

TITLE VII – HEALTH AND SANITATION

DIVISION I TRASH AND YARD WASTE

CHAPTER 1 GARBAGE AND REFUSE

Section 1. DEFINITIONS

“Bulk Item” shall be defined as a large item such as a couch, chair, mattress, table, etc.

"Commercial waste" shall mean waste material resulting from the operation of business enterprises and institutions.

"Construction waste" shall mean waste from building construction, alteration, demolition or repair, including, but not limited to excavated earth, stones, brick, concrete, plaster, lumber and roofing.

“Container” any cart/tote provided by the Waste Hauler for residential waste, refuse, garbage, rubbish and recycling collection.

"Disposal" shall include the storage, collection, disposal or handling of refuse.

"Garbage" shall mean all animal and vegetable wastes resulting from the handling, preparation, cooking or consumption of foods. All residential garbage shall be drained of surplus liquids.

"Hazardous waste" shall mean waste, a combination of waste and other discarded material, which, because of its quality, concentration or physical, chemical or infectious characteristics, pose a substantial present or potential hazard to human health or the environment.

"Household bulk waste" means, by way of example, chairs, sofas, carpet, furniture, as well as construction and yard waste in lengths of no more than four (4) feet and weighing, as a unit, no more than fifty (50) pounds, and similar items approved by the waste hauler.

"Recycle" means the collection of items such as plastics, tin, aluminum, newspaper, magazines, cardboard, glass, and stationery paper, approved for collection and recycling by the waste hauler.

"Refuse" shall mean all solid waste, except animal and human excrement, and shall include garbage and rubbish as defined in this Section.

"Resident" means any person residing in a dwelling, including multi-family dwellings.

"Residential refuse" shall mean refuse and trash generated from normal household use. Residential refuse does not include commercial waste, construction waste, hazardous waste, residential yard waste, dead animals, e-waste, tires, ashes, and white goods.

"Residential yard waste" shall mean yard waste generated from households including grass clippings, leaves and trimmings from shrubs, trees or bushes. Residential yard waste does not include tree limbs over four (4) inches in diameter or tree stumps.

"Rubbish" shall include glass, metal, paper, plant growth, wood, or non-putrescible solid wastes except for those items approved for collection and recycling by the Waste Hauler.

"Trash Bill" shall mean the monthly combined trash and recycle bill that is billed to the residents by the Village of Coal Valley.

"Waste Hauler" shall mean a duly licensed waste hauler authorized to do business in the State of Illinois, and contracted with the Village of Coal Valley to provide waste hauling, disposal and recycling services for residential customers.

"Yard Waste Bag" means any kraft paper bag designed and designated for holding/containing yard waste that is purchased by residents from vendors who sell such bags.

Section 2 – STORAGE, PLACEMENT AND REMOVAL OF REFUSE/RECYCLE CONTAINERS

- 2.1 No resident shall store or place garbage, trash, refuse, recycle containers and yard waste on Village Rights-of-Ways and streets except as allowed by the provisions of Section 2.2 below.
- 2.2 Refuse, recycle containers, and yard waste may be placed street or curbside no sooner than 5:00 pm the day before collection, and must be in place at the street or curb by 6:00 am the day of collection, and removed from the street or curb by 7:00 pm on collection day. All containers shall be placed and kept so contents shall not be spilled or scattered upon public grounds, streets, alleys, or spilled upon private property.

Section 3 – CONTAINERS REQUIRED

- 3.1 All residents within the Village are required to obtain a residential refuse container through the Village from the Waste Hauler for refuse, and upon request from the resident for recycling collection. There will be an additional charge required by the Waste Hauler for each container past the first one they provide for refuse and recycle collection. The additional charge(s) would be added to the resident's monthly bill as specified in the Waste Hauler's contract with the Village of Coal Valley. Recycling services through the Village must use the recycling container provided by the Waste Hauler.
- 3.2 Single-use bags for yard waste shall be of sufficiently sturdy material as to prevent breaking or tearing of the bags prior to collection. Bags meeting the requirements of the Waste Hauler or sold by the Waste Hauler or other commercial sources are presumed to meet the requirements of this Ordinance. All yard waste bags will have a yard waste sticker, purchased from the Village, attached to each yard waste bag.
- 3.3 The Waste Hauler will provide a recycle container to those Village residents who request to participate in recycling. Recycle containers will be picked up on the same day as normal trash collection on a bi-weekly basis. All residents will be charged for recycling regardless if they utilize recycling or not.
- 3.4 Residents can choose from three different size refuse/recycle containers (35 gal; 65 gal; 95 gal) provided by the Waste Hauler. The number of and size of containers are arranged through the Village. If residents do not make a selection of a refuse container by default they will receive a 95 gal refuse container. Residents that request a recycle cart will be given a 65 gal recycle container by default.

- 3.5 All residential refuse and recycle material must fit in the container(s)/cart(s) provided by the Waste Hauler. If it fits in the Waste Hauler's container(s) it will be picked up by the Waste Hauler. Residents who have excessive residential waste or recycle material that does not fit into the Waste Hauler's containers must call the Village to start the process to arrange a special pickup by the Waste Hauler. This special pickup is direct billed to the resident by the Waste Hauler. Each bag or container requiring special pickup cannot exceed fifty (50) pounds in weight. Residents who have excessive (does not fit into the Waste Hauler's containers) residential refuse or recycle material, and have not arranged for a special pickup, can be considered in violation of this Ordinance and subject to the penalties found in Section 8 of this Ordinance.
- 3.6 All residents will be allowed to have one "bulk item" pick up once a month as defined in Section 1 Definitions.

Section 4 – RESIDENTIAL YARD WASTE NOT PLACED IN YARD WASTE BAG

Residential yard waste not placed in a yard waste bag shall be securely baled, tied, bundled or packaged so as not to exceed forty-eight (48) inches in length, and fifty (50) pounds in weight.

