

TOWNSHIP OF SCHUYLKILL

ORDINANCE NO. 76-1

An ordinance of Schuylkill Township, Schuylkill County, Pennsylvania, providing for the administration of Act No. 537 (P. L. 1535) commonly referred to as the Pennsylvania Sewage Facilities Act as amended; providing for the approval and inspection of proposed sewage disposal systems, setting fees for the application of sewage permits and the administration of said act and regulations, providing for the appointment of a Municipal Sewage Enforcement Officer.

WHEREAS, Act 537 known as the Pennsylvania Sewage Facilities Act as amended by Act 208 Senate Bill 1550 and by other pertinent amendments provides for the responsibility of the administration of the aforementioned Act and regulations as promulgated by the Department of Environmental Resources to the Township; and

WHEREAS, this Ordinance is to be read and interpreted as being completely compatible with the aforementioned Act 537 as amended and with the statutes and regulations now or hereinafter promulgated in accordance with said act.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Supervisors of Schuylkill Township, Schuylkill County, Pennsylvania, and it is hereby enacted and ordained pursuant to the authority granted to the said Supervisors by the Pennsylvania Sewage Facilities Act as amended as follows:

SECTION 1. The Supervisors shall from time to time by resolution designate one or more persons qualified by the Department of Environmental Resources to perform the functions as a certified sewer enforcement officer to serve in that capacity at the will of the Supervisors.

SECTION 2. The Township Secretary shall be the custodian of all applications, test results, permit copies and related documentation

SECTION 3. Any certified sewage enforcement officer designated by the Township who has any applications charged to him in any calender month shall submit, in writing, monthly to the Township Secretary a list of all the applications in his possession and the activity or disposition concerning said application. If any application has been made by any person requesting a permit, the name and address of that person shall be included in this report. This written report shall be made available at the first public meeting of the Supervisors held monthly in each succeeding month and shall become part of the official township records.

SECTION 4. The person (as defined in the Pennsylvania Sewage Facilities Act) whom making application for a permit shall submit to the Township Treasurer or his designee the amount deemed to be appropriate for the type of inspection set forth in Section 5 below. This payment shall be in cash or by certified check or bank money order or bank check or other guaranteed payment. Personal checks are not to be accepted.

SECTION 5. The person as so defined making the application for sewage permit may select to proceed under sub-paragraph (a), (b), or (c) as set forth herein. The Township Supervisors, however in their absolute discretion, may elect to permit an applicant to use plan (a) only if in the Townships sole discretion this plan is deemed most feasible, in such event, the applicant will be responsible at his own cost to provide for labor, digging and materials necessary to conduct the required tests.

The Three options shall be:

(a) Municipalities shall serve as an inspector only of the percolation and soil tests. It shall require its designated certified sewer enforcement officer to make the required application and to inspect the site, inspect the preparation for tests, inspect and observe the tests, and inspect the soil tests, and complete the required applicat on all as required by the Pennsylvania S wage

time adopted by the Department of Environmental Resources and the certified sewage enforcement officer shall be responsible for the completion and filing of all documents as required by said Act. The fees shall be set by resolution by the Schuylkill Township Board of Supervisors, and a schedule of fees shall accompany the application.

(b) The municipality shall provide the service in addition to that set forth in (a) above of trenching, digging, and doing all of the required labor aforesaid trenching, digging and testing including but not limited to the design of the standard or alternate system in which event the fee to be paid the Township shall be set by resolution by the Schuylkill Township Board of Supervisors, and a schedule of fees shall accompany the application.

(c) The municipality shall provide all of the services as set forth in sub-paragraph (b) except the trenching, which trenching shall be at the sole expense of the lot owner, in which event the fees paid to the Township shall be set by resolution by the Schuylkill Township Board of Supervisors, and a schedule of fees shall accompany the application.

SECTION 6. In addition to all the fees set forth in the schedule of fees the person or applicant shall deposit with the Township Secretary at the time of making application the sum of Ten (\$10.00) dollars which Ten (\$10.00) dollars shall be the fee payable to the Township Secretary for the processing of the various documents involved. At the completion of the testing requirements or at an earlier date if it becomes obvious that the site is not suitable for the issuance of a permit, the Township Secretary shall refund to the applicant any monies collected at the time of the initial application over and above those used as hereinabove set forth.

SECTION 7. The permit required under this ordinance is required by the Township for all buildings as defined be Act 537 without limit to lot size. Specifically any lot regardless of size

SECTION 8. Fees for enforcement, review of subdivisions, and review of official plan revisions shall be filed by the certified enforcement officer with the Township Secretary at the time of the appointment. Such fees shall not be deemed to be in effect unless accepted in writing by the Township in accordance with the statutes governing the contracts by the supervisors in accordance with the statutes applicable thereto.

SECTION 9. This ordinance shall become effective on and after the ~~9th~~ ^{6th} day of ~~February~~ ^{MARCH}, 1976.

ENACTED as an Ordinance by the Board of Supervisors of Township of Schuylkill, Schuylkill County, Pennsylvania, this 1st day of ~~February~~ ^{March}, 1976.

TOWNSHIP OF SCHUYLKILL

BY Daniel DeCindio
Chairman

Harry R. Hain
Supervisor

Leonard Pawk
Supervisor

ATTEST:

Robert D. Bashago
Secretary