

ORDINANCE NO. 2009-33

AN ORDINANCE AMENDING CHAPTER 86, "UTILITIES," OF THE ORDINANCES OF THE VILLAGE OF STICKNEY, ILLINOIS BY THE REVISION OF SECTION 86-101 AND THE ADDITION OF SECTION 86-104.

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, A HOME RULE UNIT OF GOVERNMENT AS FOLLOWS:

WHEREAS, the Village of Stickney (the "Village") is a home rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village implemented a program to install radio meters for water usage in all residences within the Village in 2005 (the "Radio Meter Program"); and

WHEREAS, under the Radio Meter Program, the Village has installed radio meters in 90% of the its residences; and

WHEREAS, the Village desires to complete the implementation of its Radio Meter Program; and

WHEREAS, the Village has deemed it necessary to establish certain time requirements and incentives to ensure that radio meters are installed in all residences within the Village by March 31, 2010; and

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS.

Section 1. Recitals. The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. Adoption. Chapter 86, of the Municipal Code of the Village of Stickney shall be amended by the revision of Section 86-10, and the addition of Section 86-104, which will read as follows:

Section 86-101. Generally.

All premises using water from . . . until such meter can be installed, or no water shall be furnished to such premises. All newly installed water meters in Village residences shall provide radio readings that can be detected by Village radio meter-reading equipment. Failure to install a radio water meter shall subject a property owner to the penalties set forth in Section 86-104, below.

Section 86-104. Radio Meter Program.

(a) Property owners in residences without a radio water meter must schedule a date with the Village for replacement of their water meter with a radio water meter, to occur by or before March 31, 2010. Properly scheduled replacements, consistent with the time-frame set forth in this Section, will be made by the Village at no cost to the property owner. All residences must have a radio water meter by March 31, 2010.

(b) A property owner who fails to comply with this Section shall be subject to a fine of up to \$500.00. In addition, the property owner's residence will be subject to discontinuation of water service, and the property owner will be responsible for any and all costs related to the discontinuation and reinstatement of water service.

Section 3. Home Rule. This ordinance is enacted under the Home Rule powers of the Village as set forth in the Constitution and laws of the State of Illinois.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its passage, approval and publication in the manner provided by law.

Section 5. Conflicts. This Ordinance supersedes all ordinances or parts of ordinances directly conflicting with the terms and provisions contained herein, but only to the extent of such conflict.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. Certification and Publication. The Village Clerk of the Village of Stickney shall certify to the adoption of this Ordinance and cause the same to be published in pamphlet form.

PASSED AND APPROVED at a regular meeting of the President and the Board of Trustees of the Village of Stickney, Illinois, this 15th day of December, 2009.

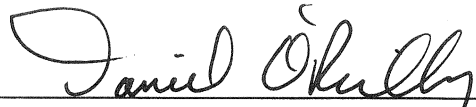
AYES: Lazansky, Mares, Morelli, Schimel, Walik, Zeedyk

NAYS: None

ABSENT: None

ABSTAIN: None

APPROVED by me this 16th day of December, 2009.



President Daniel A. O'Reilly of the Village of Stickney, Cook County, Illinois

ATTESTED, Filed in my office, and published in pamphlet form this 16th day of December, 2009.



Audrey McAdams,
Clerk of the Village of Stickney, Cook County, Illinois