

TOWNSHIP OF CONOY
Lancaster County, Pennsylvania

ORDINANCE NO. 1-10-13-11

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF CONOY, LANCASTER COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 1-5-3-93 REGARDING RULES AND REGULATIONS GOVERNING USE OF THE TOWNSHIP SEWER SYSTEM; USER CHARGES TO BE IMPOSED UPON THE OWNER OF EACH IMPROVED PROPERTY WHICH IS CONNECTED OR WILL BE CONNECTED TO THE SEWER SYSTEM AND, THE MANNER IN WHICH SUCH CHARGE SHALL BE DETERMINED; REVISING THE NUMBER OF EQUIVALENT DWELLING UNITS PER INTENDED USE OF THE SEWER SYSTEM; AMENDING THE PRORATION OF USER CHARGES FOR OWNERS CONNECTED TO THE SEWER SYSTEM DURING A QUARTERLY BILLING PERIOD; REQUIRING ALL COMMERCIAL, INDUSTRIAL AND INSTITUTIONAL ESTABLISHMENTS TO METER WATER SUPPLY AND ESTABLISHING THE EFFECTIVE DATE OF THE ORDINANCE.

The Board of Supervisors of the Township of Conoy, Lancaster County, Pennsylvania hereby enacts and ordains the amendments as follows:

ARTICLE II

USER CHARGE

A. Section 2.01 shall be amended to read as follows:

SECTION 2.01. A User Charge is hereby imposed upon the Owner of each Improved Property which shall be connected to the Sewer System, for use of the Sewer System, whether such use is direct or indirect, and for services rendered by the Township in connection therewith, and shall be payable as provided herein. At the discretion of the Township, such User Charge may be imposed upon the Owner of an Improved Property who refuses improperly to

connect such Improved Property to the Sewer System, as compensation for the availability of service by the Township in connection with the Sewer System.

Each User Charge shall consist of two (2) separate but nonexclusive components: (A) an operation and maintenance component (the "O&M Component"), and (B) a debt service component (the "Debt Component"). The O&M Component shall include those existing and projected costs and expenses of operating and maintaining and improving the Sewer System, including reserves, depreciation and any debt service attributable to additions or improvements to the Sewer System, as determined in the discretion of the Board. Users shall pay a base fee per EDU in accordance with the discharges as identified in Section 2.05 of this ordinance which shall be amended from time to time by the Board to cover the O&M Component costs for 250 gallons per day per EDU. The Debt Component shall include the debt service attributable to the initial construction of the Sewer System, as determined in the discretion of the Board.

The User Charge shall be payable by all Owners of Improved Property which shall be connected to the Sewer System, quarterly, in an amount to be established by the Board, in the manner and at the times hereinafter described, payable indefinitely.

B. Section 2.03 shall be amended to read as follows

SECTION 2.03. The User Charge applicable to any Improved Property constituting a Dwelling Unit or Large Consumer shall be calculated, imposed and collected according to the method described in this Section 2.03.

Each Owner of an Improved Property shall pay the applicable User Charge times the number of Equivalent Dwelling Units applicable to such Improved Property, as determined by the Township, from time to time. The minimum number of Equivalent Dwelling Units applicable to each Improved Property shall be determined as follows:

<u>Description of Improved Property</u>	<u>Number of EDUs</u>
Residential Uses	
Single family dwelling-full or part time	1.0
Multiple family dwelling, per family	1.0
Trailer/mobile home	1.0
Apartment house, per 3 bedrooms in aggregate or fraction thereof	1.0
Hotel or motel, per 4 units or fraction thereof	1.0
Rooming House, per 4 rooms or fraction thereof	1.0

Commercial, Industrial and Institutional Uses

Restaurant, club, tavern or other retail full-service/sit down food or drinking establishment, per metered water usage	1.0
Restaurant, club, cafeteria or other retail counter-service/eat-in food service establishment, single use utensils, per metered water usage	1.0
Restaurant, club, cafeteria or other retail counter-service/take-out food service establishment, per metered water usage	1.0
Church, per set of restrooms	1.0
Community hall, per set of restrooms	1.0
Retail or wholesale stores, per set of restrooms	1.0
Gasoline service station	1.0
Commercial mechanical service station	1.0
Beauty/barber shop, attached or unattached to dwelling, per licensed operator	1.0
Laundromat, per metered water usage	1.0
Education/Institutional Establishment, per metered water usage	1.0
Funeral home	1.0
Doctor's office, per 2 examination rooms	1.0
Nursing home, per 5 full time residents or equivalents	1.0
Factories and plants exclusive of industrial wastes, per 8 employees	1.0
Facilities not covered and facilities exceeding gallonage - EDU's will be established based on metered water usage	

In no case shall the number of Equivalent Dwelling Units be less than (1.0) for an Improved Property.

The number of Equivalent Dwelling Units applicable to Educational and Institutional Establishments shall be computed on the highest monthly average daily attendance of pupils (plus faculty, administrators and staff) for the twelve (12) months preceding the date of the quarterly billing. The Owners of such facilities shall be responsible for advising the Township in

writing of the number of pupils, faculty, administrators and staff in attendance as an average daily figure upon request of the Township.

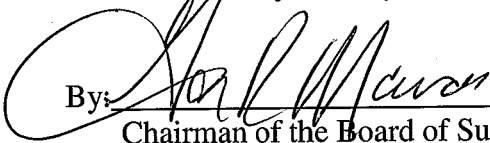
The number of Equivalent Dwelling Units applicable to Commercial or Industrial Establishments shall be computed as the result of a special permitting process which takes into account the number of full and part-time employees, the volume and nature of waste water to be discharged by the Improved Property into the Sewer System, and other relevant factors concerning the impact of the Commercial or Industrial Establishment on the operation of the WWF. Owners of such facilities shall be responsible for completing an application and questionnaire, in writing, in a form approved by the Township providing the information necessary for this determination.

All Commercial, Industrial and Institutional Establishments shall be billed based on the minimum number of required EDUs plus a volume surcharge, the rate to be established by the Board from time to time, as further defined in Section 2.05, herein, and as determined by metered water usage. Where such Establishments are not served by public water, water meters shall be installed on well water services and shall be recorded quarterly by Conoy Township or its designee, coincident to the sewer billing cycle. Where the actual usage averaged over 12 months (4 billing cycles) exceeds the number of purchased EDUs, the Establishment shall purchase one additional EDU for every 250 gpd, or portion thereof, that the averaged surcharge exceeds the purchased EDUs.

C. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of health, safety and welfare of the inhabitants of this Township.

DULY ENACTED AND ORDAINED, this 13th day of October, 2011, by the Board of Supervisors of the Township of Conoy, Lancaster County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF CONOY
Lancaster County, Pennsylvania

By: 
Chairman of the Board of Supervisors

ATTEST:


Secretary

(SEAL)

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