

**ORDINANCE NO. 038-2023**

**ORDINANCE PROVIDING FOR RATES, CHARGES AND METER SIZING  
OF THE FOSTERBURG WATER DISTRICT  
MADISON COUNTY, ILLINOIS**

**WHEREAS**, the Board of Trustees of the Fosterburg Water District, Madison County, Illinois "DISTRICT" owns and operates waterworks properties providing water service to the inhabitants of the District encompassing portions of Madison County and Macoupin County, Illinois; and

**WHEREAS**, pursuant to Ordinance No. 99-04, 034-10, 035-12, and 038-2016 of the DISTRICT adopted on August 18, 1999, June 16, 2010, November 21, 2012, and December 21, 2016 certain usage rates and other charges were established for use and service of the waterworks system of the DISTRICT; and

**WHEREAS**, said usage rates and other charges were last amended and have been in effect from the date of December 10, 2012 and January 9, 2017 through the current date; and

**WHEREAS**, the Board of Trustees is charged with responsibility for establishing rates and charges for the use and service of the waterworks properties which shall be sufficient at all times to pay the cost of operations and maintenance of the District, to pay the principal of and interest upon all revenue bonds issued, and/or other loans entered into, and to provide a reasonable depreciation fund as established pursuant to the provisions of any ordinances authorizing the issuance of any revenue bonds or other debt instruments; and

**WHEREAS**, the Board of Trustees deems it desirable and in the best interest of the inhabitants of the DISTRICT that additional revenues be obtained for the purpose of meeting its responsibility of providing sufficient funds at all times to pay such responsible costs; and

**WHEREAS**, the Board of Trustees is authorized under the provisions of 70 ILCS 3705/22 and 70 ILCS 3705/23 to establish from time to time by ordinance, rates, charges, rules and regulations for the use and service of the waterworks properties.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE FOSTERBURG WATER DISTRICT, MADISON COUNTY, ILLINOIS, AS FOLLOWS:**

**Section 1:** **NEW WATER SERVICE CONNECTIONS.** Where a new service is applied for by a customer, there shall be paid at time of such application a tap-on fee in accordance with the following:

- A) For three-quarter (3/4") inch service ..... \$2,700.00, or actual cost of installation, whichever is greater.
- B) For one (1") inch service ..... \$3,300.00, or actual cost of installation, whichever is greater.
- C) For greater than one (1") inch service ..... District's actual cost

**Section 2:** **USAGE RATES.** That there shall be and is hereby established monthly rates

or charges for use and service of the waterworks system of the DISTRICT, based upon the amount of water consumed, as follows:

First	1,000 gallons	\$38.65 MINIMUM CHARGE
Next	2,000 gallons	\$16.05 per 1,000 gallons
Next	6,000 gallons	\$11.05 per 1,000 gallons
Next	11,000 gallons	\$ 7.63 per 1,000 gallons
All Over	20,000 gallons	\$ 6.57 per 1,000 gallons

**Section 3:** HYDRANT ASSESSMENT. In addition to the minimum charge per meter, there shall also be assessed thirty-five (\$0.35) cents per month as and for a water hydrant assessment to be included as part of each month's water bill.

**Section 4:** MINIMUM BILL. The minimum monthly water bill per user shall be Thirty Nine Dollars and 00/100 Cents (\$39.00).

**Section 5:** BULK SALES. The sale of bulk water other than that for resale by another community for resale shall be at a rate of Six Dollars and 57/100 Cents (\$6.57) per 1,000 gallons used.

**Section 6:** SALE OF WATER TO OTHER COMMUNITIES FOR RESALE. The set rate for resale purchase water by other communities from FWD shall be set at a rate of Seven Dollars and 24/100 Cents (\$7.24) per 1,000 gallons purchased.

**Section 7:** RECONNECTION SERVICE CHARGE. For any bill remaining unpaid thirty (30) days after mailing, the water supply and service to the premises served will be terminated. Service will not be re-established until all delinquent charges, including any late charges, are paid in full. In addition, a Seventy-Five Dollars (\$75.00) service fee will be charged to cover the cost of administration of reconnecting and restoring any service terminated.

**Section 8:** METERS.

A. *Ownership of Meter.* All premises using the District's water supply must be equipped with an adequate water meter that reads in gallons. All meters placed in service on any premises using District's water supply will be provided and owned by the District, which retains the rights to inspect, repair, and replace said meter and appurtenances thereof with associated with the meter upon reasonable notice to the owner of the premises

B. *Meter and Meter Yoke/Coppersetter Size Requirements.* The District requires specific sizes of meters or meter yoke/coppersettlers to be used as part of the District's water supply outlined in Appendix #1 attached hereto and incorporated herein

**Section 9:** That the rates, charges, rules and regulations for use and service of the waterworks properties as outlined above shall supersede those previously enacted by proper Ordinances of the District. Any rates, charges, rules and regulations for use and service of the

waterworks properties as established by prior ordinances and not amended by the provisions above shall remain in full force and effect.

**Section 10:** That this Ordinance shall be published within thirty (30) days after its adoption in a newspaper published in the District, and if there is no such newspaper, in a newspaper published in the County and having general circulation in the District.

**Section 11:** That the aforesaid rates and charges shall become effective as of January 1, 2024 provided that ten (10) days shall have passed after publication of this Ordinance as provided by the Statutes of the State of Illinois.

