

---

**EXHIBIT H**

**LIMERICK TOWNSHIP MUNICIPAL CODE  
Ch. 140 – SEWERS AND SEWAGE DISPOSAL**

---

## **Chapter 140**

### **SEWERS AND SEWAGE DISPOSAL**

#### **GENERAL REFERENCES**

**Municipal Authority — See Ch. 5.**

**Building construction — See Ch. 60.**

**Sewers in flood hazard areas — See Ch. 89.**

**Sewage disposal in mobile home parks — See Ch. 113.**

**Plumbing — See Ch. 129.**

**Stormwater management — See Ch. 151.**

**Street openings — See Ch. 153.**

**Discharge of sewage into wells — See Ch. 181.**



ARTICLE I  
**Sewer Use and Connection**  
**[Adopted 7-19-2005 by Ord. No. 254<sup>1</sup>]**

**§ 140-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**ALTERNATE SYSTEM** — A sewage system employing a treatment system and for disposal by either subsurface absorption, or spray and stream discharge as provided for in Chapter 73 of Title 25 of the Rules and Regulations of the Pennsylvania Department of Environmental Protection, which are incorporated herein by reference.

**AUTHORITY** — The Limerick Township Municipal Authority, a municipality authority incorporated pursuant to provisions of the Municipality Authorities Act of 1945, approved May 2, 1945, P.L. 382, as amended and supplemented, of the commonwealth.<sup>2</sup>

**BUILDING WASTEWATER SYSTEM** — The extension from the wastewater drainage system of any improved property to the point of connection with the lateral portion of the sewage system, directly to the sewage system or alternate system serving the improved property. This shall include a pressure line associated with a property owner installed and owned grinder pump system.

**COMMONWEALTH** — The Commonwealth of Pennsylvania.

**ENFORCEMENT OFFICER** — That person designated, from time to time, by the Township and the Authority to perform certain activities with respect to the sewer system, as provided herein.

**EQUIVALENT DWELLING UNIT** — The unit of measure by which the sewer rates and connection charges shall be imposed upon each improved property, as determined in this resolution or in any subsequent resolution of the Township,<sup>3</sup> which shall be deemed to constitute the estimated, equivalent amount of domestic sanitary sewage discharge by a single-family dwelling unit. [Added 8-14-2008 by Ord. No. 299]

**EQUIVALENT DWELLING UNIT CAPACITY** — A measure calculated at the rate of 230 gpd per EDU. [Added 8-14-2008 by Ord. No. 299]

**HOLDING TANK** — A watertight receptacle which receives and retains sewage and is designed and constructed to facilitate ultimate disposal of the sewage at another site. "Holding tanks" include but are not limited to the following:

- A. **CHEMICAL TOILET** — A toilet using chemicals that discharges to a holding tank.
- B. **RETENTION TANK** — A holding tank where sewage is conveyed to it by a water-carrying system.
- C. **VAULT PIT PRIVY** — A holding tank designed to receive sewage where water under pressure is not available.

---

1. Editor's Note: Ordinance No. 254 provided for the repeal of former Art. I, Sewer Regulations for Orchard Terrace Sewer District, adopted 6-18-1968 by Ord. No. 35; Art. II, Holding Tanks, adopted 10-3-1972 by Ord. No. 48; Art. III, Private Sewage Disposal Systems, adopted 10-2-1979 by Ord. No. 78; and Art. IV, Sewer Use and Connections, adopted 11-5-1986 by Ord. No. 96. It also provided for the renumbering of former Art. V as Art. II, resulting in the renumbering of former §§ 140-32 through 140-41 as §§ 140-10 through 140-19.

