

LANCASTER AREA SEWER AUTHORITY

RESOLUTION

24-03-001

**AMENDING AND RESTATING
RESOLUTIONS IMPOSING CONNECTION 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 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, Appendix BB - Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations will be amended to incorporate a new connection

fee in accordance with the Municipality Authorities Act, 53Pa.C.S. Ch. 56 §5607(d)(24)(i)(A);

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

1. Intent. It is the intent of the Authority, pursuant to this resolution, to amend, restate, and approve portions of Chapter 30 - Charges, Rates, and Fees and portions of Appendix BB – Tapping, Connection and Special Facilities Fees of the Consolidated Rules and Regulations.
2. Chapter 30 – Charges, Rates and Fees, §30-9 – Basis of fee: inspection of laterals; publication of fee schedule, Paragraph B shall be amended to read:
 - B. In accordance with the Authorities Act, such connection fee shall not exceed an amount based upon the actual cost of the connection of the property extending from the Authority’s main to the property line or curb stop of the property connected.
3. Chapter 30 – Charges, Rates and Fees, §30-10 Payment of connection fee shall be amended to read:

At the time a property owner makes an application for a permit to connect to the sewer system pursuant to the Authority’s then-current Rules and Regulations, the Authority shall obtain estimates of the cost of the connection of the property extending from the Authority’s main to the property line or curb stop. The obtained cost shall be payable with respect to such connection at the same time the tapping fee for such connection is payable.

If, upon completion of the connection, the actual cost of connection is less than the connection fee paid, the Authority shall issue a refund to the property owner. If the actual cost of connection is more than the amount paid, the additional fee shall be paid by the property owner prior to final inspection of the property connection.

4. Appendix BB - Tapping, Connection and Special Facilities Fees, Subsection “Connection fee” shall be amended to read:

Connection fee.

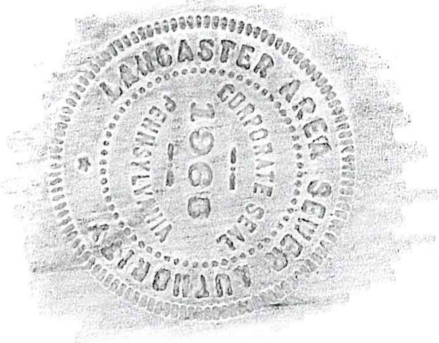
The connection fee payable shall not exceed an amount based upon the actual cost of the connection of the property extending from the Authority’s main to the property line or curb stop of the property connected.

5. Effective Date. The amendment to portions of Chapter 30 – Charges, Rates and Fees and portions of Appendix BB - Tapping, Connection and Special Facilities Fees as described above shall take effect June 1, 2024.

LANCASTER AREA SEWER AUTHORITY

By: Nicholas J. Pehl
(Vice) Chairman

Attest: Edward C. Pehl
(Assistant) Secretary



Adopted: 3/28/24