village Engineer certifies that a gravity sewer is feasible, and a sump is not necessary. (Ord. 63-35, §401D)

**Sec. 20-53. Grease, Oil and Sand Interceptors.**

Grease, oil and sand interceptors shall be provided when, in the opinion of the Director, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand and other harmful ingredients; except, that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity

approved by the Village Engineer and shall be located as to be readily and easily accessible for cleaning and inspection.

Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, when bolted in place, shall be gastight and watertight.

Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times. (Ord. 63-35; 79-53)

**Sec. 20-54. Control Manholes--Installation, Construction and Maintenance.**

The owner of any property other than residential served by a building sewer carrying other than storm water, shall install a minimum four foot (4') inspection manhole on the building sewer to facilitate observation sampling and measurement of the wastes. Such manhole shall be easily accessible and safely located, and shall be constructed in accordance with plans approved by the Village Engineer. When an industrial building contains more than one unit, each unit shall have its own sewer service terminating in an inspection manhole. Each unit shall have separate washroom facilities for men and women. Not more than four (4) individual services shall be connected to any one inspection manhole. The manhole or manholes shall be installed by the owner at his expense and shall be maintained by him as to be safe and accessible at all times. (Ord. 63-35; 68-28; 74-36; 79-54; 82-45)

**Sec. 20-55. Construction of Storm Water Drains, Downspouts, etc.**

It shall be unlawful to construct or permit the construction of any storm water drain which discharges water into any sidewalk in the Village. It shall be unlawful to construct or permit the maintenance of any such drain which discharges into any public street or alley at a height greater than eighteen inches (18") above the ground or pavement.

No downspout shall be connected to a sanitary or combined sewer. Downspouts emptying onto the ground shall be provided with splash blocks. Proper runoff swales shall be provided to avoid flooding of adjoining lower property. (Code 1959, §647; Ord. 79-54)

**Sec. 20-55.1. Discharges into Storm Sewers Prohibited.**

(A) Purpose.

- (1) As storm sewers and manmade and natural water courses exist within the corporate limits of Addison and in its unincorporated areas.
- (2) As the efficient conveyance of storm waters through these systems is deemed necessary to minimize the accumulation of runoff of storm or flood waters which may create hazards to persons, damage to property and threaten public health, safety, comfort and welfare.

- (3) Deliberate or unintentional disposal of trash, debris or unwanted materials directly into the storm water conveyance systems will interfere with, obstruct and restrict their efficient conveyance capabilities.
- (4) The purpose of this ordinance is to keep the storm water conveyance systems free and clear of restrictions so as to avoid hindering their performance and so as to minimize the expense and inconvenience to individual property owners and the general public because of flooding.

(B) Definitions.

**Storm sewer** means a conduit, pipe or open lined or unlined ditch which carries storm and surface waters and drainage, but excludes sewage and polluted industrial wastes.

**Manmade and natural watercourses** mean natural or artificial channels of perceptible extent, with definite bed and banks to confine and conduct continuously or periodically flowing water.

**Flood Plain** means the area adjacent to a water course which has been or may be intermittently covered by flood water as delineated on the regulatory flood plain maps prepared by the Illinois Department of Transportation, Division of Water Resources for the administration of the flood plain regulations for the Addison watershed; or in lieu of these maps, the flood hazard boundary maps, prepared by the Federal Insurance Administration, Federal Emergency Management Agency.

- (C) Regulations. The keeping or disposal of trash, debris, obstructions or unwanted materials, unless otherwise permitted, into the storm sewers or manmade or natural water courses or in areas identified as flood plain is unlawful.
- (D) Powers and authority of inspectors. Duly authorized employees of the Village of Addison, bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation and measurement, in accordance with the provisions of this ordinance.
- (E) Penalties.

- (1) Any person found to be violating the provision of this ordinance shall be served by the Village of Addison with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice permanently cease all violations and correct all existing violations noted in the written notice.
- (2) Any person who shall continue any violation beyond the time limit provided for in Section (E)(1) shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in an amount not exceeding five hundred dollars (\$500.00) for each violation. Each day in which such violation shall continue shall be deemed a separate offense.

