

**RADNOR TOWNSHIP  
DELAWARE COUNTY, PENNSYLVANIA**

**ORDINANCE NO.: 2018-11**

**AN ORDINANCE OF RADNOR TOWNSHIP, DELAWARE COUNTY,  
PENNSYLVANIA, AMENDING CHAPTER 235, ARTICLE III, SEWER  
SERVICE CHARGES AND CHAPTER 246 STORMWATER  
MANAGEMENT FEES, BY REVISING PAYMENT AND LATE  
PENALTIES**

*WHEREAS*, Chapter 235, Article III in the Radnor Township Revised Code provides the service charges for the Township's Sanitary Sewer System; and

*WHEREAS*, the Township currently bills and collects the Sewer Rent in April (April 1 – April 30), annually; and

*WHEREAS*, the Board of Commissioners adopted Ordinance 2013-15 on October 14, 2013 establishing a Stormwater Management Fee under Chapter 246 of the Radnor Township Code; and

*WHEREAS*, the Township currently bills and collects the Stormwater Management Fee in January (January 1 – January 31), annually; and

*WHEREAS*, the Township's software system in 2013 would not allow the Township to add a fee under the same account, which would have allowed for a single combined bill that included both the Sewer Rent and the Stormwater Management Fee, resulting in the Township having to issue two separate bills; and

*WHEREAS*, the Township has implemented a new financial software system that will allow the Sewer Rent and Stormwater Management Fee to be combined into one account, which will allow the Township to bill and collect these two items on one invoice; and

*WHEREAS*, to assist residents and businesses with the adjustment, that the combined billing cycle be increased from 30 days to two months, from April 1 to May 31, annually; and

*WHEREAS*, the penalty charges for the Sanitary Sewer Rent will be reduced to mirror the rates adopted under the Stormwater Management Fee, from 1.0% per month to 0.50% per month on all unpaid balances.

**NOW THEREFORE**, the Board of Commissioners of the Township of Radnor does hereby ENACT and ORDAIN the following amendments to Chapters 235 and 246 of the Code of the Township of Radnor as follows:

**Section 1.** Section 235-12, Payment; late penalties, of the Code of the Township of Radnor is hereby amended to read as follows:

The face amount of all sewer service charges shall be payable on or before May 31 of each year, with a penalty of 10% assessed on June 1. On the first day of each subsequent month in which the account remains unpaid, an interest charge of 0.5% of the unpaid service charge shall be added to the account. All unpaid sewer service charges, penalties, and interest shall be a lien against the property being served by the sewer, and the Township Solicitor shall file such liens on or after January 31 of the following year in which the account remains unpaid. Any collection, legal, and filing fees shall be borne by the user.

**Section 2.** Subsection 246-7.A Billing and collection of user fees, of the Code of the Township of Radnor is hereby amended to read as follows:

- A. The user fees fixed and established by this chapter shall be effective as to all properties that use, are served, or are benefited by the Radnor stormwater management system existing as of the effective date of this chapter, and shall be effective to all other properties thereof that use, are served or benefitted by the stormwater management system subsequent to the effective date of this chapter. User fees imposed by this chapter shall be assessed and billed by Radnor on an annual basis. Such assessments shall be payable at their face amount on or before May 31 next following the date on which said assessment bill was mailed. The annual billing date shall be on or about April 1. The user fees assessed and collected will not be subject to proration or refund by Radnor in the event a property is sold; provided, however, that this sentence shall not bind a buyer and seller from making their own proration of any user fees assessed hereunder.

**Section 3.** Section 246-8, Late payment penalty; interest paid on unpaid user fees, of the Code of the Township of Radnor is hereby amended to read as follows:

The face amount of all user fee charges shall be payable on or before May 31 of each year, with a penalty of 10% assessed on June 1. On the first day of each subsequent month in which the account remains unpaid, an interest charge of 0.5% of the unpaid user fee shall be added to the account. All unpaid user fees, penalties, and interest shall be a lien against the property using, being served by, or benefiting from the stormwater management system, and the Township Solicitor shall file such liens on or after January 31 of the following year in which the account remains unpaid. Any collection, legal, and filing fees shall be borne by the user.

**Section 4.** Repealer. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

**Section 5.** Severability. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

**Section 6.** Effective Date. This Ordinance shall become effective in accordance with the Home Rule Charter of Radnor Township.

ENACTED and ORDAINED this 8<sup>th</sup> day of October, 2018.

**ORDINANCE NO.: 2018-11**


**RADNOR TOWNSHIP  
BOARD OF COMMISSIONERS**

By: 

Name: Lisa Borowski

Title: President

ATTEST:

  
Robert A. Zienkowski, Secretary