
**Independence Township
Washington County,
Pennsylvania**

Ordinance No. 15-02

**AN ORDINANCE OF THE INDEPENDENCE
TOWNSHIP, WASHINGTON COUNTY, PENNSYLVANIA
PROVIDING FOR PROCEDURES FOR THE ISSUING OF
BUILDING PERMITS AS RELATED TO SEWAGE
REQUIREMENTS IN THE TOWNSHIP OF INDEPENDENCE.**

This ordinance shall be hereafter known and cited as the "Independence Township" Sewage Documentation Ordinance.

NOW, THEREFORE, be it enacted and ordained by the Board of Supervisors of Independence Township of Washington County, Pennsylvania, it is hereby enacted and ordained by the authority of the same as follows:

SECTION 1. Purpose.

The purpose of this Ordinance is to establish the requirement of our Building Permit Issuant to delay issuing a building permit unless he/she has seen one of the following sewage authorizations for the building and property in question.

SECTION 2. Definitions.

Unless the context specifically and clearly indicates otherwise, the meaning of terms used in this Ordinance shall be as follows.

AGENCY shall mean "Independence Township", Washington County, Pennsylvania, or their designee.

BUILDING shall mean any structure requiring a Building Permit that also requires sewage authorization per the rules of the PA DEP sewage facilities act of Pennsylvania and known as Act 537.

OWNER shall mean any person vested with ownership, legal or equitable, sole or partial, of any property located in the Township.

PERSON shall mean any individual, partnership, company, association, corporation or other group or entity.

SEWAGE AUTHORIZATION means any of the following;

On-lot sewage septic system Permit
Deemed adequate confirmation for "Connection to an Existing System"
Deemed adequate confirmation for the "10 Acre Exemption System"
Commercial Holding Tank Permit
Receipt of the tap in fee for a public sewer line

SECTION 3. Rules and regulations.

The Agency is hereby authorized and empowered to adopt such rules and regulations concerning permit issuing which it may deem necessary; from time to time to affect the purpose herein.

SECTION 4. Rules and regulations to be in Conformity with Applicable Law.

All such rules and regulations adopted by the Agency shall be in conformity with the provisions herein, all other ordinances of the Township and all applicable laws, applicable rules and regulations of administrative agencies of the Commonwealth of Pennsylvania.

SECTION 5. Penalties.

Any person who violates or permits a violation of Section 8 of this Ordinance shall, upon being found liable therefore in an enforcement proceeding commenced by the Township before a Magisterial District Judge, pay a fine of not less than \$300.00 nor more than \$500.00, plus all court costs, including reasonable attorney fees incurred by the Township. No judgment shall be commenced or imposed, levied or payable until the date of the determination of a violation by the Magisterial District Justice. Each day a violation exists shall constitute a separate offense.

Further, the appropriate officers or agents of the Township are hereby authorized to issue a cease and desist notice and/or to seek equitable relief, including judgment, to enforce compliance herewith. No bond will be required if injunctive relief is sought by the Township.

SECTION 6. Repealer.

Any Township Ordinances which are inconsistent herewith are hereby repealed to the extent of any such inconsistency.

SECTION 7. Severability.

If any sentence, clause, section or other part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 8. Effective Date.

This ordinance shall become effective five (5) days after adoption.

ENACTED AND ORDAINED this 18th day of February, 2015.

ATTEST:

BOARD OF SUPERVISORS
INDEPENDENCE TOWNSHIP

Meredith Oetop
Secretary

[Signature]
Chairman, Board of Supervisors

(SEAL)

[Signature]
Supervisor

[Signature]
Supervisor