

**City of St. Charles, Illinois**

**Ordinance No. 2010-M-12**

**Ordinance Amending Title 13 "Public Utilities,"  
Chapter 13.12 "Sewer," Section 13.12.960 "Deposit -  
Required - Refund - Exemption" of the St. Charles  
Municipal Code**

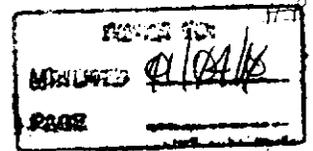
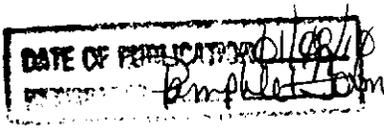
**Adopted by the  
City Council  
of the  
City of St. Charles  
January 4, 2010**

**Published in pamphlet form by  
authority of the City Council  
of the City of St. Charles,  
Kane and Du Page Counties,  
Illinois, January 8, 2010**

*Nancy Garrison*  
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City Clerk



**(SEAL)**



**City of St. Charles, Illinois**  
**Ordinance No. 2010-M-12**

**An Ordinance Amending Title 13 “Public Utilities,”  
Chapter 13.12 “Sewer,” by adding Section 13.12.960, “Deposit - Required  
- Refund - Exemption” of the St. Charles Municipal Code**

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:

- 1. That Title 13. “Public Utilities.” Chapter 13.12 “Sewer.” be and is hereby amended by the addition 13.12.960. entitled “Deposit - Required - Refund - Exemption.”

**13.12.960 Deposit - Required - Refund - Exemption.**

**A. Deposit shall be charged to any customer, whether owner or non-owner, at any time if such customer meets any of the following criteria:**

- 1. The customer pays late four times during the prior twelve-month period, or
- 2. The utility has disconnected service within the last twelve-month period for violation of the provisions of the St. Charles Municipal Code, or
- 3. The utility finds out that the application for service was falsified, or
- 4. The customer has two or more checks returned unpaid by the bank during the prior twelve-month period.

The deposit charged shall be in the amount equal to the aggregate of the two highest monthly billings for the twelve-month period ending immediately prior to the request for the deposit; or if a twelve-month period is unavailable, then any portion thereof, which amount shall be reduced by the amount of the deposit on hand.

The deposits set forth above shall be repaid to such applicant when the city has discontinued or refused the service for which such application was made and when all bills have been paid in full; provided, however, that if the applicant has not paid all bills owing the city for such service within thirty days after such service has been discontinued, then the Finance Department shall deduct the amount of the bills so owing from the deposit and remit the balance, if any, to such applicant.

**B. All deposits made by applicants as provided in subsection A of this section who are not delinquent shall be refunded by the city after one year of continuous service**

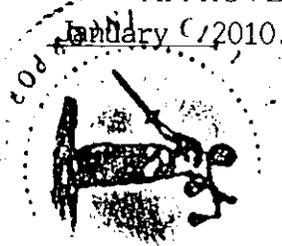
**during which the applicant has not paid late more than one time during the latest twelve-month period and has received no disconnection notice during that same twelve-month period. Such a deposit may be returned by crediting the customer's utility bill for the amount of deposit at the discretion of the City Finance Director.**

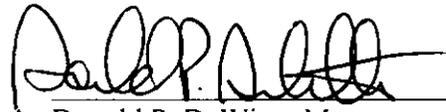
2. That after the adoption and approval hereof the Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council, or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

PRESENTED to the City Council of the City of St. Charles, Illinois, this 4th day of January 2010.

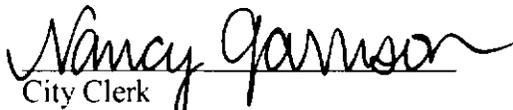
PASSED by the City Council of the City of St. Charles, Illinois, this 4th day of January 2010.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 4th day of January 2010.



  
Donald P. DeWitte, Mayor

ATTEST:

  
City Clerk

COUNCIL VOTE:

Ayes: 9

Nays:

Absent: 1

Abstain:

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

DATE: \_\_\_\_\_

State of Illinois )  
 ) ss.  
Counties of Kane and DuPage )

## Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on January 4, 2010, the Corporate Authorities of such municipality passed and approved Ordinance No. 2010-M-12, entitled

"Ordinance Amending Title 13 "Public Utilities,"  
Chapter 13.12 "Sewer," Section 13.12.960 "Deposit –  
Required – Refund - Exemption" of the St. Charles  
Municipal Code,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2010-M-12, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on January 8, 2010, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 4th day of January 2010.



*Nancy Garrison*  
Municipal Clerk