

RESOLUTION NO. 2009-07

**A RESOLUTION OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY PENNSYLVANIA,
AMENDING ORDINANCE NO. 98-5 TO REFLECT CHANGES IN THE SEWER SYSTEM RENTALS FOR
RESIDENTIAL AND NON-RESIDENTIAL USERS AS HEREINAFTER SET FORTH**

WHEREAS, the Board of Commissioners have agreed that the Sewer System Rentals be adjusted with respect to the operation and maintenance of the Hopewell Township Sewer System.

NOW THEREFORE, it is hereby resolved and enacted by the Board of Commissioners of the Township of Hopewell, and by authority of the same the Sewer Rentals set forth in Ordinance No. 98-5 Exhibit "A," are hereby amended as follows:

Sewer Rates

All owners of property connected to and having use of the sewers, sewerage system and sewage treatment plan (hereinafter sewer system) of Hopewell Township 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 rental rates and classifications:

- | | | |
|----|----------------------------------|---|
| A. | <u>Residential</u> | Minimum Quarterly Charge.....\$47.00
Rate Per 1,000 Gallons.....\$5.75 |
| B. | <u>Commercial and Industrial</u> | Minimum Quarterly..... \$47.00
Rate Per 1,000 gallons.....\$5.75 |

The annual sewer rentals hereby imposed shall be effective January 1, 2009.

Ordinance 98-5 allows the Township from time to time to amend by Resolution, Sewer Rental Charges. All other provisions of Ordinance 98-5 and Exhibit "A" thereto shall remain in full force and effect.

RATIFIED and ENACTED this 23rd Day of February 2009.

Attest:  Board of Commissioners
Manager/Secretary

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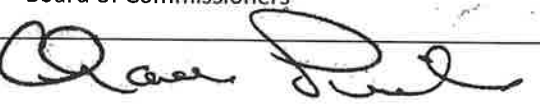
- B. Commercial and Industrial
 - Minimum Quarterly..... \$47.00
 - Rate Per 1,000 gallons.....\$5.75

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RATIFIED and ENACTED this 23rd Day of February 2009.

Attest: 
Manager/Secretary

Board of Commissioners


AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, PROVIDING FOR THE ADOPTION OF SANITARY SEWER SERVICE CONNECTION FEES, SEWER RENTAL FEES, AND REGULATIONS WITH RESPECT THERETO TO BE COLLECTED FROM AND FOLLOWED BY THE USERS OF THE SEWER SYSTEM OPERATED AND OWNED BY THE TOWNSHIP. THIS ORDINANCE REPEALS ORDINANCES 88-3, 89-5, 93-2, 94-1, 94-8, AND 98-4.

WHEREAS, under the provisions of duly enacted Township Ordinances 84-3 and 84-4, the Township of Hopewell has acquired ownership of the Township Sewer System pursuant to a refinancing as fully set forth in those Ordinances and by Authority of the same the Township has covenanted that it has adopted and will charge, maintain and collect, as long as any of the Township'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 services rendered by the Township, all in accordance with Articles III and IV of Ordinance No. 84-3 and Section 2.07 of Article II of Ordinance No. 84-4; 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 Ordinances.

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

Section 1. The schedule of charges for the Township 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 are hereby are adopted by the Township.

Section 2. By enactment of this Ordinance, the following Ordinances are hereby repealed:
Ordinance No. 88-3; 89-5; 93-2; 94-1; 94-8; 98-4

Section 3. Any person or entity who shall violate any of the Rules and Regulation 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 prosection 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.

Section 6. This Ordinance shall be incorporated into and shall amend Chapter 123, Article III, Section 123-3 of the Township Code (Codification of Township Ordinances).

ORDAINED AND ENACTED FINALLY INTO LAW by the Board of Hopewell Township Commissioners this 26 day of October, 1998.

Attest: 
Secretary


President, Board of Township Commissioners



NIRA Consulting Engineers, Inc.

950 Fifth Avenue

Coraopolis, Pennsylvania 15108

Phone: (412) 262-3970

Fax: (412) 262-1938

FAX COVER LETTER

PLEASE DELIVER THE FOLLOWING PAGE(S) TO:

NAME: JOHN BATES

COMPANY: HOPEWELL

FAX NO.: _____

FROM: MARIE HARTMAN

TOTAL NUMBER OF PAGES 8 INCLUDING COVER LETTER.