2. Editor's Note: This Act was repealed 6-19-2001 by P.L. 287, No. 22. See now 53 Pa.C.S.A § 5601 et seq.

3. Editor's Note: See Art. III, Sewer Rents, Fees and Charges.

**IMPROVED PROPERTY** — Any property upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure domestic sanitary sewage and/or industrial waste shall be discharged, which is located within the area to be serviced by the sewer system and subject to being connected to the sewer system.[Amended 8-14-2008 by Ord. No. 299]

**INSPECTION FEE** — The fee which the Township may charge to the property owner if the Township inspects and tests the sewer line from the property line to the structure to be served.[Added 8-14-2008 by Ord. No. 299]

**INDIVIDUAL SEWAGE SYSTEM** — A system of piping, tanks or other facilities serving a single lot and collecting and disposing of sewage in whole or in part into the soil or into any waters of the commonwealth.

**INDUSTRIAL ESTABLISHMENT** — Any improved property located within the Township that discharges industrial wastes directly or indirectly into the sewage system or alternate system serving the improved property.

**INDUSTRIAL WASTES** — Any solid, liquid, gaseous or radioactive substance or form of energy rejected or escaping in the course of any industrial, manufacturing, trade or business process or in the course of the development, recovery or processing of natural resources, as distinct from sewage, including such groundwater, surface water or stormwater as may be present.

**LATERAL** — That part of the sewage system extending from a sewer to the curblin or, if no curblin exists, to the property line to connect the building wastewater system, including pressure line associated with a property owner installed and owned grinder pump system serving an improved property. If there shall be no improved property, the "lateral" shall mean the part of the sewage system extending from the sewer to a point of future connection to the building wastewater system, if and when said property is improved.

**MUNICIPALITY** — Limerick Township.

**OWNER** — Any individual or any other form of legal entity whatsoever organized by law with ownership, legal or equitable, sole or partial, of any property, improved or unimproved, located in the Township. Whenever used in any clause prescribing and imposing a fine or imprisonment, the term "owner" shall include the members of an association, partnership or firm and the officers of any corporation, public private, or municipal.

**PERMIT** — A written permit issued by the Sewage Enforcement Officer, permitting the construction of an individual sewage disposal system under this article, issued in accordance with the requirements and regulations provided under this article.

**PERSON** — Any individual, partnership, company, association, society, trust, corporation, municipality, municipality authority or other group or entity.

**PRIVATE SEWAGE SYSTEM** — A privy vault, cesspool, sinkhole, septic tank or similar receptacle, or alternate system.

**RURAL RESIDENCE** — A structure occupied or intended to be occupied by not more than two families on a tract of land of 10 acres or more.

**SEWAGE** — Human excrement and gray water (toilets, household showers, dishwashers, washing machines, etc.)

**SEWAGE SYSTEM** — All facilities, as of any particular time, for collecting, pumping, transporting, treating and disposing of sewage and industrial wastes, situate in or adjacent to this Township and owned, maintained, operated and/or leased by agreement by the Authority.

**SEWERAGE** — Any sewer, pipe, conduit or pumping system constituting a part of the sewer system issued or usable for sewage collection purposes.

**SEWER SYSTEM** — All facilities, as of any particular time, for collecting, pumping, transmitting, treating and disposing of sanitary sewage situate in or adjacent to this Township, and owned by the Township. **[Added 8-14-2008 by Ord. No. 299]**

**STREET** — Includes any street, road, land, court, cul-de-sac, alley, public way or public square.

**TAPPING FEE** — That fee which the Township may charge, pursuant to and in accordance with Section 67502 of the Code and the provisions of Act 57 of 2003, as amended,<sup>4</sup> and which fee is based upon the various components identified in a report available at the Township office. **[Added 8-14-2008 by Ord. No. 299]**

**TOWNSHIP** — The Township of Limerick, Montgomery County, Pennsylvania, a township of the second class of the commonwealth, acting by and through its Board of Supervisors or, in appropriate cases, acting by and through its authorized representative.

**WASTEWATER** — Liquid and water-carried industrial wastes and sewage from residential-type dwellings, commercial buildings, industrial and manufacturing facilities, and institutions, whether treated or untreated.

