

Chapter 18

Sewers and Sewage Disposal

Part 1

Sewers and Sewage Disposal

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Part 1**Sewers and Sewage Disposal****§18-101. Imposition of Annual Sewer Rental, Rate, or Charge.**

There is hereby imposed upon the owners of properties in the Borough of Millbourne (hereinafter the "Borough") which use and are served by the sanitary sewers and sanitary sewer system of the Borough and by certain sewage treatment works constructed in Upper Darby Township and Delaware County (hereinafter collectively known as "Sewer System"), an annual sewer rental, rate, or charge for all residential or other buildings or structures discharging waste into the Sewer System as follows:

A. A charge of \$3.4575 per 1,000 gallons of water used.

B. A minimum charge of \$110.64.

C. All charges shall be based on volume of water consumption at a single structure regardless of the number of units or variety of uses therein.

(*Ord. 284, 12/3/1979, §1; as amended by Ord. 333, 1/7/1991, §I; by Ord. 348, 2/1/1993, §1; by Ord. 365, 1/23/1995, §I; and by Ord. 389, 4/20/1998, §I*)

§18-102. Water Provider.

The Council of the Borough of Millbourne finds as a fact that the great majority of the public, business, commercial or industrial buildings or structures in the Borough obtain water from the Philadelphia Suburban Water Company, hereinafter referred to as "Water Company" and that the Water Company has water meters installed in the said properties.

(*Ord. 284, 12/3/1979, §2*)

§18-103. Reduction of Charges if Not All Metered Water Discharged to Sewer System.

When a property owner is a public, business, commercial or industrial user and does not discharge all of the metered or waste water into the sewer system, the Borough Council of Millbourne is authorized upon application by such property owner to reduce the total number of gallons of water for which the sewer rental, rate or charge is based. Any such application shall be filed with the Chairman of the Sewer Committee within 1 month after the mailing of the bills. The decision of the Borough Council following the recommendation of the Sewer Committee after such hearing, shall be final.

(*Ord. 284, 12/3/1979, §3*)

§18-104. Proration of Sewer Bill.

Whenever the sewer service to any property begins after the first day or terminates before the last day of the year, the sewer rental rate or charge for such property for such year shall be that portion of the year during which the said property is served; provided, however, that in making such apportionment, a fraction of a month amounting to one-half or more of a month shall be counted a full month and a fraction of a month amounting to less than one-half of a month shall be disregarded.

(*Ord. 284, 12/3/1979, §4*)

§18-105. Administration of Part.

The Chairman of the Sewer Committee shall administer this Part. He shall obtain from the Water Company the number of gallons of water consumed by public, business, commercial or industrial users during the last four quarters immediately preceding January of each year for which computation has been made by the Water Company, and shall compute the sewer rental, rate or charge to such users on the amount of water consumed by such users, during such four quarters.

(*Ord. 284, 12/3/1979, §5*)

§18-106. Rates for Users Obtaining Water Other than from the Water Company.

Public, business, commercial or industrial users which secure water from other than the Water Company shall pay a sewer rate, rental or charge in an amount to be fixed by the Sewer Committee and comparable to rentals of establishments of similar character and size. Where it is necessary to measure the discharge into the sewer system in order to determine the annual sewer rental, rate or charge imposed by this Part, the proper meters or other measuring devices shall be installed. Such meters or other measuring devices shall be under the control of the Borough. The owner of the property upon which such measuring devices are installed shall be responsible for its maintenance and safekeeping and all repairs thereto shall be made at the cost of the owner of the property.

(*Ord. 284, 12/3/1979, §6*)

§18-107. Right to Refuse Connection.

The Borough reserves the right to refuse connection to the sewer system or otherwise to compel discontinuance of use or to compel pre-treatment by any industry, to prevent discharge into the sewer system of any industrial wastes deemed to be harmful to the sewer system or to have a deleterious effect on the sewage treatment processes.

(*Ord. 284, 12/3/1979, §7*)

§18-108. Annual Sewer Rental Rate or Charge.

The annual sewer rental rate or charge shall be due and payable on the first day of each year in advance and shall be paid to the Treasurer of the Borough of Millbourne.

(*Ord. 284, 12/3/1979, §8*)

§18-109. Penalty for Late Payment.

A penalty of 5 percent shall be added to each bill if the same is not paid within 3 months from the date of the bill.

(*Ord. 284, 12/3/1979, §9*)

§18-110. Annual Bills.

The Chairman of the Sewer Committee shall cause annual bills for sewer rental,

rates or charges to be mailed to all owners of properties using the sewer system as aforesaid, on or about the first day of July of each year. Sewer rental rates or charges shall be due from such owners whether or not bills have actually been received.

(Ord. 284, 12/3/1979, §10)

§18-111. Certification of Unpaid Bills.

It shall be the duty of the Chairman of the Sewer Committee on or after January 1 of each year to certify all unpaid bills for sewer rentals, rates or charges, to the Solicitor.

(Ord. 284, 12/3/1979, §11)

§18-112. Delinquent Bills to Become a Lien.

The amount of the sewer rental, as shown in such bill together with penalty of 5 percent and interest on the principal amount of the said lien from January 1 of the year following the year on which the said sewer rental was due and payable, shall be entered as a lien against such property in the Office of the Prothonotary of the County of Delaware and collected in the manner provided by law for the collection and filing of municipal liens and said liens shall be filed by the Solicitor of the Borough after January 1 of the second year following the time at which such rental was due and payable and not later than 3 years from the date thereof.

(Ord. 284, 12/3/1979, §12)

