

Ordinance 84-1

Sewer System

4/13/1984

ORDINANCE NO. 84-1

AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, PROVIDING FOR THE ADOPTION OF SEWER SERVICE CHARGES AND REGULATIONS WITH RESPECT THERETO TO BE COLLECTED FROM AND FOLLOWED BY THE USERS OF THE SEWER SYSTEM OPERATED BY THE TOWNSHIP PURSUANT TO THE TERMS OF A LEASE AGREEMENT ENTERED INTO WITH HOPEWELL TOWNSHIP AUTHORITY

WHEREAS, under the terms of the Agreements of Lease between Hopewell Township Authority, Lessor, and Township of Hopewell, Lessee, dated as of May 1, 1958, February 1, 1963, and a Supplemental Agreement of Lease dated June 1, 1973, the Township will covenant that it has adopted and will charge, maintain and collect, so long as any of the Authority's bonds remain outstanding and funds for their payment have not been provided, reasonable sewer rates, rents, and other charges for the use of the facilities of the sewer system and for the use of the facilities of the sewer system and for the services rendered by the Township, all in accordance with Article III of said Agreements of Lease; and

WHEREAS, the Consulting Engineer of the Township has recommended a schedule of rates and a set of rules with respect to said charges which meet the conditions of the Township's covenants in the said Agreements of Lease.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED BY THE BOARD OF TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF HOPEWELL, and it hereby is ordained and enacted by authority of the same;

Section 1. The schedule of charges for sewer system, together with the rules and regulations with respect thereto, both as recommended by the Township's Consulting Engineer (certified copies of which are attached hereto and marked Exhibit "A") and copies of which are on file at the office of the Township Secretary be and they hereby are adopted by the Township.

Section 2. By enactment of this Ordinance, the following Ordianances are hereby repealed:

Ordinance Nos. 58-9, 62-2, 63-15, 65-9, 73-4, 73-5, 73-6,
78-1, 78-2, 78-3, 80-1, 80-2, 80-3 and 81-117.

Section 3. Any person or entity who shall violate any of the rules and regulations contained in this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than Three Hundred (\$300.00) Dollars, and costs of prosecution for each and every offense; provided, each day's violation of any of the provisions of such action shall constitute a separate offense. The Township Engineer and/or his designee shall generally be charged with the enforcement of the provisions of this Ordinance.

Section 4. Should any section or provision of this Ordinance be declared by a Court having jurisdiction, to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part declared to be invalid.

Section 5. This ordinance shall take effect immediately upon final enactment.

ORDAINED AND ENACTED FINALLY INTO LAW by the Board of Township Commissioners this 24th day of April, 1984.



President, Board of Township Commissioners

Attest:



Secretary

EXHIBIT A
HOPEWELL TOWNSHIP AUTHORITY
HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA
CONNECTION CHARGES, SEWER RENTALS AND REGULATIONS

SECTION I. Sewer System Connection Charges

All owners of property who connect with the proposed sewers and sewage treatment plant (hereinafter sewer system) of the Hopewell Township Authority, Hopewell Township, Beaver County, Pennsylvania, shall pay a connection charge in accordance with the following schedule of rates and the regulations given in Section III:

Fee Schedule Connections

- (a) Single family dwellings and single commercial establishments, each building sewer connection.....\$600.00
- (b) Trailers, mobile homes, each unit on building sewer connection.....\$600.00
- (c) Hotels, motels, multiple family dwellings, apartments and other multiple unit structures not subject to separate ownership, each unit on building sewer connection.....\$600.00
- (d) Shopping centers, condominiums, group of buildings, industrial park, office buildings and other multiple unit structures subject to separate ownership, each unit connection.....\$600.00
- (e) Churches, schools, fraternal organizations and governmental units, each building sewer connection.....\$600.00
- (f) Each eight inch connection.....\$1000.00
- (g) Each ten inch connection.....\$1900.00

For connections other than those listed above, a connection charge shall be determined by the Township and shall be payable at the same time as the connection charges listed above.

