

SOUTH MIDDLETON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 03 OF 2011

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF SOUTH
MIDDLETON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA
AMENDING ORDINANCE NO. 4-14-72-A WITH RESPECT TO REQUIRED
CONNECTIONS TO THE WATER SUPPLY SYSTEM OF SOUTH
MIDDLETON TOWNSHIP MUNICIPAL AUTHORITY

WHEREAS, the Board of Supervisors of South Middleton Township (the "Board") on April 14, 1972 enacted ordinance No. 4-14-72-A providing for, inter alia, owners of improved properties to connect to the water system and sewer system of the South Middleton Township Municipal Authority (the "Authority"); and

WHEREAS, Ordinance No. 4-14-72-A required owners of improved property abutting the water system of the Authority to connect to the water system regardless of the distance the improvements on the property may have been from the Authority's water system; and

WHEREAS, an amendment to the Second Class Township Code specifies limitations on distance and other requirements that must be met in order to require connection to the Authority's water system; and

WHEREAS, the Board desires to amend Ordinance No. 4-14-72-A for purposes of complying with the water system connection requirements specified by the Second Class Township Code.

NOW THEREFORE, it is hereby ENACTED and ORDAINED by the Board of Supervisors of South Middleton Township, Cumberland County, Pennsylvania, as follows:

1. Section 3.01 of Article III of Ordinance 4-14-72-A is hereby amended in its entirety to provide as follows:

SECTION 3.01. The Owner of any Improved Property whose principal building is located within one hundred fifty (150) feet of the Water System or any part or extension of the Water System, or on which Improved Property the principal building has no supply of water which is safe for human consumption, shall connect to the Water System in such manner as this Township may require, within 90 days after notice to such Owner from this Township to make such connection, for the purpose of procuring such Owner's supply of water for such Improved Property, subject to such limitations and restrictions as shall be established herein or otherwise by this Township, from time to time. This requirement to connect shall be subject to such exceptions as may be provided in Article XXVI of The Second Class Township Code, Act of July 10, 1947, P.L. 1481, as amended and supplemented.

2. Except as specifically amended or modified herein, Ordinance No. 4-14-72-A as originally enacted shall remain in full force and effect.

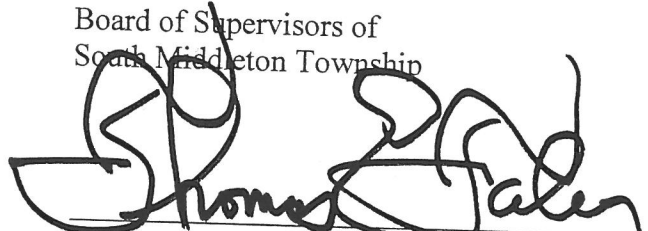
3. If any section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared by any reason to be illegal, unconstitutional or invalid by any court of competent jurisdiction, such decision shall not

affect or impair the validity of this Ordinance or Ordinance No. 4-14-72-A as a whole or any other section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this Ordinance or Ordinance No. 4-14-72-A.

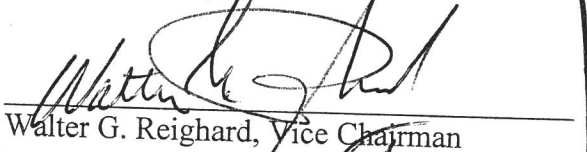
4. This Ordinance shall become effective upon enactment as provided by law.

ENACTED AND ORDAINED this 15th day of December, 2011.

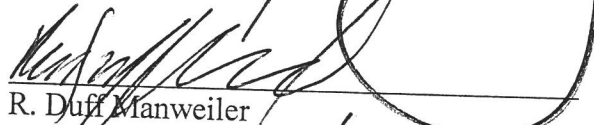
Board of Supervisors of
South Middleton Township



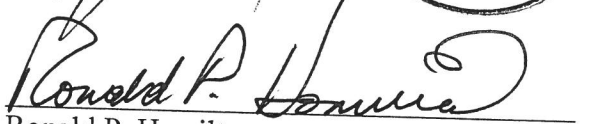
Thomas E. Faley, Chairman



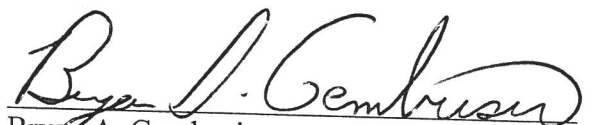
Walter G. Reighard, Vice Chairman



R. Duff Manweiler

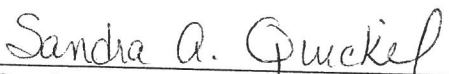


Ronald P. Hamilton



Bryan A. Gembusia

ATTEST:


Sandra A. Quickel, Township Secretary