Section 5 – COLLECTION BY WASTE HAULER

- 5.1 The Village shall contract with the Waste Hauler for the exclusive collection of residential trash, recycle material and yard waste within the Village. No other waste hauler shall collect residential trash, recycle material and yard waste within the Village while the Village is under contract with the Waste Hauler.
- 5.2 The Waste Hauler shall collect residential refuse and recycling on the day(s) established by the contract between the Waste Hauler and the Village of Coal Valley.
- 5.3 The Waste Hauler shall not collect hazardous waste; refuse or garbage which has not been drained of excessive amounts of liquid; commercial waste; construction waste, and residential yard waste not properly bagged, bundled and/or weighing over fifty (50) pounds.
- 5.4 The Waste Hauler contracted with the Village is the exclusive provider of residential waste hauling, disposal and recycling of all residential refuse, garbage, recyclables, and yard waste within the Village. This Ordinance applies to all residences in the Village except for those residences located in B-2 zoned areas. Each owner of a residence in B-2 Zoned areas may opt out of the Village's residential waste and recycle program by notifying the Village in writing of their desire to not participate. No resident, except for those exempted in B-2 Zoned areas, shall contract with any other waste hauler for the pickup and disposal of residential waste, refuse, garbage or the pickup of recyclables. Any such contract or contracts or receipt of services for the same with any entity engaged in the business of residential waste hauling, recycling and yard waste removal, other than the Waste Hauler contracted with the Village, is a violation of this ordinance, and shall be considered null and void by the Village and subject to penalties as outlined in this Ordinance.
- 5.5 Village residents may haul and dispose of household refuse and recyclable material outside of the Village. Residents shall not otherwise contract for residential waste hauling service, recycling and yard waste services within the Village with another provider other than the Waste Hauler the Village has on contract. Village residents disposing of refuse outside the Village will still be charged for monthly trash and recycling collection.

- 5.6 Village residents are responsible for cleaning up their spilled refuse, trash, recycle material, and yard waste caused by animals, weather, or humans prior to pick up by the Waste Hauler.

Section 6 – EXEMPT ENTITIES

Commercial businesses, including but not limited to, restaurants, retail sales establishments, manufacturers, manufacturing facilities and businesses, and commercial agricultural operations are exempt from the provisions of this ordinance, except this does not include businesses located in a residential home unless otherwise exempted in this Ordinance. Country clubs, mobile home parks, and governmental entities, including fire departments and schools, are also exempt from the requirements and provisions of this Ordinance. Churches are also exempt, except for residential homes (rectories, parsonages, etc.) associated with the church except when they meet the requirements in section 5.4.

Section 7 – RATES, BILLINGS, PAYMENTS AND DELINQUENT BILLS

- 7.1 The monthly rates for curbside refuse collection, recycling, and yard waste shall be established by the contract between the Waste Hauler and the Village. The total costs for these collection services, to include the Village's Administrative Fees, are identified in Appendix A to this Chapter.
- 7.2 All charges for curbside refuse collection and shall be collected by the Village with its monthly utility billing to each residential customer.
- 7.3 It is the responsibility of the owner to notify the Village 10 days prior to a residence being vacated (home sale, renter moving, foreclosure, etc) and not require refuse collection. The 10 day notice would also apply to a home owner/renter returning to the residence. Failure to notify the Village does not waive the owner's responsibility to pay for trash collection.
- 7.4 Renters must sign up for trash collection at Village Hall. In the event a renter fails to pay his trash collection bill, said payment will become the responsibility of the owner of record of that residence.
- 7.5 Delinquent Bills – The provisions of Chapter 8 of Title VII of the Village Code of Ordinances apply to trash collection bills. Past due bills will be assessed a monthly 10% penalty on the total amount of the Water, Sewer and Trash Bill due. Failure to pay the trash bill, that is 30 days past due, can result in water service being turned off to the residence and can only be turned on once the resident/owner has made payment or payment arrangements with Village Hall. There is a \$20.00 charge to turn off the water supply and a \$20.00 charge to turn on the water supply. Those residents who do not have water and or sewer service supplied by the Village, and do not pay their delinquent trash bill, will be issued an Ordinance Violation Citation with penalty fees in accordance with Title I, Division V, Chapter 1, Section 3 of the Code of Ordinances for the Village of Coal Valley for each month the bill is not paid.
- 7.6 Special Rates; Free Services. Special rates for miscellaneous or special services for which a rate has not been established shall be determined by the Village. Residents requesting refuse relief for garbage & recycle services that are invoiced by the Village, including vacant houses, snowbirds, rentals, etc. must submit an application request to the Village for temporary stoppage of service.

Section 8 – PENALTY/CIVIL INFRACTION

Any person who shall violate any provision of this Chapter shall be guilty of a municipal code violation and shall be subject to a fine in accordance with Title I, Division IV, Chapter 1, Section 3 of the Code of Ordinances for the Village of Coal Valley. Each day this Ordinance is violated shall be considered a separate violation unless otherwise specified in this Ordinance.

Section 9 - ENFORCEMENT

The Village Code Enforcement Officer is hereby designated as the authorized Village official to issue municipal civil infraction citations to alleged violators of this Chapter. Failure to pay the trash bill can also result in a Mechanics Lien being placed upon the property.

Section 10 - NUISANCE

A violation of this Chapter is hereby declared to be a public nuisance or a nuisance per se, and is declared to be offensive to the public health, safety and welfare.

Section 11 – INJUNCTIVE RELIEF

In addition to enforcing this Chapter through the use of a municipal civil infraction proceeding, the Village may initiate proceedings through the Municipal Code Enforcement System (MUNCIES) or in the Circuit Court of Rock Island or Henry County to abate or eliminate the nuisance per se or any other violation of this Chapter.

Section 12 - VALIDITY

If any section, provision or clause of this Chapter or the application thereof to any resident or circumstance is held invalid, such invalidity shall not affect any remaining portions or application of this Chapter, which can be given effect without the invalid portion or application.

CHAPTER 2 – PLANTS AND WEEDS

Section 1. APPLICATION.

