

RESOLUTION NO. 2010- 04

SUSQUEHANNA TOWNSHIP AUTHORITY

**RESOLUTION IMPOSING FEE SCHEDULE FOR REASONABLE ATTORNEY'S FEES
INCURRED IN CONNECTION WITH COLLECTION OF DELINQUENT SEWER USAGE
ACCOUNTS**

WHEREAS, Susquehanna Township Authority (hereinafter, "Authority") desires to impose the legal costs and fees that are incurred in collection of delinquent accounts of the Authority which may be lawfully imposed or assessed against the delinquent property and property owner as authorized by the Municipal Claims Act of May 16, 1923, P.L. 207 as amended from time to time as found at 53 Purdons Statute §7101 et. seq. as amended (hereinafter the "Act"); and

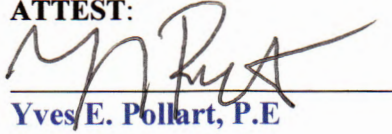
WHEREAS, the Authority did adopt Resolution 2008-06 so imposing the collection of reasonable attorney's fees when and if incurred but wishes by this Resolution to clarify and supplement said Resolution 2008-06; and

WHEREAS, in order to memorialize and clarify such policy of the Authority, and in conformity with the Act, the Susquehanna Township Authority desires to amend its Rules, Rates and Regulations specifically Article XVII "Enforcement" thereof by the addition of the following subsection:

1. There shall be imposed upon delinquent owners of property who are delinquent in their sewer rental charges or assessments to the Authority, the obligation to pay all charges, expenses and reasonable attorney's fees incurred in the collection of any such delinquent account in those collections as so directed by the Authority Manager, providing that full compliance with the requirements prior to such imposition and addition of such costs, expenses and reasonable attorney's fees is provided to the property owner in accord with the Act.
2. If attorney's fee are actually incurred, they may be imposed as charges, expenses and fees to be collected from any delinquent property owner which fee shall be based upon the annual hourly rate of the Authority Solicitor adopted and approved by the Authority from time to time.
3. The appropriate party, personnel and staff shall do and perform each and every act(s) as being necessary to implement this Resolution, which shall include, prior to imposition of attorney's fees the sending of written notice as required by the Act to the delinquent property owner.
4. In the event any provisions, sections, sentences or other parts of this Resolution shall be held to be invalid, such invalidity shall not effect or impair any remaining provisions, section, sentence, clause or other parts of this Resolution, it being the intent of the Authority that the remainder of the Resolution shall be and remain in full force and effect.

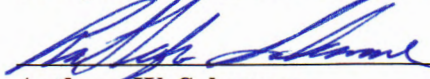
RESOLVED AND ENACTED by the Susquehanna Township Authority this 4th day of April
____, 2010.

ATTEST:



Yves E. Pollart, P.E
Secretary

SUSQUEHANNA TOWNSHIP AUTHORITY



Anthony W. Salomone
Chairman

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