

FEES AND PENALTIES.

1-1-20. PENALTY.

(A) Any person convicted of a violation of any section of this Code shall be fined not less than Twenty Five Dollars (\$25) nor more than Five Hundred Dollars (\$500) for any One (1) offense. (See ILCS, Chapter 65, Section. 5/1-2-1)

(B) Any minor or person designated a juvenile by this State convicted of a violation of any section of this Code shall be fined not less than Twenty Five Dollars (\$25) nor more than Five Hundred Dollars (\$500) for any One (1) offense, but may not be confined except by provisions of the Juvenile Court Act of the State of Illinois.

1-1-21. MINOR VIOLATIONS PENALTY.

(A) Any person accused of a violation of any section of this Code except Chapters 34 - SUBDIVISION CODE and 40 - ZONING CODE may settle and compromise the claim by paying to the Village the sum of Ten Dollars (\$10) within Ten (10) days from the time such alleged offense was committed or by paying to the Village Clerk the sum of Twenty Five Dollars (\$25) subsequent to said Ten (10) day period and prior to such person being issued a complaint or notice to appear.

1-2-90. PROSECUTOR'S FEE.

(A) For each complaint that is prosecuted on behalf of the Village to enforce the provisions of general ordinances of the Village and also to enforce provisions of State Statutes, statutes affecting the affairs of the Village, there shall be added as costs to be assessed against the defendant in each case the sum of Fifty Dollars (\$50) to be known as the "Village Prosecutor's Fee."

(B) Upon said defendant being found guilty of the charges as setup in the complaint that is filed on behalf of the Village in any of the two above named situations, it shall be the duty of the Court before whom such matter is heard to assess a Village Prosecutor's Fee in the sum of Fifty Dollars (\$50), which shall be paid directly to the Prosecutor by the Clerk of the Circuit Court, and that the fine or penalty as assessed by the Court for the violation of the complaint shall be paid to the Village Clerk.

3-3-6. LICENSING OF PIT BULL DOGS.

(6) A license fee of Ten Dollars (\$10).

7-1-11. SOLICITATIONS ON PUBLIC HIGHWAYS.

7-1-12. FEES. Upon making an application for a Certificate, the applicant shall pay a license fee, which shall be:

(A) Daily License: Ten Dollars (\$10) per person per day.

(B) Annual License: Twenty Dollars (\$20) per person per year. (See ILCS, Chapter 24, Section 11-42-5)

7-2-10. FEES. Upon making an application for a peddler's license the applicant shall pay a license fee, which shall be as follows:

- (A) Daily License: Ten Dollars (\$10) per person per day.
- (B) Annual License: Twenty Dollars (\$20) per person per year.

7-3-6. LICENSE FEES. The annual fee for such licenses shall be Twelve Dollars and Fifty Cents (\$12.50) per year or part thereof for each coin-operated amusement device set up for operation, lease or distributed to a proprietor.

7-4-6. PERMIT FEE, ISSUANCE, TERM. - TATTOOING AND BODY-PIERCING SERVICES.

- (A) Upon application and a determination by the Mayor that the application is in order; that the establishment meets all requirement herein set forth; that the permit fee has been paid; and that Permittee has complied with all applicable laws and has not been convicted of a sexual offense, tattooing a minor, piercing the body of a minor or similar offense, the Mayor may issue a permit.
- (B) A permit shall terminate One (1) year from the date of issuance, unless sooner suspended or revoked.
- (C) The application must be accompanied by a non-refundable permit fee of One Thousand Dollars (\$1,000).

7-4-18. PENALTY. - TATTOOING AND BODY-PIERCING SERVICES. Any person, convicted of violating any provision of this Article (shall be fined not less than One Hundred Dollars (\$100) nor more than Seven Hundred Fifty Dollars (\$750).