**§ 140-2. Use of public sewage system required.**

- A. The owner of any improved property accessible to and whose principal building is within 150 feet from the sewerage system shall connect all buildings or structures discharging wastewater and/or industrial wastes to the sewerage system within 60 days after notice to make such connection. Such connection shall be made for the purpose of discharging all wastewater and industrial wastes from such improved property into the sewerage system and shall be made in accordance with the regulations established by the Township and/or the Authority.
- B. After connection of the property to the sewerage system has been made, all wastewater and industrial wastes from the property shall be conducted into the sewerage system, subject to such limitations and restrictions as shall be established herein or otherwise shall be established by the Township or the Authority.

**§ 140-3. Use of private wastewater systems prohibited.**

- A. No private wastewater system shall be used and maintained at any time upon any property which has been connected to a sewer or which is required to be connected to a sewer. Every such private wastewater system in existence shall be disabled and abandoned, cleansed and/or filled in accordance with applicable Township regulations. Any such private wastewater system which is not disabled, abandoned, etc., shall constitute a nuisance, and such nuisance may be abated as provided by law, at the expense of the owner of such improved property. Septic tanks may, by special request to the Board of Supervisors, be used for the discharge of stormwater and cellar waste waters.

---

4. See 53 P.S. § 67502(a) and 53 Pa.C.S.A. § 5607, respectively.

- B. No private wastewater system shall be connected with a sewerage system.
- C. No person shall place or deposit, or permit to be placed or deposited, upon public or private property within this Township, any wastewater or industrial wastes in violation of Subsection A. No person shall discharge or permit to be discharged to any natural outlet within this Township any wastewater or industrial wastes in violation of Subsection A, except where suitable treatment has been provided in accordance with limitations and restrictions as shall be established by the Township and the Authority.

**§ 140-4. Notice to connect.**

- A. The notice by the Township to make a connection to a sewer, referred to in § 140-2A, shall consist of a copy of this article, including any amendments at the time in effect, and a written or printed document requiring the connection. Notice may be given at any time after a sewer is in place and operational to service the property.
- B. If the owner of any improved property shall fail to connect such improved property within 60 days following receipt of notice to connect, the Township and/or the Authority may enter upon such improved property and construct such connection and may collect from such owner the costs and expenses thereof in the manner permitted by law.

**§ 140-5. Connection to and use of sewer system.**

- A. Where an improved property, at the time connection to a sewer is required, shall be served by a private sewerage system, the existing sewer line shall be broken on the structure side of such system and attachment shall be made, with proper fittings, to continue such sewer line as a building wastewater system.
- B. No building wastewater system shall be covered until it has been inspected and approved by the Township and/or the Authority. If any part of a building wastewater system is covered before so being inspected and approved, it shall be uncovered for inspection at the cost and expense of the owner of the property to be connected to a sewer.
- C. Every building wastewater system shall be maintained in a sanitary and safe operating condition by the owner thereof.
- D. Every excavation for the construction of a building wastewater system shall be guarded adequately with barricades and lights to protect all persons from damage and injury. Streets, sidewalks and other public property disturbed in the course of installation of a building wastewater system shall be restored to Township specifications at the cost and expense of the owner of the property.
- E. In the event the Township or the Authority determines that a building wastewater system is in an unsafe or unsatisfactory condition, notice to correct such condition shall be given to the owner of the property. If, after receipt of such notice, the owner shall fail or refuse to remedy such condition within 60 days of receipt of such notice, the Township or the Authority may refuse to permit such person to discharge wastewater and industrial wastes into the sewerage system until such unsatisfactory condition shall have been remedied to the satisfaction of the Township and the Authority.
- F. The Township and the Authority reserve the right to adopt additional rules and regulations as is deemed necessary and proper relating for the connection to and use of the sewer and

the sewerage system. Such additional rules and regulations shall be construed as part of this article.

