



ORDINANCE 07-11

AN ORDINANCE ESTABLISHING FEES AND COMPENSATION TO THE DISTRICT FOR RETAINED PERSONNEL, ENGINEERING AND PLAT REVIEW, ENGINEERING INSPECTIONS AND PROCEDURES TO BE FOLLOWED FOR CONSTRUCTION OF SANITARY SEWER IMPROVEMENTS

BE IT ORDAINED by the President and Board of Trustees of the Northern Moraine Wastewater Reclamation District, Lake and McHenry Counties, Illinois:

SECTION 1: Property owners/ Applicants shall pay and reimburse the District for all administrative expenses and retained personnel expenses, costs and fees in connection with the following: (The term "retained personnel and administrative expenses" shall include, but not be limited to expenses, costs and fees for legal and engineering services, planners and/or other experts retained by the District along with associated reimbursable costs. Special meeting charges and expenses will include compensation to the District for Board Members at the current compensation rate, publication costs and rental of meeting facilities, if necessary. District staff review and attendance at meetings will be billed at 2.5 times the salary of the District staff member.)

- A proposed annexation or annexation agreement of any land to the District.
- A request for sewer service outside of the corporate limits of the District.
- A proposed plat of subdivision providing for sanitary sewers within the District or to be serviced by the District.
- Any proposed development, including land and/or buildings requiring sanitary sewers within the District or to be serviced by the District.

SECTION 2: Each sanitary sewer, which is designed and is to be constructed so as to constitute an integral part of the system of sanitary sewers, to be controlled, operated and maintained by the Northern Moraine Wastewater Reclamation District shall not be constructed until the District has been furnished with the following:

- A complete legal description of the property.
- Two (2) signed copies of the Plat of Subdivision
- Two (2) signed copies of any Plats of Easements with Easement Provisions
- Three (3) complete sets of plans and specifications, prepared by registered professional engineers.
- Financial Guarantee approved by the Northern Moraine Wastewater Reclamation District
- An estimate of cost to construct the sanitary sewer improvements in accordance with Design Standards and Procedure Ordinance.



- A valid IEPA Construction Permit
- Original Certificate of Insurance
- Projected Construction Schedule
- All other pertinent items within the Northern Moraine Wastewater Reclamation District Construction/ Acceptance/ Maintenance Procedures, and Standard Specifications and Design Requirements
- Applicant shall provide the District with one copy of a signed and executed copy of the recorded final plat or dedicated easement or documentation indicating that a prior recording of an easement or dedicated right of way prior to the start of construction.

SECTION 3: A retained personnel deposit in accordance with the following table shall be deposited at the time of filing plans and specifications at the District's office. Upon receipt of those funds, the plans, specifications and cost estimates will be forwarded to the District's engineer and administrative staff for review. All funds required by the applicant shall be deposited by the District into its general account and shall be held in the name of the District for the uses and purposes set forth in this ordinance.

Type	Length	Connections	Retained Personnel Fee
Sanitary Sewer Extension	≤ 500 Linear Feet of Sanitary Sewer Main	≤ 3	\$2,500
Sanitary Sewer Extension	> 500 Linear Feet of Sanitary Sewer Main	Any	\$5,000
Platted Subdivision	Any	≤ 10 Connections	\$7,500
Platted Subdivision	Any	> 10 Connections	\$15,000
Platted Subdivision with Lift Station	Any	Any	\$25,000

In the event that there are insufficient funds on deposit or at any time during the review or construction process or the Maintenance Period following acceptance, the District may direct all work and proceedings relating to said improvement or service to be stayed until the designated funds are deposited pursuant to this ordinance.

Any statement or bill submitted to the District by the retained personnel shall segregate and identify the charges and fees incurred in connection with the work and proceedings covered under this ordinance; a copy of said statement or bill shall be forwarded to the property owner (upon request) at the time said charges and fees are withdrawn from said specified account.



If at any time the balance of the amounts deposited for engineering, legal or administrative review reaches one-fourth (1/4) of the original amount deposited, the District may demand from the property owner, a sum of money that, in addition to the balance of the amount deposited, shall equal the amount originally deposited hereunder or such lesser portion as the Board may deem necessary.

SECTION 4: The construction plans and specifications shall be checked by the District's engineer to determine whether said plans, specifications and design calculations meet applicable engineering standards and applicable District Design Standards. The District's engineer shall submit a written recommendation of acceptance or denial to the Sanitary District Board of Trustees within 60 days of the filing of the last document required to be filed by the applicant.

SECTION 5: The Sanitary District Board of Trustees or its representative shall act upon the written recommendations of the District's engineer within 45 days of the receipt of said written recommendation. The action of the Board or its representative shall be (1) approval, (2) approval with conditions; or (3) rejection of the proposed subdivision and/or improvements.

SECTION 6: Upon approval of plans, specifications and calculations the District will execute the IEPA permit applications and forward them to the developer within 30 days of the approval. The applicant shall obtain all necessary permits as may be required by other local governmental agencies, the State of Illinois, and the Federal Government and forward copies to the District prior to the start of construction of any of the sanitary sewer or related improvements. Copies of these applications and permits shall be provided to the Northern Moraine Wastewater Reclamation District prior to the start of construction.

SECTION 7: Prior to construction the applicant shall be responsible for bearing all costs associated with completing the required procedures within the Construction/Acceptance/Maintenance Procedures. During construction the applicant shall be responsible for bearing the cost of having a full time representative from the Northern Moraine Wastewater Reclamation District at the jobsite and as required by the District. Following the completion of the construction of any sanitary sewer pursuant to the provisions of this ordinance, the person constructing or causing to have constructed said sanitary sewer shall comply with all District requirements for inspection and testing, which may include but not be limited to pressure test, mandrel test, manhole inspection, lift station operation and inspection, sewer cleaning and televising.

SECTION 8: Following the completion of the construction of any sanitary sewer pursuant to the provisions of this ordinance, the person constructing or causing to have constructed said sanitary sewer shall cause two (2) copies of recorded plats of subdivision and two (2) copies of recorded easements to be forwarded to the District. The person causing the construction of the sewers shall also cause two (2) signed and sealed file sets and (1) electronic file of completed "as-built" plans in accordance with Design Standards and Procedure Ordinance to be forwarded to the District for engineering approval before acceptance will be made of said sanitary sewers by the District.



All sanitary sewers constructed so as to become an integral part of the sanitary sewers of the District, shall, upon completion of construction, inspection, approval for use and acceptance by the District, in writing, become the property of the District.

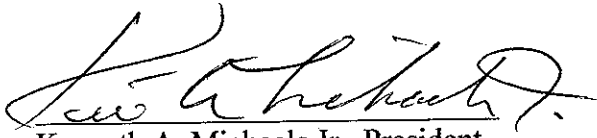
SECTION 9: Upon the completion of the Maintenance Period (as defined within Design Standards and Procedure Ordinance), and final payment of the Retained Personnel, the applicant will be refunded any remaining funds within ninety (90) days of a notice of the expiration of the maintenance period.

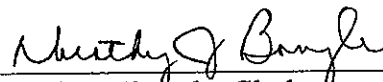
SECTION 10: This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

SECTION 11: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 11th day of December, 2007.

AYES: 5
NAYS: 0
ABSENT: 0


Kenneth A. Michaels Jr., President


Dorothy J. Bahgle, Clerk

