

**SPRING GROVE BOROUGH
YORK COUNTY, PENNSYLVANIA**

ORDINANCE NO. 02-2023

**AN ORDINANCE AMENDING CHAPTER 326 OF THE
CODE OF ORDINANCES OF SPRING GROVE BOROUGH,
YORK COUNTY, PENNSYLVANIA TO MODIFY THE
TIME PERIOD WITHIN WHICH SEWER BILLS ARE TO
BE PAID; AND TO ESTABLISH A DISCOUNT FOR
CUSTOMERS ENROLLING IN ELECTRONIC BILL
DELIVERY AND AUTOMATIC BANK WITHDRAWALS
FOR PAYMENTS**

WHEREAS, Chapter 326 of the Code of Ordinances of the Borough of Spring Grove (the “Borough”), York County, Pennsylvania (the “Code”), governs the imposition and collection of sewer rentals from customers within the Borough (the “Sewer Rental Ordinance”); and

WHEREAS, Chapter 326 currently requires payment of all sewer rentals charged by the Borough within fifteen (15) days of the date of the bill; and

WHEREAS, Chapter 326 also currently imposes penalties for the failure to pay any sewer rental within fifteen (15) days of the date of the bill; and

WHEREAS, the Sewer Rental Ordinance does not contain any incentive to utilize electronic bill delivery and automatic bank withdrawals for payments of sewer rentals to the Borough; and

WHEREAS, the Borough Council desires to extend the time periods set forth above from fifteen (15) to thirty (30) days and provide an incentive for customers to utilize electronic bill delivery and automatic bank withdrawals for payments; and

NOW, THEREFORE, it is hereby enacted and ordained by the Borough Council of the Borough of Spring Grove, York County, Pennsylvania and by and through the authority of the same, as follows:

SECTION 1. Section 326-5.B. of Article I, Chapter 326 of the Code is hereby modified and amended to delete the language contained therein and in its place to substitute the following:

§ 326-5 Payment of rents.

B. All bills shall be payable within thirty (30) days of the date of the bill. Council reserves the right to, and may from time to time, establish a discount for prompt payment within said thirty-day period. Council may further establish a discount for a customer who both enrolls in the Borough’s electronic bill delivery system and automatic bank withdrawal payments for the sewer rentals imposed by this

Chapter. Council reserves the right to establish the amount of the foregoing discounts, and to amend the same from time to time, by resolution. On all bills not paid within said thirty-day period, a penalty shall be assessed at the rate of ten (10%) percent of the face amount of the bill.

SECTION 2: Section 326-8.B. of Article I, Chapter 326 of the Code is hereby modified and amended to delete the language contained therein and in its place to substitute the following:

§ 326-8 Delinquency in payments; liens.

B. In addition to any other penalties authorized by this section, the Borough shall have the right to shut off or cause to have shut off water service to any property which is more than thirty (30) days delinquent in the payment of sewer rents, upon written notice to the property owner mailed to the most recent address available to the Borough, or as shown on the most recent tax rolls of the Borough. The notice shall give the property owner at least 10 days to bring rental payments current before the water to the property is shut off. If payment is made after the water is shut off, then the Borough will restore or cause to be restored the water service to the property after receipt of payment. In the event such notice is sent, or the water service to the property is shut off, then the cost of bringing the sewer rent on the property current or restoring water service shall include any and all costs incurred by or on behalf of the Borough in issuing such notice and/or shutting off such service, including any administrative or clerical fees incurred or owed by the Borough, and any service interruption payments incurred by the Borough to the water provider as provided by agreement between the Borough and the water provider, or by rules and regulations of the water provider.

SECTION 3: This Ordinance shall become effective immediately after enactment.

SECTION 4: If any clause, sentence or other provisions of this Ordinance should be declared unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect the remaining provisions of this Ordinance, and the Borough Council declares that it would have adopted this Ordinance had such unconstitutional, illegal, or invalid provisions not been contained herein.

SECTION 5: All other Ordinances inconsistent with this Ordinance, are hereby repealed insofar, but only insofar, as they are inconsistent herewith.

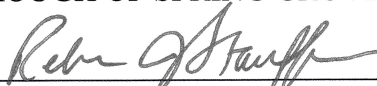
ENACTED AND ORDAINED this 17th day of April, 2023.

ATTEST



Zachary Gulden, Secretary

BOROUGH OF SPRING GROVE

By:  (SEAL)
Rebecca J. Stauffer,
Borough Council President

APPROVED this 17 day of April, 2023.

Beverly A. Hilt
Beverly A. Hilt, Mayor