

MANOR TOWNSHIP
ARMSTRONG COUNTY, PENNSYLVANIA
ORDINANCE NO. 01-1

AN ORDINANCE OF MANOR TOWNSHIP, ARMSTRONG COUNTY, PENNSYLVANIA, DIRECTING AND REQUIRING THE CONNECTION OF ALL BUILDINGS WITH THE PUBLIC WATER SYSTEM IN THE TOWNSHIP ON PROPERTIES ABUTTING SAME; PROHIBITING THE USE OF ALL PRIVATE WELLS AND OTHER SUCH SOURCES OF WATER FOR HUMAN CONSUMPTION ON SUCH PREMISES; PROVIDING FOR THE METHOD OF CONNECTION BETWEEN BUILDINGS AND SAID WATER SYSTEM AND FOR THE INSPECTION THEREOF; PROVIDING FOR THE ISSUANCE OF PERMITS AND PAYMENT OF CHARGES THEREFOR; AND PROVIDING PENALTIES FOR VIOLATION HEREOF:

BE IT ORDAINED AND ENACTED by the Board of Supervisors of the Township of Manor, Armstrong County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, as follows:

Section 1 - Connection at Owner's Cost: Every owner of real property in the Township of Manor (the "Township"), except those industries and farms who have their own supply of water for uses other than human consumption, whose real property abuts any portion of the public water supply and distribution system (the "Water System") of the Township Municipal Authority ("Authority"), and upon which real estate there is situate a residence or other structure which requires a source of water and is situate within 150 feet of the water line of the Authority shall connect, at the owner's own cost and expense, the house, building or other structures located on said property with the aforementioned public Water System.

Section 2 - Failure to Connect: It shall be unlawful for any owner of real property to which the provisions of Section 1 of this Ordinance apply to fail to provide the means of connection to the public water system by way of a service line and to tap to the

Authority's distribution system and/or fail to comply with the provisions of this Ordinance, including the payment of the tap fee and the monthly service fee to the Authority.

It shall be unlawful for any owner, lessee or occupier of any property in the Township of Manor, Armstrong County, Pennsylvania, abutting upon said public Water System, except those industries and farms which have their own supply of water for uses other than human consumption, to employ any means of obtaining water for purposes of human consumption on said property other than from said public Water System.

Section 3 - Notification to Connect: It shall be the duty of the authorized representative of the Authority to notify the owner, lessee or occupier of each structure covered hereunder, in writing, either by personal service, certified mail or registered mail, to connect the same to said public water system, as herein provided, within ninety (90) days after receipt of such notice. If service is by certified mail or regular mail, a copy of the notice shall also be mailed by regular mail, postage prepaid, with proof of mailing. Any owner, lessee or occupier of a structure who cannot, due to causes beyond the applicant's control, comply with the provisions of this Section as to connection within the ninety (90) day period stipulated above, shall apply to the Authority within said ninety (90) day period for a time extension of up to six (6) months duration. Said application shall be made on a form to be furnished by the Authority and shall contain a voluntary agreement on the part of the applicant under which the applicant shall agree to commence paying the regular monthly water bill immediately even though actual connection to the public water system will not be accomplished until some later date within said six (6)

month extension period. In its discretion, the Authority may grant an extension of time for such connection if the applicant proves to the Authority's satisfaction that the then current water supply is safe for human consumption, and if the applicant otherwise complies with the Authority's rules and regulations.

Section 4 - Connection to Other Source: It shall be unlawful for any person, firm or corporation connected to the public Water System to connect with or permit the connection of any other property by any other person, firm or corporation, or to interconnect any other source of water supply for human consumption with the property and public Water System hereinbefore mentioned.

Section 5 – Conditions: No owner of real property not presently connected to the public water system shall make or cause to be made any connection with the public water system until all of the following conditions have been fulfilled:

- A. The owner has made application to the Authority as the Township's agent, upon a permanent form to be formulated and supplied by the Authority, for permission to connect to the aforementioned public water system. Among other things, the applicant must state the character and use of each structure located on his property.

- B. The owner shall pay the required tap connection fee as required the Authority at the time of making application for permission to make the connection.

- C. No work shall commence before the payment of the aforesaid tap connection fee and issuance of the aforementioned connection permit.

- D. The owner shall give the designated inspector of the Authority at least twenty-four (24) hours' notice of the time when such connection shall be made in order that said inspector can be present to inspect and approve the work of connection. The inspector shall signify his/her approval of the connection by endorsing his/her name and the date of approval on the connection permit in the presence of the permittees.

- E. At the time of inspection of the connection, the owner or owners of the property shall permit the inspector full and complete access to all water system facilities in each building and in and about all parts of the property. No water connection line shall be covered over or in any way concealed until after it has been inspected by said inspector.

Section 6 - Specifications, Plans and Procedures: The construction of all connections between the building and the public water system shall be done in accordance with the specifications, plans and procedures established by the Authority in its water system rules and regulations, as the same may be from time to time published

and amended, copies of which will, upon adoption by the Authority, be maintained on file with the Township Secretary.

Section 7 - Injunction Powers: If the owner or owners of any houses, buildings or structures in the Township shall neglect or refuse to comply with the provisions of this Ordinance or the written notice as prescribed in Section 3 hereof, the Township or the Authority as an agent of said Township may perform or cause to be performed such work and labor and furnish or cause to be furnished such material as may be necessary to comply with the provisions of this Ordinance at the cost and expense of such owner or owners, together with ten (10) percent additional thereof on all charges and expenses incidental thereto, which sum shall be collected from said owner or owners for the use of the Township or the Authority as debts are by law collectable, or the Township or the Authority may, by its proper officers, file a municipal claim or lien therefor against said premises as provided by law.

Section 8 – Penalties: In addition to any penalty hereinabove prescribed, any person, firm or corporation failing to make the proper connection within the time specified, after receipt of proper notice as provided in Section 3 hereof, shall, upon conviction hereof before a District Justice, pay a fine or penalty of Fifty Dollars (\$50.00) for each day in violation hereof, and violating any of the other provisions of this Ordinance, shall pay a fine or penalty of not less than Fifty Dollars (\$50.00) nor more than Three Hundred Dollars (\$300.00), and, upon default of payment of either thereof,

shall be sentenced to undergo an imprisonment of not less than five (5) days nor more than thirty (30) days in the county jail.

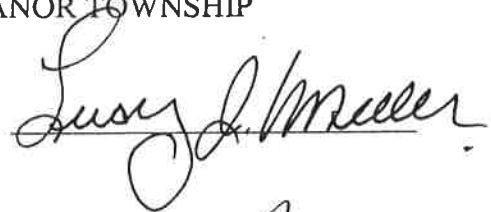
Section 9: It is hereby declared as the legislative intent that the invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance, which shall be given effect without such invalid part(s).

Section 10: All ordinances or resolutions or parts of ordinances or resolutions not in accord with this Ordinance are hereby repealed insofar as they affect this Ordinance.

DONE, ORDAINED AND ENACTED into law by the Board of Supervisors of the Township of Manor at a regular public meeting held this 7th day of MARCH, 2001.

BOARD OF SUPERVISORS
MANOR TOWNSHIP

By:



Supervisors

ATTEST:



Secretary