

**CERTIFIED COPY OF RESOLUTIONS
OF THE BOARD OF
CITY OF JEANNETTE MUNICIPAL AUTHORITY**

The undersigned does hereby certify as follows:

(1) The undersigned is the duly elected, qualified and acting Secretary of City of Jeannette Municipal Authority, and as such, the minute books and records of said Authority are in the possession and custody of the undersigned:

(2) The following and attached is a true and correct copy of Resolutions duly and regularly adopted by the Board of the Authority at a meeting duly called and held on the 9th day of December, 2008, which meeting was at all times open to the public, of which due notice was given as required by law, and at which meeting a quorum of said Board was present and participating.

WHEREAS, under the terms of its 1988 financing arrangements, the City of Jeannette Municipal Authority (the “Authority”) has agreed that it will adopt and will charge, maintain and collect reasonable sanitary sewage collection, transportation and treatment charges and tap connection charges within this Authority’s service area for the use of the facilities of this Authority’s Sewage Treatment Plant and Sewer System for the Sewage treatment and disposal services rendered by this Authority within the City of Jeannette (the “City”) and the rest of this Authority’s service area; and

WHEREAS, Gannett Fleming, Inc., Consulting Engineers of Pittsburgh, Pennsylvania, the Consulting Engineers for this Authority, have recommended a schedule of sanitary sewage collection, transportation and treatment

charges and tap connection charges which meet the conditions of the Authority's covenants under its financing arrangements.

NOW, THEREFORE, BE AND IT HEREBY IS RESOLVED:

SECTION A. The schedule of sanitary sewage collection, transport and treatment charges for sewer service and tap connection charges that is set forth in "Schedule A" attached hereto and made a part hereof, that has been recommended by the Authority's Consulting Engineers, be and it is hereby adopted by the Authority.

SECTION B. All bills for sanitary sewage collection, transportation and treatment charges and tap connection charges shall be computed in accordance herewith and shall be rendered to the owner, or, after proper arrangements, to the tenant, of the premises to which the sewer service is furnished; but, nevertheless, the owner of the premises shall in all such cases be ultimately liable for payment of such bills.

SECTION C. The Authority shall have charge and management of the Sewer System to operate under the Authority's Rules and Regulations governing the use, operation and maintenance of said Sewer System, a copy of which Rules and Regulations and hereby approved and attached hereto as "Schedule B" and made a part indirectly to the Sewer System, to compel discontinuance of use of the Sewer System, or to compel pretreatment of sewage and industrial wastes by any establishment in order to prevent discharges deemed harmful or to have a deleterious effect

upon any portion of the Sewer System or treatment facilities. Non-residential establishments having large variations in rates of waste discharge may be required to install such devices at their own expense as may be required and approved by the Authority for all reasonable times to both residential and non-residential establishments for the purpose of establishing, determining or checking water consumption and employees, wastewater's discharged to or excluded from the Sewer System, and the character of discharges from the Sewer System.

SECTION D. All bills imposed here under shall be due and payable immediately upon receipt of the bill by the owner and/or tenant and shall be paid not later than the due date appearing on individual bills. Said charges shall be subject to a twenty (20%) percent penalty if not paid by their due date. If not paid within ninety (90) days after said due date, the charges plus penalty shall bear interest at the rate of one-half percent per month or any fraction thereof until paid.

Additional costs shall be assessed for certified notice of delinquency, hand delivery of delinquency notice, posting property with water shut-off notice and preparing affidavit for water shut-off as per schedule below. All delinquent rentals and costs assessed must be paid in full to have water turned back on.

Certified Delinquent Notice	\$10.00
Hand Deliver Returned Certified Delinquent Notice	\$20.00
Post Property with Water Shut-off Notice	\$20.00
Prepare Affidavit for Water Shut-off	\$25.00

SECTION E. All sanitary sewage collection, transportation and treatment charges and tap connection charges received by the Authority shall be promptly deposited to the appropriate Authority account established under its financing arrangements and shall be used solely for the Sewer System's operation, maintenance and debt service requirements.

SECTION F. The sanitary sewage collection, transportation and treatment and tap connection charges imposed here under shall become effective as set forth hereinafter in "Schedule A" attached hereto. Appropriate billings by the Authority shall commence promptly thereafter.

