

ORDINANCE NO. 2024-07

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE
VILLAGE OF BRIGHTON
MACOUPIN AND JERSEY COUNTIES, ILLINOIS

CHAPTER 50
SECTION 62
DISCONNECT SERVICE FOR NONPAYMENT; NOTICE; CHARGES

RECITALS

WHEREAS, on July 1, 2024, the President and Board of Trustees of the Village of Brighton adopted the above Ordinance regarding utility services in the Village and the governance thereof; and

WHEREAS, Chapter 50, Section 62 provides for the procedure for non-payment of said utility services by the Village of Brighton, and;

WHEREAS, the President and Board of Trustees of the Village of Brighton have now determined that there is a need to revise the procedures for non-payment for utility services, as well as the provisions to be followed for notice and charges.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND THE BOARD TRUSTEES OF THE VILLAGE OF BRIGHTON, MACOUPIN AND JERSEY COUNTIES, ILLINOIS, as follows:

Section 1. That Chapter 50, Section 62 shall be amended, in its entirety, as follows:

(A) Failure to pay bill:

- (1) All bills for utility services shall be due and payable upon presentation and if a bill is not paid within fifteen (15) days, a penalty equal to twenty percent (20%) of the amount due on said bill shall be added thereto. This penalty shall be in addition to the charges heretofore established for the utility services.

(B) Reconnection and non-payment fee:

- (1) In the event water service to any water user of the Village is disconnected for non-payment of municipal water service charged by

the Village, a \$75.00 non-payment fee will be assessed. No reconnection shall be made until all delinquent water and sewer charges are paid to the Village by the user and/or owner of the property.

(C) Disconnection for non-payment:

- (1) Any customer who fails to pay their utility bills within twenty-five (25) days of presentation shall have the utility services disconnected after a written notice by the Water Clerk has been mailed by first-class mail to the customer. The foresaid notice shall be mailed to the customer sixteen (16) days after billing, or in the event the sixteenth day falls on a weekend or holiday, the next business day following the sixteenth day, specifically advising the customer of the following:
 - (a) Name and address of the customer and amount due for services, including late penalties.
 - (b) Date of disconnection/termination of services.
- (2) Payment arrangements can be made prior to the disconnection date with partial payment of at least fifty percent (50%) of the current balance. If payment in full is not made by the 39th day (2 weeks from the original disconnection date), all applicable penalties and fees will be applied to the unpaid balance and water service shall be disconnected.

(D) Hearing:

- (1) Any customer disputing the contents of their bill shall have the right to a hearing. The customer may be represented in person, by counsel or any other person of their choosing, at their expense. If representation is by another, the customer must advise the Village official in advance of the hearing. The complaint may be oral or in writing, directed to the Village official in charge of utility billing. This official shall have the authority to make a final determination of the customer's complaint, including whether or not the customer's services will be disconnected/terminated.
- (2) Requests for delays or waiver of payment will not be considered at the hearing. Only questions of proper billing will be evaluated. Non-payment and/or request of a hearing will not delay or eliminate disconnection on the date specified in the notice.
- (3) Upon utility services being disconnected, services shall not be reconnected or used until all delinquent accounts and bills of service are paid in full. A non-payment fee of seventy-five Dollars (\$75.00),

described in paragraph (B)(1), shall be applied. Reconnection of services shall be 8:00 a.m. to 3:00 p.m., Monday through Friday.

Section 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the President and Board of Trustees of the Village of Brighton.

PASSED, APPROVED and PUBLISHED IN PAMPHLET FORM, by the President and Board of Trustees of the Village of Brighton this 5th day of August, 2024.

VILLAGE OF BRIGHTON
Macoupin and Jersey Counties, Illinois

BY: _____
Matthew P. Kasten, President

ATTEST:

Tamara Jenkins, Village Clerk