

TOWNSHIP OF UPPER DEERFIELD

ORDINANCE 689

**ORDINANCE AMENDING CHAPTER 396-38 and 396-39
OF THE CODE OF THE TOWNSHIP OF UPPER DEERFIELD
WITH RESPECT TO WATER SERVICE**

WHEREAS, the Township Committee of the Township of Upper Deerfield has reviewed expenses and income with respect to the water utility of the Township of Upper Deerfield; and

WHEREAS, the Township Committee of the Township of Upper Deerfield has determined that there is a need to make certain revisions with respect to water usage in order to cover the costs of operation and to pay for capital improvements; and

WHEREAS, the Township Committee of the Township of Upper Deerfield is desirous of clarifying when the water connection capital expense fee should be paid; and

WHEREAS, the Township Committee of the Township of Upper Deerfield has determined that a discount for disabled citizens should be allowed;

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Upper Deerfield that the provisions of Chapter 396-39(B) of the Code of the Township of Upper Deerfield are hereby amended as follows:

“For all new residential or commercial construction, the water capital expense fee shall be paid prior to the issuance of a plumbing permit for the structure being constructed.” and

BE IT FURTHER ORDAINED by the Township Committee of the Township of Upper Deerfield that in all other respects Chapter 396-39 shall remain as heretofore and unaltered by the provisions hereof; and

BE IT FURTHER ORDAINED by the Township Committee of the Township of Upper Deerfield that Section 396-38(A) is hereby amended as follows:

“A. Minimum charges based on not more than 5,000 gallons monthly: \$20; and

BE IT FURTHER ORDAINED by the Township Committee of the Township of Upper Deerfield that Section 396-38(E) with respect to volume users is hereby amended as follows:

“E. Discount for Volume Users. Volume users of water shall be billed as follows:

- (1) For the first 5,000 gallons of usage: \$20 per month.
- (2) From 5,001 gallons to 2,500,000 gallons: \$3.25 per 1,000 gallons”; and

BE IT FURTHER ORDAINED by the Township Committee of the Township of Upper Deerfield that Section 396-38(C) is hereby amended as follows:

“C. Senior Citizen and Disabled Persons Discount. Any senior citizen occupying a dwelling or rental where a senior citizen is responsible for payment of water charges shall be entitled to a discount of 10% of the monthly rate of \$20. All usage by a senior citizen above 5,000 gallons per month shall be paid at the rate set forth in subsection B of this section. To qualify as a senior citizen, a resident must be 65 years of age and provide adequate proof thereof to the Township. Any senior citizen discount

shall apply prospectively only. Any disabled person who is disabled according to a determination made by the Social Security Administration of the Federal government or a judicial determination that any citizen of the Township who is an occupant of a property and is responsible for payment of water usage charges shall be entitled to a discount of 10% from the monthly rate of \$20. All usage by a disabled person above 5,000 gallons per month shall be paid at the rate set forth in subsection B of this section. Adequate proof of disability must be provided to the Township. Any disabled persons discount shall apply prospectively only from the date of determination of or qualification of a person as being disabled and only during such time as the disability shall continue.”; and

BE IT FURTHER ORDAINED by the Township Committee of the Township of Upper Deerfield that in all other respects Chapter 396-38 shall remain as heretofore and unaltered by the provisions hereof; and

James Crilley, Chairman

Finally April 19, 2012

Attested:

Roy J. Spoltore, Township Clerk

First Reading: April 5, 2012

Publication: April 10, 2012

Publication of Final Adoption: April 25, 2012