

LOWER OXFORD TOWNSHIP, PENNSYLVANIA

ORDINANCE NO. 2011-6

AN ORDINANCE AMENDING ORDINANCE NO. 2011-5 SPECIFICALLY FOR THE PURPOSE OF REIMBURSEMENT AND RECOVERY OF COSTS BY LOWER OXFORD TOWNSHIP, HAVING CONTRIBUTED TO THE CONSTRUCTION OF A PUBLIC WATER LINE INSTALLED BY CHESTER WATER AUTHORITY

The Board of Supervisors of Lower Oxford Township, Chester County Pennsylvania by the authority granted it in the Second Class Township Code hereby enacts and ordains as follows:

Section 1: Purpose

The purpose of the Ordinance is to amend Ordinance No. 2011-5 which established fees to recoup a payment by the Township for the contribution of the construction of a water line along certain areas within the Township. The fees as established are not amended by this Ordinance. This Ordinance amends the connection district as follows:

Added to the connection district is that highway commonly called Baltimore Pike from its intersection with Ashmun Avenue along its length to its intersection with Township Road and further along Township Road to its intersection with Conner Road and further along Conner Road to its intersection with Pennsylvania Route 10 and thence further along Pennsylvania Route 10 in a southerly direction from Conner Road to a point that is just past the intersection of Pennsylvania Route 10 and an unopened Township Road identified as T-345.

Section 2: Authority

The authority for the adoption of this Amendment to Ordinance No. 2011-5 for cost recovery fee is found within the Second Class Township Code, enacted as P.L. 103, 69, May 1, 1933, re-enacted and amended in 1995, P.L. 350, 60 §1 et seq. as therein amended, supplemented and modified and re-enacted by the General Assembly of Pennsylvania and all such provisions are incorporated herein by reference thereto.

Section 3: Imposition of Fee

Effective five (5) days after the adoption of this Amendment to Ordinance No. 2011-5, there shall be imposed for any connection to the water line owned and operated by Chester Water Authority along that highway commonly called Baltimore Pike from the intersection with Ashmun Avenue to its intersection with Township Road and further along Township Road to its intersection with Conner Road and further along Conner Road to its intersection with Pennsylvania Route 10 and along the Pennsylvania Route 10 corridor from Conner Road to just

past the intersection of Pennsylvania Route 10 and an unopened Township Road T-345. The fee for the connection in the above established area is as established by Ordinance No. 2011-5.

Section 4: Penalty

The penalty for violation of this Ordinance is as established in Ordinance No. 2011-5

Section 5: Severability

If any sentence, clause or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of Lower Oxford Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 6: Effective Date

This Ordinance shall be come effective December 19, 2011 and shall continue thereafter without annual re-enactment.

Duly Enacted and Ordained this 14 day of December, 2011, by the Board of Supervisors of the Township of Lower Oxford, Chester County, Pennsylvania, in lawful session duly assembled.

All other provisions of Ordinance No. 2011-5 are hereby confirmed in their entirety.

ATTEST:

LOWER OXFORD TOWNSHIP


SARA LAGANELLI, Secretary

By: 
KENNETH HERSHEY, Chairman

By: 
W. RONALD KEPLER

By: 
RALPH CHEEK