

NOTICE IS HEREBY GIVEN that the Town Council of the Borough of Chambersburg, Franklin County, Pennsylvania, intends to consider for adoption and to vote upon an enactment of the Ordinance summarized below at the regularly scheduled Chambersburg Town Council Meeting on September 30, 2024, at 7:00 p.m. at the Borough Office, 100 South 2nd Street Chambersburg, Pennsylvania 17201.

BOROUGH OF CHAMBERSBURG
FRANKLIN COUNTY, PENNSYLVANIA

ORDINANCE NO. 2024-__

AN ORDINANCE OF THE BOROUGH OF CHAMBERSBURG,
FRANKLIN COUNTY, PENNSYLVANIA, AMENDING CERTAIN
SECTIONS OF CHAPTER 292 (WATER) OF THE CODE OF THE
BOROUGH OF CHAMBERSBURG RELATED TO RATES FOR WATER
SERVICE.

WHEREAS, pursuant to Section 2401(a) of the Borough Code, 8 Pa.C.S. § 2401(a), the Borough of Chambersburg (the “Borough”) operates a water system to supply water to its residents; and

WHEREAS, pursuant to Section 2401(c) of the Borough Code, 8 Pa.C.S. § 2401(c), the Borough is authorized to fix the rates to be charged for the water furnished to its residents by the Borough; and

WHEREAS, the Code of the Borough of Chambersburg (the “Code”) contains in Chapter 292 provisions related to water service and the rates applicable thereto; and

WHEREAS, the Mayor and Town Council for the Borough of Chambersburg deem it to be in the best interest and for the general welfare of the citizens and residents of the Borough to amend certain provisions in Chapter 292 of the Code regarding water rates.

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the Mayor and Town Council of the Borough of Chambersburg, Franklin County, Pennsylvania, and it is hereby enacted and ordained as follows:

SECTION 1. Chapter 292 of the Code, entitled “Water,” Section 292-4 thereof, entitled “General service within Borough,” is hereby amended by replacing subsection A. thereof with the following:

- A. Usage, service and minimum charges, in amounts established by Resolution of Town Council from time to time and set forth on the Borough’s Master Fee Schedule, shall be

made for water furnished for general use within the Borough to each separate dwelling unit or commercial or industrial establishment, as the same are hereinbefore defined, situated within the corporate limits of the Borough of Chambersburg.

SECTION 2. Chapter 292 of the Code, entitled “Water,” Section 292-4 thereof, entitled “General service within Borough,” is hereby amended by replacing subsection D. thereof with the following:

- D.** Minimum charges. The minimum charges for water used within the Borough for ordinary domestic, commercial or industrial use shall be the readiness-to-serve charge, in an amount established by Resolution of Town Council from time to time and set forth on the Borough’s Master Fee Schedule, for each service connection, based upon the nominal size of the water meter serving the property. Where more than one separate dwelling unit or commercial or industrial establishment is served by a single meter, a separate charge at the rate established for a five-eighths-inch meter shall be made for each such dwelling unit or establishment; but the minimum charge for the property shall be not less than that determined by the size of the meter serving the property.

SECTION 3. Chapter 292 of the Code, entitled “Water,” Section 292-7 thereof, entitled “Resale of water from Borough system,” is hereby amended by replacing subsection B.(3) thereof with the following:

- (3)** All water measured by the meter required above shall be paid for in accordance with the schedule of rates as established by Resolution of Town Council from time to time and set forth on the Borough’s Master Fee Schedule.

SECTION 4. Chapter 292 of the Code, entitled “Water,” Section 292-8 thereof, entitled “Private fire protection service,” is hereby by amended by replacing subsection A. thereof with the following:

- A.** Under such regulations as the Borough Water Department may establish, the Borough will furnish water to private fire protection systems within the Borough. This service shall be rendered through a separate connection, with suitable special meter, valves and detection devices, on condition that no water be supplied through such equipment for any purposes other than for fire-fighting purposes or for testing the equipment. No usage charge shall be made for water used under these conditions. The Borough shall assume no responsibility for the maintenance or upkeep or satisfactory operation of any fire protection equipment. For each such private fire protection service connection, a monthly charge shall be paid in accordance with the schedule of rates as established by Resolution of Town Council from time to time and set forth on the Borough’s Master Fee Schedule.

SECTION 5. Repealer. All ordinances, or parts thereof, of the Borough of Chambersburg inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 6. Savings Clause. In all other respects, the ordinances of the Borough of Chambersburg shall remain as previously enacted and ordained.

SECTION 7. Severability. The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Ordinance.

SECTION 8. Effective Date. This Ordinance shall be effective upon adoption.

ENACTED, ORDAINED and APPROVED this _____ day of _____, 2024.

Allen B. Coffman
President of Town Council

ATTEST:

Jamia L. Wright
Secretary of Town Council

Kenneth Hock
Mayor