Any person owning property within the Village where weeds or grass are permitted to grow must cut the weeds before they grow 10 inches in height. Tree debris (trunks/branches/limbs/leaves) cannot remain on the ground for longer than 60 days.

Section 2. PENALTY.

Any person violating the provisions of this Chapter shall be fined in accordance with Title I Division V Chapter 1 Section 3 of the Code of Ordinance for the Village of Coal Valley for each offense. Each day's continuance or existence is a separate offense.

Section 3. REMOVAL OF WEEDS, GRASS AND TREE DEBRIS; LIEN.

- a. The Director of Public Works or his agent of the Village may provide for the cutting of weeds and/or grass over (10) inches in height and removal of tree debris on private property within the Village when the owner of such property, after reasonable notice, refuses or neglects to cut such weeds or grass or remove tree debris. Reasonable notice shall consist of one of the following:
 1. When a property owner has been cited for a violation of any section of this Chapter 2 during the previous growing season, he may be notified by letter at the beginning of the current growing season of his obligation to provide for the cutting of weeds or grass or removal of tree debris on his property. Such notice shall constitute reasonable notice for the entire growing season; and
 2. When a property owner has not been cited for a violation of this Chapter 2 during the previous growing season, he shall be provided, a seven (7) day notice in which to provide for the cutting of weeds and grass or removal of tree debris currently in violation of this Chapter. The notice will also constitute reasonable notice for the remainder of the growing season. If subsequent violations are observed, during the same growing season, the weeds and grass will be cut immediately or the tree debris will be removed and the owner will be billed for the cost thereof.
- b. Upon refusal or neglect of any property owner to cut weeds, or grass or remove tree debris in violation of this Chapter 2, the Director of Public Works or his agent may cause such weeds or grass to be cut or tree debris removed and shall collect from the property owner the cost for the service. The charge for such service shall be a minimum of two hundred dollars (\$200.00) for the first hour of service to cut the weeds and grass and or remove the tree debris per parcel. A charge of \$50.00 an hour per Village employee, involved in the cleanup, will be assessed after the first hour per parcel. These costs shall be billed to the property owner along with an additional thirty dollars (\$30.00) lien charge per parcel of property. If cutting/removal charges are fully paid within thirty (30) days, the thirty dollars (\$30.00) lien charge will be returned. If cutting/removal are not fully paid within thirty (30) days, a second billing notice shall be sent to the property owner. If, after ten (10) days following a second notice, the property owner still has not paid the cutting/removal and lien charges, the Director of Finance may cause a lien to be placed on the property. Such lien shall be superior to all subsequent liens and encumbrances, except tax liens, if a Notice of Lien is filed in the Office of the County Recorder of Deeds within seven (7) months of the date of completion of the cutting of weeds and grass or tree debris removal by the Village. The Notice of Lien shall consist of a sworn statement setting out:
 1. A description of the property sufficient for identification thereof;
 2. The amount of money representing the cost and expense incurred or payable for the service; and
 3. The date or dates such cost and expense was incurred by the Village.
- c. However, the lien shall not be valid as to any purchasers whose rights in and to such property have arisen subsequent to the weed and grass cutting and/or tree debris removal prior to the filing of such notice, and the lien of the Village shall

not be valid as to any mortgagee, judgment creditor or other lien or whose rights in and to such property arise prior to the filing of such notice. Upon payment of the cost and expense by the owner or persons interested in such property after the Notice of Lien has been filed, the lien shall be released and the release may be filed on record as in the case of filing Notice of Lien.

- d. In the event of a violation of any of the provisions of this Chapter 2 and in addition to such charges for cutting of weeds and grass and tree debris removal that may be imposed, the Director of Public Works or his agent may serve on the property owner a notice to appear at the Village Office in Village Hall within seven (7) days and pay as a penalty in full for such violation, in accordance with Title I Division V Chapter 1 Section 3 of the Code of Ordinance for the Village of Coal Valley for each offense. Each day's continuance or existence is a separate offense. In any event, the public works supervisor shall proceed to cut weeds and grass and remove tree debris in violation of Title VII, Chapter 2 and bill the property owner the Village's expense.
- e. The Village's attorney is authorized and directed to initiate litigation in the Small Claims Court of the Fourteenth Judicial Circuit to recover weed and grass cutting/debris removal liens, court costs and attorney's fees."

CHAPTER 3 – LITTERING

Section 1- LITTERING

It shall be unlawful for any person to throw, place or deposit any filth, offal, garbage, refuse, recycle material and yard waste, or any other offensive matter in any street, alley, creek, ditch, public right-of-way or upon any public ground in the Village, or upon any private property in the Village without the express permission of the property owner.

Section 2 - PENALTY

Any person violating any section of this Chapter shall be fined in accordance with Title I Division V Chapter 1 Section 3 of the Code of Ordinance for the Village of Coal Valley for each offense.

APPENDIX A
 TO COAL VALLEY ORDINANCE TITLE VII – HEALTH AND SANITATION-CHAPTER 1,
 GARBAGE AND REFUSE

TOTAL MONTHLY COSTS FOR SINGLE SOURCE TRASH & RECYCLE COLLECTION WITH VILLAGE'S ADMINISTRATIVE FEES INCLUDED AS A PART OF THE TOTAL MONTHLY COSTS. VILLAGE ADMINISTRATIVE FEES IDENTIFIED BY () FOR EACH YEAR.

