

No. 97

AN ACT

HB 1315

Amending the act of May 1, 1933 (P.L.103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," requiring, with certain exceptions, abutting property owners to connect to water supply systems; providing for payment of the cost of construction of connections in installments and authorizing the entry and recovery of liens.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of May 1, 1933 (P.L.103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P.L.1481), is amended by adding after section 1602, five new sections to read:

Section 1602.1. Connection to Water Supply System.—The supervisors may require that abutting property owners of a water supply system connect with and use the same except those industries and farms who have their own supply of water for uses other than human consumption. In case any owner of property except those previously excepted abutting such water system shall neglect or refuse to connect with and use said system for a period of ninety days after notice to do so has been served upon him by the supervisors, either by personal service or registered mail, said supervisors or their agents, may enter upon such property and construct such connection. In such case the supervisors shall forthwith, upon completion of the work, send an itemized bill of the cost of construction of such connection to the owner of the property to which connection has been made, which bill shall be payable forthwith, or the supervisors may authorize the payment of the cost of construction of connections in equal monthly installments, said installments shall bear interest at a rate not to exceed seven per centum per annum.

Section 1602.2. Connection to Water Supply System of Municipality Authorities.—Whenever a water supply system is or shall have been established or constructed by a municipality authority within a township of the second class, the township supervisors shall be empowered by ordinance, to compel all owners of property abutting thereto to make connection therewith. The supervisors may, by ordinance, impose penalties to enforce any regulation or order they may ordain with reference to any water connections. In case any owner of property other than those excepted in section 1602.1 of this act, shall neglect or refuse to connect with said water system for a period of ninety days after notice to do so has been served upon him by the supervisors, either by personal service or by registered mail, the supervisors or their agents may enter upon such property and construct such connection. In

such case, the supervisors shall forthwith, upon completion of the work, send an itemized bill of the cost of the construction of such connection to the owner of the property to which connection has been made, which bill shall be payable forthwith or the supervisors may authorize the payment of the cost of construction of connections in equal monthly installments, to bear interest at a rate not exceeding seven per centum per annum.

Section 1602.3. Cost of Connection; Where Payable.—Such cost of construction of connections shall be payable at the office designated by the township supervisors, in monthly installments, with interest from the date of completion of construction of the connection.

Section 1602.4. Default in Payment of Installment.—In case of default in the payment of any installment and interest for a period of sixty days after the same shall become due, the entire cost of construction of connection and accrued interest shall become due; and, the township solicitor shall proceed to collect the same under the general laws relating to the collection of municipal claims.

Section 1602.5. Entry of Liens.—In case of neglect or refusal by the owner of such property to pay said bill or in case of installment payment, it shall be the duty of the township supervisors to file municipal liens for said construction within six months of the date of completion of the construction of such connection, the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens.

Section 2. This act shall take effect immediately.

APPROVED—The 22nd day of April, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 97.


Secretary of the Commonwealth.