

RESOLUTION NO. 06-09-2005-01

**A RESOLUTION OF THE COLLIER TOWNSHIP MUNICIPAL AUTHORITY
ESTABLISHING A TAPPING FEE PURSUANT TO THE MUNICIPAL AUTHORITIES
ACT, AS AMENDED, AND SETTING AN ADMINISTRATIVE INSPECTION FEE.**

WHEREAS, the Collier Township Municipal Authority is authorized to construct and operate a sanitary sewer system within the Township of Collier; and,

WHEREAS, the Municipal Authority has deemed it necessary and proper to engage NIRA Consulting Engineers, to prepare an Act 57 of 2003 study, in accordance with the requirements of the Municipal Authorities Act, 53 P.S. §306, to establish a uniform connection fee and tap fee charge; and,

WHEREAS, NIRA Consulting Engineers has outlined the maximum tap-in fee for the sanitary sewer system, owned, operated, and maintained by the Collier Township Municipal Authority, and has submitted to the Collier Township Municipal Authority a "Tapping Fee" study dated June 2005.

NOW THEREFORE, BE IT RESOLVED AND ENACTED, by the Collier Township Municipal Authority, Allegheny County, as follows:

SECTION 1. No person, firm, or corporation shall connect any improved property with any part of the Sewer System without first making application for and securing a permit, in writing, from the Authority, as provided for in Applicable Connection Ordinances of the Township of Collier and the Rules & Regulations of the Authority. Such applications shall be on a form to be provided by the Authority.

SECTION 2. The Authority does hereby impose a “Tapping Fee,” in the amount set forth this Resolution against the owner of any improved property in the area served by the Sewer System, which is required to be connected pursuant to the application Connection Ordinances and Rules & Regulations of the Authority then in effect requiring such connection, or which otherwise is connected to the Sewer System.

SECTION 3. The “Tapping Fee” payable by the owner of an improved property, described in Section 2, shall be the product of the Capacity Part and the Collection Part times the number of equivalent dwelling units plus and any other applicable component, utilized by such improved property, with such fees consisting of the following:

<u>Customer Facility Fee</u>	0.00	(To be supplied by owner or at the actual cost incurred by the Authority if installed by the Authority)
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Connection Facilities Fees		
Currently installed	\$1,400.00	
Installed in the future	Actual Cost to Authority	

<u>Tapping Fee:</u>		
Capacity Part	\$860.00	
<u>Collection Part</u>	\$1,550.00	

<u>Special Purposes Part</u>	\$0.00	
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<u>Reimbursement Part</u>	\$0.00	
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The connection fee for all previously installed laterals has been determined to be in the amount of \$1400.00 and said amount is to be added to the Tapping Fee as determined above. All future required lateral shall be installed by the property owner or at the actual cost to the to the Authority and said amount shall be added to the Tapping Fee as determined above.

“Equivalent Dwelling Unit” shall mean the unit of measure by which the Tapping Fee shall be imposed upon each improved property served by the Sewer System, as determined in the resolution or resolutions establishing periodic user charges against users of the Sewer System, or in any subsequent rate resolutions of this Authority adopted from time to time.

The minimum Tapping Fee applicable to any improved property served by the Sewer System shall be the applicable amount times one (1) Equivalent Dwelling Unit. To this minimum Tapping Fee shall be added the applicable charge for each additional Equivalent Dwelling Unit that is determined to be applicable to such improved property.

SECTION 4. INSPECTION AND ADMINISTRATIVE CHARGES

The Authority is required to provide for and process applications for connections into the Sewer System and arrange for inspection by its independent consultants. Based on historical review of costs, the Authority establishes an administrative processing and inspection fee in the amount of \$145.00, representing the actual cost to the Municipal Authority for processing connection applications and inspecting the application.

This administrative inspection fee is an amount to be added to the Tapping Fee established in this Resolution. The administrative inspection fee is the amount to be charged for the application and inspection of a single lateral connection.

Multiple connections or commercial connections are to be charged at the actual cost incurred by the Municipal Authority. The commercial administrative inspection charge is to be secured by a deposit made payable to the Authority to secure and provide for reimbursement to the Authority of actual costs.

SECTION 5. The Tapping Fee shall be due and payable the earlier of: (1) the time application is made to the Authority to make any such connection to the Sewer System, as

provided in Section 1, or, if applicable, the date when the Authority shall connect any such improved property to the Sewer System, at the cost and expense of the owner, when such owner shall have failed to make such connection as required pursuant to the provisions of the Connection Ordinance then in effect requiring such connection; or (2) in the case of properties initially to be connected to the completed Sewer System, the date which is sixty (60) days after the date of issuance by the Township or the Authority, as applicable, of the notice to connect.

SECTION 6. The study containing calculations and itemizations of the maximum Tapping Fee, pursuant to the "Tapping Fee" study and the Municipal Authorities Act, contained in the June 2005 study prepared by NIRA Consulting Engineers, Inc., and which may be amended from time to time, is kept on file for public inspection in the offices of this Authority.

SECTION 7. All Tapping Fees shall be payable to the Office Administrator of this Authority or to such other officer or representative of this Authority as shall be authorized, from time to time, by resolution of this Authority, to accept payment thereof.

SECTION 8. Payment of Tapping Fees imposed by this Authority pursuant to this Resolution shall be enforced by this Authority in any manner appropriate under laws at the time in effect.

SECTION 9. This Authority may, from time to time, adopt modifications of, supplements to, or amendments of this Resolution.

SECTION 10. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not effect or impair any remaining provision, section, sentence, clause or part of this Resolution, it being the intent of this Authority that such remainder shall be and shall remain in full force and effect.

SECTION 10. All resolutions or parts of Resolutions inconsistent herewith expressly are repealed and this Resolution and the rights established hereunder shall become effective immediately.

SECTION 11. ENFORCEMENT

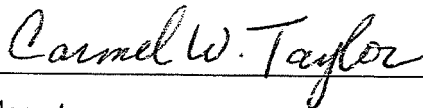
All notices and acts requiring connection to the Authority sewer system shall be made in accordance with the Authority's rules, regulations, and/or resolutions, and to the degree relevant, Collier Township Ordinances or regulation of the Allegheny County Health Department. Any person violating any of the provisions of this resolution shall, upon conviction thereof before any magistrate, be sentenced to pay a fine of not more than \$1,000.00 and not less than \$100.00 for each and every offense and costs of prosecution. Whenever such person shall have been notified, in writing, by the Authority or their duly appointed agent for such purpose, that such person is violating this Resolution, each full day that he/she shall continue such violation after receipt of such notification shall constitute a separate offense punishable by a like fine hereunder upon conviction thereof.

Adopted by the Collier Township Municipal Authority at a public meeting, with a quorum present, on the 9th day of June, 2005.

COLLIER TOWNSHIP MUNICIPAL AUTHORITY



Daniel Oberleitner, Chairman



Secretary