YEAR*	TRASH/RECYCLE 1 CART EACH**	FOR EACH ADDED CART**	FOR EACH ADDED RECYCLE CART***	YARD WASTE STICKER
2015	\$13.60 (\$2.33)	ADD \$4.00 EACH	\$2.88	\$1.75 (\$0.25)
2016	\$14.27 (\$2.45)	ADD \$4.00 EACH	\$2.98	\$1.75 (\$0.25)
2017	\$14.75 (\$2.58)	ADD \$4.00 EACH	\$3.08	\$1.75 (\$0.25)
2018	\$15.24 (\$2.71)	ADD \$4.00 EACH	\$3.18	\$1.75 (\$0.25)
2019	\$15.75 (\$2.84)	ADD \$4.00 EACH	\$3.29	\$1.75 (\$0.25)
2020	\$16.26 (\$2.97)	ADD \$4.00 EACH	\$3.39	\$1.75 (\$0.25)
2021	\$16.79 (\$3.10)	ADD \$4.00 EACH	\$3.50	\$1.75 (\$0.25)

DIVISION II - WATER SYSTEM

CHAPTER 4 WATERWORKS AND SEWAGE SYSTEMS

Section 1. PERMITS.

No person shall dig, excavate, remove, cut or in any manner tunnel under or break the surface of any street, highway, avenue, alley or right-of-way within the corporate limits of the Village for the purpose of connecting to the public water and or sewerage system without first having obtained from the Village the proper tap on permit.

Section 2. INSPECTION.

No person connected to the public water system in the Village under a permit as stated above, shall cover the connection without first having the connection inspected and approved by the Village.

Section 3. APPLICATION.

Any person who connects his, her, any house, building or property to the public water system of the Village within 60 days after the availability of water service to the property, shall pay to the Village, prior to the use of the system, the sum of \$10.00 as an inspection fee to cover the cost of inspection of the connection to the public water system. No person shall begin use of the water system without first having the connection inspected by the proper Village authority.

Section 4. CONNECTION CHARGE.

For tap on permit charges see Appendix A to TITLE IX, DIVISION II, CHAPTER 1, Section 1, Rates, Fees and Charges of this Ordinance.

Section 5. IDENTIFICATION.

Any inspector meter reader or any other employee of the Village or its authorized agents whose duty it may be to enter upon private premises to make inspection and examinations in connection with the public water system will be provided with identification identifying them as a representative of the Village. It shall be the duty of each and every such officer, agent or employee of the department upon resignation or dismissal to surrender and deliver to the department credentials for purposes of identifying the person within the division.

Section 6. LICENSED PLUMBER REQUIRED.

No person other than a plumber licensed by the State of Illinois shall attempt to connect to the public water system in the Village.

Section 7. ENTRANCE TO PREMISES.

Any authorized representative of the Village shall, upon presentation of proper identification, have free access at any time during all reasonable hours to any premises, supplied by the public water system for the purpose of making any inspection or taking, a meter reading pertaining to the public water system.

Section 8. TERMINATION OF SERVICES: NOTICE.

Any authorized representative of the Village refused or hindered admittance to any premise, or prevented from making such examination or readings of the meters as necessary, the Village may cause the public water supply to be turned off from the premises, after giving 24 hours notice to the owner or occupant of the premises.

Section 9. USE.

No person shall use the public water system for the purposes of watering of lawns or non-commercial washing of motor vehicles or both as determined during those periods of time when there exists in the Village an inadequate supply of water due to weather conditions or other causes.

Section 10. INADEQUATE WATER SUPPLY.

An inadequate supply of water shall be deemed to exist when the public water system pumping facilities are unable to pump an amount of water equal to or more than the water usage for any 24-hour period because of high usage of water due to the weather conditions, or because the public water system facilities have become inadequate to provide the necessary water due to other causes.

Section 11. DETERMINATION AND NOTIFICATION.

It shall be the duty of the Village President or his designee to make a determination that an inadequate supply of water exists in accordance with Section 10. After making a determination, the provisions of this Division shall not be enforced until the Village President or his designee informs the news media of the determination, so that the residents of the Village will be notified. If conditions permit a delay in the enforcement of any part of this Division I, a notice shall be published in the newspaper of general circulation in the Village indicating the effective dates of this ban on the usage of water.

Section 12. PROHIBITION.

The Village President or his designee may determine that a prohibition may apply only to the non-commercial washing of motor vehicles, watering yards or gardens shall be prohibited. It shall not be necessary to enforce both classifications at the same time.

Section 13. SERVICE LINES.

13.1 All service pipes and fixtures from the Village water and sewer main to the premises shall be installed at the expense of the property owner.

All pipes and fixtures from the curb stop box or property line to the premises shall be maintained at the expense of the property owner.

Any leaks or other defects in the service pipes shall be promptly repaired by the property owner. If not promptly repaired the village shall turn off the water until such repairs have been made.

Section 14. SEPARATE CONNECTIONS

There shall be separate service pipes placed from the main to each building wherever there is a watermain in front, rear, or side of such building. Such service pipes shall be placed on a straight line at right angles to the water main and connections made within two lines drawn parallel to the sides of the building to be served or within three (3) feet thereof. In all cases each building or unit thereof served by individual meters must have an independent outside service control valve on Village owned right-of-way or easement.

DIVISION III - SEWERAGE SYSTEM

CHAPTER 1 REQUIRED USE OF PUBLIC SEWERS

Section 1. DISCHARGE OF SEWAGE PROHIBITED - EXCEPTION

It shall be unlawful to discharge to any natural outlet within the Village or in any area under the jurisdiction of the Village any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Ordinance and appropriate regulatory agencies.

Section 2. CONSTRUCTION OF PRIVIES, ETC. PROHIBITED.

Except as hereinafter provided, it shall be unlawful to construct use or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Section 3. TOILET FACILITIES REQUIRED.

The Owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the Village and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer of the Village, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer, in accordance with the provisions of this Ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within 300 feet of the property line of the property on which such building or structure to be served is located.

CHAPTER 2 PRIVATE SEWAGE DISPOSAL

Section 1. NON-AVAILABLE.

Where a public sanitary sewer is not available, the building sewer shall be connected to a private sewage disposal system complying with all requirements imposed by the Rock Island or Henry Counties' Departments of Public Health.

Section 2. AVAILABLE.

At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection paid for by the owner shall be made to the public sewer in compliance with this Ordinance within (90) days and any septic tanks, cesspools, and the private sewage disposal facilities shall be closed and disposed of as required by the Rock Island and Henry Counties' Departments of Public Health.

