VILLAGE OF BARRINGTON

ORDINANCE NO. 2024-4480

AN ORDINANCE AMENDING
THE BARRINGTON VILLAGE CODE

Title 1, "Administration":
Chapter 14, "Fees, Charges, Deposits, and Other Amounts Payable to the Village"
Title 4, "Public Health and Safety":
Chapter 5, "Solid Waste Disposal";
Title 9, "Water and Sewer",
Chapter 1, "Water and Sanitary System Use and Service",
Chapter 2, "Water Meters and Village System Service Charges",
Title 11, "Planning and Development",
Chapter 3, "Development Regulations"

ADOPTED BY THE

CORPORATE AUTHORITIES

OF THE VILLAGE OF BARRINGTON

THIS 16 DAY OF December, 2024

Published in pamphlet form by authority of the Corporate Authorities of the Village of Barrington, Illinois, this 16 day of December, 2024.

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Title 1, "Administration":
Chapter 14, "Fees, Charges, Deposits, and Other Amounts Payable to the Village"
Title 4, "Public Health and Safety":
Chapter 5, "Solid Waste Disposal";
Title 9, "Water and Sewer",
Chapter 1, "Water and Sanitary System Use and Service",
Chapter 2, "Water Meters and Village System Service Charges",
Title 11, "Planning and Development",
Chapter 3, "Development Regulations"

WHEREAS, the Corporate Authorities of the Village of Barrington (the "Village") have determined that it is necessary to amend the Barrington Village Code as set forth herein:

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington, Cook and Lake Counties, Illinois, that:

SECTION 1: The President and Board of Trustees hereby find that the recitals hereinabove set forth are true and correct and are incorporated into the text of this Ordinance as its findings of fact to the same extent as if such recitals had been set forth herein in their entirety.

SECTION 2: Title 1, "Administration", Title 4, "Public Health and Safety", and Title 9, "Water and Sewer", of Section 1-14-1, "Enumerated", contained in Chapter 14, "Fees, Charges, Deposits, and Other Amounts Payable to the Village", of Title 1, "Administration", of the Barrington Village Code, shall be and is hereby amended, in relevant part, as follows (underlined text is to be inserted and interlined text is to be deleted):

TITLE 1, ADMINISTRATION			
Type	Village Code Section	Description	Amount
* * * *			
Fee(s) for ~~check(s)~~ any payment returned for insufficient funds, ~~or~~ account closed, "EFT/ACH" or credit card chargebacks, or the like	1-14-1	Any person or entity tendering a ~~check~~ payment to the Village ~~in payment~~ for any fee(s), charge(s), cost(s), ~~or~~ fine(s), or for any other amount due or owing to the Village, which payment is returned for reason of insufficient funds, ~~or~~ account closed, "EFT/ACH" or credit card chargebacks, or the like, shall pay a fee to the Village for each ~~check~~ payment so returned, plus attorney's fees and court costs incurred by the Village for the collection thereof.	The returned ~~check~~ payment fee for each such ~~check~~ returned payment shall be $50.00 per ~~check~~ payment, plus reasonable attorney's fees and ~~court~~ other costs of collection incurred by the Village for the collection thereof
* * * *			

TITLE 4, PUBLIC HEALTH AND SAFETY				
Type	Village Code Section	Description	Amount	
* * * *				
Fee for municipal waste system services, monthly	4-5-6B	Fees to be paid monthly to the Village per residential unit or by commercial and industrial customers for receipt of municipal waste system services, including but not limited to, waste aid system wheel-out service, curbside collection, and disposal thereof.	The monthly rate per residential unit, per senior citizen residential unit, per residential unit for residents qualified for Illinois Circuit Breaker relief, and per commercial and/or industrial customer shall be as approved from time to time by the Corporate Authorities of the Village.	
			Effective January 1, 2025 through December 31, 2025, the rates for refuse collection service shall be as follows:	
			Monthly charge to regular customers	~~$31.25~~ $33.75 Per month
			Monthly charge to senior citizen/circuit breaker customer	~~$22.30~~ $24.08 Per month
			Effective January 1, 2026, and each January 1 of each calendar year thereafter, the rates for refuse and recycling collection services shall increase automatically by three percent (3%).	
* * * *				