Permits

1. Restoration Permit.....\$10.00
2. Excavator's Permit (Primary).....\$25.00
- Excavator's Permit (Secondary).....\$10.00 Each
(Secondary Permit is required for each
authorized excavator)

Inspections

1. First Inside Inspection.....Free
2. First Outside Inspection.....Free
3. Additional Inspections.....\$25.00 Per Inspection
- After 4:30 P.M.....\$50.00 Per Inspection
- Saturdays.....\$50.00 Per Inspection
- Sundays and Holidays.....\$50.00 Per Inspection

SECTION II. Sewer Rentals

All owners of property connected to and having use of the sewers, sewerage system, and sewage treatment plant(hereinafter sewer system) of Hopewell Township Authority shall pay to the Township an annual sewer rental as hereinafter provided for the use of such sewer system in accordance with the following schedule of rentals and the regulations given in Section III:

Rates

The annual sewer rentals hereby imposed shall be effective APRIL 24, 1984 and thereafter and shall be a charge payable quarterly, based upon and in accordance with the following schedule of rates and classifications:

A. Residential

Each single family dwelling, dwelling in double house, in the row of connecting houses, apartment, house trailer, mobile home, motel room, hotel room, dormitory room, group of rooms, enclosure or other facility occupied or intended for occupancy as separate living quarters by a family or other group or persons living together or by persons living alone, each.....A Base Rate of \$25.00 per quarter and a usage charge of \$1.15 per 1000 gallons.

Each dwelling in a double house, in a row of connecting houses, or in an apartment shall be billed as a separate entity. Any room, group of rooms, house trailer, enclosure, etc., occupied or intended for occupancy as separate living quarters by a family or other group of persons living together or by persons living alone shall be classified as a dwelling unit.

B. Non-Residential (Commercial, Industrial, Schools, Churches, Institutions)

1. All owners of non-residential property connected to the sewer system shall pay a sewer rental based upon actual water consumptions with exceptions as hereinafter noted. All sewer rentals based upon water consumption shall be computed using a Base Rate of \$25.00 per quarter per E.D.U. and a Usage Charge of \$1.15 per 1,000 gallons.

One Equivalent Dwelling Unit (EDU) is defined as the average water consumption of a single family residential customer which is 15,000 gal/quarter. All accounts are considered to be at least 1 EDU when water consumption is less than 15,000 gal/quarter.

2. The volume of water to be used for billing sewer rentals to non-residential users of the sewer system shall include any and all metered water purchased from any private or public water company, and in addition all water obtained from any other source (wells, streams, etc.) as determined (a) by meters installed and maintained by a water company, (b) by meters installed and maintained by the user as approved by the Township, or (c) from estimates or measurements made by the Township.
3. Exclusion from the sewer system of non-contaminated waste waters used solely for cooling purposes may be required by the Township, or such exclusion may be optional with the user if not required by the Township. When such waters are excluded, the sewer rental shall be based on total water consumption, less water excluded, at the rate stipulated under subsection B1, above.

Water exluded may be determined from meters installed and maintained by the user, from estimates or measurement made by the Township, or the user may elect to measure the volume of wastes actually discharged to the sewer system as provided for below.

4. The Township may require an industrial establishment, or the industrial establishment may elect to install, pay, and maintain a meter approved by the Township for measuring waste waters discharged into the sewer system in which case the sewer rental shall be based on the actual quarterly volume of wastes discharged to the sewer system; and rentals shall be computed at the rates as stipulated under sub-section B1, above.
5. The Township will, for unmetered single residential users on a private well system, bill these customers on a basis of an estimated water usage of 15,000 gal/quarter, as stipulated under sub-section A, above, unless the owner, at his expense, provides meters for measuring the actual water consumption. The type of meters and installation must be approved by the Township.
6. For unmetered multiple residential users and all other unmetered users, the Township will bill on a water consumption basis, estimated by the Township. The user may install meter approved by the Township for measuring actual water consumption. All billing will be in accordance with sub-section A, above.
7. Industrial establishments discharging sewage and/or wastes with an average suspended solids content greater than 250 parts per million and a chlorine demand in excess of 15 parts per million shall pay a strength of waste surcharge on one-tenth of one per cent ($1/10$ of 1%) for each part per million by which the suspended solids of the waste exceeds 250 parts per million, plus one-half of one per cent for each part per million by which the chlorine demand exceeds 15 parts per million. Surcharges shall be applicable to billing for sewer rentals stipulated under sub-sections B1 or B2 above.

