

**RESOLUTION NO. 2243**

**A RESOLUTION OF THE BOARD OF SUPERVISORS, BUCKINGHAM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA, ESTABLISHING WATER RATE DISTRICTS AND SEWER RATE DISTRICTS AND SETTING WATER RENTS AND SEWER RENTS FOR THOSE DISTRICTS**

WHEREAS, By Buckingham Township Ordinance No. 2013-01 the Board of Supervisors is authorized to establish by Resolution Water Rate Districts and Sewer Rate Districts within the Township of Buckingham for those residents served by Township provided public water and/or public sewer; and

WHEREAS, By Buckingham Township Ordinance No. 2013-01 the Board of Supervisors is further authorized to establish by Resolution Water Rent rates for each Water Rate District and Sewer Rent rates for each Sewer Rate District within the Township of Buckingham; and

WHEREAS, the Township's Water and Sewer Systems' consulting engineer, Castle Valley Consultants, Inc. has advised the Township that the cost to collect, transport and treat sewage and the cost to source, treat and transport potable water is not uniform in the geographic areas served by the Township; and

WHEREAS, the Township's Water and Sewer Systems' consulting engineer, Castle Valley Consultants, Inc. has advised the Township as to those areas served by the Township Sewer System that have a common cost structure distinct from other areas served by the Township Sewer System; and

WHEREAS, the Township's Water and Sewer Systems' consulting engineer, Castle Valley Consultants, Inc. has advised the Township as to those areas served by the Township Water System that have a common cost structure distinct from other areas served by the Township Water System; and

WHEREAS, the Township's Water and Sewer Systems' consulting engineer, Castle Valley Consultants, Inc. has advised the Township as to

the appropriate estimate of the proportion of the cost of the Sewer System to be charged in each of the Sewer Rate Districts; and

WHEREAS, the Township's Water and Sewer Systems' consulting engineer, Castle Valley Consultants, Inc. has advised the Township as to the proportion of the cost of the Water System which shall be equitably charged on each district with no Water Rate District being charged with more than its due proportion of the cost of the main pipe lines, pumping stations, et cetera, used jointly by more than one District; and

NOW THEREFORE BE IT RESOLVED this 28<sup>th</sup> day of May, 2014, by the Board of Supervisors of Buckingham Township, Bucks County, Pennsylvania, at a duly called and convened meeting, that:

1. Buckingham Township hereby establishes the following Water Rate Districts:

- a. Water Rate District Number 1 – This District shall include the following commonly named water facilities: Buckingham Village, Fieldstone, Cold Spring, and Furlong. The geographic limits of Water Supply District Number 1 are fully delineated on Exhibit A attached hereto and made a part hereof.
- b. Water Rate District Number 2 – This District shall include the following commonly named water facilities: Mill Creek Ridge. The geographic limits of Water Supply District Number 2 are fully delineated on Exhibit B attached hereto and made a part hereof.

2. Buckingham Township hereby establishes the following Water Rents for the Water Rate Districts:

a. Water Rate District Number 1 –

<b>MINIMUM CHARGE PER QUARTER PER CUSTOMER EDU FOR FIRST 3,000 GALLONS USED</b>	<b>CAPITAL RESERVE CHARGE PER CUSTOMER EDU PER QUARTER</b>	<b>GALLONS USED PER EDU PER QUARTER</b>	<b><u>TOTAL QUARTERLY CHARGE</u></b>
\$15.45	\$45.00	Less Than 3,000	\$60.45
\$15.45	\$45.00	Less than 37,500	\$60.45 + \$2.57 for each 1,000 gallons used over 3,000
\$15.45	\$45.00	More than 37,500 but less than 100,000	\$60.45 + \$2.57 for each 1,000 gallons used over 3,000 and less than 37,500 + \$5.14 for each 1,000 gallons used over 37,500
\$15.45	\$45.00	More than 100,000	\$60.45 + \$2.57 for each 1,000 gallons used over 3,000 and less than 37,500 + \$5.14 for each 1,000 gallons used over 37,500 and less than 100,000 + \$10.28 for each 1,000 gallons used over 100,000