TITLE 9, WATER AND SEWER			
Type	Village Code Section	Description	Amount
* * * *			
Deposits required for use of Village system	9-1-4B, 9-8-1B	Deposit required by the following users of the Village system: A. Any customer whose water service cannot be disconnected at the B-Box due to inaccessibility of B-Box or impact on other customers serviced by the same B-Box; B. Any customer who receives public sewer service but does not receive water service; and C. Any customer who has had a payment history of late payments, a nonpayment and/or a payment by a check which is returned by the bank due to insufficient funds (an "NSF check"), ~~or~~ due to a closed account, and/or due to "EFT/ACH" or credit card chargebacks, or the like.	That sum equal to the applicable base water and sanitary sewer charges, plus the average ~~bimonthly~~ usage for the applicable billing classification multiplied by the current water flow charge, all multiplied by 3.
Fee to accompany application for turn-on of water service	9-1-6(B)	Prior to the Village's turn-on of water service to any premises, payment to the Village of all fee(s), deposit(s), and any amount(s) due and owing to the Village shall accompany such application. Any such turn-on or reconnection fee shall be paid by the customer to the Village before the water service is turned on. Where no shut-off fee has previously been paid for the shut-off of water for non-payment or for any other reason, the turn-on fee as provided for herein shall be applicable. There shall not be a separate fee for the turn-on of water service if a turn-off fee has been paid by the customer for the same shut-off of service. Turn-on of water service after it has been shut-off for non-payment shall only occur between 8:00 a.m. and 4:30 p.m. Monday through Friday, excluding holidays.	Turn-on fee of $150.00 plus all other fee(s), deposit(s), and any other amount(s) due and owing to the Village.

Deposit required with application for turn-on of water	9-1-6(C)	Deposit required to accompany an application to have water turned on	~~That sum equal to the applicable base water and sanitary sewer charges, plus the average bimonthly usage for the applicable billing classification multiplied by the current water flow charge, all multiplied by 3.~~The greater of $250.00, or an amount equal to 2 times the average bill for Village system service for the last 12 billing periods.

* * * *

~~Rates and~~ Basic system service fees for combined water and sanitary sewer service from the Village system effective January 1, 2022 through December 31, 2024 ~~and thereafter until amended by the Corporate Authorities of the Village~~	9-2-5A2	~~Rates and~~ Basic system service fees charged per month to each person within the corporate limits of the Village using both water service and sanitary sewer service from the Village system. NOTE: The basic ~~monthly sewer user charge~~ system service fee charged per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.	Water Meter Size (In Inches) 5/8" 3/4" 1" 1 1/2" 2" 2" compound 3" 4" 6"	Basic System Service Charge Per Month $13.27 $18.95 $30.25 $58.52 $92.44 $142.58 $182.22 $284.74 $567.49
Basic system service fees for combined water and sanitary sewer service from the Village system effective January 1, 2025 through December, 2025	9-2-5A2	Basic system service fees charged per month to each person within the corporate limits of the Village using both water service and sanitary sewer service from the Village system. NOTE: The basic system service fee charged per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.	Water Meter Size (In Inches) 5/8" 3/4" 1" 1 1/2" 2" 2" compound 3" 4" 6"	Basic System Service Charge Per Month $14.33 $20.47 $32.67 $63.20 $99.84 $153.99 $196.80 $307.52 $612.89