**§ 140-6. Permits; connections.**

- A. No person shall uncover, shall connect with, shall make any opening into or shall use, shall alter or shall disturb, in any manner, any sewer or any part of the sewerage system without first obtaining a permit, in writing, from the Authority.
- B. Application for a permit required under Subsection A above shall be made by the owner or the duly authorized agent of such owner of the improved property served or to be served to the Enforcement Officer.
- C. No person shall make or shall cause to be made a connection of any improved property with a sewer until such person shall have fulfilled each of the following conditions:
  - (1) Such person shall have notified the Enforcement Officer of the desire and intention of such person to connect such improved property to a sewer.
  - (2) Such person shall have applied for and shall have obtained a permit as required by Subsection A.
  - (3) Such person shall have given the Enforcement Officer at least 48 hours' notice of the time when such connection will be made so that the Enforcement Officer may supervise and inspect or may cause to be supervised and inspected the work of connection and necessary testing.
  - (4) If applicable, such person shall have furnished satisfactory evidence to the Enforcement Officer that any and all tapping fees, connection charges, user charges and other fees and charges which have been or may be charged to or imposed upon such person, either by resolution of the Township or Authority or by written agreement between such person and the Township or Authority, have been paid in full.
- D. Except as otherwise provided in this subsection, each improved property shall be connected separately and independently with a sewer through a building wastewater system. Grouping of more than one improved property on one building wastewater system shall not be permitted, except under special circumstances and for good sanitary reasons or other good cause shown, but then only after special permission of the Authority, in writing, shall have been secured and only subject to such rules, regulations and conditions as may be prescribed by the Authority.
- E. All costs and expenses of construction of a building wastewater system and all costs and expenses of connection of a building wastewater system to a sewerage system shall be borne by the owner of the improved property to be connected, and such owner shall indemnify and shall save harmless the Township and the Authority from all loss or damage that may be occasioned, directly or indirectly, as a result of construction of a building wastewater system or of connection of a building wastewater system to a sewer, including said lateral where none exists.
- F. A building wastewater system shall be connected to a sewer at the place designated by the Enforcement Officer and where, if applicable, the lateral is provided. The invert



of a building wastewater system at the point of connection shall be at the same or a higher elevation than the invert of the sewer. A smooth, neat joint shall be made, and the connection of a building wastewater system to the lateral shall be made secure and watertight.

**§ 140-7. Holding tank regulations.**

- A. Authority to regulate. Holding tanks for residential, commercial and industrial purposes shall be subject to approval by the Pennsylvania Department of Environmental Protection. The Township is hereby authorized and empowered to undertake within the Township the control and methods of holding-tank wastewater disposal and the collection and transportation thereof.
- B. Additional rules and regulations. The Authority is hereby authorized and empowered to adopt such rules and regulations concerning wastewater which it may deem necessary from time to time to affect the purposes herein. All such rules and regulations adopted by the Authority shall be in conformity with the provisions herein, all other ordinances of the Township and all applicable laws and applicable rules and regulations of administrative agencies of the Commonwealth of Pennsylvania.
- C. Right of inspection; charges. The Township shall have the right and power to establish the time and manner of inspection of the holding tanks. Such inspections shall be made not less than three times a year. The Township shall have the right and power to fix, charge and collect charges for the inspection of holding tanks.
- D. Authority to regulate collection and disposal of contents. The collection and transportation of all wastewater from any improved property utilizing a holding tank shall be done under the direction and control of the Township, and the disposal thereof shall be made only at such site or sites as may be approved by the Department of Environmental Protection of the Commonwealth of Pennsylvania.
- E. Duties of property owner. The owner of an improved property that utilizes a holding tank shall:
  - (1) Maintain the holding tank in conformance with this article or any ordinance of this Township, the provision of any applicable law and the rules and regulations of the Authority and any administrative agency of the Commonwealth of Pennsylvania.
  - (2) Permit only those approved by the Township to collect, transport and dispose of the contents therein.

**§ 140-8. Private sewage systems.**

From and after the passage of this article, it shall be unlawful for any owner to construct a rural residence or a property to be improved or modified that will require a private sewage system modification or for a property in a publicly sewer area but with its principle structure beyond 150 feet for a sewerage system without first securing a permit from the Enforcement Officer of Limerick Township in accordance with the following requirements:

- A. General regulations.