13-1-12. PENALTY. Failure to obtain a permit for development in the floodplain or failure to comply with the conditions of a permit or a variance shall be deemed to be a violation of this ordinance. Upon due investigation, the Village President and or Village Attorney may determine that a violation of the minimum standards of this ordinance exists. The Village Attorney shall notify the owner in writing of such violation.

- (A) If such owner fails after ten days notice to correct the violation:
 - (1) The Village of Albers shall make application to the circuit court for an injunction requiring conformance with this ordinance or make such other order as the court deems necessary to secure compliance with the ordinance;
 - (2) Any person who violates this ordinance shall upon conviction thereof be fined not less than Fifty Dollars (\$50) nor more than Five Hundred Dollars (\$500) or each offense; and

21-2-6. LICENSE CLASSIFICATION - FEES. There shall be Two (2) classes of licenses that shall be referred to as:

- (A) Class "A" - Retail License, which shall authorize the retail sale of alcoholic liquor on the premises specified for consumption on the premises, as well as other retail sales of such liquor. The annual fee for such license shall be One Hundred Fifty Dollars (\$150). There shall be a limit of Five (5) Class "A" licenses.

(B) Class "B" - Liquor Store License, which shall authorize the retail sale or consumption of alcoholic liquor in sealed packages, but not for consumption on the premises. The annual license fee for such a license shall be One Hundred Fifty Dollars (\$150). There shall be a limit of three (3) Class "B" licenses.

(C) Class "C" - Club License, which shall authorize the sale of alcoholic liquor on the premises specified. The annual license fee shall be Thirty Dollars (\$30). There shall be no limit on the number of licenses issued.

(D) Class "D" - Restaurant Licenses, which shall authorize the sale of alcoholic liquor at a restaurant and/or hotel as defined herein, for consumption on the premises where sold and not for resale in any form. The annual fee shall be One Hundred Fifty Dollars (\$150). There shall be a limit of One (1) license.

(E) Licenses: Civic Organizations. Upon application, the Liquor Commissioner is authorized to issue a Class "E" license for a period of Twelve (12) or Twenty Four (24) hours to any civic or religious organization which keeps or desires to keep any place selling or offering for sale, or in any manner dealing in any alcoholic liquors. The fee for such license shall be for the sale of alcoholic liquors, the sum of Five Dollars (\$5) for each Twelve (12) hours; for more than Twelve (12) hours and not more than Twenty Four (24) hours within any One (1) day, the fee shall be Ten Dollars (\$10), subject to the provisions of this Chapter.

(1) Such organization(s) shall provide evidence of dram shop insurance as required by law and this Chapter governing the sale or giving away of alcoholic liquors.

(2) No such license shall be transferable.

21-4-10. REVOCATION, SUSPENSION OF LOCAL LICENSE; FINE; NOTICE AND HEARING.

(A) The Liquor Commissioner may revoke or suspend any license issued by him, or in lieu thereof or in addition thereto, fine the licensee, if he determines that the licensee has violated any of the provisions of the Illinois Liquor Act, any valid ordinance adopted by the Village, or any other statute or any rule or regulation established by the Liquor Commissioner or the State Commission which is not inconsistent with law.

(B) The Liquor Commissioner may revoke or suspend up to Thirty (30) days any license issued by him for cause set forth in subparagraph (A) hereof.

(C) In lieu of suspension, or in addition thereto, the Local Liquor Commissioner may fine the licensee. Said fine shall not exceed One Thousand Dollars (\$1,000) for the first violation within a Twelve (12) month period; One Thousand Five Hundred Dollars (\$1,500) for the second violation within a Twelve (12) month period; and Two Thousand Five Hundred Dollars (\$2,500) for the third and any subsequent violations within a Twelve (12) month period. Not more than Fifteen Thousand Dollars (\$15,000) in fines under this section shall be imposed on a licensee during a license year.