Basic system service fees for combined water and sanitary sewer service from the Village system effective January 1, 2026 and thereafter	9-2-5A2	Basic system service fees charged per month to each person within the corporate limits of the Village using both water service and sanitary sewer service from the Village system. NOTE: The basic system service fee charged per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.	Effective January 1, 2026 and thereafter, the basic system service fee charged per month shall increase by five percent (5%) each year, based upon the respective size of the meter, until amended by the Corporate Authorities of the Village.
Combined water and sanitary sewer quantity (flow) charge, effective January 1, 2021 through December 31, 2021			$11.63 per 1,000 gallons of metered water usage
Combined water and sanitary sewer quantity (flow) charge, effective January 1, 2022 through December 31, 2022			$13.96 per 1,000 gallons of metered water usage
Combined water and sanitary sewer quantity (flow) charge, effective January 1, 2023 through December 31, 2023			$15.08 per 1,000 gallons of metered water usage
Combined water and sanitary sewer quantity (flow) charge, effective January 1, 2024 through December 31, 2024			$15.83 per 1,000 gallons of metered water usage

<table>
<tr><td>Combined water and sanitary sewer quantity (flow) charge, effective January 1, 2025 through December 31, 2025</td><td></td><td></td><td colspan="2">$17.10 per 1,000 gallons of metered water usage</td></tr>
<tr><td>Combined water and sanitary sewer quantity (flow) charge shall increase by 5% for each ~~Village fiscal~~ year ~~after 2023~~ effective January 1, 2026, which increase shall be automatically effective on January 1 of each ~~such fiscal~~ year thereafter until amended by the Corporate Authorities of the Village</td><td></td><td></td><td colspan="2"></td></tr>
<tr><td>~~Rates and~~ Basic system service fees for water service only from the Village system, effective January 1, 2023 through December 31, 2024 ~~and thereafter until amended by the Corporate Authorities of the Village~~</td><td>9-2-5A2</td><td>~~Rates and~~ Basic system service fees charged per month to each person within the corporate limits of the Village using ~~both~~ water service only from the Village system.
NOTE: The basic ~~monthly user charge~~ system service fee charged per month per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.</td><td>Water Meter Size (In Inches)</td><td>Basic System Service Charge Per Month</td></tr>
<tr><td></td><td></td><td></td><td>5/8”</td><td>$7.55</td></tr>
<tr><td></td><td></td><td></td><td>3/4"</td><td>$11.33</td></tr>
<tr><td></td><td></td><td></td><td>1”</td><td>$18.86</td></tr>
<tr><td></td><td></td><td></td><td>1 1/2"</td><td>$37.72</td></tr>
<tr><td></td><td></td><td></td><td>2”</td><td>$60.34</td></tr>
<tr><td></td><td></td><td></td><td>2” compound</td><td>$93.76</td></tr>
<tr><td></td><td></td><td></td><td>3”</td><td>$120.18</td></tr>
<tr><td></td><td></td><td></td><td>4”</td><td>$188.52</td></tr>
<tr><td></td><td></td><td></td><td>6”</td><td>$377.04</td></tr>
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<table>
<tr><td>Basic system service fees for water service only from the Village system, effective January 1, 2025 through December 31, 2025</td><td>9-2-5A2</td><td>Basic system service fees charged per month to each person within the corporate limits of the Village using water service only from the Village system.
NOTE: The basic system service fee charged per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.</td><td><table><tr><td>Water Meter Size (In Inches)</td><td>Basic System Service Charge Per Month</td></tr><tr><td>5/8”</td><td>$8.15</td></tr><tr><td>3/4”</td><td>$12.23</td></tr><tr><td>1”</td><td>$20.37</td></tr><tr><td>1 1/2"</td><td>$40.73</td></tr><tr><td>2”</td><td>$65.16</td></tr><tr><td>2” compound</td><td>$101.26</td></tr><tr><td>3”</td><td>$129.79</td></tr><tr><td>4”</td><td>$203.60</td></tr><tr><td>6”</td><td>$407.20</td></tr></table></td></tr>
<tr><td>Basic system service fees for water service only from the Village system effective January 1, 2026 and thereafter</td><td>9-2-5A2</td><td>Basic system service fees charged per month to each person within the corporate limits of the Village using water service only from the Village system.
NOTE: The basic system service fee charged per month for any building that has 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.</td><td>Effective January 1, 2026 and thereafter, the basic system service fee charged per month shall increase by five percent (5%) each year, based upon the respective size of the meter, until amended by the Corporate Authorities of the Village.</td></tr>
<tr><td>Water quantity (flow) charge for water service only, effective January 1, 2021 through December 31, 2021</td><td>9-2-5A2</td><td>Charge for water provided to each person within the corporate limits of the Village using the Village system.</td><td>$4.05 per 1,000 gallons of metered water usage</td></tr>
<tr><td>Water quantity (flow) charge for water service only, effective January 1, 2022 through</td><td>9-2-5A2</td><td>Charge for water provided to each person within the corporate limits of the Village using the Village system.</td><td>$4.86 per 1,000 gallons of metered water usage</td></tr>
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December 31, 2022			
Water quantity (flow) charge for water service only, effective January 1, 2023 through December 31, 2023	9-2-5A2	Charge for water provided to each person within the corporate limits of the Village using the Village system.	$5.25 per 1,000 gallons of metered water usage
Water quantity (flow) charge for water service only, effective January 1, 2024 through December 31, 2024	9-2-5A2	Charge for water provided to each person within the corporate limits of the Village using the Village system.	$5.51 per 1,000 gallons of metered water usage
Water quantity (flow) charge for water service only, effective January 1, 2025 through December 31, 2025	9-2-5A2	Charge for water provided to each person within the corporate limits of the Village using the Village system.	$5.95 per 1,000 gallons of metered water usage
Water quantity (flow) charge for water service only shall increase by 5% ~~for~~ each ~~Village fiscal~~ year ~~after 2023~~ effective January 1, 2026, ~~which increase shall be effective on January 1 of each such fiscal year~~ until amended by the Corporate Authorities of the Village	9-2-5A2	Charge for water provided to each person within the corporate limits of the Village using the Village system.	
* * * *			
Fee for shut-off of service from Village system	9-2-9	Fee to be paid by a customer for shutting off service from the Village system, regardless of whether the turnoff is for nonpayment or is requested by the customer for some other reason. Turn on or reconnection fees shall be ~~billed and~~	~~$50.00~~ $150.00 (for response during normal working hours i.e., between 8:00 a.m. to 4:30 p.m., Monday through Friday, excluding holidays); an additional $50.00 fee shall also be charged if the shutoff was due to nonpayment and the same customer

