

**TULPEHOCKEN TOWNSHIP, BERKS COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 2019-4**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF TULPEHOCKEN, BERKS COUNTY, PENNSYLVANIA, INCREASING THE SEWER TAPPING FEE**

WHEREAS, pursuant to the Second Class Township Code, Section 2502, 53 P.S. §67502, the Board of Supervisors may impose a charge to property owners who desire to or are required to connect to the Township's sewer system a tapping fee among other similar fees; and

WHEREAS, pursuant to the Tulpehocken Township Rules and Regulations Governing Wastewater Services, Section 6 entitled "Rates and Charges", Subsection 6.1 entitled "Charges for Sanitary Sewer Service", 6.1.4 entitled "Miscellaneous Charges", (e) entitled "Tapping Charge" for each application for sewer service, a tapping charge will be assessed per Equivalent Dwelling Unit ("EDU") based on categories listed in the Rules and Regulations; and

WHEREAS, per the Tulpehocken Township Rules and Regulations Governing Wastewater Services, Section 6 entitled "Rates and Charges", Subsection 6.4 entitled "Schedule of Rates", 6.4.2 entitled "Tapping Fees" the tapping fee per EDU for sewer service was as set forth in the appendices of said Regulations; and

WHEREAS, the Attachment A entitled "Scheduled of Rates for Tulpehocken Township Sewer Services" of the Tulpehocken Township Rules and Regulations Governing Wastewater Services provides that the connection fee / tapping fee in effect at time of adoption of said Rules and Regulations until amended by the Township Board of Supervisors shall be \$1500.00 per EDU; and

WHEREAS, subsequent to enactment of the Rules and Regulations the Board of Supervisors by Resolution have increased the tapping fee; and

WHEREAS, most recently by Resolution 2017-4 adopted on January 3, 2017 the Board of Supervisors of Tulpehocken Township increased the tapping fee to Three Thousand Five Hundred Two and 11/100 Dollars (\$3,502.11); and

WHEREAS, the Board of Supervisors deems it in the best interest of the residents of the Township to increase the tapping fee as recommended by the Engineer to cover the costs of the operation of the sewer system; and

WHEREAS, the Board of Supervisors of Tulpehocken Township intends to increase the sewer tapping fee to a rate of Three Thousand Eight Hundred Eleven and 20/100 Dollars (\$3,811.20) as recommended by the Tulpehocken Township Engineer.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the Second Class Township Code, Section 2502, 53 O.S, §67502, the Board of Supervisors of Tulpehocken Township, Berks County Pennsylvania, hereby increases the sewer tapping fee to a rate of Three Thousand Eight Hundred Eleven and 20/100 Dollars (\$3,811.20).

FURTHER RESOLVED, that this Resolution shall take effect immediately, or as soon as legally permissible thereafter.

FURTHER RESOLVED, that if any provision, sentence, clause, section, or part of this Resolution shall for any reason be found to be unconstitutional, illegal or invalid, such determination shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Resolution, and it is hereby declared to be the intent of the Board of Supervisors of Tulpehocken Township that this Resolution would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section, or part not been included herein.

FURTHER RESOLVED, that all Motions, Resolutions or parts of Resolutions inconsistent with this Resolution are hereby superseded.

IN WITNESS WHEREOF, the Board of Supervisors of Tulpehocken Township has adopted this Resolution in lawful session this 7<sup>th</sup> day of January, 2019.

BOARD OF SUPERVISORS OF  
TULPEHOCKEN TOWNSHIP,  
BERKS COUNTY, PENNSYLVANIA

By: *Danya D. Davis*  
Chairman

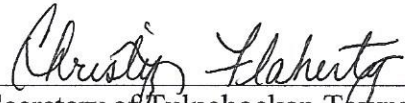
*Russell A Kramer*  
Member

*Raster A Feick*  
Member

Attest: *Christy Flaherty*  
Secretary

CERTIFICATE

I hereby certify that the foregoing is a true and accurate copy of a Resolution of the Board of Supervisors of TULPEHOCKEN TOWNSHIP, Berks County, Pennsylvania, which was fully adopted at a public meeting held pursuant to notice as required by law on the 7<sup>th</sup> day of January, 2019.

  
Secretary of Tulpehocken Township

Dated: January 7, 2019