SECTION G. All resolutions or parts of this Authority not in accord with this Resolution are hereby repealed insofar as they affect this Resolution.

- (1) Said Resolutions have not been amended, modified or rescinded and are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto placed my hand and the seal of City of Jeannette Municipal Authority this 9th day of December, 2008.

**CITY OF JEANNETTE
MUNICIPAL AUTHORITY**

By _____

Secretary

(Authority Seal)

“SCHEDULE A”

ARTICLE 1. The sanitary sewage collection, transport and treatment charges and tap connection charges to be charged for sanitary sewage collection, transportation and treatment services to be furnished by the City of Jeannette Municipal Authority (the “Authority”) to customers in the Authority’s service area which shall take effect on November 15, 1988, with the initial billings to be due and payable on or before December 31, 1988, shall be as follows:

SECTION A. CHARGES:

The charges for sewer service rendered to sewer premises in the Authority’s service area shall be as follows:

1. Sewer Rental Charges

All property owners within the City of Jeannette (the “City”) having property connected directly or indirectly to the Sewer System shall pay the following annual sewer rentals. In addition, a surcharge shall be charged to each property owner located outside of the City. Sewer rental charges to all customers shall be computed and billed semi-annually (and the aforementioned surcharge, as agreed to, shall be added to the bills so computed of each property owner located outside the City) as set forth in the following schedules:

DOMESTIC USERS

Domestic Users shall be charged at the annual rate of \$295.00 per year starting with the 2009 first and second quarter. New and reinstated accounts will be prorated by the quarter only.

COMMERCIAL, INDUSTRIAL, SCHOOLS AND UNITED STATES POST OFFICE

Rates shall be based on water consumption on an annual base.

1 to 25,000 gallons - \$295.00

25,000 gallons and above - shall pay sewage at \$295.00 plus \$6.5/1000 gallons of water over 25,000 gallons consumed.

UNCLASSIFIED USERS

	<u>Per year</u>	<u>Per 6 Months</u>
Churches, each	\$131.65	\$65.83
West End Builders Supply	\$295.00	\$147.50
Unteberger Trailer		
Court/per trailer	\$324.50	\$162.25
Jeannette Schools	\$6.73/pupil	

The bills will be mailed twice a year. The bill for the first and second quarter will be mailed in January. A 2% discount will be applied to the current bill if it is paid in full

by March 31st. Similarly, the bill for the third and fourth quarter will be mailed in July. A 2% discount will be applied to the current bill if it is paid in full by September 30th.

The volume of water to be used for billing sewer rentals for Commercial Users shall be based upon water meter reading of the Municipal Authority of Westmoreland County or, in the absence of such readings, upon estimates made by the City of Jeannette Municipal Authority.

2. Tap Connection/Impact Charges

WHEREAS, the City of Jeannette Municipal Authority (the Authority) is empowered to enact and review a schedule of certain fees to be charged against property owners connecting to the Authority's sanitary sewer system and utilizing a portion of the collection and treatment capacity; and

WHEREAS, the Legislature of the Commonwealth of Pennsylvania has enacted Act 57 of 2003, amending the Municipal Authorities Act of 1945 and Act 203 of 1990, concerning tap-in fees, connection fees and customer facility fees; and

WHEREAS, Act 57 of 2003 alters the method by which such fees are to be calculated; and

WHEREAS, the Authority desires to implement a system of fees, pursuant to the legislation, and has commissioned Gannett Fleming, Inc., consulting engineer of the Authority to conduct a study to develop an appropriate fees for all customers; and

WHEREAS, Gannett Fleming, Inc. has issued a study dated September 2004 and revised February 2005, which sets forth information regarding such fees, and a copy of which is attached as Exhibit "A" and incorporated by reference; and

WHEREAS, the Authority desires to implement the findings of the aforementioned study to cause the Authority to be in compliance with Act 57 of 2003; and