b. Water Rate District Number 2 –

<b>MINIMUM CHARGE PER QUARTER PER CUSTOMER EDU FOR FIRST 3,000 GALLONS USED</b>	<b>CAPITAL RESERVE CHARGE PER CUSTOMER EDU PER QUARTER</b>	<b>GALLONS USED PER EDU PER QUARTER</b>	<b><u>TOTAL QUARTERLY CHARGE</u></b>
\$25.54	\$122.06	Less Than 3,000	\$147.60
\$25.54	\$122.06	Less than 37,500	\$147.60 + \$3.95 for each 1,000 gallons used over 3,000
\$25.54	\$122.06	More than 37,500 but less than 100,000	\$147.60 + \$3.95 for each 1,000 gallons used over 3,000 and less than 37,500 + \$7.90 for each 1,000 gallons used over 37,500
\$25.54	\$122.06	More than 100,000	\$147.60 + \$3.95 for each 1,000 gallons used over 3,000 and less than 37,500 + \$7.90 for each 1,000 gallons used over 37,500 and less than 100,000 + \$15.80 for each 1,000 gallons used over 100,000

3. In all Water Rate Districts water delivered to an uninhabitable site after a building permit for the site has been issued but prior to the issuance of an occupancy permit for the site, shall be charged at the flat rate of \$100.00 for the period between the issuance of the building permit and the occupancy permit.

4. In all Water Rate Districts where a radio read water meter has been offered to be installed at a customer's property and the offer refused, a manual read meter shall be installed and a surcharge of \$ 55.00 shall be added to the charges above set forth for each time the meter is read.

5. The following penalties and fees are to be assessed in all Water Rate Districts in the event of any delinquent Water Rent balances.

- a. Payments not received within thirty (30) days from the original billing date will be assessed:
  - i. a 5% penalty on the outstanding balance; and
  - ii. 6% per annum interest charge on the outstanding balance.
- b. On delinquent accounts where it is determined to initiate the discontinuance of service, there will be a \$50 dollar fee added to any outstanding balance for each time SHUT-OFF notices are posted plus the cost of certified mailing fees.
- c. If water service is discontinued the following charges shall be added to any outstanding balance and will be required to be paid (in cash, money order, or certified check) prior to reinstatement of service:
  - i. a \$60.00 fee (\$30.00 each for curb stop water shut off and restoration);
  - ii. the capital reserve charge for the period water service was discontinued; and

- iii. the cost of any necessary laboratory testing to restore water service.
- d. If the Township files a lien for unpaid Water Rent(s), there shall be added to any outstanding balance:
  - i. a service charge of \$35.00 for each lien filed plus the cost of certified mailing fees; and
  - ii. a \$15.00 fee for removal of any liens.
- e. The Township is hereby authorized to initiate legal action on accounts that are delinquent for two (2) billing periods or more from the original billing date. If legal action is initiated, a \$50.00 administration charge plus all District Court filing fees and costs will be added to the outstanding balance.

6. Buckingham Township hereby establishes the following

Sewer Rate Districts:

- a. Sewer Rate District Number 1 – This District shall include the following commonly named sanitary sewer facilities: Buckingham Village, Fieldstone, Cold Spring, Stonymead and Furlong. The geographic limits of Sewer Rate District Number 1 are fully delineated on Exhibit C attached hereto and made a part hereof.
- b. Sewer Rate District Number 2 – This District shall include the commonly named Mill Creek Ridge sewer facility. The geographic limits of Sewer Rate District Number 3 are fully delineated on Exhibit D attached hereto and made a part hereof.

7. Buckingham Township hereby establishes the following

Sewer Rents for the Sewer Rate Districts:

a. Sewer Rate District Number 1 –

<u>CUSTOMER TYPE</u>	<u>CAPITAL RESERVE CHARGE PER EDU PER QUARTER</u>	<u>OPERATIONS AND MAINTENANCE CHARGE PER EDU PER QUARTER</u>	<u>GALLONS DISCHARGED PER QUARTER</u>	<u>TOTAL QUARTERLY CHARGE</u>
Residential Use and unmetered accounts	\$45.00	\$107.90	unlimited	\$152.90
Non-Residential Use metered accounts	\$45.00	\$107.90	Up to but not more than the customer's EDU allocation	\$152.90 + \$0.004 for each gallon discharged
Non-Residential Use metered accounts	\$45.00	\$107.90	More than the customer's EDU allocation for a period of less than 3 consecutive months	\$152.90 + \$0.004 for each gallon discharged under the customer's EDU allocation and \$.008 for each gallon discharged over the customer's EDU allocation
Non-Residential Use metered accounts	\$45.00	\$107.90	More than the customer's EDU allocation for a period of more than 3 consecutive months (to be retroactively charged)	\$152.90 + \$0.004 for each gallon discharged under the customer's EDU allocation and \$.024 for each gallon discharged over the customer's EDU allocation

