

Easttown  *Township*

**EASTTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 388-08

AN ORDINANCE AMENDING ORDINANCE 134 ENACTED SEPTEMBER 20, 1975, AS PREVIOUSLY VARIOUSLY AMENDED, SAID ORDINANCE ENTITLED AN ORDINANCE OF THE TOWNSHIP OF EASTTOWN IMPOSING SEWER RENTALS OR CHARGES FOR THE USE OF THE SEWERS AND SEWER SYSTEMS OPERATED BY THE TOWNSHIP, UPON THE OWNERS OF PROPERTIES SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFORE; PROVIDING FOR RULES AND REGULATIONS; AND BY AMENDING AND INCREASING THE AMOUNTS OF SAID RENTALS OR CHARGES AS PREVIOUSLY IMPOSED.

WHEREAS, Ordinance 134 of 1975 of Easttown Township (the "Rate Ordinance") imposed sewer rentals upon the users of the Easttown Township Public Sewage System (the "Sewage System") owned by Easttown Municipal Authority (the Authority) and leased by it to Easttown Township (the "Lease"); and

WHEREAS, said Ordinance has been variously amended, the last of said amendments having been adopted by Ordinance No. 381.08; and

WHEREAS, the Township, in consultation with the Authority and the Authority's advisors, have determined that it is necessary to increase the rates of sewer rentals as presently charged under the Rate Ordinance as amended, in order that the Sewage System be operated on a sound financial basis and the debt incurred in connection with such system is properly and adequately secured and repaid as provided for in the Authority's Guaranteed Sewer Revenue Bonds, Series 2007 and the Township's rent payments due to the Authority under the Lease, which are dedicated to pay the debt service on the Authority's outstanding debt.

NOW, THEREFORE, it is hereby ENACTED AND ORDAINED by the Board of Supervisors of Easttown Township as follows:

- Section 1. Subsection 3(a) of the Rate Ordinance, as amended, is further amended to provide for the increase in rates and quarterly payments as follows: Base charge for each residential property is increased from \$429.10 per year, payable in quarterly installments of \$107.27 each, to \$450.56 per year, payable in quarterly installments of \$112.64 each. Base charge for non-residential property is increased from \$475.08 per year, payable in quarterly installments of \$118.77 each, to \$498.84 per year, payable in quarterly installments of \$124.71 each.

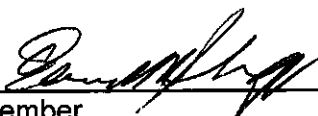
- Section 2. Subsection 4(a) of the Rate Ordinance, as amended, is further amended as follows: For each residential property, an additional sewer rental charge for all discharge into the sewer system in excess of 10,000 gallons for any three month period is increased from a rate of \$9.57 per 1,000 gallons to \$10.05 per 1,000 gallons; for each non-residential property, the said additional sewer rental charge for all discharge in excess of 10,000 for any three month period is increased from \$10.33 per 1,000 gallons to \$10.85 per 1,000 gallons.
- Section 3. Subsection 5(a) of the Rate Ordinance, as amended, is hereby amended as follows: The additional sewer rental charge of \$217.64 per year, payable in quarterly installments of \$54.41 each, is increased to \$228.53 per year, payable in quarterly installments of \$57.13 each.
- Section 4. Except for the increase in rates as provided for hereinabove, the said Rate Ordinance, as amended, is ratified and confirmed and shall remain in full force and effect in its entirety.
- Section 5. This Ordinance, and the rates imposed hereby, shall be effective for all sewer rate charges incurred for sewer service on and after January 1, 2009.

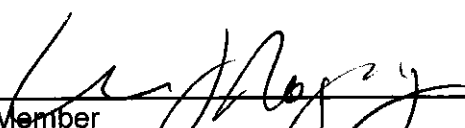
ENACTED AND ORDAINED by the Board of Supervisors of the Township of Easttown, Chester County, Pennsylvania, on this 15th day of December, 2008.


TOWNSHIP OF EASTTOWN
BOARD OF SUPERVISORS


Chairman

Vice Chairman


Member


Member


Member

Attest:


Gene R. Williams, Secretary