

**CARROLL TOWNSHIP AUTHORITY  
RESOLUTION NO. 2 OF 2005**

A RESOLUTION OF THE CARROLL TOWNSHIP AUTHORITY PROVIDING FOR THE CHANGE OF SEWAGE SYSTEM CONNECTION AND TAPPING CHARGES FOR SERVICES PROVIDED BY THE AUTHORITY TO NEW CUSTOMERS IN ACCORDANCE WITH ACT 57 OF 2003 AMENDING THE MUNICIPALITY AUTHORITIES ACT AND DURTHER PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE OF CONNECTION AND TAPPING CHARGES.

WHEREAS, the Carroll Township Authority (hereinafter referred to as the "Authority") is a body corporate and politic, organized and existing under the municipality authorities Act of 1945, as amended, with a mailing address of P.O. Box 661, Donora, Washington County, Pennsylvania, 15033; and

WHEREAS, the Authority operates and maintains a comprehensive wastewater collection system and is charged with the duty and obligation to continually improve and expand said system so as to provide the most cost effective and extensive sewer system as is within its capabilities within the Township of Carroll; and

WHEREAS, the Municipal Authorities ACT of 1945, P.L. 382, May 2, 1945 53 P.S. Section 301 et seq., paragraph 306B (h), authorized the Carroll Township Authority to "fix, alter, charge, and collect rates and other charges in the area served by its facilities at reasonable and uniform rates to be determined exclusively by it, for the purpose of providing for the payment of the expenses of the Authority, the construction, improvement, repair, maintenance, and operation of its facilities and properties..."; and

WHEREAS, the Carroll Township Authority includes in its prevailing schedule of rates and other charges certain connection charges and tapping fees; and

WHEREAS, enactment of Act 203 of 1990 amends subsection B of Section 4 of the Act of May 2, 1945, (P.L. 382, No. 164) known as the Municipality Authorities Act of 1945, amended May, 15 1963 (P.L. 33, No. 30) amends the subsection by adding new subsections 4B (Y) and (Z), and addresses the structuring of water and sewer tapping fees and system extensions; and

WHEREAS, enactment of Act 57 of 2003 further amended Act 203 by redefining the methodology for calculation certain sections of the tapping fee components; and

WHEREAS, said connection and tapping charges are imposed upon applicants for service who connect their plumbing system to the Authority's sewerage system; and

WHEREAS, the Municipality Authorities Act as most recently amended, allows the charging of certain enumerated fees to property owners who desire to or are required to connect to the Authority's public sanitary sewer system; and

WHEREAS, said fees shall be based upon the duly adopted schedule in effect at the time of applicable for connection; and

WHEREAS, the Authority shall have the right to require that no service or capacity shall be guaranteed for a property owner or owners until such time as the tapping fees enumerated herein have been paid; and

WHEREAS, the fees shall be in addition to any charges assessed against the property related to the construction of a public sanitary sewer by the Authority in accordance with Clauses (R) and (S) of the Act as well as charges imposed pursuant to Clause (H); and

WHEREAS, all fees shall include fee components specified by Act 57 as follows:

1. Connection Fee – Based on average or actual cost of the connection extending from the Authority's sanitary sewer to the limit of the public

right-of-way (service line connection). In lieu of payment, the Authority may allow the construction and dedication of the service line connection by the property owner.

2. Customer Facilities Fee – Based on the actual cost of individual facilities serving the connected premises from the property or rights-of-way line to the premises to be served (service line extension and building sewers).
2. Sewer Tapping Fee – Based on the actual or replacement cost of facilities including, but not limited to:
  - 3.1 Capacity Part – Related to the cost of treatment, pumping facilities, force main, trunk, interceptor, and outfall sewers, sludge treatment, or disposal.
  - 3.2 Collection Part – Related to the cost of lateral sewers compromising the public collection system
  - 3.3 Special Purpose Part – For facilities applicable only to a particular group of customers, or for serving a particular purpose or a specified area.
  - 3.4 Reimbursement Component – Amount necessary to recapture the applicable portion of facilities in order to reimburse the property owner at whose expense such facilities were constructed.

WHEREAS, the Capacity Part of the Tapping Fee for existing facilities may be based upon reproduction cost, or historical cost plus interest and financing costs paid, all of which must be reduced by grants-in-aid of construction and outstanding debt to be recovered from user fees divided by the design capacity of said facilities; and

WHEREAS, there are no Special Purpose Facilities or any fees that currently require a Reimbursement Component in these tapping fee components, and any charges to be recovered in the future will be determined on a case-by-case basis; and

WHEREAS, the Authority, at its regulate meeting held on May 19, 2005, discussed Connection Fees, Customer Facilities Fees, and Tapping Fees as specified by Act 57, and determined for existing facilities, the computation shall be based on reproduction cost of facilities less outstanding debt based in the recommendations presented by the Consulting Engineers.

NOW, THEREFORE, be it resolved by the board of Directors of the Carroll Township Authority, County of Washington, and Commonwealth of Pennsylvania as follows:

1. The schedule for service connection charges for sewer service shall be adopted in accordance with Act 57 and the following Schedule I, which is attached as an integral part of this RESOLUTION.
2. All of the provisions of the Authority's Rules and Regulations shall remain in full force and effect
3. The effective date of this Resolution is June 22, 2005.

ADOPTED this 22<sup>nd</sup> day of June, 2005