

RESOLUTION NO. 2010-06

SUSQUEHANNA TOWNSHIP AUTHORITY

RESOLUTION OF THE BOARD OF SUSQUEHANNA TOWNSHIP AUTHORITY APPROVING PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF A SANITARY SEWER MAIN EXTENSION FOR A CERTAIN PORTION OF THE TOWNSHIP OF SUSQUEHANNA, DAUPHIN COUNTY, PENNSYLVANIA; APPROVING THE RECOMMENDATIONS OF THE CONSULTING ENGINEER OF THIS AUTHORITY; APPROVING THE ESTIMATED COST OF CONSTRUCTION OF SUCH SANITARY SEWAGE FACILITIES; PROPOSING A CHARGE OF A PORTION OF THE COST OF CONSTRUCTION OF THE SEWER MAIN EXTENSION BY ESTABLISHING A TAPPING FEE CHARGED TO PROPERTY OWNERS WHO DESIRE AND/OR ARE REQUIRED TO CONNECT TO THE SEWER MAIN EXTENSION IN ACCORD WITH THE PROVISIONS AND REQUIREMENTS OF THE MUNICIPAL AUTHORITIES ACT, AS AMENDED, TO INCLUDE ACT 57 OF 2003.

WHEREAS, Susquehanna Township Authority (hereinafter, "Authority") is a municipal authority incorporated and existing under the Pennsylvania Municipal Authorities Act, as amended and supplemented (the "Authorities Act"); and

WHEREAS, the Authority, pursuant to the authority invested in it by law and pursuant to the request of the Township of Susquehanna, Dauphin County, Pennsylvania (the "Township"), plans to construct a sewer main extension system for a certain portion of the Township, more particularly described as "Fort Hunter Road Sanitary Sewer Extension", or hereinafter identified as "Project" or "Fort Hunter Road Project", for rendering sewerage collection service for such portion of the Township; and

WHEREAS, plans and specifications for the construction related to the Fort Hunter Road Project have been prepared by CET Engineering Services, Harrisburg, Pennsylvania (the "Consulting Engineers"); and

WHEREAS, the Authority, after due advertisement in accordance with law, received competitive bids for construction related to the Fort Hunter Road Project, all in accordance with such plans and specifications prepared by the Consulting Engineers, which bids have been duly considered by the Authority; and

WHEREAS, the Consulting Engineers have prepared certain information and recommendations for the Fort Hunter Road Project as contained in that certain document identified as Fort Hunter Road Special Purpose Tapping Fee Component Report and Calculation dated June 1, 2010, hereinafter "Consulting Engineer's Report", a true and correct of which Consulting Engineer's Report is attached hereto as Exhibit "A"; and

WHEREAS, such plans and specifications related to the Fort Hunter Road Project prepared by the Consulting Engineers and the Consulting Engineers Report constitute the entire plan of construction of the Fort Hunter Road Project, including construction of sewers and the Consulting Engineers Report set forth inter alia: the estimated cost of construction of the Fort Hunter Road Project and the estimated cost of construction of assessable property owners desiring or required to connect to the Fort Hunter Road Project located in this Township; and

WHEREAS, the Authority, in connection with the plan of construction related to the Fort Hunter Road Project proposes to charge a portion of the cost of construction of the Fort Hunter Road Project by enactment of a tapping fee with regard to those properties desiring or required to connect to the Fort Hunter Road Project; and

WHEREAS, the Board of the Susquehanna Township Authority did meet and did fully discuss the subject of costs of the Fort Hunter Road Project, the construction bids received and the tapping fees to be charged therefore at its regularly scheduled public meetings held in June 1, 2010, among other public meetings, and

WHEREAS, Susquehanna Township Authority does hereinafter impose and charge a special purposes part tapping fee as provided in the Municipal Authorities Act, as amended, by Act 57 of 2003, which in turn supplements certain provisions of previous resolutions of the Authority enacted and adopted prior hereto by the Authority, to include Resolution No. 2008-04.

