

**WEST POTTSBORO TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2022- 04

AN ORDINANCE OF WEST POTTSBORO TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING THE CODE OF ORDINANCES OF 2014, CHAPTER 19 (WATER AND SEWERS AND SEWAGE DISPOSAL), ARTICLE III (SEWERS AND SEWAGE DISPOSAL), SECTION 19-32 (REQUIRED SEWER CONNECTIONS; CONNECTION AND USERS' FEES), PROVIDING FOR AN AMENDED SECTION 19-32.F (SEWER SERVICE RENTAL RATES), ESTABLISHING RENTAL RATES AND CHARGES FOR SEWER SERVICE TO PROPERTIES AND ESTABLISHMENTS THEREIN, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of Commissioners of West Pottsgrove Township, Montgomery County, Pennsylvania, under the powers vested in them by the First Class Township Code and the authority and procedures of the Municipalities Planning Code, as amended, as well as other laws of the Commonwealth of Pennsylvania, including the Municipal Code and Ordinance Compliance Act, does hereby enact and ordain the following to establish rates for sewer service to properties and establishments within the Township of West Pottsgrove;

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the Board of Commissioners of West Pottsgrove Township, Montgomery County, Commonwealth of Pennsylvania, and, *IT IS HEREBY ENACTED AND ORDAINED* by the authority of the same, that Chapter 19 of the Code of Ordinances of 2014, Article III, Section 19.32, as amended, is further amended as follows:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the "West Pottsgrove Township Sewer Service Rate Ordinance of 2022."

SECTION 2. AMENDMENT. Chapter 19 (Water and Sewers and Sewage Disposal), Article III (Sewers and Sewage Disposal), Section 19-32 (Required Sewer Connections;

Connection and Users' Fees), Subsection F is amended by deleting said Subsection F in its entirety and replacing same with the following:

F. Sewer Service Rental Rates. The sewer service rental charges for public sewer service to the owners of improved properties and establishments within the Township, which are not designated as Industrial Establishments or otherwise regulated by Article IV, Sections 19-61 to 19-130, Article V, Sections 19-140 to 19-151, or Article VI, Sections 19-152 to 19-158, shall be imposed on a quarterly basis. Public sewer rates are hereby imposed as follows:

1. Metered Connections. A quarterly sewer rental charge is hereby imposed upon each improved property or establishment that discharges water into the sewer system and whose water consumption is measured either by a water meter owned by the Borough of Pottstown or by a private water meter owned by the user, said sewer rental charge consisting of a user charge in the amount of Forty-Eight Dollars (\$48.00) per quarter.

2. Non-Metered Connections. A quarterly sewer rental charge is hereby imposed upon each improved property or establishment that discharges water into the sewer system and whose water consumption is not measured either by a water meter owned by the Borough of Pottstown or by a private water meter owned by the user, said sewer rental charge consisting of a user charge in the amount of Eighty Dollars (\$80.00) per quarter.

3. Rate Adjustments. Adjustments to the quarterly sewer rental charges provided in Sections 19-32.F.1 and 19-32.F.2 may be made by the Board of Commissioners from time to time by Resolution of the Board of Commissioners in accordance with Section 57401(d)(2), of the First Class Township Code, as amended.

SECTION 3. AUTHORIZATION. This Ordinance is authorized by the general powers vested in the Township by the First Class Township Code and the authority and procedures of the

Municipalities Planning Code, as amended, as well as other laws of the Commonwealth of Pennsylvania, including the Municipal Code and Ordinance Compliance Act.

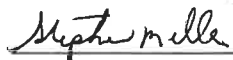
SECTION 4. SEVERABILITY. If a Court of competent jurisdiction declares any provisions of this Ordinance to be invalid, in whole or in part, the effect of such decision shall be limited to those provisions expressly stated in the decision to be invalid, and all other provisions of the Code of Ordinances of the Township of West Pottsgrove shall continue to be separately and fully effective.

SECTION 5. RE-ENACTMENT, INTERPRETATION, AND REPEALER. The remaining provisions of the Code of Ordinances of West Pottsgrove Township, and as in force immediately before the enactment of this Ordinance, are intended to be continued and, to the extent not inconsistent herewith, are hereby re-enacted and re-ordained. This Ordinance is intended to be consistent with, shall be interpreted, and construed, in accordance with the Municipal Code and Ordinance Compliance Act, 68 P.S. § 1081 *et seq.*, and as amended from time to time. In the event conflict between this Ordinance and the Municipal Code and Ordinance Compliance Act, or any other applicable Commonwealth statute, such Commonwealth statute shall govern. All prior Ordinances, Resolutions, or parts thereof in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed to the extent of the inconsistency.

SECTION 6. EFFECTIVE DATE. This Ordinance, and all of its terms and provisions, shall become effective as provided by law.

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ENACTED AND ORDAINED into law this 19th day of October, 2022, by the Board of Commissioners of West Pottsgrove Township, Montgomery County, Pennsylvania.



Stephen Miller, President

ATTEST:


Courtney Harris, Secretary