b. Sewer Rate District Number 2 –

<u>CUSTOMER TYPE</u>	<u>CAPITAL RESERVE CHARGE PER EDU PER QUARTER</u>	<u>OPERATIONS AND MAINTENANCE CHARGE PER EDU PER QUARTER</u>	<u>GALLONS DISCHARGED PER QUARTER</u>	<u>TOTAL QUARTERLY CHARGE</u>
Residential Use and unmetered accounts	\$121.91	\$308.59	unlimited	\$430.50
Non-Residential Use metered accounts	\$121.91	\$308.59	Up to but not more than the customer's EDU allocation	\$430.50 + \$0.004 for each gallon discharged
Non-Residential Use metered accounts	\$121.91	\$308.59	More than the customer's EDU allocation for a period of less than 3 consecutive months	\$430.50 + \$0.004 for each gallon discharged under the customer's EDU allocation and \$.008 for each gallon discharged over the customer's EDU allocation
Non-Residential Use metered accounts	\$121.91	\$308.59	More than the customer's EDU allocation for a period of more than 3 consecutive months (to be retroactively charged)	\$430.50 + \$0.004 for each gallon discharged under the customer's EDU allocation and \$.024 for each gallon discharged over the customer's EDU allocation

8. There shall be a surcharge on the discharge of High Strength Waste in all Sewer Rate Districts. Where there is reasonable cause to believe a customer is discharging High Strength Waste, the Township shall test the discharged waste on a monthly basis. The cost for such testing shall be added to the customer's Sewer Rent. Should such testing determine:

- a. the Biochemical Oxygen Demand in milligrams per liter ("BOD") exceeds a BOD of 350, the customer shall be surcharged for each gallon discharged calculated as follows:  $(\text{the tested BOD}) \div (350) \times (\text{the customer's per gallon discharge fee as established for the Sewer Rate District pursuant to Paragraph 5 above})$ ;
- b. the discharge of Fats, Oil and Grease ("FOG") exceeds 120 milligrams per liter, the customer shall be surcharged for each gallon discharged calculated as follows:  $(\text{the tested FOG}) \div (120) \times (\text{the customer's per gallon discharge fee as established for the Sewer Rate District pursuant to Paragraph 5 above})$ .

9. The following penalties and fees are to be assessed in all Sewer Rate Districts in the event of any delinquent Sewer Rent balances.

- a. Payments not received within thirty (30) days from the original billing date will be assessed:
  - i. a 5% penalty on the outstanding balance; and
  - ii. 6% per annum interest charge on the outstanding balance.
- b. On delinquent Sewer Rent accounts where it is determined to initiate the discontinuance of water service, there will be a \$50 dollar fee added to any outstanding balance for each time SHUT-OFF notices are posted plus the cost of certified mailing fees.
- c. If water service is discontinued on account of an outstanding Sewer Rent balance, the following charges shall be added to any outstanding balance and will be required to be paid (in

cash, money order, or certified check) prior to reinstatement of service:

- i. a \$60.00 fee (\$30.00 each for curb stop water shut off and restoration);
  - ii. the capital reserve charge for the period water service was discontinued;
  - iii. the operations and maintenance charge for the period water service was discontinued; and
  - iv. the cost of any necessary laboratory testing to restore water service.
- d. If the Township files a lien for unpaid Sewer Rent(s), there shall be added to any outstanding balance:
- i. a service charge of \$35.00 for each lien filed plus the cost of certified mailing fees; and
  - ii. a \$15.00 fee for removal of any liens.
- e. The Township is hereby authorized to initiate legal action on accounts that are delinquent for two (2) billing periods or more from the original billing date. If legal action is initiated, a \$50.00 administration charge plus all District Court filing fees and costs will be added to the outstanding balance.

10. Unless explicitly otherwise defined herein, the terms used in this Resolution shall be as defined in Buckingham Township Ordinance No. 2013-01.

11. That the Township Manager and one or more of the members of the Board of Supervisors are authorized to execute such documents as are necessary to effectuate the intent of this Resolution and the implementation and collection of Water Rents and Sewer Rents.

12. Buckingham Township further authorizes the payment of necessary expenses in conjunction with the implementation of this Resolution.




13. To the extent the fees set forth herein are at variance with the fees set forth in Resolution No. 2242, the fees set forth herein shall control. In all other respects the fees set forth in Resolution No. 2242 shall apply.

RESOLVED THIS 28<sup>th</sup> day of May, 2014.

