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AN ORDINANCE providing for the regulation and operation of the municipal waterworks system of the Village of Gifford, Champaign County, Illinois, and fixing rates and charges for water and water services furnished by said waterworks system.

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WHEREAS the Village of Gifford, Champaign County, Illinois, has heretofore, by proceedings had in manner and form provided by law, been authorized to construct a waterworks system in and for said Village and has heretofore been authorized to issue water revenue bonds for the purpose of paying a part of the cost of constructing such waterworks system, all in accordance with the provisions of the Illinois Municipal Code, and all laws supplementary thereto and amendatory thereof; and

WHEREAS pursuant to the terms of the Code above referred to and the ordinance heretofore passed providing for the issuance of said water revenue bonds to defray a part of the cost of the construction of such waterworks system, it is necessary that the Village provide for the regulation and operation of such waterworks system, and establish rates and charges for water and water services furnished by such waterworks system;

NOW, THEREFORE, Be It Ordained by the President and Board of Trustees of the Village of Gifford, Champaign County, Illinois, as follows:

Section 1. There is hereby established an executive department of the Village of Gifford to be known as the "Water Department" and the President and Board of Trustees are hereby authorized to appoint a Superintendent of the Water Department, and all other necessary employees, and said Superintendent shall have the general management and control of the waterworks system, subject, however, to the supervision of the President and Board of Trustees of said Village.

Section 2. No water shall be turned on for use on or in any premises, until an application therefor in writing has been made for that purpose and filed with the Village Clerk of said Village, stating the purpose for which the water is to be used. The applicant shall deposit with his application the sum of           none           Dollars (\$---- ), as a fee for such connection.

Section 3. No person shall in any manner obstruct the access to any stop-cock, hydrant or valve, or any public faucet or opening for taking water in any street, alley, public ground or place connected with or part of said water system, nor pile or place any lumber, brick or building material or other article, thing or hindrance whatsoever within twelve feet of the same, or so as to in any manner hinder, delay or obstruct the members of the fire department in reaching the same. It shall be unlawful for any person in any manner to interfere with or obstruct the flow, retention, storage or authorized use of water in said water system, reservoir or plant, or any part thereof, or to injure, deface, remove or displace any water main, hydrant, service pipe, water meter, shut-off box, public fountain, valve, engine or building connected with said water system, or plant, or to cause, suffer, or permit any of said things to be done. Any person who shall perform any act in violation of this section shall upon conviction thereof be fined not less than Ten Dollars (\$10) nor more than Fifty Dollars (\$50) for each offense, and shall in addition be liable for the actual damage done or caused.

Section 4. No person not duly authorized shall turn the water on at any fire hydrant or service cock, or use water therefrom when so turned on, under penalty of Ten Dollars (\$10) for each offense, and the person so using or wasting water in such unlawful manner shall be liable to pay for the same.

Section 5. All water consumers supplied by the Village of Gifford shall be supplied through meters only and shall pay for the water at the rates and in the manner hereinafter specified.

Section 6. Whenever any meter, by reason of its being out of repair, or for any cause fails promptly to register the water passing through the same, the consumer shall be charged at the rate shown for the corresponding time of the previous year under like conditions. If no record of the previous year exists, then it shall be the duty of the Superintendent of the waterworks to estimate or determine so far as he can the amount of water consumed during the time such meter fails to operate, and the consumer shall pay the amount so estimated.

Section 7. All connections and water applied for hereunder, and all the water used hereunder, shall be upon the express condition that the Village of Gifford shall not be liable, nor shall any claim be made against it for damages or injury caused by reason of the breaking of any main, branches, service pipes, apparatus or appertenances connected with said system or plant, or any part or portion of said plant, or for any interruption of the supply by reason of the breakage of machinery, or by reason of stoppage, alterations, extensions and renewals.

Section 8. Said Village and its employees shall have ready access to the premises, places or buildings where meters are located for the purpose of reading, examining, testing and repairing the same, and examining and testing the consumption, use and flow of water, and it shall be unlawful for any persons or corporations to interfere with, prevent, or obstruct said Village, or its duly authorized agent, in its duties hereunder. Every consumer of said water shall take the same upon the conditions prescribed in this section.

Section 9. The following shall be the rates for water supplied through the waterworks system of said Village. Water bills will be rendered monthly with meters read quarterly. Customers will be billed at the minimum rate for each of the first two (2) months of the quarter. Meters will be read about the twentieth day of the months of February, May, August, and November. Adjusted bills for the quarter, based upon the meter readings, will be rendered on the first day of the following month.

For the first 3,000 gallons per month \$3.50  
(minimum);

For the next 7,000 gallons per month \$1.00  
per 1,000 gallons;

For the next 15,000 gallons per month \$ .75  
per 1,000 gallons;

For the next 25,000 gallons per month \$ .50  
per 1,000 gallons;

For all over 50,000 gallons per month \$ .40  
per 1,000 gallons.

The minimum monthly charge for users of the services of the waterworks system of the Village, shall be based upon the size of the water meter installed at the request of the user and shall be as follows:

For each 5/8 inch meter - \$3.50 per month;

For each 3/4 inch meter - \$5.00 per month;

For each 1 inch meter - \$8.00 per month;

For each 1 1/2 inch meter - \$20.00 per month; and

For each 2 inch meter - \$30.00 per month;

and provided further that a separate minimum charge shall be made for each apartment, flat, place of business or family unit in all buildings containing two or more apartments, flats, places of business or family units; but, provided further, no minimum charge shall be made for any vacant apartment, flat, or place of business in any such building which said apartment, flat or business is vacant during an entire month.

In addition to the foregoing rates there shall be charged to the Village of Gifford, Champaign County, Illinois, the sum of \$ 30.00 per year for each fire hydrant connected to the waterworks system for fire protection.

