

ORDINANCE NO. 2013-06-050

AN ORDINANCE AMENDING URBANA CITY CODE CHAPTER TWENTY-FOUR,
SECTION 24-49

(Reimbursement for sanitary sewer repairs)

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the City Council heretofore has enacted Urbana City Code Section 24-49 to establish criteria by which the City will reimburse property owners for certain costs of repairing sanitary sewer connections within the City; and

WHEREAS, the City Council finds that the best interests of the City are served by amending said section.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1.

Urbana City Code Chapter 24, "Utilities," Article II, "Sewers," Division 4, "Illegal Discharge and Connection," Section 24-49, "Reimbursement for illegal connections," is hereby amended with the underlined text indicating new language and the strikethrough text indicating deletions as follows:

Sec. 24-49. - Reimbursement for ~~illegal connections~~ sanitary sewer repairs.

- (1) Illegal sanitary sewer connections. The city shall reimburse the property owner for fifty (50) per cent of the cost up to four thousand dollars (\$4,000.00) of actual costs for eliminating an illegal sanitary sewer connection to the storm sewer system within city rights-of-way. If an illegal sanitary sewer connection to the storm sewer system is found in a city right-of-way, the city shall reimburse the property owner up to four thousand dollars (\$4,000) or fifty percent (50%), whichever is lower, of the reasonable costs of materials, equipment, and labor involved in the removal and repairs to alley or street pavement and sidewalk and necessary backfill to effectuate such removal and replacement.
- (2) Sanitary sewer laterals. If sanitary and storm sewer lateral repairs are required in city rights-of-way, the city shall reimburse to the property owner up to fifty (50) per cent of the reasonable costs of materials and labor involved in the removal and repairs to alley or street pavement, and sidewalk and necessary backfill to effectuate such removal and replacement up to three thousand dollars (\$3,000.00). If sanitary sewer lateral repairs are required in a city right-of-way, the city shall reimburse the property owner up to five thousand dollars (\$5,000) of the reasonable costs of materials, equipment, and labor

involved in the removal and repairs to alley or street pavement and sidewalk and necessary backfill to effectuate such removal and replacement.

Section 2.

Those sections, paragraphs, and provisions of the Urbana City Code that are not expressly amended or repealed by this Ordinance are hereby re-enacted, and it is expressly declared to be the intention of this Ordinance not to repeal or amend any portions of the Urbana City Code other than those expressly set forth as amended or repealed in this Ordinance. The invalidity of any section or provision of this Ordinance hereby passed and approved shall not invalidate other sections or provisions thereof.

Section 4.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 5.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this ____ day of _____, _____.

AYES:

NAYS:

ABSENT:

ABSTAINED:

Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this ____ day of _____, _____.

Laurel Lunt Prussing, Mayor