DATE: 12-15-98

PROJECT NO.: _____

MESSAGE:

ORDINANCE NO. 1000000000 - I WILL BRING A COPY
COPY ON THURSDAY

IF YOU DO NOT RECEIVE ALL PAGES OR HAVE ANY PROBLEMS WITH RECEIVING THIS TRANSMISSION, PLEASE CALL THE NUMBER LISTED ABOVE.

EXHIBIT A

HOPEWELL TOWNSHIP SEWER SYSTEM
HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA
SERVICE CONNECTION FEES, SEWER RENTALS AND REGULATIONS

SECTION 1. SCHEDULE OF SANITARY SEWER SERVICE CONNECTION FEES

I. DEFINITIONS

A. CONNECTION FEE

The Connection fee includes all costs associated with customer facilities installed from the system's trunk sewer to the property line (service line connection). A typical installation of facilities includes a wye at the main sanitary sewer line and all necessary piping and fittings to bring the service line connection to the property line or edge of the sanitary sewer right-of-way line.

B. CUSTOMER FACILITIES FEE

The Customer Facilities Fee includes all costs associated with the installation of customer-owned facilities from the property line to the structure (service line extension).

C. TAPPING FEE

The Tapping Fee is the combined total sum of the Capacity Component, Distribution/Collection Component, Special Purpose Component, and Reimbursement Component.

a. CAPACITY COMPONENT

The Capacity Component provides for cost sharing of general system facilities, including both existing and future service facilities. Such facilities consist of treatment plants, detention facilities, pump stations, interceptors, and related appurtenances.

b. DISTRIBUTION/COLLECTION COMPONENT

The Distribution/Collection Component establishes the amount charged for the cost of collection facilities such as trunk sewers and manholes.

c. SPECIAL PURPOSE COMPONENT

The Special Purpose Component reimburses costs applicable to a particular group of customers, or serving a particular purpose, or servicing a specific area. In the case of Hopewell Township, the cost of the sewer tap fee payable to the Municipal Water Authority of Aliquippa would be applicable to the geographic tributary area contributing wastewater flow to the Municipal Water Authority of Aliquippa Sewage Treatment Plant.

d. REIMBURSEMENT COMPONENT

The Reimbursement Component collects Tapping Fees from new connections to facilities that were constructed by other parties (i.e., Developers). The Reimbursement Component applies to any

extension of the sanitary sewer line constructed by the Developer, but it does not apply to property within the development served by the sanitary sewer line constructed by the Developer. Additionally, the Reimbursement Component is limited to ten (10) years from the date of dedication of facilities constructed by the Developer.

II. SANITARY SEWER SERVICE CONNECTION FEES

RESIDENTIAL UNITS WITH 4"Ø OR 6"Ø SERVICE CONNECTION CONNECTIONS TO EXISTING SANITARY SEWER SYSTEM		
ITEM	HOPEWELL TOWNSHIP SEWER SERVICE AREA	WOODLAWN PARK/SHEFFIELD TERRACE SEWER SERVICE DISTRICT
CONNECTION FEE	\$2,000	\$584.94
CUSTOMER FACILITIES FEE	\$0	\$0.00
TAPPING FEE		
CAPACITY COMPONENT	\$2,231	\$293.77
COLLECTION COMPONENT	\$253	\$3,605.32
SPECIAL PURPOSE COMPONENT	\$1,016	\$1,015.97
REIMBURSEMENT COMPONENT	\$0	\$0.00
TOTAL SERVICE CONNECTION FEE	\$5,500	\$5,500.00

RESIDENTIAL UNITS WITH 4"Ø OR 6"Ø SERVICE CONNECTION WITHIN A DEVELOPMENT WHEREBY DEVELOPER INSTALLED SANITARY SEWER SYSTEM		
ITEM	HOPEWELL TOWNSHIP SEWER SERVICE AREA	WOODLAWN PARK/SHEFFIELD TERRACE SEWER SERVICE DISTRICT
CONNECTION FEE	\$2,000	\$584.94
CUSTOMER FACILITIES FEE	\$0	\$0.00
TAPPING FEE		
CAPACITY COMPONENT	\$2,231	\$293.77
COLLECTION COMPONENT	\$0	\$0.00
SPECIAL PURPOSE COMPONENT	\$1,016	\$1,015.97
REIMBURSEMENT COMPONENT	\$0	\$0.00
TOTAL SERVICE CONNECTION FEE	\$5,247	\$1,894.68