WHEREAS, the Authority desires to assess a tap-in fee that reasonably compensates the Authority for its capital costs in providing the collection trunk and outfall mains, pumping, treatment and disposal for that portion of the system to be utilized by the property; to assess said fee that recognized the capital cost of the aforementioned facilities including those that provide existing service and / or those that will provide future service; to assess said fee that will not include the costs for facilities contributed to the Authority by any person, government or agency; to assess said fee that will not include any debt service repayment related to the capital facilities; to assess an additional special facilities fee to those properties where such special facilities are needed; and

WHEREAS, the Authority desires to assess a connection fee that is in addition to the responsibility of the property owner for the actual cost of the connection of the property extending from the Authority's collection main to the property line of the property so connected; to assess a customer facility fee that is in addition to the responsibility of the property owner for the actual cost of the facilities connecting the property from the property line to the proposed dwelling or building to be served; and

WHEREAS, the said factual information and calculations required by Act 57 of 2003 permit a tap-in fee, collection component not to exceed SIX HUNDRED FORTY AND NO/100 DOLLARS (\$640.00) per EDU and a tap-in fee, capacity component not to exceed FIVE

HUNDRED TWENTY-FIVE AND NO/100 DOLLARS (\$525.00) per EDU; and

WHEREAS, the Authority shall provide for the reimbursement to a property owner / developer when the owner of another property not in the development for which the extension was constructed connects a service lateral directly to the sewer extension constructed by the property owner / developer within ten (10) years of the date of dedication to the Authority; the reimbursement shall be equal to 95 percent of the collection part of each tap-in fee collected as a result of subsequent connections and limited to the total actual cost of the sewer extension; and

WHEREAS, the Authority intends hereby to enact such fees as consistent with Act 57 of 2003;

NOW, THEREFORE, be it resolved and it is hereby resolved as follows:

1. There is hereby fixed and imposed upon each property owner making a connection to the Authority's sewer system directly or indirectly the following fees in conformance with Pennsylvania Act 57 of 2003:

<u>Component</u>	<u>Fee (per EDU)</u>
Connection Fee	\$0
Customer Facilities Fee	\$0

Tap-in Fee

Collection Part	\$475
Capacity Part	\$525
Special Purpose Part	<u> \$0</u>
Total	\$1,000

2. The fees set forth in this Resolution are based on an allowance of 90 gallons per day per capita and 217 gallons per day per EDU.
3. The Authority has the right to revisit the calculation of the fees and adjust the fees insofar as the fees and calculations thereto conform to Pennsylvania Act 57 of 2003 and any subsequent legislation.
4. The fees imposed hereunder with respect to property connected to the sewer system shall be in addition to any rental or other charges fixed, charged or imposed by the Authority by reason of the use, or availability for use of the sewer system by such property.
5. The provisions of this Resolution shall be severable and if any provision or provisions shall be held to be unconstitutional, invalid, or void, such unconstitutional, invalid or void provisions shall not affect the validity of any of the remaining provisions of this Resolution. It is hereby declared that this Resolution would have been adopted if such

unconstitutional, invalid, or void provision or provisions had not been included herein.

6. All previous Resolutions or parts of previous Resolutions insofar as they are inconsistent herewith are hereby rescinded.

B. Other Charges Related to Sewer Extensions -The Authority reserves the right to charge the property owner/developer for such expenses as it may incur in connection with the property owner/developer's extension of sewer mains including, but not limited to review of plans, specifications and permit applications; construction inspection and testing; township and authority administrative expenses; legal service; engineering services; etc.

C. Pursuant to the authority of Act 57, the Authority shall have the right to charge a tapping fee and refund said tapping fee or any part thereof to the person or corporation who has paid for the construction of said sewer system or any part of extension thereof to the person or corporation paying for construction thereof.

Where a sewer line is to be extended at the expense of the owner or owners of properties or where the Authority otherwise would construct the same, the property owner or owners shall have the right to construct the extension themselves or through a subcontractor approved by the Authority, provided the Authority shall have the right at its option to perform the construction itself only if the Authority constructs the extension at a lower cost and within the same time table specified or proposed by the property owner or owners or his or their approved subcontractor. Such extension shall be by virtue of an agreement with the

Authority and shall be undertaken only pursuant to the existing regulations, requirements, rules and standards of the Authority applicable to such construction and shall be further subject to inspection by an inspector authorized to approve such construction and employed by the Authority, in advance of construction, the Authority's estimated reasonable costs of redoing plans, construction, inspections, administrative, legal and engineering services.