The Village reserves the right to make such reasonable changes in rates and in conditions herein established and to establish further rules and regulations from time to time as may be found expeditious or necessary.

Section 10. Bills for water service shall be rendered monthly and shall be delinquent ten days after their rendition, and in the event of failure to pay the bills within said ten-day period, an additional charge of ten percent shall be added to the bill.

Section 11. Persons or corporations desiring to use Village water for building or construction purposes shall make application therefor in writing and file the same in the office of the Village Clerk on a form provided for that purpose. Upon a permit being granted (permits shall be issued in writing and signed by the Superintendent of the Waterworks) the service pipe shall be carried at the expense of the applicant to the inside of the curb line, where a service cock and meter shall be placed, with pipe leading to the surface, and a faucet placed at the end thereof above said surface. When the building or construction work is completed, the faucet and meter shall be removed and the water shut off, unless permanent connection hereunder is made. Charge for the use and connecting of meters shall be as prescribed thereafter by the President and Board of Trustees of the Village of Gifford.

Section 12. The following rules and regulations for the consumers of water and plumbers are hereby adopted and established:

1. No water shall be furnished or supplied to any consumer for any purpose whatever, until such consumer shall make application therefor. Such application shall state the location of the premises to be served and the use to which the water will be put.

2. No water consumer may supply water to other families or allow them to take it, except for use on the premises and for the purposes specified in the application, nor after water is introduced into any building or upon any premises shall any person make or employ any other person to make any tap, or connection with the work upon the

premises for alterations, repairs, extensions or attachments without a written permit therefor to be issued by the Superintendent of the Waterworks system.

3. The Village reserves the right to shut off water at any time in the mains for the purpose of repairing, cleaning, making connections with or extensions to same, or for the concentrating of water in any part of the Village in case of fire; and for restricting the use of the water in case of deficiency in supply. No claim shall be made against the Village by reason of the breaking of any service pipe or service cock or damage arising from shutting off of water for repairing, laying or relaying mains, hydrants or other connections or repairing any part of the water system, or from failure of the water supply, or by increasing the water pressure at any time, or from concentration or restricted use of water as above.

Section 13. For violation of any of the foregoing rules or for the nonpayment of water bills, the Village reserves the right to turn off the water without notice, and after the water has been turned off from any service pipe on account of nonpayment of water bills, or violation of rules, the same will not be turned on until all delinquent bills and penalties are paid, together with expense of turning off and on such meter, which will be Ten Dollars (\$10), and no water will be furnished to any person who is indebted to the Village on account of water consumed, material or repairs.

Section 14. No owner or plumber shall be permitted to conduct water pipes into any two distinct premises unless separate and distinct stop-cocks shall be placed on the outside of such premises along the sidewalk opposite the same, nor shall any pipe be allowed to cross lots or buildings to adjoining premises.

Section 15. The right is reserved to suspend the use of lawn fountains and hose for sprinkling lawns and gardens, whenever in the opinion of the President and Board of Trustees of the Village public exigencies require it.

Section 16. Any person who shall violate any of the rules and regulations provided for in Section 12 respecting the regulations for consumers of water and plumbers shall, upon conviction, in addition to the enforcement of the forfeiture and liabilities therein contained, pay a fine of not less than Ten Dollars (\$10) nor more than One Hundred Dollars (\$100).

Section 17. This ordinance after its passage and approval shall within ten (10) days of such passage and approval be published in the Champaign-Urbana Courier, the same being a newspaper having a general circulation in the Village of Gifford, and this ordinance shall become effective ten (10) days after such publication, as provided by law.

Passed October 5, 1961

Vote: Ayes: Ehme Ackerman Carl Saathoff  
John Sjoken Paul Mitsdarffer  
Wilbur Heimburger  
Nays: - None

Published October 10, 1961 in the Champaign-Urbana  
Recorded October 10, 1961 Courier

Roy S. Barnes  
(President)

Attest:

William J. [Signature]  
(Village Clerk)

(SEAL)

NOTES of a regular public meeting of the  
President and Board of Trustees of the Village  
of Gifford, Champaign County, Illinois.

The President and Board of Trustees of the Village of Gifford,  
Champaign County, Illinois, met in regular public session at Hoch  
Building, the regular meeting place thereof, at 8:00  
CDST  
o'clock P.M., this 5th day of October, 1961.

The President called the meeting to order and directed the Village  
Clerk to call the roll, and upon roll call the following Trustees answered

present: Ehme Ackerman Carl Saathoff  
John Sjoken Paul Mitsdarffer  
Wilbur Heimbürger  
and the following were absent: Paul Schenck

Trustee Carl Saathoff presented, and the Village Clerk  
read in full, an ordinance entitled,

AN ORDINANCE providing for the regulation  
and operation of the municipal waterworks  
system of the Village of Gifford, Champaign  
County, Illinois, and fixing rates and charges  
for water and water services furnished by  
said waterworks system.

Trustee John Sjoken made a motion that said ordinance  
as presented and read by the Village Clerk be adopted, which motion was  
seconded by Trustee Paul Mitsdarffer, and upon roll call the said  
ordinance was adopted by the following vote:

Ayes: Ehme Ackerman Carl Saathoff  
John Sjoken Paul Mitsdarffer  
Nays:--None  
Wilbur Heimbürger

Whereupon, the President declared the motion carried and the  
ordinance adopted, and henceforth did approve and sign the same in open meeting  
and did direct the Village Clerk to record the same in full in the records of  
the President and Board of Trustees, which was done.

Other business not pertinent to the adoption of said ordinance was  
duly transacted, and upon motion duly made and seconded, the meeting was  
adjourned.

Roy S. Bance  
President

Attest:

Wilbur Heimbürger  
Village Clerk