

**ORDINANCE
NO. 1954**

**AN ORDINANCE OF THE CITY OF WARREN, A HOME RULE MUNICIPALITY,
IN WARREN COUNTY, COMMONWEALTH OF PENNSYLVANIA
AMENDING CHAPTER 380 SEWERS AND SEWAGE DISPOSAL
SECTION 380-14 AND SECTION 380-22 OF
THE CODE OF THE CITY OF WARREN**

WHEREAS, Sections 380-14 and 380-22 of the Code of the City of Warren contain the terms "customer," "sewer customer," and "delinquent sewer ratepayer"; and

WHEREAS, the stated sections stipulate that the owner of real property is the responsible party in regard to payment of current and delinquent sewer use charges; and

WHEREAS, it has been deemed appropriate to amend the language in the stated sections so that all references to the responsible payment party are termed as "owner of the real property."

NOW, THEREFORE, THE CITY OF WARREN ORDAINS, and it is hereby ordained by Warren City Council that:

Section 1 Section 380-14 Imposition of sewer charges. is hereby amended to read in its entirety as follows:

- A. The owner of real property is responsible for the payment of all sewer charges on a monthly basis regardless of the name on the sewer charge account(s) associated with the real property. The due date on any sewer charge shall be 21 days (except for commercial and industrial accounts which shall be 15 days) after the billing date as shown on a monthly statement. Any sewer charge not paid on or before the fifth day after the due date on a statement rendered shall become a lien upon the real estate upon which sewer service was provided. On any sewer charge remaining unpaid five days after the due date, there shall be assessed a penalty of 1 1/2% per month (to be applied to all unpaid charges and penalties).
- B. The City may refer to a collection agency any sewer charges and penalties remaining unpaid 90 days after the initial due date and the owner of the real property shall be assessed for the cost and fees of collection. At the expiration of said ninety-day period, the City may terminate water service to the real estate or portion thereof being provided sewer service upon which charges and penalties remain unpaid, in accordance with the then-current agreement in effect with the Pennsylvania-American Water Company (and its successors), and in accordance with all applicable laws and regulations. In addition, the City may recover from the owner of the real property any costs incurred by the City in termination of service and may take such other legal actions as may be appropriate to collect all sums due the City.

- C. As authorized by Act 1 of 1996 and Act 20 of 2003 enacted by the Pennsylvania Legislature, Warren City Council may, by resolution, authorize and approve reasonable costs which may be imposed upon the owner of real property upon which there are delinquent sewer charges with said reasonable costs to be collected and retained by the designated delinquent fee collector.

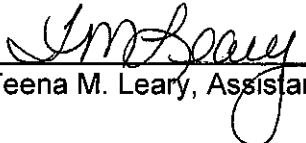
Section 2

Section 380-22 Property owners responsible for payment of sewer charges; filing of liens; collection of delinquent sewer charges. is hereby amended to read in its entirety as follows:

- A. The owner of real property is responsible for the payment of all sewer charges on a monthly basis regardless of the name on the sewer charge account(s) associated with the real property. The due date on any sewer charge shall be 21 days after the billing date as shown on a monthly statement. The sewer charge shall be due and payable immediately upon receipt of a monthly statement and shall be paid not later than the due date appearing on the statement. Any sewer charge not paid on or before the second day after the due date on a statement rendered shall become a lien upon the real estate upon which sewer service was provided. On any sewer charge remaining unpaid two days after the due date, there shall be assessed a penalty of 1.5% per month (to be applied to all unpaid charges and penalties).
- B. The City may refer to a collection agency any sewer charges and penalties remaining unpaid 90 days after the initial due date, and the owner of the real property shall be assessed for the cost and fees of collection. At the expiration of said ninety-day period the City may terminate water service to the real estate or portion thereof being provided sewer service upon which charges and penalties remain unpaid, in accordance with the then current agreement in effect with the Pennsylvania-American Water Company (and its successors) and in accordance with all applicable laws and regulations. In addition, the City may recover from the owner of the real property any costs incurred by the City in termination of service and may take such other legal actions as may be appropriate to collect all sums due the City.

ORDAINED AND ENACTED this 19th day of April, 2021.

ATTEST:

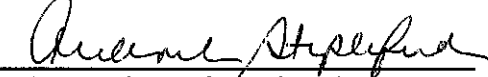


Teena M. Leary, Assistant City Clerk



Maurice J. Cashman, Mayor

APPROVED AS TO FORM:



Andrea L. Stapleford, City Solicitor