		paid ~~at the same time as shutoff fees~~ by the customer before the water service is turned on. Fee to be paid by a customer for turning on of water service, whether the turnoff is for nonpayment or is requested by the customer for some other reason. A customer who has already been billed and paid a turn-off fee for their water service shall not be charged a turn-on fee as well. Any such turn-on or reconnection fee shall be paid for before the water service is turned on.	has had a shutoff for nonpayment or a returned payment within the last 12 months.
Fee for turn-on or reconnection of service to Village system	9-2-9	Fee to be paid by a customer for turning on or reconnecting service to Village system. Turn on or reconnection fees shall be ~~billed and~~ paid ~~at the same time as shut-off fees~~ by the customer before the water service is turned on.	~~$50.00~~ $150.00 (for response during normal working hours, i.e., between 8:00 a.m. to 4:30 p.m. Monday through Friday, excluding holidays); an additional $50.00 shall also be charged if reconnection is requested outside of normal working hours; an additional $50.00 fee shall also be charged if the shutoff was due to nonpayment and the same customer has had a shutoff for nonpayment within the last 24 months.
Deposit for reconnection of service to Village system	9-2-9	A deposit may be required by the Village from the customer if the water supply was shut off due to nonpayment of a bill.	The greater of ~~$500.00~~ $250.00, or an amount equal to 2 times the average bill for Village system service for the last ~~2~~ 12 billing periods.

