

# VILLAGE OF NEWBURG

## ORDINANCE NO. 01-2016

### AN ORDINANCE TO REPEAL AND RECREATE SECTION 13.02 OF THE MUNICIPAL CODE OF NEWBURG ESTABLISHING THE SEWAGE SYSTEM COLLECTION CHARGES

#### SECTION I. PURPOSE

WHEREAS, the Village Board having previously adopted Section 13.02 of the Municipal Code of Newburg Establishing the Sewerage System Collection Charges; and

WHEREAS, to further clarify the date charges are to be paid for usage the previous calendar quarter; and

WHEREAS, due to changes made at the state level in regards to the deadlines set by the state in regards to the processing of real estate tax bills at the local government level; and

WHEREAS, the Village of Newburg is in need to comply with these new guidelines with compliance dates set for earlier in the year,

NOW THEREFORE, the Village Board of the Village of Newburg, Wisconsin, does hereby recreate Section 13.02 of the Municipal Code to read:

#### SECTION II. REPEAL AND RECREATE

##### **13.02 COLLECTION OF SEWERAGE SYSTEM CHARGES.**

(1) BILLING RULE. Bills for sewerage system charges are rendered quarterly as of the end of March, June, September, and December of each year and become due and payable on the 15<sup>th</sup> day of the month following the period(quarter) for which service is rendered.

(2) PENALTY RULE. A penalty of 10% shall be assessed against delinquent balances due on sewerage system charges and past penalties assessable thereon which are accrued and unpaid, each such penalty to be compounded, assessed and billed each quarter. On November 1 of each year, the Village Clerk shall certify and file as a part of the Clerk's records a list of all lots or parcels of real estate, noting the legal description thereof, of the owners or occupants thereof whose sewerage system charges are delinquent as of the end of the business day October 31 and in arrears, and stating the amount of such delinquencies and arrears, together with penalties, including any such compounded penalties thereon, as herein provided. Each such delinquent amount, including any penalty, shall become a lien on the lot or parcel of real estate to which benefits of the sewerage system were furnished and payment for which is delinquent and the Village Treasurer shall insert the same as a tax against such lot or parcel of

real estate. All proceedings in relation to collection of general property taxes and to the return and sale of property for delinquent taxes shall apply to said tax if the same lot is not paid within the time period required by law for payment of taxes upon real estate.

### SECTION III. MISCELLANEOUS

SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provision, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

### SECTION IV. EFFECTIVE DATE

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Passed and adopted by the Village Board of the Village of Newburg, Washington and Ozaukee Counties, Wisconsin, this 11<sup>th</sup> day of February, 2016.

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Mike Heili, Village President

ATTEST:

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Rick J Goeckner, MMC  
Village Administrator/Clerk