(D) No license shall be revoked or suspended and no fine may be imposed except after a public hearing by the Local Liquor Control Commissioner after at least Three (3) days written notice to the licensee affording the licensee an opportunity to appear and defend. All such hearings shall be open to the public. A certified Court Reporter shall be present to prepare an official record of the proceedings. Any appeal shall be based upon said official record. The Local Liquor Commissioner shall, within Five (5) days after such hearing, if he determines that the license

should be suspended or revoked or the licensee fined, enter a written Order setting for the revocation, suspension, and / or fine and the reasons therefore. Said Order shall be served upon the licensee within Five (5) days.

(E) If the Local Liquor Commissioner has reason to believe that the continued operation of the licensed premises will immediately threaten the welfare of the Village, said Commissioner may, without notice or hearing, suspend a license, by written Order setting forth the reasons therefore, for Seven(7) days. Said Commissioner shall hold a hearing within said Seven (7) days to afford the licensee the opportunity to appear and defend. (See ILCS, Chapter 235, Section. 5/7-5 and Ordinance Number 345, 8 Dec 03.)

23-2-11. APPLICATION.

(A) Every applicant shall file with the Village Clerk a written application and plan documents for the proposed construction or alteration of a mobile home park.

(B) The application shall be completed by the applicant and the engineer or architect and shall include:

(1) The full name and address of the applicant or applicants, or names and addresses of the partners if the applicant is a partnership, or the names and addresses of the officers if the applicant is a corporation, and the present or last occupation of the applicant at the time of the filing of the application. If the applicant is a corporation, a copy of the certificate of incorporation must be filed with the application.

(2) The proposed method of lighting the structures and land upon which the mobile home park is to be located.

(3) The plot plans of the mobile home park, building plans and specifications for existing buildings and facilities, and the plans and specifications for new buildings and facilities or the proposed alterations in existing facilities.

(4) An affidavit of the applicant as to the truth of the matters contained in the application shall be attached.

(5) Each application shall be accompanied by an application fee of One Thousand Dollars (\$1000) for a permit to construct, or an application fee of Five Hundred Dollars (\$500) for a permit to alter to increase the size of the park.

24-6-8. TOWING CARS AWAY. The Police Department and all members thereof assigned to traffic duty are hereby authorized to remove and tow away, or have removed and towed away by commercial towing service, any car, boat, trailer, or other vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of a fire hydrant or obstructs or may obstruct the movement of any emergency vehicle; or any vehicle which has been parked in any public street or other public place for a period of Twenty Four (24) hours.

Vehicles towed away shall be stored on any Village property or in a public garage or parking lot and shall be restored to the owner or operator thereof after payment of the expense incurred by the Village in removing and storing such vehicle (s).

24-6-9. VIOLATIONS. (See Ordinance Number 196; 9 Nov 87.)

(A) Any person, firm or corporation violating any provision of this Ordinance shall be fined not

less than Twenty Five Dollars (\$25) or more than Two Hundred Dollars (\$200) for each offense or;

(B) Any person accused of a violation of an ordinance prohibiting parking a vehicle in a designated area, or restricting the length of time a vehicle may be there parked, may settle and compromise the claim against him or her for such illegal parking by paying to the Village Ten Dollars (\$10) for each such offense. Such payment may be made at the Village Hall and a receipt shall be issued for all money so received and such money shall be promptly turned over the Treasurer to be credited to the General Fund. The members of the Police Department are hereby authorized to refrain from instituting a prosecution for the alleged offense involved for at least Forty Eight (48) hours; provided, however, that this section shall not apply to persons parking a vehicle so as to obstruct the entrance or exit of any place where Police Department or Fire Department apparatus or other emergency entrance in a hospital. Nor shall this section apply to any person charged with parking a vehicle so as to entirely obstruct traffic in any street or alley or parking in such a way as to reduce traffic on an arterial street to one-way traffic only; nor to any person who refused to remove a vehicle illegally parked at the request of any member of the Police Department. (See Ordinance Number 196; 9 Nov 87.)

25-6-3. PENALTY. Any person found guilty of violating any section of said Chapter 25, Article 6, OPEN BURNING, shall be fined Twenty Five Dollars (\$25) for each violation plus any costs for each violation and every subsequent violation.

