

ORDINANCE NO. 2019- 01-02

ORDINANCE REGARDING INSTALLATION AND MAINTENANCE OF NEW
ELECTRONIC WATER METERS FOR VILLAGE'S WATERWORKS SYSTEM

WHEREAS, the Village maintains a combined waterworks and sewer system in compliance with Division 139 of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-139-1, *et seq.*); and

WHEREAS, the needs of Village have required the making of improvements and upgrades to the water meters throughout the Village's waterworks system, and accordingly the Village has undertaken a project to upgrade and replace the water meters in the Village's waterworks system throughout the Village with electronic registering water meters, along with the installation of a meter reading base station and related equipment (the "Water Meter Project"); and

WHEREAS, Village Officials have determined that that provisions of the Village Code that address the Village's Water Service need to be amended and updated to allow for the installation of new water meters pursuant to the Water Meter Project and to ensures that the Water Meter Project runs smoothly and is promptly completed throughout the Village in a timely manner; and

WHEREAS, the Village Board of the Village of Princeville finds that it is in the best interests of the Village to amend the Water Service Chapter of the Village Code as provided herein to assist the completion Water Meter Project;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Princeville, Peoria County, Illinois, that:

SECTION 1. Section 020 of Title 13, Chapter 12 of the Village of Princeville Municipal Code ("Meters—Installation") is hereby amended to read as follows (additions are indicated by underline; deletions by ~~strikeout~~):

13.12.020 Meters – Installation.

Water meters ~~Meters~~ shall be installed by the Village on all premises receiving water service from the Village in a location that will be of easy access. While the property owner of any premises receiving water service from the Village water meter shall be responsible for ensuring that the water meter is not damaged or tampered with, the water meter shall remain the property of the Village.

From time to time, the Village may also determine that a water meter on particular premises requires replacement or that all water meters throughout the Village should be replaced. The replacement of water meters may include the installation of electronic registering water meters that can be read remotely by the Village. As provided in this Chapter, the property owner and occupant of any premises receiving water service from the Village shall permit the Village access to the premises at any reasonable hour of the day to install, replace, or maintain a water meter.

SECTION 2. Chapter 13.12 of the Village of Princeville Municipal Code is hereby amended by the addition thereto of a new Section 13.12.110, which shall read as follows:

13.12.110 Water Meters – Right of Entry for Installation and Maintenance.

From time to time, the Village may need to access any premises receiving water service from the Village in order to install, replace, or maintain a water meter, which includes the replacement of a water meter and the installation of an electronic registering water meter that can be read remotely by the Village. The property owner and occupant of any premises receiving water service from the Village shall provide free admittance to such premises to the Village's Superintendent of Public Works or any authorized Village agent or Village contractor for accessing the water meter at all reasonable hours of the day for the purpose of installing, replacing, or maintaining the water meter, which shall include the installation of an electronic registering water meter. The fact that such premises uses and receives water from the Village's water service constitutes consent from the property owner and any occupant of the premises to allow access to such premises and its water meter to the Village for the purpose of installing, replacing, or maintaining the water meter on the premises, and the property owner or occupant must allow access to the Village representative for such purposes at such reasonable times.

No property owner or occupant of any premises receiving water service from the Village shall refuse, deny, or otherwise hinder or prohibit admittance by a Village representative to such premise for the purposes set forth herein during any reasonable hour of the day. If a Village representative is refused, denied, or otherwise hindered or prohibited admittance to the premises for the purposes set forth herein, the water to such premises may be shut off by the Village after forty-eight (48) hours' written notice is served on the property owner and occupant by either personal service or certified mail (with return receipt requested).

A violation of this Section by any property owner or occupant shall be punishable by a fine of not less than two hundred fifty dollars (\$250.00) and not more than a maximum fine of seven hundred fifty dollars (\$750.00) for each violation. Each day a violation of this Section shall continue shall constitute a separate offense.

Upon the failure of the property owner to correct a violation of this Section, the Village shall have the authority to correct such violation or violations at the cost to the property

owner upon the Village providing proper notice to the property owner if the violation presents an immediate threat to life, safety, or welfare or any person.

SECTION 3. This Ordinance is hereby ordered to be published in pamphlet form by the Village Clerk and said Clerk is ordered to keep at least three (3) copies hereof available for public inspection in the future and in accordance with the Illinois Municipal Code.

SECTION 4. This Ordinance is in addition to all other ordinances on the subject and shall be construed therewith except as to that part in direct conflict with another ordinance, and in the event of such conflict, the provisions hereof shall govern.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

PASSED THIS 7TH DAY OF JANUARY, 2019.

AYE: Sutherland, Gilroy, Huley, Gerger, Ehale, Delbridge

NAYES: None.

ABSENT: None.

APPROVED THIS 7TH DAY OF JANUARY, 2019.



ATTEST

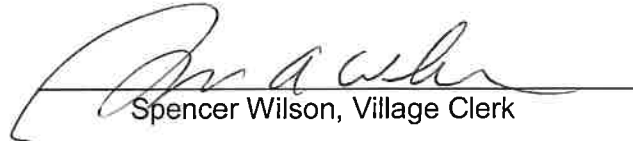
[Signature]
Spencer Wilson, Clerk
Village of Princeville, Illinois

[Signature]
Jeff Troutman, President
Village of Princeville, Illinois

CERTIFICATE OF PUBLICATION

I, Spencer Wilson, and the undersigned, do hereby certify that I am the duly qualified and acting interim Clerk of the Village of Princeville, a municipal corporation of and in the County of Peoria, Illinois, that the foregoing Ordinance No. 19-01-02 is a true and accurate copy of the Ordinance passed by the Village Board and President of the Village of Princeville on the meeting date set forth therein, and that Ordinance No. 19-01-02 was published by me in pamphlet form this 7th day of JANUARY, 2019, by making three (3) copies thereof available on that date at the Village Hall for the Village of Princeville for public inspection.




Spencer Wilson, Village Clerk