

ORDINANCE NO. 2025-781

**AN ORDINANCE AMENDING CHARGES AND RATES FOR USE OF
AND SERVICES FROM THE COMBINED WATERWORKS AND
SEWERAGE SYSTEMS FOR THE VILLAGE OF YATES CITY AND
CHARGES FOR GARBAGE COLLECTION IN THE VILLAGE OF YATES CITY
EFFECTIVE JANUARY 1, 2026, AND
ADJUSTING THE SECURITY DEPOSIT AND AMOUNT OF THE LATE FEES FOR
DELINQUENT AND UNPAID WATER-SEWER BILLS EFFECTIVE MAY 1, 2026,**

WHEREAS, the Village of Yates City, Knox County, Illinois (hereinafter, "Village") operates and maintains a combined waterworks and sewerage system (the "System") in accordance with the provisions of Division 139 of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-139-1, *et seq.*); and

WHEREAS, the Village Board finds that it is in the best interest of the Village to review and adjust the monthly rates charged for providing water and sanitary sewer services from the System to users of such services in order to ensure that sufficient funding is allocated to maintain the System and to fund maintenance of the System and improvements to the System; and

WHEREAS, the Village Board finds that it is in the best interest of the Village to review and adjust the security deposit amount charged users for use of water and sanitary sewer services from the System and to increase the late fees assessed for delinquent and unpaid water-sewer bills; and

WHEREAS, the Village Board hereby finds that it is in the best interests of the Village to revise the monthly rates for providing water and sanitary sewer services from the System to users of such services commencing on January 1, 2026, as provided herein; and

WHEREAS, the Village Board further hereby finds that it is also in the best interests of the Village to revise the monthly rates for providing garbage collection services commencing on January 1, 2026, as provided herein; and

WHEREAS, the Village Board further hereby finds that it is in the best interests of the Village to adjust the security deposit amount charged users of the System and to increase the late fees assessed for delinquent and unpaid water-sewer bills commencing on May 1, 2026, as provided herein; and

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF YATES CITY, KNOX COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. Effective January 1, 2026, the Ordinance "Establishing Charges and Rates for the Use and Service of the Combined Waterworks and Sewerage Systems of the Village of Yates City", being Ordinance No. 2010-681, passed and approved February 10, 2010, as previously amended, is now hereby amended such that Sections 1 and 6 of Ordinance No. 2010-681 shall hereafter read as follows:

Section 1: The monthly rates and charges for the use of services provided by the combined waterworks and sewerage systems for the Village of Yates City are established as follows:

A. Charges for Water:

For users/customers within the corporate boundaries of the Village of Yates City:

- (1) First 1,000 gallons or less used (minimum charge): \$55.52.

For users/customers outside the corporate boundaries of the Village of Yates City:

- (1) First 1,000 gallons or less used (minimum charge): \$64.35.

For users/customers within and outside corporate boundaries of the Village of Yates City:

- (1) For all usage over 1,000 gallons: \$13.11 per thousand gallons.

B. Charges for Wastewater Service:

For the use of the services provided by the wastewater facilities of the Village of Yates City, there are established a Debt Service Charge, a Minimum Service Charge, and a Basic User Charge, as follows:

- (1) Debt Service Charge: A debt service charge of \$6.10 per month to each user/customer of the wastewater facility.
- (2) Minimum Service Charge: A minimum service charge of \$5.49 per month to each user/customer of the wastewater facility whose water consumption does not exceed 1,000 gallons per month.

- (3) Basic User Charge: A basic user charge of \$6.72 per 1,000 gallons to each user/customer for water consumption in excess of 1,000 gallons per month.

C. No Exemption from Wastewater Charges:

No exemption whatsoever from wastewater charges shall be allowed to any user/customer who chooses to consume a large volume of water for use in a swimming pool or other purpose metered to such user/customer.

Section 2. Effective May 1, 2026, the Ordinance "Establishing Charges and Rates for the Use and Service of the Combined Waterworks and Sewerage Systems of the Village of Yates City", being Ordinance No. 2010-681, passed and approved February 10, 2010, as previously amended, is now hereby amended such that Section 2 of Ordinance No. 2010-681 shall hereafter read as follows:

Section 2: All water consumers and/or users of the combined waterworks and sewerage service who do not pay their bills within twenty (20) days after the billing shall be deemed and are hereby declared delinquent and a \$15.00, per month, delinquency charge shall be charged on the account until the account is paid in full. For the purposes of this Ordinance, once a consumer or user becomes delinquent, they are considered to be delinquent until the account, together with all delinquency charges, attorneys fees and costs incurred by the Village of Yates City filing of any water lien or the collection of this account, have been fully paid.

A. Security Deposit: All new consumers and/or users shall be required to pay a security deposit of \$100.00 as security for the payment of the charges incurred for combined waterworks and sewerage service. After service has been terminated for any reason, including shutoff, the security deposit will be applied first to any outstanding charges on the account and then refunded to the consumer and/or user.

