LANCASTER AREA SEWER AUTHORITY

RESOLUTION 24-02-001

AMENDING AND RESTATING RESOLUTIONS IMPOSING TAPPING FEES AND RESERVATION OF CAPACITY FEES

WHEREAS, Lancaster Area Sewer Authority (the "Authority" or "LASA") maintains and serves the Boroughs of Columbia, East Petersburg and Mountville, and the Townships of East Hempfield, Lancaster, Manor, Manheim, West Hempfield, and West Earl, Lancaster County, Pennsylvania, with its sewer system; and

WHEREAS, the Authority at a meeting duly called and held on June 21, 1972, adopted a Resolution entitled "Resolution Imposing Sewer Rental Charges for the Use of the Sewer System of Lancaster Area Sewer Authority; Providing for the Collection of such Rentals and Charges, Including the Filing of Liens Therefore; and Authorized Related Action (the "Rate Resolution") to be effective as of June 21, 1972; and

WHEREAS, the Authority pursuant to provisions of Section 4B (t) of the Municipality Authority's Act of 1945 (the Act of May 2, 1945, P.L. 382, as amended and supplemented), (the "Act") on December 20, 1973 adopted a "Resolution Imposing Tapping and Connection Fees; and

WHEREAS, the Pennsylvania State Legislature in December of 1990 adopted Act 203 of 1990 ("Act 203"), which legislation became effective on June 17, 1991, under the terms of which legislation the Act was amended so that the Tapping and Connection Fees are defined by the Act and authorities which impose such fees must calculate such fees in accordance with the Act; and

WHEREAS, the Authority on May 23, 1991 and July 28, 1994 adopted Resolutions amending and restating Resolutions Imposing Tapping Fees and Connection Fees as per the Act; and

WHEREAS, the Authority at a meeting duly called and held on May 22, 1997, adopted Resolution 97-05-001 amending, restating and consolidating the aforesaid Resolutions into a document entitled "Schedule of Rates, Charges and Fees"; and

WHEREAS, the Pennsylvania State Legislature in December of 2003 adopted Act 57 of 2003 ("Act 57"), which legislation effective December 30, 2003, amended parts of the Municipality Authorities Act, General Local Government Code (53 PA. C.S.), amending parts of section 5607 (d) Powers are: 5607 (d) 17 dealing with general powers and rules and regulations and 5607 (d) (24) dealing with tapping fees; and

WHEREAS, the Authority at a meeting duly called and held on May 26, 2005, adopted Resolution 05-05-001 amending and restating "Appendix B of the Schedule of Rates, Charges and Fees"; and

WHEREAS, the Authority at a meeting duly called and held on July 24, 2008, adopted Resolution 08-07-001 adopting the Consolidated Rules and Regulations as prepared by General Code and presented at the meeting of July 24, 2008 and repealing all Rules and Regulations of the Authority in effect prior to July 24, 2008; and

WHEREAS, the Authority at a meeting duly called and held on August 25, 2011, adopted Resolution 11-08-001 amending and restating Appendix BB – Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations; and

WHEREAS, the Authority at a meeting duly called and held on May 26, 2021, adopted Resolution 21-05-001 amending and restating Appendix BB – Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations and said Resolution 21-05-001 was further amended at a meeting duly called and held on June 23, 2021 by Resolution 21-06-001 and further amended at a meeting duly called and held on July 28, 2021 by Resolution 21-07-002; and

WHEREAS, the Authority at a meeting duly called and held on December 21, 2023, adopted Resolution 23-12-001 amending and restating Appendix BB – Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations; and

WHEREAS, it is necessary to correct the calculation of the tapping fee approved in Resolution 23-12-001 and extend the effective date of Resolution 23-12-001 to allow timely communication to all stakeholders prior to the effective date of April 1, 2024. Appendix BB - Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations will need to be amended to incorporate the corrected tapping fee and extend the effective date;

NOW, THEREFORE, BE IT RESOLVED by the Board of Lancaster Area Sewer Authority as follows:

- 1. <u>Intent</u>. It is the intent of the Authority, pursuant to this resolution, to amend the tapping fee approved in Resolution 23-12-001 and to establish an effective date for the amended tapping fee. The fees established by Resolution 21-05-001 and Resolution 21-07-001 will remain in effect until the effective date of this Resolution 24-02-001. The tapping fee established by this Resolution 24-02-001 are based on the calculations included herewith at Appendix A.
- 2. Appendix BB Tapping, Connection and Special Facilities Fees, Subsection "Tapping fee for individual dwelling units" shall be amended to read:

Tapping fee for individual dwelling units.

A. The tapping fee payable for individual dwelling units is as follows:

Capacity component:

\$2,576.00

per EDU

Collection component:

\$2,274.00

per EDU

Special purpose component: Letort Manor/Perth Hills collection system - \$4,138.00 per EDU

Tapping fee for properties with no individual dwelling units.