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~~Rates and~~ Basic system service fees for sanitary sewer service only, effective January 1, 2023 through December 31, 2024, ~~and thereafter until amended by the Corporate Authorities of the Village~~	9-9-2B	~~Rates and~~ Basic system service fees charged per month to each person within the Corporate Limits of the Village using sanitary sewer service from the Village system. NOTE: The basic ~~monthly user charge~~ system service fee charged per month for any building that had 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas	Water Meter Size (In Inches)	Basic Sewer Only Service Charge Per Month
			5/8"	$5.72
			3/4"	$7.62
			1"	$11.39
			1 1/2"	$20.81
			2"	$32.10
			2" compound	$48.83
			3"	$62.04
			4"	$96.22
			6"	$190.46

<table>
<tr><td>Basic system service fees for sanitary sewer service only, effective January 1, 2025 through December 31, 2025 until amended by the Corporate Authorities of the Village</td><td>9-9-2B</td><td>Basic system service fees charged per month to each person within the Corporate Limits of the Village using sanitary sewer service from the Village system.
NOTE: The basic system service fee charged per month for any building that had 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas</td><td><table><tr><td>Water Meter Size (In Inches)</td><td>Basic Sewer Only Service Charge Per Month</td></tr><tr><td>5/8”</td><td>$6.18</td></tr><tr><td>3/4"</td><td>$8.23</td></tr><tr><td>1”</td><td>$12.30</td></tr><tr><td>1 1/2”</td><td>$22.47</td></tr><tr><td>2”</td><td>$34.67</td></tr><tr><td>2” compound</td><td>$52.73</td></tr><tr><td>3”</td><td>$67.00</td></tr><tr><td>4”</td><td>$103.91</td></tr><tr><td>6”</td><td>$205.70</td></tr></table></td></tr>
<tr><td>Basic system service fees for sanitary sewer service only shall increase by 5% each year effective January 1, 2026 and thereafter until amended by the Corporate Authorities of the Village</td><td>9-9-2B</td><td>Basic system service fees charged per month to each person within the corporate limits of the Village using sanitary service only from the Village system.
NOTE: The basic system service fee charged per month for any building that had 30 or more residential dwelling units that is substantially constructed after October 1, 2001, and is serviced by a master water meter(s) shall be based on the size and number of meters that would have been installed assuming the individual metering of the residential dwelling units and the separate metering of other areas.</td><td>Effective January 1, 2026 and thereafter, the basic system service fee charged per month shall increase by five percent (5%) each year, based upon the respective size of the meter, until amended by the Corporate Authorities of the Village.</td></tr>
<tr><td>Fees for metered sewer users, sewer flow charges for sanitary sewer service only, effective January 1, 2021 through December 31, 2021</td><td>9-9-2B</td><td>User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.</td><td>Sewer flow charge for sanitary sewer service only of $7.59 per 1,000 gallons of metered usage.</td></tr>
<tr><td>Fees for metered sewer users, sewer flow charges for sanitary sewer</td><td>9-9-2B</td><td>User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.</td><td>Sewer flow charge for sanitary sewer service only of $9.11 per 1,000 gallons of metered usage.</td></tr>
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service only, effective January 1, 2022 through December 31, 2022			
Fees for metered sewer users, sewer flow charges for sanitary sewer service only, effective January 1, 2023 through December 31, 2023	9-9-2B	User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.	Sewer flow charge for sanitary sewer service only of $9.84 per 1,000 gallons of metered usage.
Fees for metered sewer users, sewer flow charges for sanitary sewer service only, effective January 1, 2024 through December 31, 2024	9-9-2B	User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.	Sewer flow charge for sanitary sewer service only of $10.33 per 1,000 gallons of metered usage.
Fees for metered sewer users, sewer flow charges for sanitary sewer service only, effective January 1, 2025 through December 31, 2025	9-9-2B	User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.	Sewer flow charge for sanitary sewer service only of $11.16 per 1,000 gallons of metered usage.
Fees for metered sewer users, sewer flow charges for sanitary sewer service only shall increase by 5% each year, effective January 1, 2026, until amended by the Corporate Authorities of the Village	9-9-2B	User charges to be paid to the Village by all metered sewer users within the corporate limits of the Village as set forth herein.	
* * * *			

SECTION 3: Section 1-14-2, "Payment Required for All Lawful Debts and Legal Obligations Due the Village Prior to Certain Village Action(s)", contained in Chapter 14, "Fees, Charges, Deposits, and Other Amounts Payable to the Village", of Title 1, "Administration", of the Barrington Village Code, shall be and is hereby amended by the addition of a new Subparagraph J, "Returned Payments", which shall read as follows:

"1-14-2. - Payment Required for All Lawful Debts and Legal Obligations Due the Village Prior to Certain Village Action(s).