- (3) Any person violating the provisions of this ordinance shall become liable to the Village of Addison for any expense, loss or damage occasioned the Village of Addison by reason of such violation. (Ord. 80-85)

**Article IV. Rates and Charges.**

**Sec. 20-56. Required.**

All property upon which any building has been or may hereafter be erected having a connection with any mains or pipes which may be hereafter constructed and used in connection with the Village water system shall pay rates as are from time to time regularly adopted by the Village Board. (Code 1959, §633; Ord. 92-117)

**Sec. 20-57. Construction Use.**

During the construction of any building and before any water is installed, as is herein provided, the contractor so constructing such building may be permitted to use the Village water supply by making application therefor and paying a fee as prescribed by the Board of Trustees or by metering the amount consumed. (§635)

**Sec. 20-58. Schedules.**

There are hereby established rates and charges for the use of and for the services supplied by the municipal water and sewer/wastewater treatment system, based upon the amount of water consumed as follows:

(A) Rates and Fees:

Rates per thousand gallons, as of the following effective dates, for use of water or sewer services.

<b>Effective Date</b>	<b>Water Rate</b>	<b>Sewer Rate</b>
5/1/2024	10.92	7.98
5/1/2025	11.24	8.22
5/1/2026	11.58	8.47

Basic User Fee:

**Bi-Monthly Per Unit**

<b>Effective Date</b>	<b>User Fee</b>
5/1/2024	8.00
5/1/2025	10.00
5/1/2026	10.00

EPA Fee/ Consolidation Fee:

Per billing cycle, per unit, effective 5/1/24

<b>Property Type</b>	<b>Fee</b>
Residential	16.00
Commercial/Industrial	110.00
Non For Profit	16.00
Irrigation	8.00
Unincorporated	32.00

- (B) Water rates for users outside corporate limits. Users outside the corporate limits of the Village will be charged twice the Village rates for water service.
- (C) Minimum billing. The minimum to be charged shall be based on two thousand (2,000) gallons bi-monthly consumption per unit. This subsection shall not apply to (1) vacant premises; and (2) premises where the water supply has been shut off pursuant to Section 20-61.
- (D) Delayed payment charges. When payment of a bill is not made within twenty-one (21) days from the date of billing, there will be a charge of ten percent (10%) added to such bill.
- (E) Multiple unit service connections. When more than one (1) dwelling unit or other users are served by a common meter, the charge for such users shall be determined by dividing the gallons consumed by the number of units served by each meter and will be charged by the applicable rates included in this Article.
- (F) All non-metered users of the wastewater facilities shall pay a minimum bi-monthly flat rate charge as of the following effective dates of use:

<b>Effective Date</b>	<b>Flat Sewer Rate</b>
5/1/2024	103.74
5/1/2025	106.86
5/1/2026	110.11

In the event use of the wastewater facilities is determined by the Village to be in excess of thirteen thousand (13,000) gallons bimonthly, the Village may require such flat rate user to install metering devices on the water supply or sewer main to measure the amount of service supplied. (Ord. 63-35; 69-77; 74-39; 79-54; 80-26; 83-13; 84-12; 84-46; 88-55; 91-6; 92-117; 93-126; 98-28; 03-50; 04-34; 05-42; 08-22; 13-21; 15-19; 16-25; 18-11; 19-47; 21-15, 40, 42; 24-17, 46)

**Sec. 20-59. Meters Required; Installations Generally; Applications for Installation; Deposits.**

All water supply shall be metered to the consumer. The fee for a new or replacement water meter, which is a one inch (1") meter or less, and remote transmitter shall equal the cost of the meter and transmitter plus an additional one hundred percent (100%) for handling and installation. The fee for a new or replacement water meter, which is more than one and one inch (1"), and remote transmitter shall equal the cost of the meter and transmitter plus an additional ninety dollars (\$90.00) for handling and delivery. The fee shall be paid at the time an application for connection to the water system or for a replacement meter is filed with the Village. No water or sewer service shall be supplied unless the premises or property to be so served is connected with the Village system, except where the Village, in its sole discretion, has determined that Village water service cannot be made available to the premises. All new service connections shall be installed at the expense of the applicant and the applicant shall specifically install and maintain at his expense that portion of the service from the main to his premises, including a stop and waste cock at the end of the house side of his service. The tap, fittings, shut-off valve and buffalo box shall be located in such manner and at such place as the Director may require. The minimum earth cover of the applicant's sewers shall be three feet (3'). Before making any connections, application must be made in writing to the Director. Such application for such installation or connections shall describe the premises to be connected and shall state such other factual information as the Director may require and shall expressly provide that applicant will pay all costs of installation. (Ord. 63-35; 68-34; 79-54; 91-06; 06-34; 14-25)

