

**Lower Allen Township Stormwater Authority
Resolution 2022-A-01**

AMENDING AND RESTATING RESOLUTION 2020-A-01 BY ESTABLISHING STORMWATER FEES FOR THE LOWER ALLEN TOWNSHIP STORMWATER AUTHORITY; PROVIDING FOR PAYMENT AND COLLECTION OF STORMWATER FEES AND THE ENFORCEMENT THEREOF; ADOPTING CERTAIN RULES AND REGULATIONS APPLICABLE TO THE STORMWATER PROGRAM, AND AUTHORIZING ADOPTION OF ADDITIONAL RULES AND REGULATIONS APPLICABLE TO THE STORMWATER PROGRAM.

WHEREAS, Lower Allen Township Stormwater Authority (hereinafter the “**The Authority**”) is a body politic and corporation organized and existing under the provisions of the Municipality Authorities Act of 1945, and its Amendments Act 203 of 1990 and Act 57 of 2003; and

WHEREAS, Lower Allen Township Stormwater Authority, in accordance with authority vested in it by law, desires to set stormwater fees, and to adopt certain rules and regulations applicable to the stormwater program, and to authorize adoption of additional rules and regulations, and to provide for the collection of stormwater fees, and to provide for penalties and to provide for the filing of liens.

WHEREAS, the Lower Allen Township Stormwater Authority desires to clarify its enforcement and collection policy.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Lower Allen Township Stormwater Authority as follows:

SECTION 6. FEES AND COSTS

The Authority enacts the costs for attorney’s fees and collection fees by adding a new Exhibit “B.”

All other provisions of Resolution 2020-A-01 remain in full force and effect.

SECTION 7. EFFECTIVE DATE

This **Resolution** will become effective on **January 1, 2022**.

SECTION 8. CONSTRUCTION AND SEVERABILITY

In the event as provision, section, sentence, clause, or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Resolution, it being the intent of this Authority that such remainder shall be and shall remain in full force and effect.

SECTION 9. REPEALER


All Resolutions or parts of Resolutions expressly inconsistent herewith expressly are repealed.

ENACTED into a Resolution this 6th day of January, 2022.

ATTEST:

**LOWER ALLEN TOWNSHIP
STORMWATER AUTHORITY**

(Authority Seal)

By: 
Secretary/Assistant Secretary


By: 
Chairman/Vice Chairman

EXHIBIT "A"

**Lower Allen Township Stormwater Authority
Stormwater Charges**

Beginning **April 1, 2019**, the stormwater fee for Lower Allen Township shall be as follows:

Per Equivalent Residential Unit (ERU)	Nineteen (\$19.00) Dollars
Insufficient Funds Charge (Per returned payment):	Thirty (\$30.00) Dollars

EXHIBIT “B”

**Lower Allen Township Stormwater Authority
2022 Unpaid Bill Collection Expenses, Fees, and Costs Schedule**

Resolution 2022-A-1 established the fee types for collection of delinquent Municipal Claims and adjustment rates based on actual costs. The **2022** Lien Fee Schedule is listed below.

Insufficient Funds Charge:	\$30.00 per returned payment
Water Shut-Off and Turn On:	\$60.00 per shut-off and turn on event
<i>Legal Service</i>	
Review delinquent account; preparation of correspondence to property owner regarding delinquent account and notice regarding additional collection activities.	\$110.00
Review Authority’s record as to appropriate statutory notice compliance; preparation and filing of Magisterial District Justice Complaint.	\$385.00
Magisterial District Justice hearing appearance if necessary.	\$385.00
Preparation of and filing of Municipal Lien	\$157.00
Prepare and service of Writ of Scire Facias	\$880.00
Prepare and file Praecipe for Entry of Judgment	\$275.00
Satisfaction of Municipal Lien	\$110.00
Satisfaction of Judgment with the Court of Common Pleas	\$110.00
Review of Bankruptcy filing	\$220.00
Preparation and filing of Bankruptcy Proof of Claim	\$330.00

Motion for Relief from the Automatic Stay	\$880.00
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Motion for Special Service	\$660.00
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Petition to Reassess Damages	\$295.00
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Other Legal Services

All Other Services	\$220.00
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Services and Costs Not Covered Above: All costs and expenses will be billed based on postage fees, filing fees or costs established by the Sheriff, Constable, Prothonotary, or other Federal, State, and County Agency.