Section 3 MAINTAINING.

The Owner shall operate and maintain the private sewage disposal facilities in a safe, healthful and sanitary manner at all times, and at no expense to the Village.

Section 4 STATEMENT.

No statement contained in this Division II shall be construed to interfere with any additional requirements that may be imposed by the Rock Island and Henry Counties Departments of Public Health and the laws of the State and Federal Governments.

CHAPTER 3 BUILDING SEWERS AND CONNECTIONS

Section 1. AUTHORIZATION.

No unauthorized person shall uncover, make any connections with, or opening into; use; alter; or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Village.

Section 2. DISPOSAL.

All disposal by any person into the sewer system is unlawful except those discharges in compliance with Federal Standards promulgated pursuant to the Federal Act and more stringent State and local standards.

Section 3. INSPECTION FEE.

Any person who connects their house, building or property to the public sewer system of the Village shall pay to the Village, prior to the use of the system, the sum of \$15.00 as an inspection fee to cover the cost of inspection of the connection to the public sewer system. No person shall begin use of the sewer system without first having the connection inspected by the proper Village authority.

Section 4. PERMIT CLASSES.

- a. There shall be two (2) classes of sewer permits: one for residential and commercial service, and a second for service to establishments producing industrial waste. In either case, the owner or his agent shall make application on a form furnished by the Village. A Tap On permit shall be obtained and paid to the Village prior to start of any work.
- b. For tap on permit charges, see Appendix A to TITLE IX, DIVISION II, CHAPTER 1, Section 1, Rates, Fees and Charges of this Ordinance.
- c. For industrial operations, as a condition of permit authorization must provide information describing its waste water constituents, characteristics, and type of activity.

Section 5. PERMIT.

A building sewer permits will only be issued and a sewer connection shall only be allowed if it can be demonstrated that the downstream sewerage facilities, including sewer pump stations, and wastewater treatment facilities, have sufficient reserve capacity to adequately and efficiently handle the additional anticipated waste load.

Section 6. COSTS.

All costs and expense incident to the installation and connection of the building sewer shall be borne by the Owner. The Owner shall indemnify the Village from any loss or damage the may directly or indirectly be occasioned by the installation of the building sewer. Following installation, the Owner is responsible for the maintenance of a building sewer, including its connection to the public sewer, from the public sewer too the building it serves.

Section 7. SEPERATE CONNECTIONS.

A separate and independent building sewer shall be provided for every building, except the where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Section 8. OLD BUILDING SEWERS.

Old building sewers may, be used in connection with new buildings only when they are found, on examination and test by the Village, to meet all requirements of this Ordinance.

Section 9. INSTALLATION.

The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Village. In the absence of code provisions or in amplification thereof, the materials add procedures set forth in appropriate specifications of the American Society of Testing and Materials, Water Pollution Control Federation Manual of Practice No. 9, and Standard Specifications for Water and Sewer Main Construction in Illinois shall apply.

Section 10. ELEVATION.

Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by a means which is approved in accordance with Section 2, and discharged to the building sewer.

Section 11. DOWNSPOUTS AND SUMP PUMPS.

No person(s) shall make connection of roof downspouts, exterior foundation drains, areaway drains, sump pumps or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

Section 12. CONNECTING.

The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code, or other applicable rules and regulations

of the Village or the procedures set forth in appropriate specifications of the American Society of Testing and Materials, Water Pollution Control Federation Manual of Practice No. 9, and Standard Specifications for Water and Sewer Main Construction in Illinois. All such connections shall be made gas tight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Village before installation.

Section 13. NOTIFICATION.

The applicant for the building sewer permit shall notify the Village when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Village.

Section 14. EXCAVATION.

All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Village.

CHAPTER 4 USE OF THE PUBLIC SEWERS

Section 1. STORMWATER.

No person shall discharge, or cause to be discharged, any storm water surface water, groundwater roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

Section 2. DISPOSAL.

Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Village. Industrial cooling water or unpolluted process waters may be discharged on approval of the Village, to a storm sewer, combined sewer, or natural outlet.

Section 3. HAZARDOUS MATERIAL.

No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

- 3.1 Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas
- 3.2 Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant.
- 3.3 Any waters or wastes having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- 3.4 Solid or viscous substances in quantities of such size capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw,

shavings, metal, glass, rags, feathers, tar, plastics, wood, ungrounded garbage, whole blood, paunch, manure, hair and fleshing, entrails and paper dishes, cups, mild containers, etc., either whole or ground by garbage, grinders.

Section 4. PROHIBITED MATERIAL.

No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the village that such wastes can harm either the sewers, sewage treatment process or equipment; have an adverse effect on the receiving stream; or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming its opinion as to the acceptability of these wastes, the Village will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and maximum limits established by regulatory agencies. The substances prohibited are:

- 4.1 Any liquid or vapor having a temperature higher than one hundred fifty degrees Fahrenheit (150 degrees F), (65 degrees C).
- 4.2 Any waters or wastes containing toxic or poisonous materials; or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty degrees Fahrenheit (150 degrees F), (0 and 65 degrees C).
- 4.3 Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower (0.76.hp metric) or greater shall be subject to the review and approval of the Village.
- 4.4 Any waters or wastes containing strong acid, iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- 4.5 Any waters or wastes containing iron, chromium, copper, zinc, or similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Village for such materials.
- 4.6 Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the Village as necessary after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- 4.7 Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Village in compliance with applicable State or Federal regulations.
- 4.8 Any waters or wastes having a pH in excess of 9.5.
- 4.9 Any mercury or any of its compounds in excess of 0.0005 mg/l as Hg at any time except as permitted by the Village in compliance with applicable State and Federal regulations.

- 4.10 Any cyanide in excess of 0.025 mg/l at any time except as permitted by the Village in compliance with applicable State and Federal regulations.
- 4.11 Materials, which exert or cause:
- a. Unusual concentrations of inert suspended solids (such as), but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate);
 - b. Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions);
 - c. Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works;
 - d. Unusual volume of flow or concentrations of wastes constituting "slugs" as defined herein.
 - e. Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of agencies having jurisdiction over discharge to the receiving waters.

