

RESOLUTION NO. 2016-01

**A RESOLUTION OF THE TOWNSHIP OF TYRONE, ADAMS COUNTY,
PENNSYLVANIA TO AMEND SEWER TAPPING FEES AND SEWER RENTAL FEES
FOR THE TYRONE TOWNSHIP SEWER SYSTEM**

WHEREAS, on November 14, 2013, the Board of Supervisors enacted Ordinance No. 2013-04 which, *inter alia*, initially established sewer rental fees and charges for the Township's sewer system; and

WHEREAS, pursuant to Section 2 of Tyrone Township Ordinance No. 2013-04, the Board of Supervisors of Tyrone Township are authorized to establish by resolution from time to time changes in the sewer rentals and charges which were initially established by Ordinance No. 2013-04; and

WHEREAS, the Board of Supervisors of Tyrone Township has determined that the current sewer service rentals are inadequate to cover the costs incurred by the Township; and

WHEREAS, after undertaking the required study and consideration thereof, the Board of Supervisors of Tyrone Township has determined that the current sewer tapping fees are inadequate to cover the costs incurred by the Township; and

WHEREAS, the Board of Supervisors of Tyrone Township has determined that an increase in the sewer rentals and sewer tapping fees is both necessary and appropriate; and

WHEREAS, the Board of Supervisors of Tyrone Township intends for the increase to be only that which is necessary to provide continue adequate service.

NOW, THEREFORE, the Board of Supervisors of Tyrone Township hereby resolves as follows:

A. Rentals.

1. Effective January 1, 2017 the sewer service rental and charges is hereby increased as follows:

a. Single-family residential unit containing plumbing for kitchen or for toilet facilities, whether a house, apartment unit or mobile home: a sewer rental of **\$55.00** per month.

b. Commercial, industrial, institutional or other user: a quarterly sewer computed on the bases of \$10.00 per 1,000 gallons of actual water used in the previous month as reflected by the water or waste water meter records. The minimum monthly billing for this category of user shall be **\$55.00** per month per EDU.

B. Tapping Fees.

1. Effective January 1, 2017, there is hereby fixed and imposed on the owner of each property making any connection to the sewer system directly or indirectly, including those changing the type of use of property previously connected or connecting one or more new uses of the types herein after referred to through an existing connection, regardless of whether such property is connected separately or through one or more existing or new lateral sewer or sewer connections, or collections lines owned by any owner other than Tyrone Township, a tapping fee of **\$5,400.00** per equivalent dwelling unit or part thereof, according to the Rules and Regulations established by the Township by Ordinance, as may be amended from time to time, for each connection within the Township.

2. The Act 57 of 2003 Calculation of Tapping Fee October 2013 study prepared by William F. Hill and Associates, Inc. is hereby incorporated by reference herein in its entirety, and made a part of this Resolution.

3. Unless explicitly otherwise defined herein, the terms used in this Resolution shall be defined in Tyrone Township Ordinance No. 2013-04.

4. The sewer service rental and tapping fees set forth in this Resolution and adopted hereby shall remain in effect until changed or modified by the Board of Supervisors of Tyrone Township.

5. All Resolutions or parts of Resolutions inconsistent herewith or in conflict with any of the terms hereof are to the extent of said inconsistencies or conflicts are hereby specifically repealed.

6. In the event that any section, sentence, clause, phrase, or word of this Resolution shall be declared illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, or preclude or otherwise foreclose enforcement of any or the remaining portions of this Resolution.

RESOLVED by the Board of Supervisors of Tyrone Township this 21st day of December, 2016.

ATTEST:



Secretary

**BOARD OF SUPERVISORS OF
TYRONE TOWNSHIP**



Clarence Lee Roe, Chairman