* * * *

J. Returned Payments: A fee shall be charged to the intended payor for any failure for the Village to receive funds due and owing to it by reason of "insufficient funds", "account closed", or "EFT/ACH" or credit card chargebacks, or the like, which fee shall be as specified from time to time in Section 1-14-1 of this Village Code."

SECTION 4: Section 4-5-6, "Collection Rates and Charges", of Chapter 5, "Solid Waste Disposal", of Title 4, "Public Health and Safety", of the Barrington Village Code, shall be and is hereby amended to read as follows:

"4-5-6. - Collection rates and charges.

A. Determination of rates and charges. The rates and charges imposed for use of the municipal waste system shall be sufficient, after taking into account monies then on hand in the municipal waste system fund and the proceeds of taxes levied and to be collected which have been assigned and pledged to the municipal waste system fund, to pay all operation and maintenance expenses of the municipal waste system, including all obligations to the agency under the terms of the project use agreement; to pay as they become due, interest on and principal of any revenue bonds or other obligations payable from revenues of the municipal waste system; to provide for all unpaid claims; and to provide adequate depreciation and reserve funds for the municipal waste system, including reserves for uncollected charges.

B. Except as otherwise provided herein, all rates and charges for the municipal waste system shall be as set forth in the Village current exclusive contract for such services, as may be amended from time to time, which rates are as specified from time to time in Chapter 14, "Fees, Charges, Deposits, and Other Amounts Payable to the Village", of Title 1, "Administration" of this Village Code.

C. Liability for rates and charges. The owners and occupants of real estate receiving or eligible to receive collection services for waste as described in the definition of the "municipal waste system" set forth in Section 4-5-1 of this Chapter shall be jointly and

severally liable to pay all rates and charges imposed by the Village pursuant to the provisions of this Section.

D. Disposition of funds. All amounts collected from rates and charges imposed under this Section shall be deposited in the municipal recycling and refuse system fund and, together with all other amounts deposited in said fund, shall be separate and apart from all other monies of the Village, except amounts deposited in said fund may be invested together with other funds of the Village.

E. Expenditure of funds. All such collection and disposal fees collected in accordance with subsection B of this Section shall be used first for the payment of and are hereby pledged to satisfy the obligations of the Village under the project use agreement and the Village's obligations under any successor agreements.

F. The Village shall provide no credit to customers for refuse and recycling services when the premises are unoccupied or the customers are on vacation."

SECTION 5: Section 9-1-6, "Turn-On of Water", of Chapter 1, "Water and Sanitary System Use and Service", of Title 9, "Water and Sewer", of the Barrington Village Code, shall be and is hereby amended to read as follows:

"9-1-6. – Turn On of Water.

A. *Authority to Turn On.* No water from the Village system shall be turned on for service to any premises by any person except the Director of Public Works or some other person authorized by him to perform this service.

B. *Application for Turn On; Payment of Fee(s) Due.*

1. Application to have water turned on shall be made to the Director of Public Works and shall contain an agreement by the applicant to abide by and accept all of the provisions of this Title as a condition governing the use of the Village system by the applicant. All turn-on and/or reconnection fee(s), deposit(s), and/or other amounts due and owing to the Village as specified from time to time in Section 1-14-1 of this Village Code shall be paid to the Village before water service is turned on.

2. As set forth in Section 9-2-9 of Section 1-14-1 of this Village Code, should the applicant's request for turn on of water service to a premises be due to the previous shut-off of water to the premises as a result of nonpayment of any amounts due and owing to the Village, if an applicant has already been billed and has paid to the Village a turn-off fee for water service, the applicant shall not be required to pay a turn-on fee as well.

