

VILLAGE OF BRADLEY

ORDINANCE NO. O-10-15-2

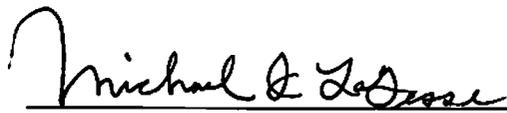
AN ORDINANCE REPEALING
ARTICLE V (FINANCE), SECTION 2-647 (CERTIFICATE OF PAYMENT)
OF THE VILLAGE CODE OF ORDINANCES

ADOPTED BY THE
BOARD OF TRUSTEES
VILLAGE OF BRADLEY

This 26 day of OCTOBER, 2015

Published in pamphlet form by authority of the Board of Trustees of the Village of
Bradley, Kankakee County, Illinois, this 26 day of OCTOBER, 2015.

CERTIFICATE:



Michael J. LaGesse, Village Clerk

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**AN ORDINANCE REPEALING
ARTICLE V (FINANCE), SECTION 2-647 (CERTIFICATE OF PAYMENT)
OF THE VILLAGE CODE OF ORDINANCES**

BE IT ORDAINED BY THE PRESIDENT AND THE BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, as follows:

Section 1. Section Repealed. Section 2-647 ("Certificate of Payment") of Article V ("Finance") of the Village Code of Ordinances is hereby repealed.

~~Sec. 2-467.—Certificate of payment.~~

(a)

~~Upon the transfer of title or any interest therein to real estate located within the village, as evidenced by the recordation of a deed, mortgage, trust deed or other conveyance by any person or by the delivery of any deed or assignment of beneficial interest of said real property, whether investing the owner with the beneficial interest in or legal title to said property or merely the possession or use thereof for any purpose or to secure future payment of money or the future transfer of any such real property or upon the transfer of any village billing account, including, but not limited to accounts for sewer services, the owner or title holder of said real estate shall apply before such transfer for a certificate of payment from the village.~~

(b)

~~In order to obtain a certificate of payment, the village shall conduct a final review and calculation for sewer services and the owner or title holder shall make full payment to the village and shall thereupon make full payment to the village in the form of cash, cashier's check or certified check for any and all sewer service charges then determined to be due, plus outstanding penalties for delinquent payments, if any, and other monetary obligations owed to the village.~~

(c)

~~Other monetary obligations owed to the village as set forth in subsection (b) of this section shall include, but not be limited to, payment of any and all other charges that may be due to the village, including, but not limited to, permit charges, license charges, ambulance charges, unpaid judgments, unpaid fines, weed abatement charges, garbage and debris removal charges, demolition charges and any other property maintenance charges, and outstanding penalties for delinquent payments, if any.~~

(d)

~~Upon application to the village clerk, or the village clerk's designee, a certificate of payment shall issue within three business days from receipt of application to the title holder of the property~~

~~certifying that all sewer service charges, plus outstanding penalties for delinquent payments, if any, and other monetary obligations owed to the village have been paid in full. Such certificate shall be valid for a period of 30 days. If the village clerk or the village clerk's designee determines that the applicant has not paid in full all sewer service charges then determined to be due, plus outstanding penalties for delinquent payments, if any, and other monetary obligations owed to the village, no certificate of payment shall be issued until such time as the applicant has made full payment to the village in the form of a cashier's or certified check for any and all sewer service charges then determined to be due, plus outstanding penalties for delinquent payments, if any, and other monetary obligations owed to the village.~~

(e)

~~Any interested party shall have the right to appeal in writing an interpretation or ruling on any matter covered by this section, including an overcharge on an applicable account, and shall be entitled to a written reply from the applicable department head or the village administrator within three business days. An appeal shall stay enforcement of this section during the pendency of an appeal. Any decision in the enforcement of this section may be appealed to the village board of trustees by filing a written petition with the village clerk within five business days of the ruling of the department head or the village administrator. The appeal petition shall specify in detail the matter involved and every ground or basis on which objections are made. The village board of trustees shall fix a reasonable time for hearing of the appeal and give due notice of the time and place of such hearing to parties named in the petition. The hearing shall be open to the public. Petitioners shall be given full opportunity to present evidence in support of their petition after which the applicable department head or the village administrator may present evidence in support of its decision. Rebuttal by petitioners shall be limited to new matters raised by the department head or the village administrator. The board of trustees shall decide the appeal within ten business days of the filing of the appeal. The minutes of the board shall constitute the official record of the petition, hearing and decision. Any party desiring a transcript of the proceedings shall furnish a qualified court reporter at his own expense.~~

(f)

~~A certified copy of the ordinance from which this section is derived shall be recorded with the county recorder of deeds to provide notice that a certificate of payment is required on any transfer of ownership of real estate in the village.~~

Section 2. Repeal of prior inconsistent ordinances. All existing ordinances of the Village of Bradley are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance. The Clerk of the Village of Bradley shall certify to the adoption of this Ordinance and shall cause it to be published in pamphlet form and this Ordinance shall take effect upon its approval and publication in pamphlet form as so certified.

PASSED this 26 day of OCTOBER, 2015.

TRUSTEES:

Jerry Balthazor:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	PRESENT - <input checked="" type="checkbox"/>
Lori Gadbois:	Aye - <input type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
Eric Cyr:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
Robert Redmond:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
Melissa Carrico:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
Michael Watson:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
 Bruce Adams:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>	
TOTALS:	AYE - <u>6</u>	NAY - <u>0</u>	ABSENT - <u>0</u>	

APPROVED this 26 day of OCTOBER, 2015.



ATTEST:

Michael J. LaGesse

Michael J. LaGesse, Village Clerk

Bruce Adams
Bruce Adams, President of the Board of
Trustees of the Village of Bradley