**Sec. 20-60. Joint and Several Liability of Owner, Occupant, etc.**

The owner of the premises and the occupant thereof and the user of either water or sewerage service, or both water and sewerage service, shall be jointly and severally liable to pay for the service on such premises. The services shall be furnished to the premises by the Village only upon the condition that the owner of the premises, occupant and user of the service shall be jointly and severally liable therefor to the Village. (Ord. 63-35; 79-54)

**Sec. 20-61. Bills and Billing.**

- (A) Duty of Finance Director. It is hereby made the duty of the Finance Director to render bills for water and sewerage service and all other charges in connection therewith and to collect all monies due thereon.
- (B) Time. Bills shall be rendered bi-monthly and shall be payable within twenty-one (21) days from date of billing. Bills for water used shall be dated and sent out at such times as may be directed by the Mayor and Board of Trustees.
- (C) Delinquent accounts. All bills for water and sewer service not paid within twenty-one (21) days after the billing date shall be deemed delinquent. The Village shall serve on either the owner, the occupant, the user, or any of them, a written final notice of such delinquency. If a delinquent bill is not paid within seven (7) days after the date of final notice, the water supply to the premises may be discontinued or fines may be assessed as hereinafter provided.

In addition, if a delinquent bill is not so paid after it is so deemed delinquent, whether or not the final notice herein provided has been served, payment is required for services rendered. The owner of record of the real estate, as referenced by the taxpayer's identification number, and the user

will be served a termination notice seven (7) days after final notice. If payment is not received, or if a Payment Plan is not executed pursuant to Section 20-63, or if a Payment Plan is not complied with within seven (7) days thereafter, the Village may (1) shut off the water service and (2) assess daily fines as provided in Section 20-73. In the case of a building with multiple residential dwelling units that is served by a single, metered water service line, daily fines shall be assessed in lieu of shutting off water service to the building. (Code 1959, §634; Ord. 63-35; 76-44; 79-54; 91-26; 92-91,117; 19-47; 24-46)

**Sec. 20-62. Reading of Meters.**

The Finance Director shall use his/her best efforts to read or cause to be read every water meter used in the Village at such times as are necessary that the bills may be sent out at the proper time. In the event the Finance Director is unable to have meters read bi-monthly due to severe weather, etc., estimated billings may be sent out to continue billing on a timely basis. (Code 1959, §632; Ord. 92-91,-117)

**Sec. 20-63. Payment Plan.**

The Director of Finance may accept an amount less than all past due bills and charges if said lesser amount is paid in conjunction with the execution of a Payment Plan by the customer. A Payment Plan shall only be available to the owner of an owner-occupied single family dwelling unit who is able to provide evidence of significant hardship that would warrant a partial deferral of the water and sewer/wastewater treatment payment for a limited period of time.

In the event that the customer fails to comply with the terms and conditions of the Payment Plan, the customer's account shall be deemed a delinquent account and shall be subject to the process and penalties set forth in Section 20-61(C). (Code 1959, §633; Ord. 75-44, 79-54; 19-47)

**Sec. 20-64. Shutting Off Water on Failure to Pay.**

- (A) Pursuant to Section 20-61, the water supply may be shut off from any premises for which the bill for water, sewer, industrial wastewater surcharge, administrative charges and fines imposed for non-compliance with the provisions of Chapter 20 or Chapter 23 of this Code, or any combination thereof, remains unpaid. When shut off, water shall not be turned on except upon the payment of a seventy-five dollar (\$75.00) fee plus all past due bills and charges. If water service has been shut off, water service shall only be restored during the Finance Department's normal turn-on hours (8:00 a.m. to 5:00 p.m.) Monday through Friday (excluding holidays).
- (B) The Director of Public Works or his designee shall cause the final notice of termination to be mailed to the customer prior to termination of service. Said final notice of termination shall set forth the proposed date of termination and shall notify the customer that he has seven (7) days within which to challenge termination of service as being unjustified by written notice to the Director of Public Works.

- (C) The Director of Public Works, upon receipt of said written notice, shall schedule a hearing on the challenge. The Director shall hold the hearing and render a final decision thereon. The customer may be present at the hearing with counsel, may cross-examine witnesses, may offer witnesses and evidence and may present defenses to the termination. All testimony shall be taken under oath.
- (D) In the event a decision to terminate service is rendered, the customer may appeal said decision to the Village Manager or his designee. The decision of the Village Manager or his designee shall be final.
- (E) The Director of Public Works shall have the power to terminate service and to cause fines to be assessed pursuant to Section 20-73 of this Chapter after compliance with the foregoing provisions of this Section. (Ord. 97-20; 19-47; 24-46)

**Sec. 20-65. Notice to Village to Discontinue Service.**

Any user desiring to discontinue the Village's services to his premises must give notice of discontinuance in writing to the Finance Director. If such notice is not given such user shall remain liable for services rendered by the Village until such notice is received by the Village.