C. *Deposit Required.* A deposit as provided in Section 1-14-1 of this Code shall be made with each application to have water turned on, this sum to be retained by the Village to ensure the payment of all bills until all such bills have been paid and the remainder of such deposit, without interest, shall be refunded to the applicant when service is discontinued, if all bills have been paid. When service to the applicant is discontinued permanently, this deposit, less any amount still due the Village for service provided by the Village system, shall be refunded without interest to the applicant.

D. *Substandard Plumbing.* No water shall be turned on for Village system service to a premises in which the plumbing does not comply with the ordinances of the Village; provided, that water may be turned on temporarily for construction purposes in unfinished buildings, subject to the provisions of this Title."

SECTION 6: Section 9-1-11, "Tampering or Interfering with System", of Chapter 1, "Water and Sanitary System Use and Service", of Title 9, "Water and Sewer", of the Barrington Village Code, shall be and is hereby amended to read as follows:

"9-1-11. - Tampering or Interfering with System.

A. *Meters.* No unauthorized person shall break, ~~or~~ tamper with, remove, or otherwise interfere with ~~any seal placed by the village upon~~ any meter, any B-Box, any fire hydrant, or any other fixture which is part of the Village water system, or any seal placed on any such fixture by the Village or its agent(s) unless with the permission of the Director of Public Works. ~~Meters shall be left in the condition as set by the village and shall not be interfered with or tampered with in any manner. No meter shall be removed, relocated or otherwise disturbed without the permission of the director of public works; except, that duly licensed plumbers making repairs to frozen services may remove the meter, provided it is immediately delivered to the director of public works for inspection and test, and provided, that a bond wire is installed prior to the removal.~~ In no case shall a pipe coupling or bypass be installed in the line in place of or around a meter; except~~, that in case of a frozen meter, the~~ when such bypass is installed by Public Works personnel ~~shall make such installation~~. Any person violating this provision shall, in addition to such fines as established by this Code, be liable to pay an amount estimated by the Director of Public Works to cover the charges for Village system service not recorded by reason of the incorrect or lost registration on the meter.

B. *Obstructing access.*

1. No person shall in any manner obstruct the access to any stopcock, hydrant or valve, or any public faucet or opening for taking water in any street, alley, public ground or place connected with or part of the Village system, nor pile or place any lumber, brick or building material or other article, thing or hindrance whatsoever within 10 feet of the same, or so as to in any manner hinder, delay or obstruct the members of the fire department in reaching the same and, in addition, it is unlawful

for any person in any manner to interfere with or obstruct the members of the fire department in reaching the same.

2. No person shall prevent or deny access to any authorized village employee attempting to read or inspect any meter during normal business hours.

C. *Obstructing flow.* It is unlawful for any person in any manner to interfere with or obstruct the flow, retention, storage or authorized use of water in the Village system, reservoir or plant, or any part thereof, or to injure, deface, remove or display any water main, hydrant, service pipe, meter, shutoff box, public fountain, valve, engine or building connected with the Village system, or well, or to cause, suffer or permit any of said things to be done."

SECTION 7: Section 9-2-9, "Nonpayment of Bills; Discontinuance of Service", of Chapter 2, "Water Meters and Village System Service Charges", of Title 9, "Water and Sewer", of the Barrington Village Code, shall be and is hereby amended to read as follows:

"9-2-9. - Nonpayment of Bills; Discontinuance of Service.

