

BOROUGH OF MONROEVILLE

ORDINANCE NO.159

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, IMPOSING SEWER CHARGES OR RENTALS: PROVIDING FOR THE COLLECTION THEREOF: THE FILING OF LIENS THEREFOR: PROVIDING FOR THE APPLICATION OF THE MONEYS COLLECTED FOR SEWER CHARGES OR RENTALS OF SEWERS: PROVIDING PENALTIES FOR VIOLATIONS THEREOF:

BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE BOROUGH OF MONROEVILLE, Allegheny County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. IMPOSITION: All owners of property connected or connecting with the sewers, sewage system and sewage treatment works as owned or leased by the Borough of Monroeville, Allegheny County, Pennsylvania, and all of the owners of property wheresoever located who may hereafter connect with and use the same shall pay sewer charges or rentals, payable quarterly as hereinafter provided, for the use of such sewage facilities based upon the following schedule of rates.

SECTION 2. SCHEDULE OF RATES: The service charge for any person, firm or corporation, owners of property discharging sewage, industrial waste, water or other liquids into said system shall be based upon the quantity of water used on or in said premises, owned as aforesaid, as the same is measured by water meters in use or other meters to be installed and shall be charged quarterly at the following rates:

<u>Water used per quarter year</u>	<u>Sewage charge</u>
For first 100,000 gallons	38 cents per 1,000 gallons
For next 1,000,000 gallons	33 cents per 1,000 gallons
For next 2,500,000 gallons	28 cents per 1,000 gallons
For excess over 3,600,000 gallons	23 cents per 1,000 gallons

subject to a minimum charge of \$5.75 per quarter year.

SECTION 3. SURCHARGES APPLICABLE TO COMMERCIAL AND INDUSTRIAL USERS:

The rates provided in Section 2 of this Ordinance are the charges based on volume only for a normal domestic sanitary sewage. In any case in which any commercial or industrial water user's wastes have an unusually high concentration of suspended solids or biochemical oxygen demand or an unusually high chlorine demand the sewage charges or rentals,

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calculated as provided for in Section 2 of this Ordinance, shall be increased according to the following formulae:

(a) Suspended solids and biochemical oxygen demand

$$F = 1 + 0.15 \frac{0.75 (SS-275)}{275} + \frac{0.25 (B.O.D.-300)}{300} \frac{1}{1}$$

Where:

F = Factor to be applied to basic rate

SS = Suspended solids of particular wastes in parts per million (ppm).

B.O.D. = B. O. D. of particular wastes in ppm.

(b) Chlorine demand

$$R_c = 0.00835 P_c (C-5)$$

Where:

R_c = Surcharge rate for chlorine demand in cents per thousand gallons of wastes

P_c = Contract price of chlorine in cents per pound

C = Chlorine demand of particular wastes in ppm.

SECTION 4. ADDITIONAL CHARGES FOR GARBAGE GRINDERS:

(a) Household Garbage Grinders: For each household garbage grinder in a private dwelling unit, \$1.50 per grinder per quarter year.

(b) Other Garbage Grinders: For garbage grinders other than those referred to in sub-division (a) of this Section 4, \$25.00 per quarter year per grinder of one (1) horsepower capacity, and a proportionately lower or higher charge per grinder of lesser or greater horsepower capacity.

SECTION 5. USE OF FUNDS: The funds received by the Borough of Monroeville from the collection of charges or rentals and all penalties thereon, and any fines collected in connection with the violation of any section of this Ordinance, as herein provided for, shall be segregated and kept separate and apart from all other funds of the Borough of Monroeville and shall be used only for the following purposes and for such purposes only:

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(a) Defraying the expense of the Borough of Monroeville in the operation, maintenance, repair, alteration, inspection, depreciation or other expenses in relation to such sewers, sewer system, and sewage treatment works.

(b) Such payments as the Borough of Monroeville may be required to make under any lease or agreement which it may enter into for said sewers, sewage system and sewage treatment work with the Allegheny County Sanitary Authority and Commonwealth of Pennsylvania, in accordance with the provisions of Act of May 2, 1945, P.L. 382, as amended.

SECTION 6. PAYMENTS: Sewer charges or rentals shall be paid quarterly in accordance with billings for sewerage service which shall be rendered or caused to be rendered by the Borough of Monroeville or its duly authorized agent for collection. Quarterly charges for sewage services shall be subject to a five (5%) per cent penalty if not paid within thirty (30) days after they are due. If not paid within sixty (60) days after due, the entire bill plus penalty shall bear interest at the rate of one-half (1/2%) per cent per month or fraction thereof until paid.