The strength of waste to be used for establishing the amount of surcharge will be determined at least once annually, either (a) by suitable sampling and

analyses of the wastes for a 3-day period during which time the strength of waste being discharged or production is at a maximum; or (b) by relating production and waste strength at the time of sampling to waste strength at maximum production; or (c) from estimates; or (d) from known relationships of products produced to strengths of waste for those industries where such factors have been established.

8. The sewer rental to schools shall be not less than one dollar and twenty-five cents (\$1.25) per pupil per quarter. Each quarterly rental shall be based upon the average number of pupils enrolled at the beginning of the school year. Teachers and employees of the school shall be classified as pupils for sewer rental purposes.
9. Additional classifications and sewer rentals or modifications of the above schedule of sewer rentals may be established by the Township from time to time as deemed necessary, by Resolution.

SECTION III. Regulation

- A. All owners of property shall connect their premises with the sewer system as and when the same may be available and upon notice to do so by the Township. Connection charges shall be payable upon application for a permit to make such connection. Sewers for a property shall be considered available when the line is located 150 feet or less from the house that is to be served.
- B. The Township reserves the right to refuse any request for permission to connect to the sewer system, to compel discontinuance of the use of any sewer, or to compel the pretreatment of industrial wastes by any industry where required to prevent discharges to the sewer system deemed harmful in any respect.
- C. Sewer rental shall commence on the date the connection is made to the sewer system. Owners of property connected during any calendar quarter shall pay a pro rata charge for service for the balance of the quarter.
- D. All billings for rentals shall be rendered quarterly, promptly after the meters are read and shall be subject to a 5 per cent penalty if not paid by the due date listed on the sewer bill.

- E. The Township's representative shall have access at all times to industrial establishments and any meters used for establishing or determining water consumption, water excluded from the sewer system, or sewage and/or waste waters discharged to the sewer system.
- F. Industries shall install fine screens to remove husks, hulls, vegetable skins and peelings, threads, lint, grease, and any and all such materials considered by the Township to overload, impair the efficiency of, or cause difficulties in the operation of the sewers and treatment plant.
- G. Industries discharging wastes in excess of 50,000 gallons per day having large variations in the rate of waste discharged shall install suitable holding tanks for equalizing the rate of discharge uniformly over the entire 24 hours of the day. The peak rate of discharge for any such industry shall not exceed 150 per cent of the average daily discharge at any time.

TOWNSHIP OF HOPEWELL
CLARK BOULEVARD
ALIQUIPPA PA 15001

LEGAL ADVERTISING INVOICE

84-4

ACCOUNT	INVOICE DATE	DESCRIPTION	LINES	TIMES	PROOF	TOTAL CHARGES
942496	7/23/84	ORD/REV REFND BOND	155	1	2.00	↑
7/20/84						155.45
DATES APPEARED						

PROOF OF PUBLICATION

The Beaver County Times, a daily newspaper of general circulation, published by BEAVER NEWSPAPERS, INC., a Pennsylvania corporation, 400 Fair Avenue, West Bridgewater, Beaver County, Pennsylvania, was established in 1946, and has been issued regularly, except legal holidays since said date.

The attached advertisement which is exactly as printed and published, appeared in the regular issue on

7/20/84

BEAVER NEWSPAPERS, INC.

STATE OF PENNSYLVANIA,)
COUNTY OF BEAVER,) SS:

By Edwin Metzger

EDWIN METZGER, who being duly sworn according to law says that I

CONTROLER of BEAVER NEWSPAPERS, INC. that neither all nor said corporation is interested in the subject matter of the attached advertisement; that all of the allegations of the foregoing statement including those as to the time, place character of publication are true.

Sworn to and subscribed before me
this 23RD day of JULY 1984

Michael L. Hupp

MICHAEL L. HUPP, Notary Public
BRIDGEWATER BORO, BEAVER COUNTY
MY COMMISSION EXPIRES JAN. 29, 1985
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

BEAVER COUNTY TIMES

The costs of advertising and proof, 155.45
has been paid.

BEAVER NEWSPAPERS, INC.

