

CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS

**ORDINANCE NO. 11-03-01-41**

**AN ORDINANCE AMENDING TITLE 8 WATER AND SEWER, CHAPTER 5  
SEWER SERVICE FEES AND CHARGES FOR LONG TERM CONTROL PLAN  
SERVICE FEE OF THE MUNICIPAL CODE OF THE CITY OF LE ROY,  
ILLINOIS, 2003 (AS AMENDED)**

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS  
**21<sup>ST</sup> DAY OF MARCH 2011**

PRESENTED: **March 21, 2011**

PASSED: **March 21, 2011**

APPROVED: **March 21, 2011**

RECORDED: **March 21, 2011**

PUBLISHED: **March 21, 2011**

In Pamphlet Form

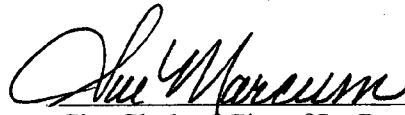
Voting "Aye" 7

Voting "Nay" 0

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The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)

  
\_\_\_\_\_  
City Clerk of City of Le Roy

Dated: March 21, 2011

**CITY OF LE ROY  
COUNTY OF McLEAN, STATE OF ILLINOIS**

**ORDINANCE # 11-03-01-41**

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ILLINOIS, 2003 (AS AMENDED)**

**WHEREAS**, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois Municipal Corporation, have determined it is in the best interest of the City of Le Roy, and of its residents to amend Chapter 5 of Title 8, Water and Sewer by adding Section 10, Long Term Control Plan Service Fee, of the Municipal Code of the City of Le Roy, Illinois, 2003 (as amended), and

**WHEREAS**, the City of Le Roy is required to formally separate the existing combined sewer system by December 31, 2018 per the Illinois Environmental Protection Agency requirements, and

**WHEREAS**, the City of Le Roy must incur over \$2,000,000 in expenses to separate the existing combined sewer system and meet Illinois Environmental Protection Agency mandates,

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of the City of Le Roy, Illinois in a lawful meeting assembled, as follows:

Section 1. New Section 10 of Chapter 8, Water and Sewer, of the Municipal Code of the City of Le Roy, Illinois, 2003 (as amended) is hereby adopted in words and figures as follows:

10.01 Combined Sewer Separation Requirements. The anticipated expense to separate the existing sewer system will include the following Illinois Environmental Protection Agency mandates:

A. Separation of the existing combined sewer system by December 31, 2018. The total estimated cost to complete this project is \$2,000,000.

10.02 Long Term Control Plan Service Fee. All utility customers of the City of Le Roy will be required to pay a \$13.00 dollar per month fee. This fee will begin on the first bill prepared after the 1<sup>st</sup> day of April, 2011 and will continue for no longer than 144 consecutive months (12 years) or upon repayment of all debt in relation to said project, whichever occurs first.

Section 2. All ordinances, or parts thereof, and all resolutions, or parts thereof, in conflict with this ordinance shall be and the same are hereby repealed to the extent of such conflict, and this ordinance shall be in full force and effect as set forth hereafter.

Section 3. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or any liability incurred, or any cause or causes of action acquired or existing, under this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

**PASSED** by the City Council of the City of Le Roy, Illinois, upon the motion made by Nancy Bentley, and seconded by John Haney by roll call vote on the 21st day of March, 2011 as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye:

T.A. Whitsitt, John Haney, Shirley Chancellor, Dawn Hanafin, Nancy Bentley, Boyd Denner and Julie Duncan

Voting Nay:

None

Absent:

Dawn Thompson

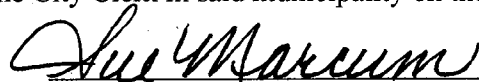
Abstain:

None

Other:

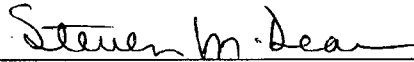
None

And deposited and filed in the office of the City Clerk in said municipality on the 21st day of March, 2011.



Sue Marcum, City Clerk of the City of Le Roy  
McLean County, Illinois

**APPROVED BY** the Mayor of the City of Le Roy, Illinois, this 21st day of March, 2011



Steven M. Dean Mayor of the City of Le Roy,  
McLean County, Illinois

ATTEST: (SEAL)



Sue Marcum, City Clerk of the City of Le Roy  
McLean County, Illinois

**CERTIFICATE**

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **March 21, 2011** the Corporate Authorities of such municipality passed and approved **Ordinance No. 11-03-01-41** entitled:

**AN ORDINANCE AMENDING TITLE 8 WATER AND SEWER, CHAPTER 5  
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Which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **11-03-01-41**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **March 21, 2011** 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 Le Roy, Illinois this 21st day of March, 2011.

(SEAL)

  
Municipal Clerk

STATE OF ILLINOIS        )  
  ) SS:  
COUNTY OF MCLEAN        )

I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE AMENDING TITLE 8 WATER AND SEWER, CHAPTER 5  
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I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 21st day of March, 2011 and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

***Dated this 21<sup>st</sup> day of March, 2011***

(SEAL)

  
City Clerk