

## TOWAMENCIN TOWNSHIP

ORDINANCE NO. 23- 02

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AN ORDINANCE AMENDING ARTICLE V [SEWER RENTALS AND AN ORDINANCE AMENDING ARTICLE V [SEWER RENTALS AND CHARGES], SECTION 127-36 [TIME AND METHOD OF PAYMENT; PENALTIES AND INTEREST], SUB-SECTION (B) OF THE TOWNSHIP'S CODE BY MAKING PROVISION FOR PENALTY WAIVER IN LIMITED CIRCUMSTANCES AS AUTHORIZED BY THE BOARD OF SUPERVISORS IN A DULY ADOPTED WRITTEN POLICY

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**NOW THEREFORE, BE IT ENACTED AND ORDAINED** by the Board of Supervisors that the Township's Code shall be amended as follows:

SECTION 1. AMENDMENT TO ARTICLE V [SEWER RENTALS AND CHARGES], SECTION 127-36 [TIME AND METHOD OF PAYMENT; PENALTIES AND INTEREST], SUB-SECTION (B)

Article V [Sewer Rentals and Charges], Section 127-36 [Time and Method of Payment; Penalties And Interest], Sub-Section (B) shall be amended to read as follows:

- B.** If the full amount of such bills shall not be paid within 120 days from the date of billing, 10% of the face amount of the bill shall be added thereto, which together with the face amount of the bill shall become the gross amount thereof. In the event any bill shall remain unpaid as of December 31 of any year, the Township shall proceed to collect all sums due in accordance with law. The Board of Supervisors may adopt a written policy expressly waiving this 10% penalty under limited circumstances as set forth in the approved policy.

SECTION 2. SEVERABILITY.

This Ordinance's provisions are intended to be severable. If any section, sentence, clause, part, or provision of this Ordinance is determined to be illegal, invalid, or unconstitutional by any court of competent jurisdiction, such determination shall not affect or impair this Ordinance's remaining sections, sentences, clauses, parts, or provisions.

Furthermore, it is hereby declared to be this Board's express intent that this Ordinance still be adopted even if such an illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included.

SECTION 3 EFFECTIVE DATE.

This Ordinance shall take effect five days from this Board's approval of it as required by the Pennsylvania law.

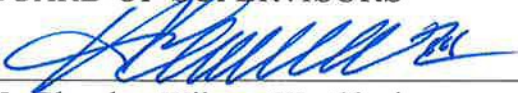
SECTION 4 REPEALER.

All other ordinances and resolutions or parts thereof as they are inconsistent with this Ordinance are hereby repealed.

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**ORDAINED** and **ENACTED** at the Board's February 8, 2023 meeting.

**TOWAMENCIN TOWNSHIP**  
**BOARD OF SUPERVISORS**

  
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H. Charles Wilson III, *Chairman*

Attest:

  
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Laura C. Smith, *Secretary*