By

P.O. BOX 400

BEAVER, PA. 15009

ORDINANCE
Notice is hereby given that on Wednesday, July 25, 1984, at a public meeting of the Board of Commissioners of the Township of Hopewell, Beaver County, Pennsylvania, to be held at 7:30 P. M. at the Municipal Building, Clark Boulevard, Hopewell Township, Pennsylvania, the Board of Commissioners will consider the enactment of an Ordinance, a summary of which is set forth below. A copy of the full proposed text of the Ordinance may be examined by any citizen in the office of the Secretary of the Township at Clark Boulevard, Hopewell Township, Pennsylvania, on any working day during normal working hours. The contents of the Ordinance as proposed are summarized as follows:

AN ORDINANCE
AUTHORIZING THE INCURRENCE OF NONELECTORAL DEBT OF THE TOWNSHIP BY THE ISSUANCE OF \$1,550,000 (ESTIMATED) GUARANTEED SEWER REVENUE REFUNDING BONDS, SERIES OF 1984, TO PROVIDE FUNDS FOR THE REPAIRING OF HOPEWELL TOWNSHIP AUTHORITY'S SEWER SYSTEM; FIXING THE TERMS OF SAID BONDS; APPROVING A CONTRACT WITH HOPEWELL TOWNSHIP AUTHORITY FOR THE TOWNSHIP OF THE SEWER SYSTEM; PLEDGING THE REVENUES OF THE SEWER SYSTEM FOR AND GUARANTEEING THE PAYMENT OF THE BONDS; AUTHORIZING THE SALE OF THE BONDS AT PRIVATE SALE; AUTHORIZING THE DISBURSEMENT OF THE PROCEEDS OF SALE THEREOF; PROVIDING FOR THE ISSUANCE OF ADDITIONAL BONDS; COVENANTING TO IMPOSE AND COLLECT SEWER RATES AND CHARGES IN ACCORDANCE WITH A SEWER RATE COVENANT AND TO REDEEM SAID SEWER REVENUES AND RECEIPTS; ESTABLISHING A SINKING FUND AND VARIOUS ACCOUNTS;

THE FILING OF A DEBT STATEMENT; ACCEPTING THE PROPOSALS OF COMMONWEALTH SECURITIES AND INVESTMENTS, INC. FOR THE PURCHASE OF THE BONDS AND AWARDING THE BONDS THEREBY; AUTHORIZING THE PROPER OFFICERS OF THE TOWNSHIP TO CONTRACT FOR THE SERVICES OF PAYING AGENT AND SINKING FUND DEPOSITARY; AND AUTHORIZING OTHER NECESSARY ACTION.

The preamble recites the debt liability for the Township, the issue of the Guaranteed Sewer Revenue Refunding Bonds, Series of 1984, together with the General Obligation Bonds, Series of 1984, and the Special Obligation Refunding Bonds, Series of 1984, for the purpose of providing funds to refund the Hopewell Township Authority's 1963 Sewer Bonds and 1973 Sewer Bonds (collectively, the

AND
BLISHING A SINKING FUND
AND VARIOUS ACCOUNTS
AND VARIOUS ACCOUNTS
THE FILING OF A DEBT
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FOR THE PURCHASE OF
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AUTHORIZING THE PROP-
ER OFFICERS OF THE
TOWNSHIP TO CONTRACT
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PAYING AGENT AND SINK-
ING FUND DEPOSITARY,
AND AUTHORIZING OTHER
NECESSARY ACTION.

The preamble recites the de-
sireability for the Township to
issue the Guaranteed Sewer
Revenue Refunding Bonds, Se-
ries of 1984, together with the
General Obligation Bonds, Se-
ries of 1984, and the Special Ob-
ligation Refunding Bonds, Se-
ries of 1984, for the purpose of
providing funds to refund the
Hopedell Township Authority's
1983 Sewer Bonds and 1973 Sew-
er Bonds (collectively, the
"Existing Bonds"), to restruc-
ture its outstanding obliga-
tions, permit a change in the
flow of investment income
from certain Township funds,
eliminate certain restrictions
in the indentures concerning
the Existing Bonds and to fi-
nance additional sewer con-
struction, road improvements
and other desirable improve-
ments.

The Ordinance also sets forth
the term of the Bond, authori-
zes an increase in indebtedness,
provides for the execution of
the Bonds, contains provisions
with respect to definitions, in-
terpretations and legal authority,
sets forth other provisions con-
cerning the 1984 Sewer Bonds,
provides for municipal bond in-
surance, provides for the issu-
ance of additional bonds, sets
forth provisions with respect to
the bonds, sets forth provisions
with respect to the sinking fund,
provides for the Local
proceedings under the Local
Government Unit Debt Act and
appointment of a depositary,
contains particular covenants
of the Township, provides for
the approval of an agreement
for the acquisition of the Hope-
dell Township Authority Sewer
System, contains a sewer rate
covenant, sets forth provisions
with respect to a sewer rate or-
dinance and contains miscella-
neous provisions.

