

HANOVER TOWNSHIP SEWER AUTHORITY
WASHINGTON COUNTY, PENNSYLVANIA

RESOLUTION NO. 2014 - 22

ADOPTING A POLICY FOR THE OWNERSHIP, INSTALLATION, MAINTENANCE, REPAIR
AND OPERATION OF INDIVIDUAL ONSITE PUMPING SYSTEMS.

WHEREAS, the Hanover Township Sewer Authority ("Authority") desires to adopt this policy regarding the ownership, installation, maintenance, repair and operation of individual onsite pumping systems, in order to maintain a standard operation of the Authority's Sewer System; and

WHEREAS, in order to memorialize the policies and protocols concerning the ownership, installation, maintenance, repair and operation of individual onsite pumping systems and amend the Authority's Rules and Regulations; and

NOW THEREFORE, BE IT RESOLVED, by the Board of the Hanover Township Sewer Authority, Washington County, Pennsylvania, and it is hereby RESOLVED by the authority of the same as follows:

SECTION 1. DEFINITIONS.

- (a) "Individual onsite pumping system" shall mean and include, any grinder pump, and other similar type pumps, furnished by or through the Authority, used to pump sewage into the Authority's Sewer System in accordance with the Authority's Rules and Regulations. The term "individual onsite pumping unit", including the appurtenant electrical cable and control panel box, shall be referred to as "Pump Unit" in this Resolution.
- (b) "Owner" shall mean the owner or owners of the property upon which a Pump Unit is installed.

SECTION 2. EFFECT AND APPLICATION. This Resolution shall apply to all Pump Units approved, installed and connected to the Authority's Sewer System.

SECTION 3. COST OF PUMP UNIT.

- (a) As to properties located in the Authority's Phase 1 and Phase 2 Projects areas that are required to be connected by the application of the one hundred fifty (150) feet connection requirement of Article III, Section 5 of the Authority's Rules and Regulations,
 - (i) upon improved properties, and upon which habitable improvements were in existence on December 20, 2008, in Phase 1, or
 - (ii) upon improved properties, and upon which habitable improvements were in existence on November 1, 2012, in Phase 2,the Authority shall provide a Pump Unit to the Owner for installation on such property, at the Authority's cost and expense.
- (b) As to all other properties, including but not limited to those of owners who desire to install an individual Pump Unit at property upon which no habitable improvements were in existence

December 20, 2008, for Phase 1 or November 1, 2012, for Phase 2 or on property to which the Owner desires sewer service but which is not mandated to be connected by Article III, Section 5 of the Authority's Rules and Regulations, the Authority shall provide a Pump Unit to the Owner for installation on such property, at the Owner's cost and expense.

SECTION 4. OWNERSHIP. A Pump Unit installed upon an Owner's property shall be owned by the Authority.

SECTION 5. INSTALLATION. The Owner shall have a maximum of 30 days from receipt of the Pump Unit to have it installed and inspected by the Authority. The Owner shall be responsible to pay the total costs of installation of a Pump Unit. The costs of installation to be borne by the Owner shall include, but not be limited to:

- (a) the excavation, installation and construction to set and place the Pump Unit;
- (b) the installation of the electrical power service line from the Pump Unit to an exterior wall of the building or other acceptable mount on the Owner's property;
- (c) the mounting of the control panel box on the exterior wall of the building or other acceptable mount on the Owner's property;
- (d) the surface remediation related to (a) and (b);
- (e) providing and connecting electrical service to the control panel box mounted on the exterior wall of the building or other acceptable mount on the Owner's property;
- (f) installing and connecting the gravity service lateral from the building on the Owner's property to the Pump Unit;
- (g) installing and connecting the pressure service lateral from the Pump Unit to the Authority's sewer main;
- (h) separating storm water and ground water sources, such that the same are not connected to the Sewer System; and
- (i) any required permits and approvals.

SECTION 6. OPERATION.

- (a) The Owner of the property shall be responsible to pay all costs of operation, including but not limited to, the electricity to operate a Pump Unit.
- (b) The Owner of the property shall notify the Authority of alarm conditions, and when the Authority confirms notification of such, the Authority shall respond.

SECTION 7. MAINTENANCE, REPAIR AND REPLACEMENT.

- (a) The Authority shall be responsible to pay all costs of normal maintenance, repair and replacement of a Pump Unit.

- (b) The Owner shall be responsible to pay all costs of maintenance, repair and replacement of a Pump Unit caused by the intentional or negligent acts of the Owner or the Owner's agents or visitors.
- (c) When a Pump Unit needs maintenance or repair, the Owner shall immediately notify the Authority office. The Authority will repair or replace the Pump Unit within a reasonable time after such notification.

SECTION 8. OWNER'S RESPONSIBILITIES AND ACKNOWLEDGMENTS. Upon the installation of a Pump Unit, pursuant to this Resolution, the Owner acknowledges as follows:

- (a) that the Owner has read this Resolution and will comply with the terms and conditions of this Resolution and the Pump Unit Agreement, substantially in the form attached hereto as Exhibit "A";
- (b) that the Authority shall have the right, at all reasonable times, to enter into and upon the property of the Owner for the purpose of inspecting, maintaining, repairing and replacing a Pump Unit;
- (c) that the Owner shall not use, operate or maintain a Pump Unit improperly, carelessly or in violation of any applicable law, so as to intentionally or negligently cause damage to a Pump Unit;
- (d) that a Pump Unit requires electricity to operate, therefore, in the event of a power failure to a Pump Unit or if it is otherwise inoperable, the Owner knows not to use the sewer system in the structure served by a Pump Unit during such time; and
- (e) the Owner's homeowner's insurance may not cover any damage caused by an overflow or back up of the sewer system in the structure serviced by a Pump Unit, therefore, the Owner will get other insurance to provide protection for that type of damage, if the Owner so desires.

SECTION 9. PENALTIES. Any Owner found in violation of this Resolution Section 5, 6b, or 7c shall be subject to a fine as set forth in the HTSA Rules and Regulations.

SECTION 10. EFFECTIVE DATE. This Resolution shall be effective on the date of adoption.

SECTION 11. SEVERABILITY. The provisions of this Resolution are severable and if any of its provisions are held to be illegal, such illegality shall not affect or impair any of the remaining provisions of this Resolution. It is hereby declared to be the intent of the Authority that this Resolution would have been enacted had such illegal provision had not been included therein.

SECTION 12. OFFICIALS AUTHORIZED. The proper officials of the Authority are hereby authorized and empowered to take such additional action as they may deem necessary or appropriate to implement this Resolution.

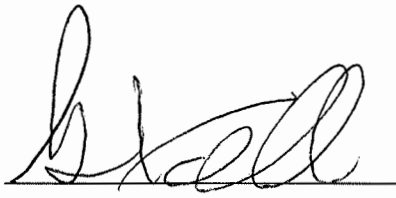
SECTION 13. REPEALER. All previous Resolutions and Rules and Regulations that are inconsistent herewith are repealed to the extent inconsistent herewith.

AND SO IT IS RESOLVED this 3rd day of November, 2014.

HANOVER TOWNSHIP SEWER AUTHORITY

Attest:


Secretary

By: 
Chairman