

RESOLUTION NO. 061019-01

RESOLUTION OF THE VILLAGE BOARD FOR THE VILLAGE OF FONTANA-ON-GENEVA LAKE ESTABLISHING A WATER AND SEWER CREDIT POLICY PER SECTION 78-3 OF THE VILLAGE OF FONTANA MUNICIPAL CODE

WHEREAS, pursuant to Section 78-3 of the Village of Fontana Municipal Code, the Village Board for the Village of Fontana-on-Geneva Lake may from time to time may adopt a policy addressing the issuing of credits to customers for unusual water and sewer utility bills.

NOW, THEREFORE, be it resolved by the Village Board for the Village of Fontana-on-Geneva Lake, as follows:

1. The recitals set forth above are incorporated herein by reference.
2. That the Water and Sewer Credit Policy attached hereto as Exhibit A is hereby adopted and shall be effective henceforth or until remanded or replaced by the Village Board by resolution.

PASSED AND ADOPTED by the Village Board of the Village of Fontana-on-Geneva Lake this 10th day of June, 2019.

VILLAGE BOARD OF THE VILLAGE OF
FONTANA-ON-GENEVA LAKE

By: 
Pat Kenny, Village President

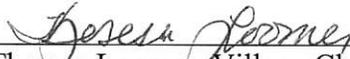
Attest: 
Theresa Loomer, Village Clerk

Exhibit A

The Village of Fontana-on-Geneva Lake – Village of Fontana Water and Sewer Credit Policy

Village of Fontana-on-Geneva Lake does hereby establish the following Water Credit Policy and Sewer Credit Policy.

POLICY: The Village of Fontana-on-Geneva Lake will consider Water and Sewer Credits on a case by case basis. The Village of Fontana-on-Geneva Lake is responsible for maintenance and operation of public water and sanitary water treatment and distributions systems. Customers are responsible for the installation, maintenance and repair of water piping from the curb stop to the main building and wastewater piping from the connection to the service lateral to the main building and all plumbing inside the building. This policy is intended to address high water or sewer usage charges caused by water pipe breaks, water meter failures, leaks or appliance failures inside a building, but only per the terms of this policy.

It is the responsibility of the customer to ensure that all plumbing, fixtures and appliances in their respective buildings are maintained in satisfactory operating condition. The Village will not issue credits to customers for water or sewer leaks resulting from lack of proper maintenance or care.

(a) Water Credit Policy

- (1) Except as provided herein, the Village of Fontana shall not approve a water charge credit for water use that registered on the Village water meter. If a customer's water meter is tested by the Village pursuant to Section 78-94(e) and it is found to have malfunctioned, a water charge credit may be approved on a case by case basis, subject to the application process set forth at item (c), herein.

(b) Sewer Credit Policy

- (1) The Village of Fontana may approve a sewer charge credit upon receipt of adequate evidence (as an example: visual evidence observed by the Utility Department or in pictures or video) that proves to the Village, in its sole discretion, that water that entered the water meter on site was not discharged into the sanitary sewer system, subject to the application process set forth in item (c), herein.

(c) Application

- (1) The customer must request a utility charge credit in writing on a

form provided by the Village. The customer must include with their written request Village Utility Department confirmation of a malfunctioning meter per item (a)(1), herein, or the evidence described at item (b)(1), herein.

- (2) The customer must request a utility charge credit per this policy within 90 days of first receiving a high water and sewer bill that is the basis for the request. Such a bill is deemed received upon mailing by the Village.
- (3) A customer may only receive one such utility charge credit from the Village in any three year period.