27-2-28. BUILDING PERMIT DISPLAY.

(A) Any new construction or addition to an existing structure shall display the Building Permit as issued by the Village of Albers Zoning Administrator. Said permit shall be displayed in a prominent place, so that said permit shall be seen from the street. Failure to display said permit shall be enforceable under Section (B).

(B) Failure to display said permit shall cause the issuance of a Fifty Dollars (\$50) fine to be issued by the Zoning Administrator. Builders or Owners further failure to obtain said Building Permit shall cause a fine of One Hundred Dollars (\$100) per day of occurrence and a work stop order.

27-2-29. POSSESSION OF TOBACCO and TOBACCO PARAPHERNALIA.

(C) A person convicted of a first-time violation of this Section shall be fined the sum of Twenty Five Dollars (\$25). A person convicted of a second-time violation of this Section shall be fined the sum of Fifty Dollars (\$50). A person convicted of a third-time violation of this Section shall be fined the sum of not more than Seven Hundred Fifty Dollars (\$750).

EXCAVATIONS.

33-4-3. FEES. The fee for such permit(s) shall be as follows: however, the Village Board may waive the fees in this section:

(A) Excavation in asphalt or Portland cement concrete pavement or surface Twenty-Five Cents (.25¢) per square foot.

(B) Excavation in brick pavement or surface Twenty-Five Cents (.25¢) per square foot.

- (C) Excavation in oil treated street surface Twenty-Five Cents (.25¢) per square foot.
- (D) Excavation in untreated or unimproved street or surface Twenty-Five Cents (.25¢) per square foot.

33-4-4. BOND. No such permit shall be issued unless and until the applicant therefore has filed with the Clerk a bond in the sum of Fifty Thousand Dollars (\$50,000), conditioned to indemnify the Village for any loss, liability or damage that may result or accrue from or because of the making, existence or manner of guarding or constructing any such tunnel or excavation. Such bond shall have as surety a corporation licensed to do business in the state as a surety company. The Village Board may waive the bond provided for herein.

33-4-5. DEPOSIT. No such permit shall be issued unless and until the applicant therefore has deposited with the Clerk a cash deposit in the sum of Two Hundred Fifty Dollars (\$250) if no pavement is involved, and One Thousand Dollars (\$1,000) if the excavation is a paved area, to insure the proper restoration of the ground and laying of the pavement, if any. From this deposit shall be deducted the expense to the Village of relaying the surface of the ground or pavement and of making the refill if this is done by the Village or at its expense and the balance shall be returned to the applicant without interest after the tunnel or excavation is completely refilled and the surface or pavement is restored. The Village Board may waive the deposit in this Section.

33-7-5. BREAKING CURB - BOND REQUIRED. Before a permit can be issued to break a curb in the Village for the installation of a driveway or any other purpose, a bond or cash in the amount of One Hundred Dollars (\$100) is required to be posted with the Village Clerk.

SUBDIVISION PLATS

34-4-6. SCHEDULE OF FEES.

- (A) The review for the preliminary plat shall be Five Hundred Dollars (\$500).
- (B) The final plat fee shall be Five Hundred Dollars (\$500) if no variation from the preliminary plat, otherwise Five Hundred Dollars (\$500), whenever Plan Commission review is required.
- (C) Improvement review and inspection fee shall be One Percent (1%) of the total opinion of probable cost for all improvements as determined by the Village Engineer or by the total of all certified contracts for all work related to improvements.

34-5-23. MAINTENANCE RESPONSIBILITY. Subsequent to completion of street construction by the subdivider, the Village Engineer shall make a final inspection of all streets to ascertain the acceptability of structural condition, earth slopes, drainage structures, etc. If said inspection indicates no deficient items, the Village shall take formal action to accept the completed streets for maintenance based upon the Engineer's recommendation.