RESIDENTIAL UNITS WITH 4"Ø OR 6"Ø SERVICE CONNECTION OUTSIDE A DEVELOPMENT WHEREBY DEVELOPER INSTALLED SANITARY SEWER SYSTEM		
ITEM	HOPEWELL TOWNSHIP SEWER SERVICE AREA	WOODLAWN PARK/SHEFFIELD TERRACE SEWER SERVICE DISTRICT
CONNECTION FEE	\$2,000	\$584.94
CUSTOMER FACILITIES FEE	\$0	\$0.00
TAPPING FEE		
CAPACITY COMPONENT	\$2,231	\$293.77
COLLECTION COMPONENT	\$253	\$3,605.32
SPECIAL PURPOSE COMPONENT	\$1,016	\$1,015.97
REIMBURSEMENT COMPONENT	\$0	\$0.00
TOTAL SERVICE CONNECTION FEE	\$5,500	\$5,500.00

COMMERCIAL AND/OR INDUSTRIAL USERS			
ITEM	CONNECTION FEE, CAPACITY FEE, COLLECTION FEE	SPECIAL PURPOSE FEE (IF APPLICABLE)	SERVICE CONNECTION FEE
6"Ø SERVICE CONNECTION	\$4,484	\$1,016	\$5,500
8"Ø SERVICE CONNECTION	\$7,488	\$1,016	\$8,504
10"Ø SERVICE CONNECTION	\$14,214	\$1,016	\$15,230

NOTES:

Any extension to the existing system will need to be reviewed on an individual basis and per the requirements of Section 4.4 to determine the maximum reimbursement due. Reimbursement would be equal to the Collection Component less a 5% Administration Fee as outlined below.

EXAMPLE OF REIMBURSEMENT COMPONENT		
ITEM	HOPEWELL TOWNSHIP SEWER SERVICE AREA	WOODLAWN PARK/SHEFFIELD TERRACE SEWER SERVICE DISTRICT
TAP CONNECTION FEE PER EDU PAID TO HOPEWELL TOWNSHIP	\$5,500	\$5,500
LESS REIMBURSEMENT COMPONENT PAID TO DEVELOPER FOR CONNECTIONS OUTSIDE THE DEVELOPMENT	$(0.95) * (\$253) = \240	$(0.95) * (\$3,605.32) = \$3,425.05$
NET TAP CONNECTION FEE PER EDU RECEIVED BY HOPEWELL TOWNSHIP	\$5,260	\$2,074.95

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 Service Connection Fees listed above.

PERMIT FEES	
ITEM	FEE
RESTORATION PERMIT	\$10.00
EXCAVATOR'S PERMIT (PRIMARY)	\$25.00
EXCAVATOR'S PERMIT (SECONDARY) A Secondary Excavator's Permit is Required for Each Authorized Excavator.	\$10.00

INSPECTION FEES	
ITEM	FEE
FIRST INSIDE AND OUTSIDE INSPECTION	\$50.00
ADDITIONAL INSPECTIONS AFTER 4:30 P.M. SATURDAYS SUNDAYS AND HOLIDAYS	\$25.00 PER INSPECTION \$50.00 ADDITIONAL PER INSPECTION \$50.00 ADDITIONAL PER INSPECTION \$50.00 ADDITIONAL PER INSPECTION

SECTION 2. SEWER RENTAL FEES

All Owners of property connected to and having use of the sewers, sewerage system and sewage treatment plant (hereinafter sewer system) of the 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 provided in Section 3.

I. RATES

The annual sewer rentals hereby imposed shall be effective on October **, 1998 (except as may hereafter be set forth) 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, dormitory room, group of rooms, enclosure or other facility occupied or intended for occupancy as a separate living quarters by a family or other group of persons living together or by persons living alone, each

MINIMUM QUARTERLY CHARGE	\$33.00
RATE PER 1,000 GALLONS	\$2.60

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.

The Township will, for unmetered single residential users on a private well system, bill these customers on a basis of 9,000 gallons per quarter, which amount shall represent estimated water use, 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. The Home Owner will be responsible for providing quarterly readings to the Township, and the Township will make one annual meter reading at a charge of \$5.00, which is to be paid by the Owner.

