



RESOLUTION 2020-10

A RESOLUTION SETTING THE STORM SEWER POLLUTANT IMPACT FEE IN THE BOROUGH OF GREENCASTLE, FRANKLIN COUNTY, PENNSYLVANIA IN ACCORDANCE WITH THE STORM SEWER UTILITY ORDINANCE.

WHEREAS, the Borough of Greencastle is authorized by the Pennsylvania Municipalities Planning Code, 53 P.S. § 10101 *et seq.*, as amended, and the Pennsylvania Stormwater Management Act, 32 P.S. § 680.1 *et seq.*, as amended, to regulate land use activities that affect stormwater runoff;

WHEREAS, the Borough of Greencastle is authorized by Borough Code, 8 Pa.C.S.A. § 1202(2), to charge fees associated with the use of Borough utilities; and Section 2203 of the Borough Code, 8 Pa.C.S.A. § 2203, authorizes the Borough of Greencastle to assess benefitted properties;

WHEREAS, the Borough of Greencastle, Franklin County, Pennsylvania has found it economically necessary to implement a Storm Sewer Pollutant Impact Fee for storm sewer services;

WHEREAS, by Ordinance 2019-04, Borough Council amended Chapter 166 of the Code of the Borough of Greencastle (the "Code") to include Article IX establishing a Storm Sewer Utility;

WHEREAS, Section 166-43 of the Code provides that "Borough Council of the Borough of Greencastle may establish by resolution a storm sewer service fee schedule, which may be amended from time to time"; and

WHEREAS the Borough Council of the Borough of Greencastle desires to implement a Storm Sewer Pollutant Impact Fee.

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Greencastle as follows:

SECTION I. Effective December 7, 2020, the Borough of Greencastle shall impose the following charges for Storm Sewer Services for per 100 square feet of impervious area on 83% of the total impervious area on all developed parcels in the Borough of Greencastle:

Storm Sewer Pollutant Impact Fee.....\$0.50

SECTION II. SEVERABILITY. The provisions of this Resolution shall be severable, and if any of its provisions shall be held unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect the validity of any of the remaining provisions of this resolution.

SECTION III. REPEALER. All resolutions or parts of resolutions inconsistent herewith are expressly repealed.

SECTION IV. This Resolution shall become effective immediately.


DULY ADOPTED into law this 7th day of December, 2020 by the Borough of

Greencastle, in lawful session duly assembled.

(Seal)

BOROUGH OF GREENCASTLE
FRANKLIN COUNTY, PENNSYLVANIA

ATTEST:



Emilee A. Little, Borough Secretary

By: 

Steven Miller, Council President