- (1) Prior to making application for construction of or modification of a residence, the owner shall apply to the Enforcement Officer for a permit.
- (2) If an examination of the soil profile by the Enforcement Officer indicates that the type of soil is acceptable for a conventional subsurface wastewater system, the owner shall proceed with the performance of percolation tests in accordance with the provisions of the Rules and Regulations of the Pennsylvania Department of Environmental Protection as established in Title 25, Chapter 73, as amended, which are incorporated herein by reference. If the percolation tests are satisfactory, the owner shall install a conventional subsurface wastewater system.
- (3) If an examination of the soil profile by the Enforcement Officer indicates that the type of soil is unacceptable for a conventional wastewater system or if the results of the percolation test are not satisfactory, the owner shall proceed with the installation of an alternate wastewater system as approved by the Pennsylvania Department of Environmental Protection in Chapter 73 of Title 25 of the Rules and Regulations, as amended.

B. Private sewage system construction.

- (1) All wastewater systems shall be constructed, maintained and operated in accordance with the standards established by the Pennsylvania Department of Environmental Protection set forth in Chapter 73 of Title 25 of the Rules and Regulations, as amended which are incorporated herein by reference, and shall be subject to inspection and approval by the Enforcement Officer.
- (2) If the soil conditions and/or percolation test results do not qualify the property for a conventional subsurface wastewater system in accordance with the standards established by the Pennsylvania Department of Environmental Protection in Chapter 73 of Title 25 of the Rules and Regulations, as amended, which are incorporated herein by reference, an alternate system approved by DEP and recommended by the Enforcement Officer maybe considered. These facilities shall be located on the property at a minimum distance of 100 feet from any property lines, dwellings, roads or watercourses.

C. Application for permit.

- (1) Applications for permits required under this article shall be made in writing, in accordance with forms prescribed by the Township Supervisors, to the Enforcement Officer, who shall issue a written permit only upon compliance by the applicant with the provisions of this article and after payment of the required fees.
- (2) All applications for permits shall be signed by the applicant and shall set forth his residence and business address, together with the name and address of the actual owner of the premises upon which the system is to be installed. All substantiating data and representations whatsoever pertinent to the application or the proposed improvement shall be set forth in writing, and any oral representations, whether made by the inspector or the Township Board of Supervisors, shall be deemed irrelevant to the application.
- (3) All applications shall set forth in writing and by definite measurements located upon a plan or a sketch, drawn according to scale, the location of the septic tank, inspection

holes and distribution box and the layout of the tile field by exact measurements for future reference and for Township inspection, showing also the specific locations of all such improvements with respect to the existing buildings measured by distances and exact directions.

- D. Availability of public sewers. The Enforcement Officer shall refuse to grant a permit for the construction of any individual wastewater disposal system where public or community wastewater disposal systems are reasonable or available.
- E. Inspections.
  - (1) The Enforcement Officer is hereby authorized and directed to make such inspections as are necessary to determine satisfactory compliance with this article.
  - (2) It shall be the duty of the owner or occupant of a property to give the Enforcement Officer free access to the property at reasonable times for the purpose of making such inspections as are necessary to determine the compliance with the requirements of this article.
- F. Fees. For the filing of an application and plans for a permit to locate, replace or repair an individual wastewater disposal system, a fee shall be paid in the amount as established by a resolution adopted by the Board of Supervisors.

**§ 140-9. Violations and penalties.**

- A. Any person who shall violate any provision of this article shall pay a penalty to the Township in an amount not to exceed \$600 per violation. If the penalty is not voluntarily paid to the Township, the Township shall initiate a civil enforcement proceeding before a Magisterial District Judge. In addition to, or in lieu of civil actions before a Magisterial District Judge, townships may enforce ordinances in equity.
- B. In any case where a penalty for a violation of this article has not been timely paid and the person upon whom the penalty was imposed is found to have been liable therefore in civil proceedings, the violator shall be liable for the penalty imposed, including additional daily penalties for continuing violations, plus court costs and reasonable attorney fees incurred by the Township in the enforcement proceedings.