SECTION 7. LIENS:

(a) All sewer charges or rentals hereby imposed shall be a lien from the due date thereof on each and every lot or tract of real property served by the sewage systems of the Borough of Monroeville irrespective of whether the property is in the Borough of Monroeville or in any other surrounding municipality.

(b) All liens for unpaid assessments shall be filed in the office of the Prothonotary of Allegheny County, Pennsylvania, and collected in the manner provided for by law for filing and collection of municipal claims.

SECTION 8. DAMAGES: Neither the Borough of Monroeville nor the Allegheny County Sanitary Authority shall be liable for any damage resulting from leaks, broken pipe or any other cause occurring to or within any house or building or in connection with the building sewer between the sewer line and any house or building; and neither the said Borough nor Authority shall be liable to any owner for any claim for damage arising by reason of any leaking or breaking of any main, trunk, interceptor, lateral or collecting

sewer or any building connection, sewer line or any attachment to the sewer.

SECTION 9. INSPECTION: The duly authorized agents of the Borough of Monroeville, and the Allegheny County Sanitary Authority, Allegheny County, Pennsylvania, shall have access at all reasonable hours of the day to all parts of the premises to which sewer service is supplied to make necessary inspections.

SECTION 10. METERS: In cases where the property, residence or other establishment have private springs or private wells, these properties, residences or establishments will be required to provide a meter on the spring or well. This meter shall be furnished and installed by the property owner, must be acceptable to the Borough of Monroeville, shall be under the control of the Borough, and may be inspected, tested or repaired by Borough employees, and shall be available to the Borough employees for meter readings, at any time. The owner of the property upon which the meter is installed shall be responsible for its maintenance and safekeeping, and all repairs thereto shall be made at the property owner's expense, whether such repairs are made necessary by ordinary wear and tear, or other causes. Bills for such repairs, if made by the Borough, shall be due and payable at the same time, and collected in the same manner as are the bills for sewer services; such bills from and after their due date shall constitute a lien upon the property upon which such meter is installed. In cases as aforesaid, all meters must be installed within thirty (30) days from the effective date of this Ordinance, in the event they are not installed, then the Borough of Monroeville shall be authorized to install said meters at the cost and expense of the property owner. Bills for such cost of meter and installation, if made by the Borough, shall be due and payable at the same time, and collected in the same manner as are the bills for sewer services; such bills from and after their due date shall constitute a lien upon the property upon which such meter is installed.

SECTION 11. PENALTIES:

(a) Any person found to be violating any provision of this Ordinance shall be served by the Borough of Monroeville with written notice stating the nature of the violation and providing a time limit of thirty (30) days for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently

cease all violations.

(b) Any person who shall continue any violation beyond the time limit provided for in sub-section (a) shall be guilty of a misdemeanor, and upon conviction thereof before the Burgess of Monroeville, or any Justice of the Peace of the Borough of Monroeville, Allegheny County, Pennsylvania, shall be fined in an amount not exceeding One Hundred (\$100) Dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

(c) Any person violating any of the provisions of this Ordinance shall become liable to the Borough of Monroeville for any expense, loss or damage occasioned the Borough of Monroeville by reason of such violation.

SECTION 12. RULES AND REGULATIONS: The Borough of Monroeville reserves the right to, and may from time to time, adopt, revise, amend and re-adopt such rules and regulations as it deems necessary and proper for the use and operation of the sewer system and all such rules and regulations shall be and become a part of this Ordinance.

SECTION 13. EFFECTIVE DATE: This Ordinance and the rules and regulations hereunder shall become effective immediately or at the time of connection to the sewage system, as the case may be. The Borough of Monroeville reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial and to amend this Ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable.

SECTION 14. CONSTRUCTION AND SEVERABILITY: If any provisions, sections, clauses, or parts of this Ordinance or the application of any provision hereof shall, for any reason, be held invalid, such invalidity shall not affect or impair the remainder of this Ordinance, it being the intention of the Borough of Monroeville that such remainder shall be and remain in full force and effect.

SECTION 15. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED INTO LAW IN COUNCIL this 28th day of April, 1959.

ATTEST: S/ Audrey D. McCarthy, Secretary

S/ William Vastadore, President

EXAMINED AND APPROVED by me this 28th day of April, 1959 S/ Anthony J. Martin, Burgess