Section 5. PRETREATMENT.

If any waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Division II, and/or which are in violation of the standards for pretreatment provided in Chapter 1, EPA Rules and Regulations, subchapter D, Water Programs Part 128 Pretreatment Standards, Federal Register Volume 38, No. 215, Thursday, November 8, 1973 and any amendments thereto, and which in the judgment of the Village may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Village may:

- 5.1 Reject the Wastes;
- 5.2 Require pretreatment to an acceptable condition for discharge to the public sewers.
- 5.3 Require control over the quantities and rates of discharge; and/or;
- 5.4 Require payment to cover the added costs of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 45 of this Division II.
- 5.5 If the Village permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Village, and subject to the requirements of all applicable codes, ordinances and laws.

Section 6. PRELIMINARY TREATMENT.

Grease, oils, and sand interceptors shall be provided when, in the opinion of the Village they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Village and shall be located as to be readily and easily accessible for cleaning and inspection.

Section 7. PRELIMINARY MAINTENANCE.

Where preliminary treatment or flow equalizing facilities are provided, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Section 8. CONTROL MANHOLE.

Each industry shall be required to install a control manhole and, when required by the Village, the Owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation sampling and measurement of the wastes. Such manhole, when required, shall be accessible and safely located, and shall be constructed in accordance with plans approved by the Village. The manhole shall be installed by the Owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Section 9. OWNER TESTING.

The Owner of any property serviced by a building sewer carrying industrial waste shall provide laboratory measurements, tests, and analyses of waters and wastes to illustrate compliance with this ordinance and any special conditions for discharge established by the Village or regulatory agencies having jurisdiction over the discharge.

The number, type, and frequency of laboratory analyses to be performed by the Owner shall be as stipulated by the village, but no less than once per year the industry must supply a complete analysis of the constituents of the wastewater discharged to assure that compliance with the Federal, State, and local standards are being met. The Owner shall report the results of measurements and laboratory analyses to the Village at such time and in such manner as prescribed by the village. The Owner shall bear the expense of all measurements, analyses, and reporting required by the Village. At such times as deemed necessary, the Village reserves the rights to take measurements and samples for analysis by an outside laboratory service.

Section 10. TEST.

All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this Ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids

analyses are obtained from 24-hour composites of all outfalls, whereas PHS are determined from periodic grab samples.

Section 11. STATEMENT.

No statement contained in this Article shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment, subject to payment therefore by the industrial concern, provided such payments are in accordance with Federal and State guidelines for User Charge System.

CHAPTER 5 PROTECTION OF SEWER WORKS FROM DAMAGE

Section 1. DAMAGE.

No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, or tamper with any structure, appurtenance, or equipment, which is part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

DIVISION IV – DEFINITIONS, POWERS AND PENALTIES

CHAPTER 1 DEFINITIONS

Section 1. DEFINITIONS

Clarification of word usage: “Shall” is mandatory; “may” is permissible.

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

- 1.1 “Approving Authority” means the Village of Coal Valley or its authorized representative.
- 1.2 “BOD” (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standards laboratory procedure in five (5) days at 20 degrees C, expressed in milligrams per liter.
- 1.3 “Building Drain” shall mean that part of the lowest piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer or other approved point of discharge, beginning five (5) feet (1.5 meters outside the inner face of the building wall).
- 1.4 “Building Sewer” shall mean the extension from the building drain to the public sewer or other place of disposal.
- 1.5 “Combined Sewer” shall mean a sewer which is designed and intended to receive wastewater, storm, surface and groundwater drainage.
- 1.6 “Control Manhole” shall mean a structure located on a site from which industrial

wastes are discharged. Where feasible, the manhole shall have an interior drop. The purpose of a "control manhole" is to provide access for the Village representative to sample and/or measure discharges.

- 1.7 "Easement" shall mean an acquired legal right for the specific use of land owned by others.
- 1.8 "Effluent Criteria" are defined in any applicable "NPDES Permit". "Federal Act" means the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) as amended by the Federal Water Pollution Control Act of Amendments of 1972 (Pub. L. 92-500) and (Pub. L. 93-243) and any subsequent amendments thereto.
- 1.9 "Federal Act" means the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) as amended by the Federal Water Pollution Control Act of Amendments of 1972 (Pub. L. 92-500) and (Pub. L. 93-243) and any subsequent amendments thereto.
- 1.10 "Floatable Oil" is oil, fat, or, grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. A wastewater shall be considered free of floatable fat if it is properly pretreated and the wastewater does not interfere with the collection system.
- 1.11 "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage and sale of produce.
- 1.12 "Industrial User" shall mean any non-governmental user of publicly owned treatment works identified in the Standard Industrial Classification Manual, 1972, Office of Management and Budget, as amended and supplemented, under the following divisions:
- a. Division A - Agriculture, Forestry, and Fishing
 - b. Division 3 - Mining
 - c. Division D - Manufacturing
 - d. Division E - Transportation, Communications, Electric, Gas and Sanitary Services
 - e. Division 1 - Services
- A user in the Divisions listed may be excluded if it is determined by the village that it will introduce primarily segregated domestic wastes or wastes from sanitary conveniences.
- 1.13 "Industrial Waste" shall mean any solid, liquid or gaseous substance discharged, permitted to flow or escaping from any industrial, manufacturing, commercial or business establishment or process or from the development, recovery or processing, of any natural resource as distinct from sanitary sewage.
- 1.14 "Major Contributing Industry" shall mean an industrial user of the publicly owned treatment works that:

- a. has a flow of 50,000 gallons or more per average work day; or
 - b. has a flow greater than ten percent of the flow carried by the municipal system receiving the waste or
 - c. has in its waste, a toxic pollutant in toxic amounts as defined in standards issued under section 307 (a) of the Federal Act; or
 - d. is found by the permit issuance authority, in connection with the issuance of the NPDES permit to the publicly-owned treatment works receiving the waste, to have significant impact, either singly or in combination with other contributing industries, on that treatment works or upon the quality of effluent from that treatment works.
- 1.15 “Milligrams per liter” shall mean a unit of the concentration of water or wastewater constituent. It is 0.001 g of the constituent in 1,000 ml of water. It has replaced the unit formerly used commonly, parts per million, to which it is approximately equivalent, in reporting the results of water and wastewater analysis.
- 1.16 “Natural Outlet” shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.
- 1.17 “NPDES Permit” means any permit or equivalent document or requirements issued by the Administrator, or, where appropriated by the Director, after enactment Federal Water Pollution Control Amendments of 1972, to regulate the discharge of pollutants pursuant 402 of the Federal Act.
- 1.18 “Ordinance” means this ordinance.
- 1.19 “Person” shall mean any and all persons, natural or artificial including any individual, firm, company, municipal, or private corporation, association, society, institution, enterprise, governmental agency or other entity.
- 1.20 “pH” shall mean the logarithm (base 10) of the reciprocal of the hydrogen-ion concentration expressed by one of the procedures outlined in “Standard Methods”.
- 1.21 “Population Equivalent” is a term used to evaluate the impact of industrial or other waste on a treatment works or stream. One population equivalent is 100 gallons of sewage per day, containing .17 pounds of BOD and .22 pounds of suspended solids.
- 1.22 “ppm” shall mean parts per million by weight.
- 1.23 “Pretreatment” shall mean the treatment of wastewaters from sources before introduction into the wastewater treatment works.
- 1.24 “Properly Shredded Garbage” shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 centimeters) in any dimension.
- 1.25 “Public Sewer” shall mean a sewer provided by or subject to the jurisdiction of

the Village. It shall also include sewers within or outside the Village boundaries that serve one or more persons and ultimately discharge into the Village sanitary (or combined sewer system), even though these sewers may not have been constructed with Village Funds.

- 1.26 "Replacement" shall mean expenditures for obtaining and installing equipment, accessories, or appurtenances, which are necessary during the service life of the treatment works to maintain the capacity and performance for which such works were designed and constructed. The term "operation and maintenance" includes replacement.
- 1.27 "Residential or Commercial" or "Non-industrial" user, shall mean any user of the treatment works not classified as an industrial user or excluded as an industrial user as provided for in this section.
- 1.28 "Sanitary Sewer" shall mean a sewer that conveys sewage or industrial wastes or a combination of both, and into which storm, surface, and groundwater's or unpolluted industrial wastes are not intentionally admitted.
- 1.29 "Sewage" is used inter changeably with "wastewater."
- 1.30 "Sewer" shall mean a pipe or conduit for conveying sewage or any other waste liquids, including storm, surface and groundwater drainage.
- 1.31 "Sewerage" shall mean the system of sewers and appurtenances for the collection, transportation and pumping of sewage.
- 1.32 "Slug" shall mean any discharge of water, sewage or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.
- 1.33 "Standard Methods" shall mean the examination and analytical procedures set forth in the most recent edition of "Standard Methods for the examination of Water and Wastewater" Published jointly by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.
- 1.34 "State Act" means the Illinois Anti-Pollution Bond Act of 1970.
- 1.35 "Storm Sewer" shall mean a sewer that carries storm, surface and groundwater drainage but excludes sewage and industrial wastes other than unpolluted cooling water.
- 1.36 "Storm water Runoff" shall mean that portion of the precipitation that is drained into the sewers.
- 1.37 "Unpolluted Water" is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and wastewater treatment facilities provided.
- 1.38 "Useful Life" shall mean the estimated period during which the collection system and /or treatment works will be operated and shall be 20 years from the date of start-up of an wastewater facilities constructed with a State grant.

- 1.39 "User Class" shall mean the type or user either "residential or commercial" (non-industrial) or "Industrial" as defined herein.
- 1.40 "Village" means the Village of Coal Valley.
- 1.41 "Wastewater" shall mean the spent water of a community. From this standpoint of course, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and storm water that may be present.
- 1.42 "Wastewater Facilities shall mean the structures, equipment, and processes required to collect, carry away, and treat domestic and industrial Wastes and transport effluent to a watercourse.
- 1.43 "Wastewater Treatment Works" shall mean an arrangement of devices and structures for treating wastewater, industrial wastes, and sludge. Sometimes used as synonymous with "waste treatment plant" or "wastewater treatment" or pollution control plant."
- 1.44 "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.
- 1.45 "Water Quality Standards" are defined in the Water Pollution Regulations of Illinois.

CHAPTER 2 POWERS AND AUTHORITY OF INSPECTORS

Section 1. PERMITTED TO ENTER.

The Village and duly authorized representatives of the Village, the Illinois Environmental Protection Agency, and the U.S. Environmental Protection Agency, bearing proper credentials and identification, shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this Ordinance. The Village or its representative shall have no authority to inquire into any processes, including metallurgical, chemical, oil refining, ceramic, paper or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterway or facilities for waste treatment.

Section 2. SAFETY.

While performing the necessary work on private properties referred to in Section 1 above, the Village or duly authorized employees of the Village, the Illinois Environmental Protection Agency, and the U.S. Environmental Protection Agency shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the Village employees and the Village shall indemnify the company against loss or damage to its property by the Village and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Section.

Section 3. EASEMENT.

The Village and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter all private properties through which the Village holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

CHAPTER 3 PENALTIES

Section 1. VIOLATION.

Any person found to be violating any provision of this Ordinance except Chapter 5 Section 1 shall be served by the Village with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations. The Village may revoke any permit for sewage disposal as a result of any violation of any provision of this ordinance.

Section 2. FEE.