NOW, THEREFORE, BE IT RESOLVED, by the Board of the Authority as follows:

Section 1. The plans and specifications for construction related to the Fort Hunter Road Project prepared by the Consulting Engineers in the form presented to this meeting shall and the same are approved; and the Consulting Engineers Report, including the estimated cost of construction of the Fort Hunter Road Project and the estimated cost to be realized by imposition of a tapping fee to those properties desiring or required to connect to the Fort Hunter Road Project located in the Township, as set forth in the Consulting Engineers Report, same are approved; and the Secretary of the Authority is directed to file a counterpart of the Consulting Engineers Report with this Resolution, thereby making the same a part hereof.

Section 2. The estimated cost of construction of the Fort Hunter Road Project, as set forth in the Consulting Engineers Report, in the construction amount of \$107,701.00, and with estimated engineering, administration and legal fees brings a total estimated Project cost of \$133,015.00, is hereby approved

Section 3. Of the aggregate estimated cost of construction of the Fort Hunter Road Project, the Authority proposes to charge a special purposes component of the tapping fee, as provided by the Authorities Act, as amended, and as recommended in the Consulting Engineers Report in the amount of \$8, 200.00 per equivalent dwelling unit ("EDU"). The special purposes component of the Fort Hunter Project tapping fee for each single residential unit is therefore a maximum of \$8, 200.00 per equivalent dwelling unit. The special services component of the

sewer tapping fee for the Fort Hunter Project for each unit is therefore a maximum of \$8,200.00. However, as further noted in the Consulting Engineers Report, connections onto the Fort Hunter Project will furthermore be subject to another special facility tapping fee component, the Front Street Pumping Station special purposes component of \$1,170.00 per EDU absent special facilities utilized by any party seeking a tap-on. (As further noted in the Consulting Engineers Report, any property owner desiring or required to connect to the Fort Hunter Road Project will, in addition, be required to pay any existing or future tapping fees imposed by the Authority for other special purposes or capacity requirements, currently but being the Front Street pumping station service area special purposes component, and the Authority-wide capacity component.) (It furthermore is noted that the actual calculation for the tapping fee based upon the number of residential units and the Project cost equals \$8,900.00 but as per Authority's Resolution 2008-4, the maximum special purposes assessment is limited to \$8,200.00 per EDU. Moreover, this special purposes component, as limited, does include any other special purposes component(s) such as, in this case, the Front Street Pumping Station component nor such does not include the Authority-wide capacity component and the service lateral or building sewer cost. Thus, the current capping fee would be comprised as follows:

Fort Hunter special purposes component as limited \$8,200.00

Front Street Pumping Station special purposes component \$1,170.00

Authority-wide capacity component \$430.00

The Fort Hunter Road Project tapping fee shall be due and payable in full at the time the application for a tapping permit is filed, as provided in the Regulations of the Susquehanna Township Authority. However, at the request of any property owner said tapping fee may be paid in quarterly installments over a period of either ten (10) years or fifteen (15) years. The

period of time may be decided by the property owner but may not exceed fifteen (15) years. Payments would then bear interest at a rate not to exceed 3.938% for the first five years of payments, and 6.000% for the balance of the installment payments, which installment obligation shall be memorialized by an installment payment note in form and context satisfactory to the Susquehanna Township and executed by all property owners not paying the full amount at the time the application is filed at the time of filing.

Section 4. For each residential dwelling unit of any type or kind which is required to desires to connect to the Fort Hunter Road Project, the tapping fee shall be equal to one (1) EDU per individual apartment unit, payable at the time of the application for connection permits filed for connection, plus any existing or future tapping fees imposed by the Authority for other special purpose or capacity requirements as hereinbefore identified.