ARTICLE II  
**Licensing of Sewage Haulers**  
**[Adopted 11-3-1993 by Ord. No. 158]**

**§ 140-10. Short title.**

This article shall be known as the "Limerick Township Sewage Hauler Ordinance."

**§ 140-11. Definitions.**

Unless the context specifically and clearly indicates otherwise, the meanings of the terms used in this article will be as defined in Chapter 140, Sewers and Sewage Disposal.

**§ 140-12. License required.**

It shall be unlawful for any sewage collector or hauler to collect and transport and/or dispose of sewage within Limerick Township without a license from the Limerick Township Municipal Authority.

**§ 140-13. License.**

All sewage collectors and haulers shall obtain a license therefor by application to the Limerick Township Municipal Authority. Said collector or hauler may collect or transport such sewage within the Township from the date of the issuance of the license until January 31 of the next calendar year. Each licensee must renew the license no later than January 31 of each calendar year. Any sewage collector or hauler to whom a license is issued shall have the privilege of collecting and hauling sewage picked up within the boundaries of Limerick Township, which license shall not be transferable.

- A. At the time of the application, the sewage collector/hauler shall provide the following information on a form prepared by the Authority:
- (1) The name of the sewage collector/hauler, business address and telephone number of the business office to receive calls from persons in the Township who receive collection service.
  - (2) The name, address and telephone number of the person having the largest interest in the sewage collector/hauler.
  - (3) The name, address and telephone number of the officers of the corporation or general partners of the partnership, if applicable.
  - (4) The make, year, model and registration of each truck or vehicle which is used in Limerick Township to haul, carry, transport or collect sewage.
  - (5) A certificate of applicant's workers' compensation insurance as required by law.
  - (6) A certificate of insurance coverage covering complete third-party public liability for both bodily injury and property damage, owner's and collector's protective insurance and automobile insurance with respect to personal injuries and property damage. Such insurance shall be in amounts that shall be from time to time set forth by the Authority by regulations adopted hereunder. Each and every policy of insurance

herein mentioned which is required pursuant to the terms of this article shall carry within it an endorsement to the effect that the insurance carrier will convey to Limerick Township Municipal Authority, by certified mail, written notice of any modifications, alterations or cancellation of any such policy or policies or the terms thereof. The above-mentioned written notice shall be mailed to Limerick Township Municipal Authority at least 10 days prior to the effective date of such modification, alteration or cancellation.

- (7) The approved disposal site where the sewage will be taken.
  - (8) Any appropriate or required state or federal licensing, including but not limited to the Pennsylvania Department of Environmental Protection and the Environmental Protection Agency.
  - (9) Such other information as the Authority shall deem appropriate and necessary.
- B. At the time of the application, the sewage collector/hauler shall pay to the Authority a sum as provided for in the schedule of fees as adopted by resolution of the Limerick Township Municipal Authority.

**§ 140-14. Prohibited acts.**

It shall be unlawful and a violation of this article and grounds for suspension or revocation of a license or the denial of a renewal license for any sewage collector/hauler to:

- A. Collect or transport any sewage without a valid license as set forth above.
- B. Fail to provide for proper disposition of sewage collected or transported within the Township.
- C. Load or operate any vehicle within the Township or transport sewage in such a manner to allow sewage to fall upon the public roadways or upon land abutting public roads in Limerick Township.
- D. Otherwise create a public nuisance.

**§ 140-15. Conditions of license.**

As a condition to the issuance and continued effectiveness of any license, the licensee shall comply with the following:

- A. Collection equipment and transportation vehicles. All collection equipment and transportation vehicles shall comply with all the appropriate rules and regulations and provisions as shall be adopted by the Limerick Township Municipal Authority.
- B. Exhibiting license. Each licensee shall at all times while in the process of collecting or transporting sewage have and display in a proper manner a valid registration sticker and have the license and/or a copy thereof, issued by the Authority, which shall have been signed by the Authority Administrator or his/her designee, within the vehicle being employed in said collection or transportation and shall exhibit the same, on demand, to the Authority Administrator or his/her designee or to any police officer of the Township.