If the consumer of water and/or user of sewerage service whose bill is unpaid is not the owner of the premises and the Finance Director has notice of this, then notice shall be mailed to the owner of the premises, if his address is known, whenever such bills remain unpaid for a period of twenty six (26) days after the billing date. (Ord. 63-35; 79-54; 92-117)

**Sec. 20-66. Charges Where Meter Has Failed, etc.**

Where a meter has failed to register or meter readings cannot be obtained, the quantity of water consumed for billing purposes will be based on an average of the prior twelve (12) months consumption and the condition of water service prevailing to the period in which the meter has failed to register. (Ord. 63-35; 11-29)

**Sec. 20-67. Revenues--Receipt and Disposition by Collector.**

All revenues and monies derived from the operation of the water and sewer treatment systems shall be held by the Village Collector separate and apart from his private funds and separate and apart from all other funds of the Village. All such funds, without any deductions whatsoever, shall be delivered to the Village Director of Finance not more than ten (10) days after their receipt or at such more frequent intervals as may from time to time be directed by the Village Board. (Ord. 63-35; 92-91)

**Sec. 20-68. Revenues – Receipt and Disposition by Director of Finance.**

The Village Director of Finance shall receive all such revenues from the water and sewer treatment systems and all other funds and money incident to the operation of such systems and deposit such revenues in a separate fund designated as the "Water/Sewer Fund of the Village of

Addison". The Director of Finance shall administer the funds in every respect in the manner provided by State law. (Ord. 63-35; 92-92; 19-47)

**Sec. 20-69. Copy to Be Filed.**

A copy of this Article, properly certified by the Village Clerk, shall be filed in the office of the Recorder of Deeds of the county and shall be deemed a notice to all owners of real estate of their liability for water and sewerage service supplied to any occupant or user of such services on their property. (Ord. 63-35)

**Sec. 20-70. Liens – Charges to be Liened; Filing; Notice.**

Charges for water and/or sewerage service shall be a lien upon the premises as provided by statute. Whenever a bill for water and/or sewerage service remains unpaid thirty (30) days after it has been rendered, said bill shall be delinquent, and the Finance Director may file with the Recorder of the County a statement of lien claim. This statement shall contain the legal description of the premises served, the amount of the unpaid bill and a notice that the Village claims a lien for this amount as well as the date when such amount became delinquent.

If the consumer of water and/or user of sewerage service whose bill is unpaid is not the owner of the premises and the Finance Director has notice of this, then notice shall be mailed to the owner of the premises, if the owner's address is known, whenever such bills remain unpaid for a period of thirty (30) days after they have been rendered. (Code 1959, §637; Ord. 88-03; 19-47)

**Sec. 20-71. Liens--Foreclosure.**

Property subject to a lien for unpaid water and/or sewerage service charges shall be sold for nonpayment of such charges, and the proceeds of such sale shall be applied to pay the charges, after deducting costs, including reasonable attorneys' fees, as is the case in the foreclosure of statutory liens. Such foreclosure shall be in the name of the Village.

The Village Attorney is hereby authorized and directed to institute such proceedings, in the name of the Village, in any court having jurisdiction over such matters, against any property for which the water and/or sewerage service bill has remained unpaid for forty (40) days after the billing date. (Code 1959, §638; Ord. 79-54; 88-03; 92-117)

**Sec. 20-72. Mandatory Meter Reading.**

It shall be mandatory that said meters be read at least once a year. All owners, residents and lessees of units shall allow access to Village personnel for the purpose of obtaining an actual reading from the meters. If the owners, residents or lessees shall refuse such access, the water may be shut off.

Prior to said shut-off, written notification shall be served upon said owners, residents or lessees, either by mail or personal service, affording the owners, residents or lessees a hearing.

Prior to turning the water back on, all costs and attorney fees incurred by the Village must be paid.

If said access is refused, the Village may seek an order of court from a court of competent jurisdiction granting access to the premises. (Ord. 83-36)

**Sec. 20-73. Penalties.**

Any person, firm or corporation violating any provision of this Chapter shall, unless otherwise provided, be fined not less than one hundred dollars (\$100.00) nor more than seven hundred fifty dollars (\$750.00) for each such offense, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. (Ord. 96-100; 11-29)