Should any item need correction or repair, the subdivider will be notified in writing of each deficiency. No street(s) will be accepted in a subdivision until all streets comply with the Village's requirements to the satisfaction of the Village Engineer. In addition, the developer will be required to provide a guarantee in the form of a Surety Bond in the amount of Ten Thousand Dollars (\$10,000) for a period of Three (3) years.

34-5-47. ALTERNATE METHODS OF DISPOSAL. In the event it is not possible, or feasible, for the subdivider to extend the public sewer system into the proposed subdivision, for whatever reason, the subdivider has the right to petition the Village to install an alternative method of

sewage disposal. Any such petition shall be considered on an individual basis with each case standing on its own merit. No subdivision shall be approved without the Village's approval of the method of sewage disposal:

(A) Private Central Sewage Systems. Upon specific approval of the Village Board, the subdivider may install a private central sewage system. The Village shall reserve the right to review and approve/reject the detailed plans for such a system. Approval of the plans by the Village shall in no way be construed as acceptance of the design or operation or maintenance responsibility for said installation. Such installation shall be designed and constructed in accordance with the rules and regulations of the Illinois Environmental Protection Agency, and the Illinois Department of Public Health. The sub-divider shall assume perpetual operational and maintenance responsibilities for such installation unless arrangements to the contrary are provided for in a formal written agreement between home owners and the subdivider. Failure of the subdivider to discharge his operational/maintenance responsibilities may result in a fine of Five Hundred Dollars (\$500) per day for each day a deficiency exists and shall apply to the subdivider, his heirs, successors, or assigns. (See Chapter 38; Article 5)

34-5-71. PENALTIES.

(A) Any person who is convicted of a violation of this Code, shall be fined, not less than Fifty Dollars (\$50) or more than Seven Hundred Fifty Dollars (\$750), plus costs. Each day that a violation continues shall be considered a separate offense.

38-2-10. WATER DEPOSITS.

(A) Amount. The occupant of any rental unit, either a residence, duplex, apartment or mobile home shall place with the Village a water deposit in the amount of Fifty Dollars (\$50) with their application for service before service can be connected with the rental unit.

38-3-5. DISCONTINUANCE OF WATER SERVICE BY CUSTOMER; CHANGE OF OCCUPANCY. When premises are to be vacated or there is a change of owner, occupant or agent, prompt notice must be given to the Village. Service may be discontinued by the customer for a period of less than Six (6) months by giving not less than Twenty Four (24) hours notice to the Village during its regular office hours. Final bills for service shall become due and payable at once. In the event that the customer again requires water service within the period of Six (6) months or a new customer requires water service at the same premises within the period of Six (6) months, then, in that event, the service shall be reconnected upon the payment of a Five Dollars (\$5) charge for turning on the water, as provided in this Article. In the event that more than Six (6) months elapses after the water service is discontinued, then the commencement of water service to the same premises shall be considered a new connection and the service connection charge of One Hundred Dollars (\$100) shall be payable as provided by Section 38-3-69 of this Code. (See Ordinance 29; 21 Oct 58.)

38-3-21. USE OF SERVICE COCKS AND VALVES. The Village shall not allow the use of any meter service cock or any gate valve in the street belonging to the Village by any plumber, consumer or other person to shut off or turn on water supply. In case it is desired to have the Village shut off or turn on water for the convenience of any plumber, consumer, or other person, then Five Dollars (\$5) shall be paid for each trip required for such turn-off and turn-on, plus the

bill for any water that may be used or wasted. No consumer, plumber, or other person shall make any connection, addition or changes to any main or pipe belonging to the Village.

38-3-29. DISCONTINUE WATER SERVICE. The Superintendent of Water is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this Code is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this Code, and until a reconnection fee of Twenty Dollars (\$20) is paid to the Village. Immediate disconnection with verbal notice can be effected when the Superintendent of Water is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection.