The water supply from the Village system and/or sanitary sewer service to the Village system may be shut off from any premises for which the bill remains unpaid 20 days after the due date, or if, in the opinion of the Village Manager, or his or her designee, the private water and/or sanitary system(s) and/or service line(s) serving the premises in question present(s) a hazard to the public health and safety; provided, however, that prior to such shutoff, a written notice shall be mailed or delivered to the person(s) liable for such bill, notifying them of their right to request an administrative hearing before the Village Manager or his/her designee within ten days of the date of the notice, and at the hearing, present their objections to such action and/or to contest a water and/or sewer utility bill. Notwithstanding the foregoing, no notice or hearing as aforesaid shall be required prior to shutoff if the Village Manager, or his or her designee, determines that water and/or sanitary system(s) or service lines serving the premises present(s) an immediate hazard to the public health or safety and/or an emergency related to such premises otherwise exists. The procedures for such administrative hearing shall be as set forth in Section 9-2-10 of this Chapter. If such a hearing is requested, the water supply from the Village system shall not be shut off until the hearing has been held and the Village Manager has made a decision on the basis of the evidence presented at the hearing and such written decision has been mailed by regular U.S. mail, postage prepaid, to the person(s) requesting such hearing and/or to the person(s) liable for the payment of such water and/or sewer utility bill at issue. When the water supply from the Village system has been shut off from a premises or when an employee from the Village has responded to a premises for the purpose of shutting off the water supply but is unable to do so, a "shutoff/reconnection" fee as set forth in Section 1-14-1 of this Code shall be added to the amount owed and must be paid prior to the turning on of the water supply. An additional fee as set forth in Section 1-14-1 of this Code shall be charged if the Village is requested to restore service outside "normal working hours" which, for the purpose of this Section, are defined as Monday through Friday (except holidays) from ~~7:00 a.m. to 4:00 p.m.~~ 8:00 a.m. to 4:30 p.m. In addition to any reconnection fee required herein, if the water supply from the Village system to

any premises was shut off due to nonpayment, prior to reconnection, the Village may require a deposit as set forth in Section 1-14-1 of this Code."

SECTION 8: Subparagraph 5, "Replacement Plantings", of Paragraph B, "Tree Preservation", of Section 11-3-2, "Landscaping and Tree Preservation", of Chapter 3, "Development Regulations", of Title 11, "Planning and Development", of the Barrington Village Code, shall be and is hereby amended to read as follows:

"11-3-2. Landscaping and Tree Preservation":

* * * *

B. Tree Preservation:

* * * *

5. *Replacement plantings.* All replacement plantings shall be guaranteed for a period of three years. A replacement plan shall be submitted to the Village Manager, or his designee, for review and approval prior to the granting of the requested relief. The Village shall use pricing from the Suburban Tree Consortium to determine prices to calculate the replacement value which shall be charged to the applicant.

* * * *"

SECTION 9: The Corporate Authorities of the Village intend that this Ordinance will be made part of the Barrington Village Code and that sections of this Ordinance can be renumbered or relettered and the word "Ordinance" can be changed to "Section", "Article", "Chapter", or some other appropriate word or phrase to accomplish codification, and regardless of whether this Ordinance is ever codified, the Ordinance can be renumbered or relettered and typographical errors can be corrected with the authorization of the Village Attorney, or his or her designee.

SECTION 10: Those sections, paragraphs and provisions of the Village of Barrington Village Code which are not expressly amended or repealed by this Ordinance shall remain in full force and effect, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of said Village Code other than those expressly amended or repealed in this Ordinance.

SECTION 11: If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is, for any reason, held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance, or any part thereof. The Corporate Authorities hereby declare that they would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentence, clauses or phrases be declared unconstitutional, invalid or ineffective.

SECTION 12: This Ordinance shall not affect any punishment, discipline, infraction, or penalty or any action based on any other Ordinance of this Village incurred before the effective date of this Ordinance, nor any suit, prosecution or proceeding pending at the time of the effective date of this Ordinance, for an offense or violation committed or cause of action arising before this Ordinance, and said other ordinances as heretofore existing shall continue in full force and effect for said limited purpose.

SECTION 13: The Village Clerk is directed to immediately publish this Ordinance in pamphlet form.

PASSED THIS 16 DAY OF December, 2024 BY ROLL CALL VOTE AS FOLLOWS:
AYES: Trustees Lehmager, Sholeen, Wondrash, Duncan, Moran, Prigge and President Darch
NAYS: NONE
ABSENT: NONE
ABSTAIN: NONE

APPROVED THIS 16 DAY OF December, 2024

Karen Y. Darch

Karen Y. Darch, Village President

ATTESTED AND FILED THIS 16
DAY OF December, 2024.

Tony Ciganek

Tony Ciganek, Village Clerk

Published in Pamphlet Form the 16 day of December, 2024.