

OFFICIAL**BOROUGH OF FOREST HILLS  
ORDINANCE NO. 1042**

AN ORDINANCE OF THE BOROUGH OF FOREST HILLS, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 18 OF THE FOREST HILLS BOROUGH CODE OF ORDINANCES, SEWERS, TO CHANGE THE MANNER IN WHICH DELINQUENT SANITARY SEWER PENALTIES ARE CALCULATED FROM \$10 PER 30 DAY PERIOD TO 2% PER 30 DAY PERIOD OF THE TOTAL AMOUNT OF THE DELINQUENT SANITARY SEWER CHARGES.

WHEREAS, Section 1202(2) of the Borough Code, 53 P.S. §46202(2), authorizes the Borough of Forest Hills (the "Borough") to charge fees associated with the use of Borough utilities; and

WHEREAS, the Borough owns and operates a sanitary sewer system within the Borough and is responsible for the repair and maintenance of its sanitary sewer system; and

WHEREAS, the Borough funds the necessary sanitary sewer system maintenance and defrays the Borough's direct and indirect expenses of operating its sanitary sewer system through the imposition of charges for sanitary sewer usage; and

WHEREAS, Part 3 of Chapter 18 of the Forest Hills Borough Code of Ordinances, Sewers, provides regulations for the collection of sewer usage fees and penalties; and

WHEREAS, the Council of the Borough desires to amend Part 3 of Chapter 18 of the Forest Hills Borough Code of Ordinances to change the manner in which delinquent sanitary sewer charges are calculated from \$10 for each 30 day period to 2% of the total amount of any and all delinquent sanitary sewer charges for each 30 day period.

NOW, THEREFORE, the Council of the Borough of Forest Hills hereby ordains and enacts as follows, incorporating the above recitals by reference:

**SECTION 1.** Section 18-301 of Chapter 18 of the Forest Hills Borough Code of Ordinances, Sewers, is amended as follows insert the underlined text and delete the stricken text:

**§ 18-301. Penalties for Delinquent Sewer Accounts; Collection Procedure.**

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B. In the event the charges for said sanitary sewer system service remain unpaid for a period of 30 days from the date of said statement, such charges are hereby declared to be delinquent and a penalty of ~~\$10~~ 2% of the total delinquent sanitary sewer charges shall be added. For each additional period of 30 days thereafter in which the charges for sewer system service remains unpaid, there shall be an additional penalty of ~~\$10~~ 2% of the total delinquent sanitary sewer charges shall be added.

**SECTION 2.** All prior ordinances are hereby repealed in whole or in part to the extent inconsistent herewith.

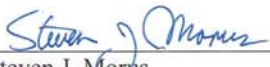
**SECTION 3.** This Ordinance shall take effect in accordance with applicable law.

**ORDAINED** and **ENACTED** this 18th day of December, 2013, by the Council of the Borough of Forest Hills in lawful session duly assembled.

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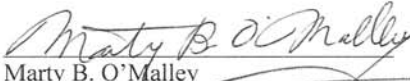
ATTEST:

BOROUGH OF FOREST HILLS

  
\_\_\_\_\_  
Steven J. Morus  
Borough Manager/Secretary  
(Seal)

By:   
\_\_\_\_\_  
Markus Erbedinger  
President, Borough Council

**EXAMINED** and **APPROVED** this 18th day of December, 2013

  
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Marty B. O'Malley  
Mayor