38-3-50. SERVICE CHARGE FOR TESTING UPON CUSTOMER REQUEST. A customer may, giving not less than One (1) week's notice, request the Village to test the meter serving the customer's premises. In case the period of time since it was last tested is less than Twelve (12) months, the Village will require the customer to deposit an amount to cover the probable cost of the test as follows:

SIZE OF METER	AMOUNT OF DEPOSIT
One (1) inch or smaller	Five Dollars (\$5).
Larger than One (1) inch	Ten Dollars (\$10).

This deposit will be returned if the meter is found to register more than Two Percent (2%) fast. The customer shall be notified not less than Five (5) days in advance of the time and place of the test.

38-3-51. METER REPAIRS. The Village shall maintain and repair its meters at its own expense except, should a meter be damaged by freezing, hot water, or otherwise, not by negligence of the customer, the cost of the repairs shall be charged to the customer.

38-3-54. CHARGE FOR MOVING METER. The charge for moving of the meter and making the inspection shall be the sum of Five Dollars (\$5) in addition to the actual cost. If the service line or piping is not ready for moving the meter or is found unsatisfactory upon inspection, there shall be an additional charge of Five Dollars (\$5) for each additional service call required.

WATER RATES.

38-3-69. SERVICE CONNECTIONS. The following regulations shall apply to water service connections:

(A) For each service connection, there shall be a charge of Five Hundred Dollars (\$500) which shall be payment in full for the furnishing and installing by the Village of a corporation stop. It shall also include the furnishing and installing of One (1) tile meter box, the necessary cast iron cover for the box, One (1) meter yoke, and the furnishing and installation of One and Five-

Eighth (1-5/8) inch by Three-Fourth (3/4) inch meter.

(B) For all service connections in excess of One (1) inch size, the applicant shall pay Five Hundred Dollars (\$500) plus the actual cost of the service, materials, and installation to be furnished by the Village.

(C) The application shall be accompanied by the deposit of Five Hundred Dollars (\$500) and after the connection has been completed, applicant shall pay any additional charges prior to the service being turned on by the Village.

(D) All excavation, pipes, fittings, labor and other materials required for the installation of the service, other than those herein specified to be furnished by the Village, shall be furnished and paid for by the applicant.

(E) For all service connections outside of the corporate limits there shall a charge of One Thousand Dollars (\$1,000).

38-3-73. METERED WATER RATES. The following rates shall be and are hereby established for the use of the Village Waterworks System and for water supplied by the Village Waterworks System per month.

(A) Inside Village Rates:

	Until	Effective	Effective ____	Effective
	26 Sep 04	27 Sep 04	26 Sep 05 ____	26 Sep 06
First 3,000 gallons:	\$18.39	\$18.94	\$19.51 _____	\$20.09
Over 3,000 gallons (per 1,000 gallons):	\$2.73	\$2.81	\$2.89 _____	\$2.98

(See Ordinance Number 361, 13 Sep 04)

(B) Outside Village Rates. First Three Thousand (3,000) gallons - Twenty Seven Dollars Fifty Eight Cents (\$27.58) MINIMUM. Over Three Thousand (3,000) gallons per One Thousand (1,000) gallons - Four Dollars Six Cents (\$4.06).

(C) A delayed payment charge of Ten Percent (10%) of the amount of the bill shall be added to all bills not paid within Ten (10) weekdays of their date. (See Section 38-2-1, and Ordinance Number 226, 9 Sep 91.)

(D) If a residence is occupied by a tenant or an owner One (1) to Seven (7) days prior to or after the First (1st) day of the month, and the user has used less than One Thousand (1,000) gallons of water, the bill will be One-Fourth (1/4) of the minimum bill for water usage. If the water usage is over One Thousand (1,000) gallons, then the Village shall submit a normal water bill to said user. If within the Seven (7) days prior to or after the First (1st) day of the month, the user uses less than One Hundred (100) gallons of water, there shall be no bill submitted to the user by the Village.