- C. Compliance. The licensee shall at all times comply with the provisions of this article and the regulations adopted hereunder and with the provisions of the Code of Limerick Township.

**§ 140-16. Granting, suspension or revocation of license.**

The Authority shall have the right to refuse to issue a license to any sewage collector/hauler or to revoke or suspend a license previously issued or refuse to renew the same if said sewage collector/hauler, his or its agents, servants or employees fail to comply with the provisions of this article or any regulations adopted hereunder.

**§ 140-17. Rules and regulations.**

The transportation and collection of sewage by the sewage collector/hauler shall be made in compliance with the regulations to be adopted by the Limerick Township Municipal Authority to carry out the intent and purpose of this article. Such rules and regulations shall be approved by resolution of the Authority and, when so approved, shall have the same force and effect of the provisions of the article. Said rules and regulations may be amended, modified and repealed by resolution of the Authority.

**§ 140-18. Enforcement.**

- A. Unlawful activities; public nuisance. It shall be unlawful and a public nuisance for any person to violate or to cause or assist in a violation of any provision of this article or to violate or to cause or assist in the violation of any rule, regulation or resolution promulgated by the Authority pursuant to this article.
- B. Penalties. Any person who violates any provision of this article or any of the regulations adopted hereunder or any person who engages in unlawful conduct as defined in this article shall, upon conviction thereof in a summary proceeding before a Magisterial District Judge, be sentenced to pay a fine of not more than \$1,000 and not less than \$50. Each continuing day of any violation of this article or unlawful conduct as defined in this article shall constitute a separate offense punishable by a like fine or penalty.
- C. Injunction. In addition to any other remedy provided in this article, the Limerick Township Municipal Authority may institute a suit in the name of Limerick Township in equity where unlawful conduct or a public nuisance exists as defined in this article for an injunction to restrain a violation of this article or any rules, regulations or resolutions promulgated or issued by the Board of Supervisors pursuant to this article.
- D. Concurrent remedies. The penalties and remedies prescribed by this article shall be deemed concurrent. The existence or exercise of any remedy shall not prevent the Township from exercising any other remedy provided by this article or otherwise provided at law or equity.

**§ 140-19. Construal of provisions.**

The terms and provisions of this article are to be liberally construed so as to best achieve and effectuate the goals and purposes hereof.



ARTICLE III  
**Sewer Rents, Fees and Charges**  
[Adopted 8-14-2008 by Ord. No. 299<sup>5</sup>]

**§ 140-20. Imposition of rents, fees and charges.**

As the public entity responsible for providing sanitary sewer service to Limerick Township, the Township shall be responsible for imposing rents, fees and charges to those properties connected to or required to connect to the sewage system. Such rents, fees and charges will be collected for the use of the sewage system, as well as the treatment of all sewage discharged thereto and maintenance thereof. The Township shall impose and amend such rents, fees and charges by resolution duly authorized and enacted by the Board of Supervisors, as may be amended from time to time. A copy of such resolution detailing the rents, fees and charges shall be available at the Township Building.

**§ 140-21. Tapping fees.**

- A. The Township shall impose at the time of application for connection a tapping fee for each equivalent dwelling unit.
- B. In the event the number of equivalent dwelling units increases for any improved property after the date of original application for connection, the owner of said improved property will be charged a tapping fee for each equivalent dwelling unit in excess of the former total number of equivalent dwelling units for said improved property based on the appropriate tapping fee in effect for the improved property in question. Said tapping fee will be payable contemporaneously with the connection fee or at such time as an owner makes a formal application/request to the Township for the acquisition and/or reservation of EDUs in the Township's sewer system.
- C. The tapping fee is \$4,826. The report establishing the tapping fee calculation and its backup cost documentation upon which the Township relied in establishing this tapping fee is available for review at the Township Building.
- D. The tapping fee reimbursement allowance is \$1,297. The report establishing the reimbursement component upon which the Township relied in establishing this allowance is available for review at the Township Building.

---

5. Editor's Note: This ordinance provided an effective date of 9-2-2008.