B. NON-RESIDENTIAL (COMMERCIAL, INDUSTRIAL, MOTELS, HOTELS, SCHOOLS, CHURCHES, INSTITUTIONS)

a. All Owners of non-residential property connected to the sewer system shall pay a sewer rental based upon actual water consumption with exceptions as hereinafter noted. All sewer rentals based upon water consumption shall be computed using a Base Rate of \$33.00 per quarter per EDU and a Usage Charge of \$2.60 per 1,000 gallons.

One Equivalent Dwelling Unit (EDU) is defined as the average water consumption of a single family residential customer, which shall be 15,000 gallons/Quarter. All accounts are considered to be at least 1 EDU when water consumption is less than 15,000 gallons/Quarter. The total number of EDU's for non-residential customers will be limited to a maximum of thirty (30) for any one account.

b. 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 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.

c. Exclusion from the sewage system of non-contaminated wastewater used solely for cooling purposes may be required by the Township. When such waters are excluded, the sewer rental shall be based upon total water consumption, less water excluded, at the rate stipulated under subsection B.a. of this Ordinance.

Water excluded may be determined from meters installed and maintained by the user, from estimates or measurements made by the Township, or the user may elect to measure the volume of wastewater actually discharged to the sewer system as provided for in this Ordinance.

d. 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 wastewater discharged into the sewer system, in which case the sewer rental shall be based on the actual quarterly volume of wastewater discharged to the sewer system; and rentals shall be computed at the rates as stipulated under subsection B.a. of this Ordinance.

e. For unmetered multiple residential users and all other unmetered users, the Township will bill on a water consumption basis as estimated by the Township. The user may install a meter approved by the Township for measuring actual water consumption. All billings will be in accordance with the provisions of this Ordinance.

Residents who are provided only first floor service may install a meter to record the water usage that is to be billed under this Ordinance. If a meter is installed, quarterly readings will be provided to the Township by the Owner and the Township will make one (1) annual meter reading at a charge of \$5.00 which is to be paid by the Owner.

f. For waste constituents compatible to the public sanitary sewage system and for which the sewage treatment works is to provide specific removal capability, the waste shall be subject to surcharge for such constituent concentration in excess of the average influent value upon which the plant design is based. Those constituents for which surcharges are applicable are BOD₅, suspended solids, ammonia nitrogen, phosphorous, ABS, and oil, greases and fats. The surcharges shall be in addition to the regular sewage collection, transportation and treatment charges set forth in this Ordinance. The surcharges shall be calculated per the Hopewell Township Sewer System Rules and Regulations, latest revision.

g. The sewer rental to schools whose wastewater is conveyed to the Municipal Water Authority of Aliquippa Sewage Treatment Plant shall be three dollars and fifty-seven cents (\$3.57) 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 these schools shall be classified as pupils for sewer rental purposes. These schools include Hopewell Sr. High School and Margaret Ross Elementary School.

The sewer rental to schools whose wastewater is conveyed to the Raccoon Creek Water Pollution Control Plant shall be two dollars and sixty cents (\$2.60) 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 these schools shall be classified as pupils for sewer rental purposes. These schools include Hopewell Jr. High School and Kane Road Elementary School.

- h. The sewer rental for all community swimming pools (e.g. Independence Square, Clearview Swim and Health Club, Treehaven Swim Club, and Hillcrest Community Swimming Pool) shall be based upon water consumption and shall be computed using a Base Rate of \$33.00 per quarter and a Usage Charge of \$0.50 per 1,000 gallons.
- i. 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 3. REGULATIONS

I. TOWNSHIP'S RIGHT TO CONTROL CONNECTION, USE AND WASTEWATER DISCHARGE

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 discharge to the sewer system deemed harmful in any respect.

II. COMMENCEMENT OF SEWER RENTAL

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.

III. SEWER RENTAL BILLINGS

All billings for rentals shall be rendered quarterly, promptly after the meters are read, and shall be subject to a five (5) percent penalty if not paid by the due date listed on the sewer bill.

IV. TOWNSHIP REPRESENTATIVE'S RIGHT OF ACCESS

The Township 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 sewerage and/or wastewater discharged into the sewer system.