(E) For all new home construction, the real property owner, being either the contractor or the individual owner for whom a contractor is building a home upon a lot, shall deposit with the Village Treasurer a Fifty Dollars (\$50) refundable deposit. Said refundable deposit shall be submitted at the time the tap-in fee is paid. The Fifty Dollars (\$50) shall be returned when the home is either occupied or a sale has been completed and the new owner has occupied said home and all bills for water usage during the duration of the time the residence is being built are paid. If the water usage is One Thousand (1,000) gallons per month or more, then the normal billing as under this ordinance shall apply. If water usage is less than One Thousand (1,000) gallons per

month, water will be billed one time upon occupancy or sale of the home. If the home is not occupied within Six (6) months after the deposit of the Fifty Dollars (\$50), then this deposit shall be reviewed by the Water and Sewer Committee of the Village. (See Ordinance Number 349, 12 Jan 04.)

(F) Each applicant for water service who is a lessee or tenant occupying a premises owned by another shall be accompanied by a service deposit of One Hundred Dollars (\$100). When the applicant-depositor moves his or her place of residence within the Village, the service deposit may be transferred from one residence to the other, provided all final charges against the former premises are paid in full. When service to an applicant-depositor is permanently discontinued, the service deposit, less any unpaid final charges, shall be returned to applicant-depositor. Any service deposit unclaimed for Three (3) years after the permanent disconnect shall become the property of the Village. (See Ordinance Number 361, 13 Sep 04)

38-3-74. BILLING AND PAYMENT.

(A) Bills shall be rendered by the Village to the customer monthly in accordance with the applicable rate. Such bills are payable at the Albers Village Hall or through the United States Postal Service. Failure of the customer to receive a bill shall not, however, relieve him from the obligation of paying the amount owed by him to the Village, nor shall it be necessary for the Village to set aside penalty or discount rules on account of failure of the customer to receive a bill. It is the intent that the customer shall call at the office of the Water Superintendent for the statement when a bill has not been received by the customer.

(B) Checks mailed in payment of bills must bear a postmark not later than the Fifteenth (15th) day after billing date to avoid payment of a penalty.

(C) The Village reserves the right to discontinue water service to any premises on account of nonpayment of charges or rates, or where the owner or tenant of such premises is guilty of a violation of any provision of this Code.

(D) Any customer who is delinquent in the payment of the charges for water services for a period of Fifteen (15) days shall be notified by the Water Superintendent, in writing, that unless such charges are paid within a period of Ten (10) days, water service to the customer's premises shall be discontinued, and the Water Superintendent shall shut off service to the premises and apply a lock to the shutoff to prevent the unauthorized use of the service. Service shall not be restored until all delinquent charges due the Village for water service, including a shutoff fee of Thirty Five Dollars (\$35) have been paid in full. (See Ordinance Number 361, 13 Sep 04)

(E) Payment of Garbage and Refuse Pick-Up Services. Each Village resident and business shall pay for the pick-up of garbage by the Village ordained service, monthly or as thereafter billed, by making said payments directly to the Village of Albers upon receipt of the bill. All charges shall be in compliance with those charged by the private garbage service company. (See Ordinance Number 228, 13 Jan 92; Ordinance Number 349, 12 Jan 04; Ordinance Number 361, 13 Sep 04; and ILCs, Chapter 65, Section. 5/11-19-4.)

38-5-17. CONSTRUCTION PERMIT AND INSPECTION FEE. Before commencement of construction of a private sewage disposal system, the owner shall first obtain a written permit signed by the Superintendent of Public Works. The application for such permit shall be made on a form furnished by the Village, (see below) which the applicant shall supplement by any plans,

specifications and other information as are deemed necessary by the Superintendent. A permit and inspection fee of Twenty Dollars (\$20) shall be paid to the Village at the time the application is filed.

38-5-26. CLASSES OF PERMITS AND FEES. There shall be Two (2) classes of building sewer permits:

(A) For residential and commercial service, and

(B) For service to establishments producing industrial wastes.