Any person who shall continue any violation of this shall be guilty of a misdemeanor, and on conviction thereof, shall be fined per Title 1 Division V Chapter 1 as follows: any person violating the Chapters and adopted Codes in this Ordinance shall be fined not less than \$45.00 or more than \$750.00 per individual violation. In the event of the continuation of such willful failure, neglect or refusal to comply with such order, each day's continuance is a separate offense. Ordinance citations issued for violations that are not paid within 14 days of the date of the citation will be taken to the Municipal Code Enforcement System (MUNICES) for adjudication.

Section 3. LIABLE.

Any person violating any of the provisions of this Ordinance shall become liable to the Village by reason of such violation.

Section 4. DELINQUENT BILLS.

In the event the charges for service are not paid within 30 days after rendition of the bill for such service, charges shall be declared to be delinquent; and the delinquencies shall constitute liens upon the real estate for which such service is supplied. The Village Clerk is authorized and directed to file sworn statements showing such delinquencies in the office of the Recorder of Deeds of Rock Island and/or Henry Counties, Illinois, and the filing of such statement shall be deemed notice for the payment of such charges for such service.

Section 5. DISCONTINUATION.

If the rates or charges for such services are not paid within thirty (30) days after the rendition of the bill for such services, services shall thereafter be discontinued, subject to notice and hearing as provided hereinafter, and shall not be reinstated until all past due bills, including the penalties hereon, are paid in full together with payment of \$100.00 for

discontinuation and for reinstating a residential service and \$150.00 for discontinuation and reinstating a commercial service.

Ten (10) days prior to the discontinuance of service, a notice shall be sent a user delinquent in the payment of required rates and charges indicating: the balance of payment due; the date service will be discontinued; the amount of the charge for reinstatement of service; and that prior to the discontinuance of service the user may request a hearing before a Village hearing officer to discuss any charges the customer feels are erroneous or improper. Following the hearing of evidence, the decision of the hearing officer shall be final.

Section 6. CONNECTION AND DISCONNECTION.

Any user desiring to temporarily discontinue service for a period of absence from a premises, shall make application therefore to the Village. Each time there is a discontinuance of service requested by a user, there shall be a charge of \$20.00 to shut off the service and \$20.00 to turn on such service. The temporary discontinuance of service at the request of the user will not avoid the imposition of and the liability for the payment for the minimum charge provided for herein.

Section 7. COLLECTION OF BILLS.

It is the duty of the Village Treasurer to render bills for service and for all rates and charges in connection with the service and to collect all monies due.

7.1 Returned Check Charge. Any user whose check for payment of rates and charges due under this Chapter is returned to the Village because of insufficient funds or other reasons shall be liable for and shall have included on such users next bill an additional charge of \$25.00 for the return of the check.

Section 8. REVENUES.

All revenues and moneys derived from the operation of the combined waterworks and sewerage system shall be held by the Village Treasurer separate and apart from the Treasurer's private funds and separate and apart from all other funds of the Village.

Section 9. SPECIAL FUND.

The Village Treasurer shall receive all such revenues from the combined waterworks and sewerage system and all other funds and moneys incident to the operation of such system as the same may be delivered to the Treasurer. The Treasurer shall deposit all revenues in a separate fund designated as the "Waterworks and Sewerage Fund of the Village of Coal Valley." The treasurer shall administer such fund in every respect in the manner provided by the applicable provision of Division 139 of Article II of the Illinois Municipal Code, 1961, and all laws amendatory and supplementary and as provided for in this Chapter.

Section 10. NO CHARGE SERVICE.

No free service of any of the services supplied by the combined waterworks and sewerage system shall be supplied by the Village to the Village or to any other person, public or private.

DIVISION V – OPEN BURNING

CHAPTER 1 BURNING OF LEAVES, OTHER LANDSCAPE WASTE AND REFUSE

Section 1. BURNING LEAVES AND OTHER LANDSCAPE WASTE.

It shall be lawful to burn dry leaves and/or other dry landscape waste, such as grass, tree limbs, shrub trimmings and other materials accumulated as a result of the care of lawns, shrubbery, vines and trees, in the Village between the hours of 9:00 a.m. and 6:00 p.m. Following the foregoing designated burning times, fires resulting from burning leaves and other landscape waste shall be completely extinguished and shall not be allowed to continue to smolder beyond the designated burning time.

Section 2. ATTENDANCE.

Burning of leaves and other landscape waste shall be constantly attended by a competent person until the fire is completely extinguished.

Section 3. LOCATION.

Burning of leaves and other landscape waste shall take place only on the premises from which such leaves and other landscape waste was derived.

Section 4. DEPOSITING AND BURNING LEAVES, OTHER LANDSCAPE WASTE, AND REFUSE ON VILLAGE RIGHT-OF-WAYS, STREETS, AND SIDEWALKS.

It shall be unlawful to deposit and/or burn leaves, landscape waste, or refuse on any Village Right-of-Ways, concrete or asphalt surfaced streets or sidewalks in the Village (See also Section 26, Chapter 1 Streets, Division 1 Streets, Title IX, STREETS, PUBLIC WAYS AND PUBLIC PROPERTY).

Section 5. COMMUNITY BURNING SITE.

At times when a substantial quantity of tree limbs and other landscape debris are on the ground, such as following a wind storm or heavy snow, the Village may designate a community burning site to which the Village and its residents may take tree limbs and other landscape debris for burning under the supervision and control of the Village.

Section 6. ADVERSE ATMOSPHERIC CONDITIONS.

The Mayor or his designee may prohibit burning of leaves and other landscape waste when atmospheric conditions or other local circumstances make such burning hazardous to the health and welfare of residents of the Village.

Section 7. BURNING REFUSE.

It shall be unlawful at any time to burn rubbish or trash, including but not limited to waste paper products and garbage, or waste material from construction, demolition or renovation of buildings.

Section 8. PENALTY.

Any person violating any provision of this Chapter shall be fined in accordance with Title I Division V Chapter 1 Section 3 of the Code of Ordinance for the Village of Coal Valley for each offense. Each day of violation shall be a separate offense".