

BOROUGH OF MONROEVILLE
ORDINANCE NO. 282

AN ORDINANCE FIXING, IMPOSING AND PROVIDING FOR THE COLLECTION OF FIXED SUM CHARGES TO BE PAYABLE BY THE OWNERS OF ALL RESIDENTIAL PROPERTIES SERVED BY SANITARY SEWERS HERETOFORE CONSTRUCTED BY THE BOROUGH OF MONROEVILLE AND FOR WHICH NO CHARGE HAS BEEN PAID TO THE BOROUGH AND FIXING, IMPOSING AND PROVIDING FOR THE COLLECTION OF FIXED SUM CHARGES TO BE PAYABLE BY THE OWNERS OF ALL RESIDENTIAL PROPERTIES TO BE SERVED BY SANITARY SEWERS HEREAFTER TO BE CONSTRUCTED BY THE BOROUGH OF MONROEVILLE.

WHEREAS, in accordance with the provision of Article XXI, Section 2170 of the Borough Code, as amended, the Council of the Borough of Monroeville is desirous of establishing a schedule of fixed sum charges to be imposed against all residential properties in the Borough which are now served by any sanitary sewer constructed by the Borough and for which no charge was made or which will be served by any sanitary sewer to be constructed by the Borough; and

WHEREAS, Council is in receipt of the report dated April 13, 1961, of Pride Engineering Associates, Inc., Consulting Engineers to the Borough, which report recites that for the purpose of defraying the cost of construction of trunk line sewers required or as may be required for the transmission of residential sewage to points of ultimate discharge both within and without the Borough, a fixed sum charge of \$250.00 to be imposed against all residential properties served by such trunk line sewers would be just, equitable and reasonable; and

WHEREAS, said report further recites that for the purpose of defraying the cost of construction of laterals, submains and mains required or as may be required for the transmission of residential sewage to points of discharge into trunk line sewers a pro rata fixed sum charge determined by the division of the total cost of constructing any such laterals, submains and mains or any system thereof by the number of residential properties served by such laterals, submains, and mains or any such system thereof would be just, equitable and reasonable. Provided, however, that such fixed sum charge per residential property should not exceed the amount of \$325.00.

WHEREAS, said engineers' report further recites that a tap-in fee in the amount of \$50.00 per connection to any Borough sewer would be just, equitable and reasonable for the service rendered in inspecting the making of any such connection; and

WHEREAS, it is the recommendation of the Borough's Consulting Engineers that the aforesaid recited schedule of fixed sum charges be adopted imposed and collected against all sewer residential properties in the Borough not heretofore so charged for sewers; and

WHEREAS, the Consulting Engineers have advised Council that the aforesaid recited schedule of fixed sum charges will not produce funds in excess of the cost of construction of any of the trunk line sewers, laterals, submains or mains as heretofore or hereafter constructed by the Borough; and

WHEREAS, the Council of the Borough is desirous of adopting and imposing the aforesaid schedule of fixed sum charges thereby assuring a uniformity of charge to all residential properties in the Borough for services rendered by the construction of sewers for the use of such properties

and

WHEREAS, it is the intention of the Council of the Borough of Monroeville to enact a companion ordinance which will set an equitable charge for Commercial, Industrial, Institutional and other properties not covered in this ordinance in the very near future.

NOW THEREFORE, BE IT ORDAINED AND ENACTED, and it is hereby ordaine and enacted that:

SECTION I

The terms defined in this Section I shall, for all purposes of this Ordinance, have the meanings herein specified unless the contents otherwise requires.

Borough Local service: Begins at property line to wye connection in street; thence to all other sub-main or main sewers which ultimately discharge into a trunk sewer. Local service can also be a sub-main or main sewer which is in rear or side of property in an easement with the wye fittings located on property. Such connection to begin at wye fitting as property owner responsibility and Borough responsibility to install wye.

Lateral: The extension of single service from sub-main, main or trunk sewer wye fitting to property owner's responsibility; the property line where sewer is off property or the wye fitting if on property.