**Section 12:** That the Secretary of the District be and is hereby instructed to, within thirty (30) days after adoption hereof, publish this Ordinance one time in a newspaper published in Madison County and having general circulation in the District and one time in a newspaper published in Macoupin County and having general circulation in the District.

On Motion of Trustee Kercher, seconded by Trustee Bertels

Trustee Strohbeck voted	<u>Y</u>	Trustee Ruppert voted	<u>A</u>
Trustee Kercher voted	<u>Y</u>	Trustee Bertels voted	<u>Y</u>
Trustee Bort voted	<u>Y</u>	Trustee Sisk voted	<u>Y</u>
Trustee Huette	<u>Y</u>		

for the adoption of said Ordinance.

PASSED AND APPROVED BY THE BOARD OF TRUSTEES OF FOSTERBURG WATER DISTRICT, MADISON COUNTY, ILLINOIS, THIS 20<sup>st</sup> DAY OF December, 2023.

Steve Strohbeck  
Steve Strohbeck, CHAIRMAN  
BOARD OF TRUSTEES

ATTEST:  
Kimberlee J Owens  
KIMBERLEE J. OWENS, SECRETARY  
BOARD OF TRUSTEES

# FOSTERBURG WATER DISTRICT

## CERTIFICATE

I, Kimberlee J. Owens, Secretary of the FOSTERBURG WATER DISTRICT, a public water district under the laws of the State of Illinois, with offices at 3216 Main Street - Fosterburg, Alton, Illinois, as the custodian of the official records and minute book of the meetings of the Board of Trustees of said FOSTERBURG WATER DISTRICT, do hereby certify that the attached Ordinance No. 038-2023 passed by FOSTERBURG WATER DISTRICT on the 20<sup>th</sup> day of December, A.D. 2023, is and constitutes a true, accurate and complete copy of an Ordinance adopted by the Board of Trustees of said water district, on motion duly made, seconded and carried at a meeting of said Board of Trustees at which a quorum was present, duly called, convened and held in Alton, Illinois, all in accordance with the by-laws of said water district, on the 20<sup>th</sup> day of December, A.D. 2023.

IN WITNESS WHEREOF, I have hereunto set my name as Secretary this 21<sup>st</sup> day of December, A.D. 2023.

Kimberlee J Owens  
Kimberlee J. Owens, Secretary

STATE OF ILLINOIS     )  
  ) SS  
COUNTY OF MADISON )

I, Kimberlee J. Owens, being first duly sworn, state that the above and foregoing is a true and correct statement of the information contained therein.

Kimberlee J. Owens  
Kimberlee J. Owens, Secretary

Subscribed and sworn to before me this 21st day of December, A.D. 2023.

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Notary Public

# Appendix #1

## Meter Sizing

**Domestic Residential use:** Fosterburg Water District offers two-meter sizes for domestic residential properties. A choice of 5/8" x 3/4" <sup>1</sup> or a 1" meter. To know which size of meter will be based on the 99<sup>th</sup> Percentile Demand Flow as calculated by use of Uniform Plumbing Code - International Association of Plumbing Mechanical Officials (IAPMO) more particularly using the Water Demand Study spreadsheet. This can be found at <https://www.iapmo.org/stand/water-demand-calculator/>

Meter sizing shall be based on the Gallon Per Minute for the 99<sup>th</sup> Percentile Demand Flow. The demand at the **99<sup>th</sup> Percentile in GPM flow rate below 15 GPM shall be 5/8" x 3/4" meter.** For **GPM flow rate higher than 15 gpm but less than 55 gpm at the 99<sup>th</sup> Percentile shall constitute a 1" meter.** (For water demands over the above listed in domestic use *District does reserve the right to limit meter sizing*).

*Note: If you are anticipating an irrigation system (yard sprinkler system) or any high continuous water demand, a separate water meter is required and shall be plumbed in such a way to be isolated without effecting your residence water supply, and cost of installation and billing shall follow current District Ordinances thereof.*

*The District reserves the right to limit use of both types of meter demands (Particularly the high continuous water demand) including not but not limited to the termination of service until deemed acceptable for use and shall do so with or without notice. The circumstances could be due to environmental impacts (i.e. drought conditions) or in case of other circumstances (i.e. fire related or simply water demand related) said limit use or restrictions of use (including terminating service) are actions taken by the District in keeping the integrity of the District's water pressure and or water levels in the water towers within a safe operating level as per IEPA regulations.*

**Commercial Properties:** Shall follow the current IDPH Plumbing code in required meter sizing requirements. Note said request shall be subject to districts engineering review and approval. If found that the demand being to great and further upsizing of water lines are required, said cost to meet proposed demands shall be borne by those requesting the water service for said commercial property. *(The District reserves the right to limit use of high demand usage including not but not limited to the termination of service until deemed acceptable for use and shall do so with or without notice. The circumstances could be due to environmental impacts (i.e. drought conditions) or in case of other circumstances (i.e. fire related or simply water demand related) said limit use or restrictions of use (including terminating service) are actions taken by the District in keeping the integrity of the districts water pressure and or water levels in the water towers within a safe operating level as per IEPA regulations.*

1 . 3/4" meter consist of 3/4" connections with a bore of 5/8"