BOARD OF
COMMISSIONERS OF THE
TOWNSHIP OF HOPEWELL
BY: VINCENT D'ERAMO
Chairman

7/20/84

Beaver County Times

P.O. BOX 400
BEAVER, PA 15009-0400
AREA CODE 412 775-3200



TOWNSHIP OF HOPEWELL
CLARK BOULEVARD
ALIQUIPPA PA 15001

LEGAL ADVERTISING INVOICE

ACCOUNT	INVOICE DATE	DESCRIPTION	LINES	TIMES	PROOF	TOTAL CHARGES
942496	4/19/84	INT ADOPT ORD	136	1	2.00	↓
4/13/84						136.64
DATES APPEARED						

PROOF OF PUBLICATION

The Beaver County Times, a daily newspaper of general circulation, published by BEAVER NEWSPAPERS, INC., a Pennsylvania corporation, 400 Fair Avenue, West Bridgewater, Beaver County, Pennsylvania, was established in 1946, and has been issued regularly, except legal holidays since said date.

The attached advertisement, which is exactly as printed and published, appeared in the regular issue on

4/13/84

BEAVER NEWSPAPERS, INC.

By

Edwin Metzger

STATE OF PENNSYLVANIA, }
COUNTY OF BEAVER, } SS:

Before me, a Notary Public in and for such county and state of Pennsylvania, EDWIN METZGER, who being duly sworn according to law,

nor said corporation is interested in the subject matter of the advertisement, that all of the allegations of the foregoing statement including the character of publication are true.

Sworn to and subscribed before me

this 19TH day of APRIL 1984

Muriel L. Hupp

MURIEL L. HUPP, NOTARY PUBLIC
BRIDGEWATER BORO, BEAVER COUNTY
MY COMMISSION EXPIRES JAN. 29, 1985
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES
BEAVER COUNTY TIMES

The costs of publication has been

NOTICE OF INTENT TO ADOPT AN ORDINANCE

Notice is hereby given that the Hopewell Township Board of Commissioners will consider the adoption of the following ordinance at the bi monthly meeting of the Board of Commissioners on Tuesday, April 24, 1984, at 8:00 P.M., at the Hopewell Township Municipal Building, Clark Boulevard, Aliquippa, PA.

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, PROVIDING FOR THE ADOPTION OF SEWER SERVICE CHARGES AND REGULATIONS WITH RESPECT THERETO TO BE COLLECTED FROM AND FOLLOWED BY THE USERS OF THE SEWER SYSTEM OPERATED BY THE TOWNSHIP PURSUANT TO THE TERMS OF A LEASE AGREEMENT ENTERED INTO WITH HOPEWELL TOWNSHIP AUTHORITY.

under the terms of the Lease Agreement between the Township of Hopewell and the Township of Aliquippa, dated as of February 1, 1963, and amended by the Agreement dated January 1, 1973, the Township of Hopewell shall charge, collect, and receive from the users of the sewer system the sewer service charges and regulations set forth in the attached ordinance, so long as the Township of Aliquippa shall not be liable for the cost of the sewer system.

ABORTIONS - 1-24 weeks term - 1-800-321-0575. Call toll-free.

ACCIDENT CASES - Automobile, Workman's compensation, Social Security disability, Attorney fees, Free Advice. Call collect 412-391-9555.

BANKRUPTCY - Monday, 8:00-2:00 PM. 800-242-2417. Building, New Service in Pittsburgh and free. Very reasonable prices.

310, Kennedy Square, Free. Very reasonable prices. Free. Very reasonable prices.

Section 4. Should any section or provision of this Ordinance be declared by a Court having jurisdiction, to be invalid, the same shall not affect the validity of any part thereof other than the part declared to be invalid.

Section 5. This ordinance shall take effect immediately upon final enactment.

ORDAINED AND ENACTED FINALLY INTO LAW by the Board of Township Commissioners this _____ day of _____ 1984.

Attest:
President, Board of Township Commissioners
Secretary
BOARD OF COMMISSIONERS OF HOPEWELL TOWNSHIP
Carol T. Pancher