

**WILLISTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1 of 2024

AN ORDINANCE AMENDING ARTICLES II and X, OF THE CODE OF ORDINANCES OF WILLISTOWN TOWNSHIP, BEING THE SEWER RENTS AND LOW-PRESSURE SEWER SYSTEMS ORDINANCES, IN ORDER TO REVISE THE DUTIES AND RESPONSIBILITIES OF THE TOWNSHIP. EFFECTIVE FIVE DAYS FROM ENACTMENT.

BE IT AND IT IS HEREBY ENACTED by the Board of Supervisors of Willistown Township, Chester County, as follows:

Section 1. The Code of the Township of Willistown, Article II, Sewer Rents Ordinance, §105-11 is hereby repealed in its entirety.

Section 2. The Code of the Township of Willistown, Article II, Sewer Rents Ordinance, §105-17 is hereby amended to read as follows:

A. Private Dwelling Units

(1) Sewer rents imposed for private dwelling units shall include a base rate and may include a consumption charge as established by resolution and shall be payable quarterly. Any sewer rent imposed may be payable via cash, check, major credit card or bank debit card that the Township may deem acceptable or by electronic payment. Rent for any billing period in which a connection is made shall be prorated and shall be billed in conjunction with the next regular billing or by special billing as the officials responsible for billing may elect.

(2) Consumption charges shall be based upon the quantity of water used as evidenced by quarterly statements provided by the officials responsible for billing water consumption during the immediately preceding quarter. Property owners of private dwelling units not connected to the public water supply system shall install a Township-approved water meter to the private dwelling unit's water supply and allow access to the meter pursuant to § 105-15 of this article for issuance of a quarterly consumption statement. The installation of the water meter shall be inspected by the Township, and the property owners are solely responsible for maintenance, repairs, and replacement of the water meter. In the event a property owner refuses or fails to install a Township-approved water meter to their private dwelling unit's water supply or allow access to the water meter, the Township may charge the property owner a flat consumption charge, as set by resolution. The Township may establish a fee schedule for the installation process of the water meters by resolution. Quarterly statements shall show the water consumption during the immediately preceding billing period or, if such a determination is not available, then upon water consumption for the next preceding period for which such determination is available. The determination may be based upon actual water consumption for less than an entire billing period. In the

event of a discrepancy between the amount billed and the actual water consumption, an adjustment shall be made, which adjustment may be billed in conjunction with the next regular billing or by special billing, as the officials responsible for billing may elect.

Section 2. The Code of the Township of Willistown, Article X, Low-Pressure Sewer Systems Ordinance, §105-113, is repealed in its entirety and replaced with the following:

§105-113. Authority of the Township

- A. The Township shall exercise its powers and legal authority set forth herein, and under all applicable statutes, ordinances, and other laws, to affect the purposes of this article.
- B. The Township shall not be responsible for the installation, use, operation, maintenance, service, repair or replacement of grinder pumps or low-pressure sewer laterals throughout Willistown Township.
- C. All grinder pumps and low-pressure sewer laterals and the installation, use, operation, maintenance, service, repair and replacement thereof shall comply with the rules and regulations of the Township in effect from time to time.
- D. All grinder pumps and low-pressure sewer laterals shall be connected to the sewage collection and conveyance system in full compliance with the rules and regulations of the Township in effect from time to time.
- E. The Township shall require initial inspections of all grinder pumps and low-pressure sewer laterals when a new sewer connection is made.

Section 3. The Code of the Township of Willistown, Article X, Low-Pressure Sewer Systems Ordinance, §105-114 is repealed in its entirety and replaced with the following:

§105-114. Duties and Responsibilities of Owners

- A. Each property owner served by a grinder pump shall bear full responsibility for installing, using, operating, maintaining, servicing, repairing and replacing his/her grinder pump and/or its low-pressure sewer lateral, unless otherwise set forth herein.
- B. Each property owner served by a grinder pump shall close the sewage system and cease operations during any period when the grinder pump and/or low-pressure sewer lateral serving a property is inoperable for more than 90 days.
- C. Where the grinder pump and/or low-pressure sewer lateral is shared between property owners, they shall submit to the Township a Declaration of Easements, Covenants and Restrictions in recordable form setting forth the agreement of each benefited property owner with respect to the installation, use, operation, maintenance, service, repair and replacement of the grinder pump and/or low-pressure sewer lateral, which agreement shall bind all future property owners. Following the approval of the sewer connection by all

applicable agencies, the Township will not issue a permit for its installation until evidence is presented that the agreement has been recorded in the Office for the Recorder of Deeds, Chester County, Pennsylvania.

Section 3. This Ordinance shall be effective five (5) days from the date of enactment.

ENACTED and **ORDAINED** this 11th day of March, 2024.

**BOARD OF SUPERVISORS
WILLISTOWN TOWNSHIP**

Robert T. Lange, Chair

William R. Shoemaker, Vice Chair

Molly H.B. Perrin, Member

ATTEST:

Shanna Lodge, Secretary