Sub-main-: The first sewer with wye connection to laterals. No other sewer line but laterals are connected.

Main: A sewer which receives one or more sub-mains which may also have laterals directly connected.

Trunk: A sewer which may have laterals directly connected as expedient but whose main purpose is to convey sewage from a system of main and sub-main sewers to a point of discharge to interceptor sewers or treatment plant.

Residential Property: A property upon which is located a single or multiple family residence or an unimproved property included in and being a part of a recorded plan which is zoned for single or multiple family residence. For the purpose of imposing and collecting the fixed sum charges authorized by this Ordinance, each family unit in a multiple family residence shall be considered a separate residential property.

SECTION II

Where a trunk line sewer has heretofore been constructed by the Borough and no fixed sum charge made against residential properties served thereby or where a trunk line sewer is hereafter constructed by the Borough, a fixed sum charge of \$250.00 shall be and is hereby fixed and imposed and shall be collected against all residential properties served or to be served by such trunk line sewer. The provisions of this Section and the fixed sum charge fixed and imposed thereby, shall not be applicable to residential properties served by a sewage treatment plant at the time of construction of a trunk line sewer which treatment plant is abandoned by the Borough as a result of the construction of the trunk line sewer.

SECTION III

Where a lateral, sub-main or main or system thereof has heretofore been constructed by the Borough and no fixed sum charge made against residential properties served thereby, or where a lateral, sub-main or main or system thereof is hereafter constructed by the Borough, a fixed sum charge shall be and is hereby imposed and shall be collected against all residential properties served or to be served by such lateral, sub-main or main or system thereof. Such fixed sum charge shall be determined by dividing the total cost of construction of such lateral, sub-main or main or system thereof by the total number of residential properties served by such lateral, sub-main or main or system thereof; provided, however, that in no instance shall the fixed sum charge imposed by this Section exceed the amount of \$325 00

SECTION IV

In order to assure that all connections to all Borough sewers are made in a proper manner, all such connections shall be inspected by the Building Inspector or Borough Engineer and a charge of \$50.00 per inspection shall be and is hereby fixed, imposed and shall be collected for all inspections of sewer connections hereafter made by the Building Inspector or Borough Engineer.

SECTION V

Bills for the fixed sum charges imposed by this Ordinance, shall be rendered to all affected residential properties within sixty days after the enactment hereof as to all properties so affected by sewers of the Borough heretofore constructed and for which no charges have heretofore been made. Bills for such fixed sums for all sewers hereafter constructed by the Borough shall be rendered to all affected property within sixty days following completion of said construction. All billing for all sewer charges encompassed in this Ordinance shall be accomplished by the Borough Manager. Any fixed sum charge not paid within thirty days after receipt of the bill for the same shall be a lien upon the property charged with the payment thereof. Such fixed sum charge, if not paid within the thirty day period, may be collected as provided by law and liens shall be filed against the property charged in the manner provided by law for the filing of municipal liens.

SECTION VI

Any lot, parcel or tract of land in the Borough which is not residential property, as that term is defined in this Ordinance, at the time of construction of any trunk line sewer, lateral, sub-main or main or system thereof designed for the future use of such land shall be subject to the schedule of fixed sum charges fixed and imposed by this Ordinance and all such fixed sum charges shall be collected in the manner herein provided against the owners of any such land at the time that the same becomes residential property; as the term is defined in Section I of this Ordinance.

SECTION VII

The schedule of fixed sum charges as by this Ordinance established, shall be applicable only to residential properties as defined herein and shall not apply to farmland until such time as the same shall become subject to Section VI hereof or to properties which are zoned for or upon which are established commercial, industrial or institutional facilities all of which properties

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shall be the subject of separate Ordinance for the imposition of such fixed sum charges.

SECTION VIII

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

ORDAINED AND ENACTED this 9th day of May, 1961.

BOROUGH OF MONROEVILLE

S/
President of Council

ATTEST: S/
Secretary of Borough

EXAMINED AND APPROVED this _____ day of _____, 1961.

S/
Burgess