(C) In either case, the owner or his agent shall make application on a special form furnished by the Village, (see below). The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Village. A permit and inspection fee of One Hundred Dollars (\$100) for a residential or commercial building and One Hundred Dollars (\$100) for an industrial building. Sewer permit shall be paid to the Village at the time the application is filed. The industry, as a condition of permit authorizing, must provide information describing its wastewater constituents, characteristics, and type of activity.

38-5-37. SURETY BOND REQUIRED. Any person making an authorized connection from a building sewer to the sanitary sewer line shall be licensed by the Village to engage in such work and shall be required to deposit with the village Clerk a surety bond in the amount of Five Thousand Dollars (\$5,000) to indemnify the Village against any loss or damage resulting from the work of the license holder.

38-5-57. PENALTIES. Any person who shall continue any violation beyond the time limit provided for in Section 38-5-56 shall be guilty of a misdemeanor and upon conviction thereof shall be fined in the amount not exceeding Two Hundred Dollars (\$200) for each violation. Each day in which any such violation continues shall be deemed a separate offense.

38-5-62. BASIC USER RATE. There is a minimum charge and basic user rate for the use of and for service provided by the wastewater facilities of the Village as follows:

A minimum charge to all users, for up to the first One Thousand (1,000) gallons of water consumption per month: Eight Dollars and Forty Cents (\$8.40) until 24 June 2004; effective 25 June 2004, said minimum charge shall be Eight Dollars and Eighty Two Cents (\$8.82); effective 27 June 2005, said minimum charge shall be Nine Dollars and Twenty Six Cents (\$9.26); and effective 26 June 2006, said minimum charge shall be Nine Dollars and Seventy Two Cents (\$9.72). Of said minimum charge, Five Dollars and Fifteen Cents (\$5.15) shall apply to debt reduction; Zero Dollars (\$0.00) shall apply to depreciation; with the balance to apply to operations and maintenance. (See Ordinance Number 356, 14 Jun 04.)

For each One Thousand (1,000) gallons of water consumption per month in excess of One Thousand (1,000) gallons for a user, said user shall be charged Two Dollars and Ten Cents (\$2.10) until 24 June 2004; effective 25 June 2004, said charge shall be Two Dollars and Twenty Cents (\$2.20); effective 27 June 2005, said charge shall be Two Dollars and Thirty One Cents (\$2.31); and effective 26 June 2006, said charge shall be Two Dollars and Forty Three Cents (\$2.43). All of said charges shall apply to operation and maintenance. (See Ordinance Number

356, 14 Jun 04.)

40-9-13. FEES. The Board of Trustees establishes the following schedule of fees for the various permits and procedures listed in this Code. The fees are intended to defray the administrative costs connected with the processing/conducting of such permits or procedures; the fees do not constitute a tax or other revenue raising device. All such fees shall be paid in advance by the applicant to the Village Clerk as follows:

Fees. Certificate of Compliance:

Principal Use or Structure: Two Hundred Fifty Dollars (\$250).

Accessory Use of Structure: Twenty Five Dollars (\$25).

Special Use Permit: Three Hundred Twenty Five Dollars (\$325).

Temporary Use Permit: Three Hundred Twenty Five Dollars (\$325).

Amendment: Three Hundred Twenty Five Dollars (\$325).

Appeal: Three Hundred Twenty Five Dollars (\$325).

Variance: Three Hundred Twenty Five Dollars (\$325).

Preliminary Plat: Five Hundred Dollars (\$500).

Final Plat: Five Hundred Dollars (\$500).

40-9-14. PENALTIES.

(A) Any person who is convicted of a violation of this Code shall be fined not less than Seventy Five Dollars (\$75), nor more than Seven Hundred Fifty Dollars (\$750), plus costs. Each day on which a violation continues shall be considered a separate offense.

(B) Nothing contained in this Section shall prevent the Village from taking any other lawful action that may be necessary to secure compliance with this Code.