

ORDINANCE NO. 81-10

AN ORDINANCE RELATING TO COLLECTION OF UTILITY CHARGES

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. As used in this Ordinance:

1. "Check" shall have the same definition as defined in Section 3-104 of the Uniform Commercial Code. (Illinois Revised Statutes, Chapter 26, Paragraph 3-104).

2. "Financial Institution" shall mean any bank, savings and loan, credit union or other institution licensed by the State of Illinois and lawfully able to honor and pay checks drawn upon it.

3. "Dishonored": A check is dishonored when a necessary presentment is duly made to a financial institution and acceptance or payment thereof is refused for any reason.

Section 2. Whenever a check payable to the Village of Chatham is tendered to the Village of Chatham for payment of electricity, water or sewer utility charges and is dishonored by a Financial Institution upon which it is drawn because of insufficient funds in the account against which it was drawn, or any other lawful reason, a processing charge of Ten (\$10.00) Dollars shall be imposed by the Village of Chatham and added to such delinquent utility account, and thereon be due and payable as any other utility delinquency.

Section 3. Whenever such processing charge shall have been imposed by the Village, thereafter all payments of such delinquent utility account, including the processing charge, and all subsequent utility bills attributable to such account for utility charges shall be paid to the Village only in cash.

Section 4. Notwithstanding the provisions of Section 3, a customer of Village utilities upon whose account a processing charge has been imposed may re-establish the privilege of paying for utilities by check only upon prior application to and approval of the Village Treasurer or his delegate for utility services of the Village. Such approval

shall be given only upon demonstration of reasonable future credit ability approved by the Village Treasurer.

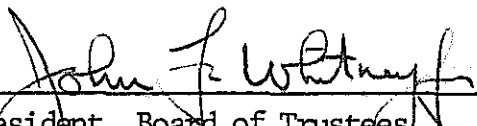
Section 4. If any section, sentence, clause or portion of this Ordinance is held invalid or unconstitutional by any court of competent jurisdiction for any reason, such portion of this Ordinance shall be deemed a separate, distinct and independent provision and such court action shall not affect the validity of the remaining portions hereof.

Section 5. This Ordinance shall take effect upon passage, approval and publication as provided by law.

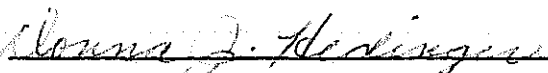
PASSED 5-26, 1981

APPROVED 5-26, 1981

Published \_\_\_\_\_ 1981

  
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President, Board of Trustees  
Village of Chatham

ATTEST:

  
\_\_\_\_\_  
Village Clerk