BUCKINGHAM TOWNSHIP  
BOARD OF SUPERVISORS

  
\_\_\_\_\_  
Maggie Rash, Chairman

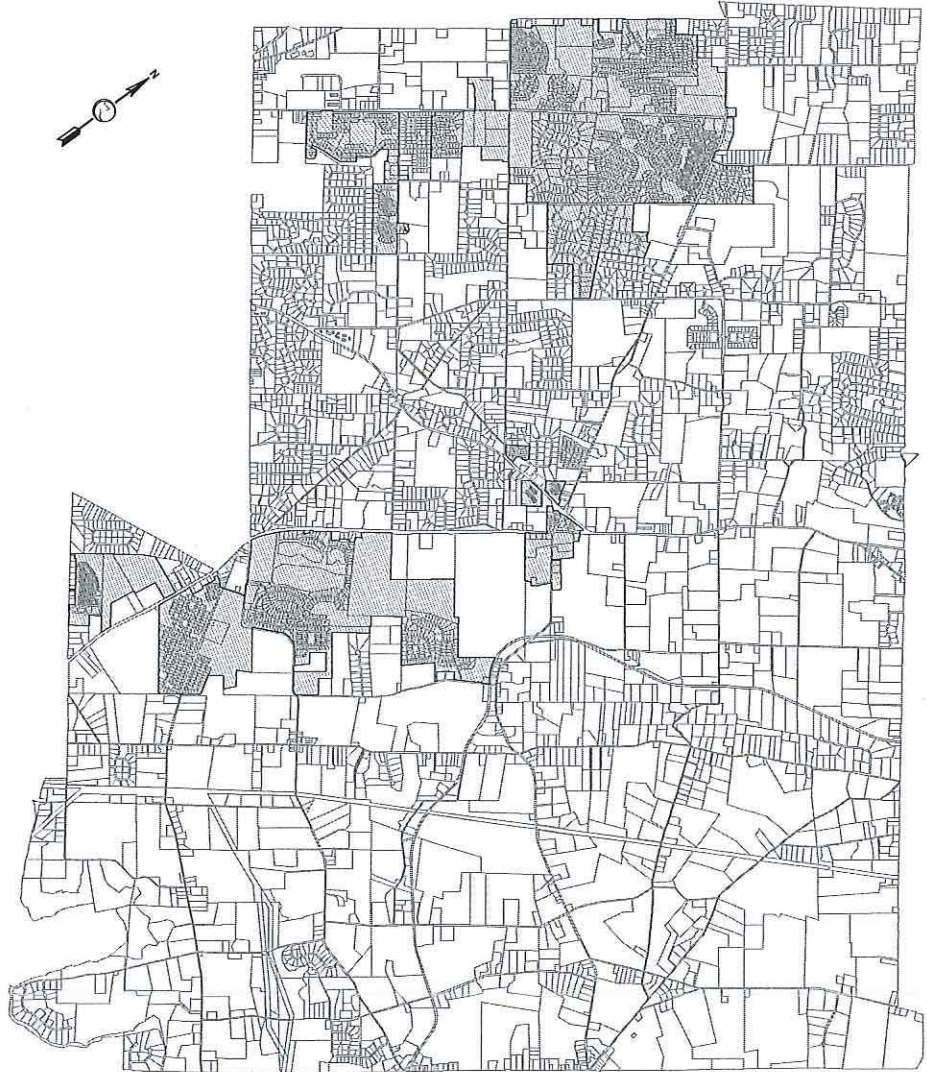
  
\_\_\_\_\_  
Jon Forest

  
\_\_\_\_\_  
Paul Calderaio

Attest:

  
\_\_\_\_\_  
Dana Cozza, Township Manager

EXHIBIT "A"