B. Shutoff: In the case of such delinquency or for the violation of any other provisions of the Ordinance, it shall be the duty of the Officer of the Village of Yates City charged with the operation of the combined waterworks and sewerage system to, after the expiration of 20 days from the date of such delinquency, shut off the supply of water from such consumer and/or user and to keep the same shut off until such consumer and/or user does the following:

- (1) Posts a security deposit in the amount of \$150.00, with the Village of Yates City to secure payment of all subsequent bills, delinquency charges, attorneys fees and costs;

- (2) Pays the balance due the Village of Yates City for all accrued and delinquent bills, delinquency charges, attorneys fees and costs incurred in collection of the account;
- (3) Pays the balance due the Village of Yates City, if any, for all delinquent bills, delinquency charges, attorneys fees and costs incurred in the collection of any other outstanding account in the name of the consumer and/or user;
- (4) Pays a service and reconnection fee of \$75.00; and
- (5) Cures the violation of any other provisions of this Ordinance.

The consumer and/or user after having complied with all of the foregoing shall again have the use of such combined waterworks and sewerage service and it shall be the duty of such Officer to order the same turned on and reinstated.

C. Delinquencies Charges and Fees; Liens: In the event the charges for services are not paid when due, such charges shall be deemed and are hereby declared to be delinquent, and thereafter such charges, fees, and penalties shall constitute a lien upon the real estate for which such service is supplied, and the Village Clerk, Village Treasurer, or other designated Village official is authorized and directed to file a sworn statement showing such delinquency in the office of the recorder of deeds of the Knox County, and the filing of such statements shall be deemed notice of the lien for payment of the service rendered. In addition to the delinquent and unpaid charges, fees, and penalties, such lien amount shall include the Village's administrative costs and recording costs for filing the lien, including attorney fees incurred for preparing and the recording the lien.

D. Enforcement of Liens: The Village may file or cause to be filed a complaint in the circuit court of Knox County for a foreclosure of such lien or, upon becoming a defendant in any pending suit affecting the premises or real estate, an answer to the complaint in the nature of an intervening petition or a cross-complaint, and the Village may proceed in its corporate name to foreclose such lien in like manner and with like effect as provided by the statutes of the state in foreclosure of mortgages on real estate. Any decree rendered in the Court may be enforced and collected as other decrees or judgments in the same court.

The Village Attorney is authorized and directed to institute such proceedings in the name of the Village, in the circuit court of Knox County or in any court

having jurisdiction over such matters, against any property for which a bill has remained unpaid 30 days after it has been rendered.

E. **Recoupment of Collection Expenses:** Expenses incurred by the Village for the purpose of collecting delinquent service charges, fees, and penalties under this ordinance, or any other delinquent facilities assessments for the Village's water or sewer systems, shall be assessed as a supplemental service charge against the user. All owners, occupants, and users of the premises provided with water and/or sewer service with respect to which such a delinquency exists shall be jointly and severally liable for the payment of expenses of collection. Expenses of collection to be assessed as a supplemental service charge under authority of this subsection include, without limitation, attorneys' fees incurred by the Village for the purpose of collecting any delinquent amounts.

Section 3. Effective January 1, 2026, the Ordinance "Establishing Charges and Rates for the Use and Service of the Combined Waterworks and Sewerage Systems of the Village of Yates City", being Ordinance No. 2010-681, passed and approved February 10, 2010, as previously amended, is now hereby amended such that Section 6 of Ordinance No. 2010-681 shall hereafter read as follows:

Section 6: The Village will provide weekly residential garbage and refuse pickup and disposal services to all non-delinquent residential water account holders/customers within the corporate boundaries of the Village of Yates City pursuant to a contract between the Village and an independent contractor. The charges for such services shall be as follows:

- A. Garbage Collection fee (includes recycling): \$16.71 per month.
- B. There shall be an additional \$7.00 per month administrative fee for all non-water customers receiving garbage and refuse pickup and disposal services from the Village by agreement.

Section 4. This Ordinance is hereby ordered to be published in pamphlet form by the Yates City Village Clerk, and said Clerk is ordered to keep at least three (3) copies hereof available for public inspection in the future and in accordance with the Illinois Municipal Code, while also posting a copy of this Ordinance on the Village's public notice board at the Yates City Community Center in Yates City, Illinois.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby superseded and repealed by this Ordinance, and any conflicts shall be governed by the Ordinance.

Section 6. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF YATES CITY, KNOX COUNTY, ILLINOIS, AND APPROVED BY ITS PRESIDENT THIS 10th DAY OF December, 2025.

APPROVED:



President

ATTEST:

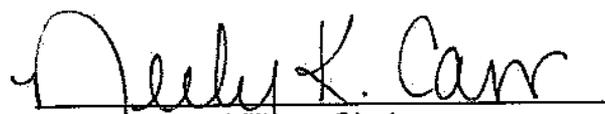


Village Clerk

CERTIFICATE OF PUBLICATION

I, NEELY CARR, the undersigned, do hereby certify that I am the duly qualified and acting Clerk of the Village of Yates City, Knox County, Illinois, and that the foregoing is a true and correct copy of Ordinance 2025-781, duly passed by the President and Board of Trustees of the Village of Yates City being entitled: "An Ordinance Amending Charges and Rates for Use and Service of the Combined Waterworks and Sewerage Systems of the Village of Yates City and Charges for Garbage Collection in the Village of Yates City" at a meeting held on the 10th day of December, 2025, the Ordinance being a part of the official records of said Village. The foregoing Ordinance No. 2025-781 was published by me in pamphlet form this 19th day of December, 2025, by making three (3) copies thereof available on that date for public inspection. The pamphlet form of this Ordinance was also posted at the Yates City Community Center, 102 W. Main Street, Yates City, Illinois, commencing on December 19, 2025, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request from the Village Clerk.

DATED this 19 day of December, 2025.



Village Clerk