A. Tapping fee for properties with no individual dwelling units. The tapping fee payable for properties with no individual dwelling units is as follows:

Capacity component: \$11.10 per gallon, with a minimum 232 gallons Collection component: \$9.80 per gallon, with a minimum 232 gallons

Special purpose component: Letort Manor/Perth Hills collection system - \$17.84 per gallon, with a minimum 232 gallons.

3. Appendix BB - Tapping, Connection and Special Facilities Fees, Subsection "Reservation of capacity fee" shall be amended to read:

Reservation of capacity fee

A. Reservation of capacity fee payable for properties with individual dwelling units is as follows: Annual reservation of capacity fee shall be \$175 per IDU. For example, to reserve capacity for two IDUs the reservation of capacity fee would be \$350 per year (2 x \$175).

B. Reservation of capacity fee payable for properties with no individual dwelling units is as follows: Annual reservation of capacity fee shall be \$0.75 per gallon per day of flow with a minimum rate of 232 gallons per day. For example, to reserve capacity for an average flow of 280 gallons per day, the reservation of capacity fee would be \$210 per year (\$0.75 x 280). As another example, to reserve capacity for an average flow of 200 gallons per day, the reservation of capacity fee would be \$175 per year (minimum 232 gallons).

4. Appendix BB - Tapping, Connection and Special Facilities Fees, Subsection "Temporary leasing of capacity" shall be amended to read:

Temporary leasing of capacity

The monthly rate for temporarily leasing capacity shall be based on the total tapping fee payable per gallon for properties with no individual dwelling units amortized over 20 years at 5%. The current rate is calculated as \$0.14 per gallon per month.

5. Effective Date. The amendment to Appendix BB Tapping, Connection and Special Facilities Fees, Subsections "Tapping fee for individual dwelling units", "Tapping fee for properties with no individual dwelling units", "Reservation of capacity fee", and "Temporary leasing of capacity" shall take effect June 1, 2024.

LANCASTER AREA SEWER AUTHORITY

By:

Vice) Chairman

Attest:

(Assistant) Secretary

Adopted: 2/22/24

LANCASTER AREA SEWER AUTHORITY TAPPING FEE CALCULATION 4/1/1971 - 3/31/23 SCHEDULE A

3/31/1973 3/31/1974 3/31/1975 3/31/1976 3/31/1977	@ 12/31 1972	R Index Amt.	Collection	Capacity	Other	Total					12/31/202	<u> </u>
3/31/1974 3/31/1975 3/31/1976 3/31/1977	1070					1	Collection	Capacity	Total	Collection	n Capacity	T-4-1
3/31/1974 3/31/1975 3/31/1976 3/31/1977	1070							, , ,	10(0)	Collection	Capacity	Total
3/31/1974 3/31/1975 3/31/1976 3/31/1977		1950.00	1			-						
3/31/1976 3/31/1977	1973			1,788,767			-	-		. .		1
3/31/1977	1974			1,700,707		2,199,724	-	-		3,248,33	36 14,138,99	17,387,326
	1975	2401.10	6,709,734	10,357,913		5,756,364 17,067,647	4 4 4 9 6 7 5	4040		41,550,77	73 -	41,550,773
	1976	2575.80	4,362,423			10,229,749	4,118,575	4,843,525	8,962,1	00 17,230,57	76 36,669,33	53,899,913
3/31/1978 3/31/1979	1977	2776.00				-	0	-	-	27,041,55	36,370,06	63,411,616
3/31/1980	1978 1979	2839.24 3183.93				-	212,126	244,314	456,4	40000	-	-
3/31/1981	1980	3233.59		222,533		222,533	11,930	13,741	25,6			, , , , , , , , , , , , , , , , , , , ,
3/31/1982	1981	3603.48	17,400	211,804		-	4,647	5,353	10,0			
3/31/1983	1982	3858.50	74,745	211,004		229,204	-	-		77,09		
3/31/1984	1983	4175.74	11,560			74,745 11,560	-	-	=	309,30		309,300
3/31/1985 3/31/1986	1984	4437.81		1,235,847		1,235,847		-	-	44,20		44,202
3/31/1987	1985 1986	4549.62 4678.78	1	29,504		29,504	13,596	-	13,59	- 47.74	4,446,435	
3/31/1988	1987	4883.56	l.	20,022		20,022	-	-	13,38	96 (47,71		
3/31/1989	1988	5064.20	28,058	1,225,687		1,225,687	-	-	-	1 :	68,327 4,007,366	68,327
3/31/1990	1989	5299.78	20,030	806,133 384,956	209,185	834,191	i .	•	-	88,463		4,007,366 2,630,090
3/31/1991	1990	5431.26		1,747,181	209, 105	594,141 1,747,181	-	-	•	-	1,159,763	1,159,763
3/31/1992	1991	5616,96	24,463	120,179		144,642	-	-	-	-	5,136,334	5,136,334
3/31/1993 3/31/1994	1992	5682.35		26,293		26,293	- :	-	-	69,538		411,158
3/31/1995	1993 1994	6022.23	7,438	5,312		12,750	-		-	40.700	73,880	73,880
3/31/1996	1994	6224.86 6431.00	183,052	1,551,032		1,734,084	-	-	-	19,720 469,527		33,804
3/31/1997	1996	6599.25	31,287 61,587	477,687		508,974	-	-	-	77,679		4,447,915
3/31/1998	1997	7057.36	254,720	2,484,792 3,582,631		2,546,379	-	-	-	149,008		1,263,668 6,160,904
3/31/1999	1998	7297.87	102,035	5,133,484		3,837,351	-	-	-	576,284		8,681,709
3/31/2000	1999	7487.01	2,549,163	1,577,207		5,235,519 4,126,370	-	-	-	223,239	11,231,353	11,454,592
3/31/2001		7600.26	12,348,197	17,177,604		29,525,801	-	•	-	5,436,322		8,799,859
3/31/2002 3/31/2003	2001	7960.76	550,110	200,772		750,882		Ĩ.		25,941,261	36,086,945	62,028,206
3/31/2004		8226.27 8403.02	848,800	3,370,631		4,219,431	-	-	-	1,103,344	402,684	1,506,028
3/31/2005		8728.02	21,663,193 441,921	6,617,296	050 500	28,280,489	-	-		1,647,473 41,162,624	6,542,206 12,573,644	8,189,680
3/31/2006		9206.85	281,562	1,171,147 1,898,580	252,798	1,865,866	-	-	-	808,435	2,142,455	53,736,268 2,950,889
3/31/2007		9603.38	33,728	247,950	416,758	2,180,142	-	-	-	488,291	3,292,561	3,780,852
3/31/2008	2007	9832.84	173,115	4,476,887	1,105,775	698,436 5,755,777	-	-	-	56,077	412,246	468,322
3/31/2009	2008 1	0595.41	4,804,642	219,719	5,164,159	10,188,520	-	-	-	281,107	7,269,643	7,550,751
	2009 1		605,600	312,060	1,117,133	2,034,793		-	-	7,240,345	331,106	7,571,451
	2010 1	1249.38	243,803	110,998	1,523,576	1,878,377	-	-		897,029 346,040	462,231	1,359,260
	2012 1		273,388 3,790,427	374,808	1,304,812	1,953,008	-	-	-	384,336	157,544 526,915	503,584 911,252
	2013 1		3,592,907	1,725,161	3,185,670	8,701,258	-	-	-	5,223,311	2,377,318	7,600,629
3/31/2015	2014 1	1715.19	1,020,921	845,505	1,580,486 638,017	5,173,393	•	-	-	4,941,739	-	4,941,739
3/31/2016	2015 1	2187.12	9,670,096	76,700	309,266	2,504,443 10,056,062	-	-	•	1,391,422	1,152,346	2,543,768
	2016 1		812,955	859,801	842,156	2,514,912	-	-	-	12,669,098	100,487	12,769,585
	2017 1:		1,681,980	5,768,081	1,502,865	8,952,926	-	-	-	1,034,378	1,093,983	2,128,361
	2018 13		7,235,504	2,182,528	701,685	10,119,717	-	-		2,069,572 8,670,522	7,097,266	9,166,838
	2020 13		1,959,556 9,540,470	32,459,693	743,196	35,162,445	-	-	-	2,342,981	2,615,389 38,811,062	11,285,911
	2021 14		376,270	2,216,633 2,198,334	1,745,169	13,502,272	-	-	-	10,937,503	2,541,220	41,154,043 13,478,723
	2022 15		9,608,221	459,085	1,264,314 2,120,485	3,838,918	-	-		402,127	2,349,402	2,751,529
7.110				400,000	2,120,403	12,187,791	-	-	-	9,900,146	473,033	10,373,179
Total Cost			112,142,352	123,826,263	25,727,506	261,696,121	4,360,875	5,106,932	0.467.807	005 000		
Projects Under Canada and							1,000,070	5,100,932	9,467,807	235,227,378	268,344,829	503,572,207
Projects Under Construction	on										- 1	
Paid, but not on Fixed As	isset Sch	leaule									270200	0.700.000
										-	2,760,625	2,760,625
Future Projects												- 1
Projected in budget												- 1
Outstanding Debt										-	-	-
										(21,777,800)	(29,472,200)	(51,250,000)
Balance										213,449,578	241,633,254	
Capacity									İ			455,082,832
Cost per gallon										21,678,000	21,678,000	21,678,000
Gallons per EDU									l	\$ 9.85	\$ 11.15 \$	20.99
Cost per EDU									-	232	232	232
										2,284.36	2,585.98	4,870.34
Total Tapping Fee										180	4,870	
										10	4,0/0	