# WATER UTILITY MAP - RATE DISTRICT 1

BUCKINGHAM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA

08/26/2013



EXHIBIT A

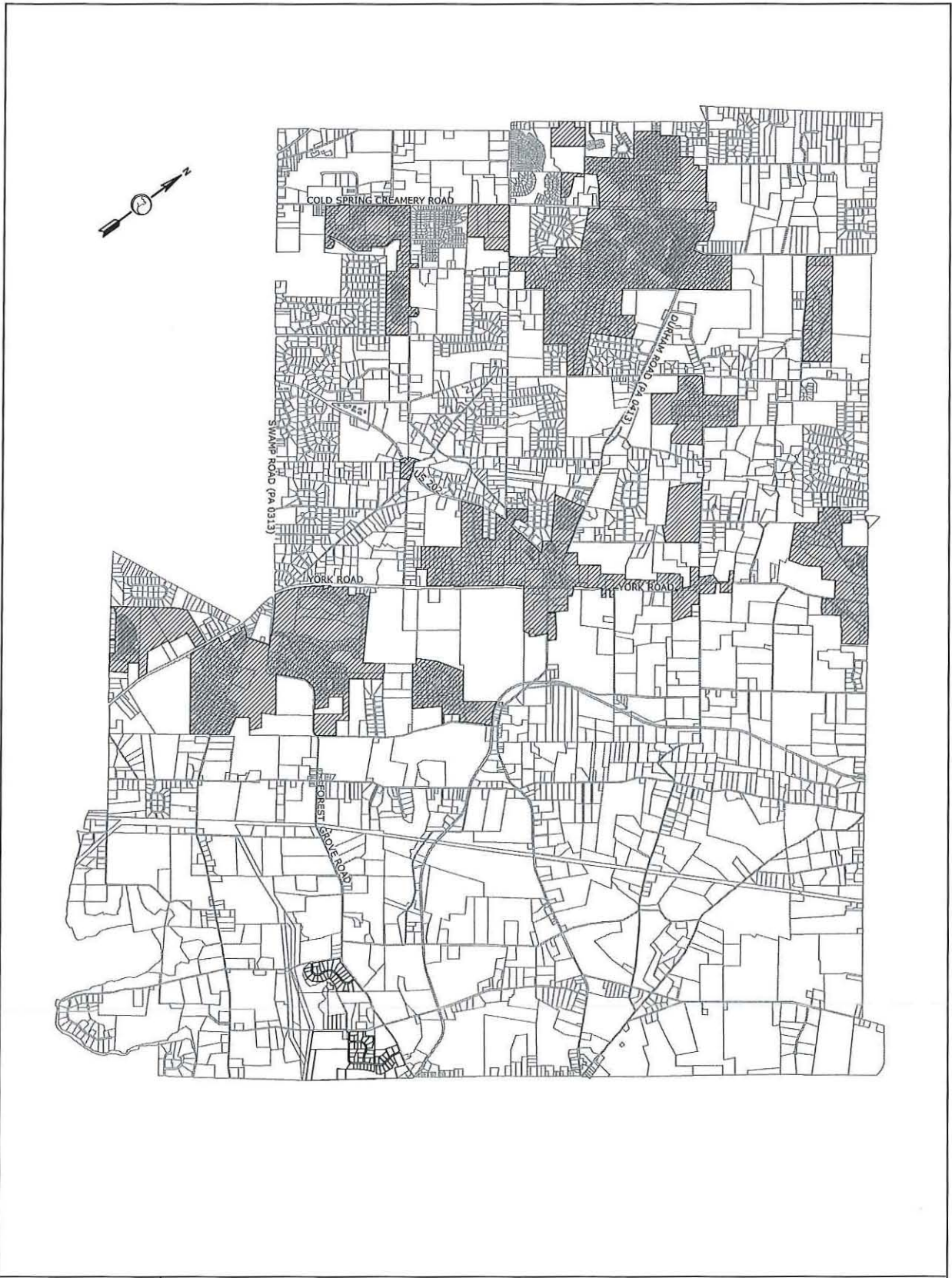
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EXHIBIT "B"



	<p><b>WATER UTILITY MAP - RATE DISTRICT 2</b>          BUCKINGHAM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA</p>	<p><b>EXHIBIT B</b></p>
<p>08/26/2013</p>	<p><b>Castle Valley Consultants, Inc.</b>          Engineers • Planners • Design Professionals          10 Blouin Road, New Britain, PA 18901          Tel: (610) 268-8107 Fax: (610) 268-4387  <a href="http://www.CastleValleyConsultants.com">www.CastleValleyConsultants.com</a></p>	

**EXHIBIT "C"**



**SEWER UTILITY MAP - RATE DISTRICT 1**  
 BUCKINGHAM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA

05/27/2014


**Castle Valley Consultants, Inc.**  
 Engineers • Planners • Design Professionals  
 10 Beulah Road, New Britain, PA 17951  
 Tel: (215) 348-8257 Fax: (215) 348-8267  
 www.CastleValleyConsultants.com  
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**EXHIBIT C**

EXHIBIT "D"





**SEWER UTILITY MAP - RATE DISTRICT 2**  
 BUCKINGHAM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA

05/27/2014

**Castle Valley Consultants, Inc.**  
 Engineers • Planners • Design Professionals  
 10 South Road, New Britain, PA 18901  
 Tel. (215) 348-8287 Fax (215) 348-8287  
 www.CastleValleyConsultants.com

**EXHIBIT D**

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