Section 5. Payment of the tapping charges imposed pursuant to this Resolution and/or other resolutions of the Susquehanna Township Authority imposing additional existing or future tapping fees shall be enforced by Susquehanna Township in the manner appropriate under the laws of the Commonwealth of Pennsylvania then in effect.


Section 6. The appropriate personnel, employees and consultants for the Susquehanna Township Authority shall do and perform each and every act or acts as being necessary to notify all applicants of the connection charges and otherwise implement the provisions of this Resolution in a timely and complete manner.

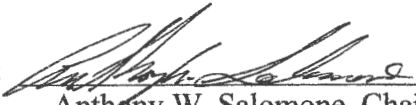
Section 7. In the event any provision, section, sentence, clause or other portion of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or other parts of this Resolution, it being the intent of the

Susquehanna Township Authority the remainder of the Resolution shall be and remain in full force and effect.

Section 8. This Resolution shall be come effective upon enactment, and resolved and enacted by the Susquehanna Township Authority this 1st day of June, 2010.

SUSQUEHANNA TOWNSHIP AUTHORITY

By: 
Yves E. Pollart, P.E., Secretary

By: 
Anthony W. Salomone, Chairman

**Fort Hunter Road Special Purpose Tapping Fee Component
Report and Calculation
June 1, 2010**

Background

The Susquehanna Township Authority is constructing a new sanitary sewer main to extend from its existing sewer located at the west end of Fort Hunter Road to serve existing and future development on Fort Hunter Road east of the existing Manhole 38-2. This main will extend approximately 400 feet beyond Manhole 38-2 and initially serve four (4) homes. It will be available to serve additional existing homes, however, as well as future development along Fort Hunter Road.

Because of the considerable expense required to serve the section of Fort Hunter Road east of the existing Manhole 38-2 and the clearly defined specific service area, this sewer main extension is considered a special purpose facility as described in Paragraph (i), (C), III of Section 5607 (d), (24) of Title 53 of the Pennsylvania Consolidated Statutes, as amended by Act 57 of 2003. Accordingly, a Special Purpose Part is added to the Authority's tapping fees structure to be charged for each EDU along Fort Hunter Road served by this sewer main. In accordance with the amendments of Act 57 of 2003, the maximum allowable Fort Hunter Road Special Purpose Part is calculated as follows:

Project Costs

\$107,701	Apparent Low Bidder's bid (E.K. Services)
\$32,000	Engineer, Permits, Archeological Observation, Construction Admin and Legal Fees
\$139,701	Total Estimated Project Costs
(\$6,686)	Estimated Project Costs Associated with 4 Service Laterals ⁽¹⁾
\$133,015	Estimated Allowable Project Costs for Calculation of Sewer Main Special Purpose Tapping Fee.

(1) May not be included in the calculation of a special purpose tapping fee. Each service lateral is estimated to cost \$1,671.50 or a total cost of \$6,686 for all four laterals. The service lateral cost estimate is based on E.K. Services' bid.

Special Purpose Tapping Fee Calculation

Number of Residential Units

According to Township and Dauphin County records, there are 13 residential homes (including 6 apartments) currently along Fort Hunter Road that are not connected to the public sewer and 2 vacant lots. It is estimated that a total of 15 connections could be made to the sewer main based upon ultimate development of the area.

Estimated Maximum Special Purpose Tapping Fee = $\$133,015 / 15 =$ \$8,867.67
say \$8,900

Per Authority's Resolution No. 2008-04 the maximum assessment is: \$8,200

Note: This Special Purpose Part Tapping Fee is solely for the Fort Hunter Road Sewer Extension and is to be paid in addition to any existing or future tapping fees imposed by the Authority for other special purpose or capacity requirements, currently the Front Street Pumping Station Service Area Special Purpose Part and the Authority-wide Capacity Component.

Fort Hunter special purpose tapping fee:	\$8,200.00
Front Street Pumping Station special purpose component:	\$1,170.00
Authority-wide capacity component:	\$430.00
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Total:	\$9,800.00 + quarterly sewer fees