

**AMITY TOWNSHIP
RESOLUTION 2020-24**

**A RESOLUTION OF THE TOWNSHIP OF AMITY, BERKS COUNTY,
PENNSYLVANIA, AUTHORIZING, ADOPTING AND APPROVING THE
ESTABLISHMENT OF TAPPING FEES FOR PROPERTIES ALONG THE
LIMEKILN LOW PRESSURE SEWER SYSTEM AND FOR THE
PAYMENT OF THESE TAPPING FEES IN A FLAT PERIOD AND AN
EQUAL INSTALLMENT PERIOD**

WHEREAS, the Township of Amity ("Township") has installed sanitary sewer KNOWN AS THE Limekiln Low Pressure Sewer System in the Township of Amity, Berks County; and

WHEREAS, in accordance with the Second Class Township Code, 53 P.S. Section 67502, the Board of Supervisors desires to authorize the payment a Tapping Fee in a lump sum amount or in equal installment payments for a period as provided for herein.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania, and IT IS HEREBY ENACTED AND ORDAINED by the authority of the same, as follows:

SECTION 1. The above captioned WHEREAS clauses are incorporated herein by reference.

SECTION 2. The Board of Supervisors hereby establishes the following assessments for tapping fees along the Limekiln Low Pressure Sewer System as the same fee for all other tapping fees in the Township. The fee shall be \$3,007.00 per property.

SECTION 3. The Board of Supervisors hereby adopts the following payment options for all homeowners affected in the Limekiln Low Pressure Sewer System area as follows:

- a. If full payment is made on or before October 31, 2020 the payment shall be the flat amount assessed to the homeowner; and
- b. If full payment is to be in an equal installment plan, the entire assessment shall be paid in six (6) equal, quarterly payments beginning October 31, 2020.

SECTION 4. Any homeowner choosing the installment plan will have a lien filed in the Prothonotary's Office of Berks County, Pennsylvania. Any legal fees and filing fees associated with the lien will be the responsibility of the homeowner.

SECTION 5. Any homeowner choosing the installment plan shall have a lien filed to secure the assessment which shall be entered in the Prothonotary's Office of Berks County, Pennsylvania at the same time and in the same form and shall be collected in the same manner as all municipal claims are filed and collected.

SECTION 6. If there is a default in the payment of any installment for a period of sixty (60) days after it becomes due, the entire assessment and interest accrued at 1% per month shall become due. The Township Solicitor shall proceed to collect the assessment under the general laws relating to the collection of municipal claims.

SECTION 7. Any owner of property against whom assessment is made may pay the assessment, in full, at any time, with costs thereon until the due date of the next installment and that payment shall discharge the lien.

SECTION 8. After all municipal claims are paid in full, any liens filed against the property shall be removed by the Township.

SECTION 9. Any homeowner wishing to enter into an installment arrangement shall sign a Tapping Fee Agreement in the form attached as Exhibit "A" hereto.

SECTION 10. The Board of Supervisors of the Township of Amity does hereby approve, adopt and authorize the execution of certain Tapping Fee Agreements between the Township of Amity and residents affected by the installation of the Limekiln Low Pressure Sewer System Amity Township, Berks County, Pennsylvania, as attached as Exhibit "A."

SECTION 11. **Effective Date.** This Resolution shall become effective in accordance with the law.

DULY ENACTED this 5th day of August 2020.

AMITY TOWNSHIP
BOARD OF SUPERVISORS

Kim McGrath

Chairperson

ATTEST:

Pam Kisch
Pam Kisch, Township Secretary