On completion of construction, the property owner or owners shall dedicate and the Authority shall accept the extension of the Authority's system, provided dedication of facilities and installation complies with plans, specifications, regulations of the Authority and the Agreement.

Where a property owner constructs or causes to be constructed at his expense any extension of a sewer system of the Authority, the Authority shall provide for the reimbursement to the property owner when the owner of another property not in the development for which the extension was constructed connects a service line directly to the extension within ten years of the date of dedication to the Authority and in accordance with the following provisions:

(1) Such reimbursement shall be equal to the collection part of each tapping fee collected as a result of subsequent connections. An administrative charge not to exceed five percent may be collected by the Authority and reimbursement shall be limited to the cost of all labor and material, engineering design charges, cost of performance and maintenance bonds, Authority review and inspection charges and any other charges involved in the acceptance and dedication of such facilities by the Authority, less the amount which would be chargeable to such property owner based upon the Authority's collection and distribution tapping fees

which would be applicable to all lands of the property owner served directly or indirectly through such extensions if the property owner did not fund the extension.

(2) The Resolution shall not affect any existing agreement which relates to the subject matter of this Act and which predated the Act nor shall it be applicable to any inter-municipal service agreements in force or hereinafter negotiated by the Authority.

(3) Where two or more buildings are connected to the sewer system through a single service connection or where two or more uses are made of the same improved property (i.e. motel with a restaurant, retail store with a restaurant, home with a professional office, etc.), the tapping fee determination shall be computed as though such building and each type of use were separate improved properties or uses with separate sewer connections.

(4) Where any building connected to the sewer system shall be converted, enlarged or remodeled or additional buildings shall be constructed on a property and connected indirectly to the sewer system through an existing lateral, or connected directly to a new lateral so as to create or establish more extensive use or uses of the sewer connection as set forth herein, an additional tapping fee in accordance with the use of such property shall be payable to the Authority by the owner of the property so improved.

(5) The tapping fees set forth in this Resolution are based on an allowance of 217 gallons per day of use per EDU.

(6) Where a property previously had a building legally connected to the sanitary sewer, and the lateral has been abandoned in accordance with Article III, Section 305 no tap-in fee will be charged for the new building assuming there will be similar water usage. A tap-in fee will be charged for additional EDU's if present. This section waives only the fee; all other tap-in application and construction requirements of the City of Jeannette Municipal Authority Rules and Regulations must be met.

(7) The fees imposed here under with respect to property connected to the sewer system shall be in addition to any rental or other charges fixed, charged or imposed by the Authority by reason of the use, or availability for use of the sewer system by such property.

(8) The provisions of this Resolution shall be severable and if any provision or provisions shall be held to be unconstitutional, invalid, or void, such unconstitutional, invalid or void provisions shall not affect the validity of any of the remaining provisions of this Resolution. It is hereby declared that this Resolution would have been adopted if such unconstitutional, invalid or void provision or provisions had not been included herein.

(9) The Authority hereby appoints the Municipal Authority of Westmoreland County (MAWC) as its agent to collect and pay over to the Authority, all sewer rental fees and other charges specified herein.

(10) All resolutions or parts of resolutions insofar as they are inconsistent herewith are hereby rescinded.

SECTION B. SURCHARGES APPLICABLE TO INDUSTRIAL ESTABLISHMENTS:

Industrial establishments discharging sewage and/or industrial wastes to the Sewer System having an average biochemical oxygen demand (BOD) greater than 200 parts per million (ppm) and a suspended solids content greater than 250 ppm shall pay a strength of waste surcharge, in addition to applicable volume charges, equal to 5/100 of 1 percent for each part per million by which the BOD exceeds 200 ppm, plus 5/100 of 1 percent for each part per million by which the suspended solids exceed 250 ppm. The strength of sewage and/or industrial wastes to be used for establishing the amount of surcharge shall be determined at least once annually either (a) by suitable sampling and analyses of the wastes for a 3-day period during which time the strength of wastes discharged or production is at a maximum production; or (b) from estimated; or (c) from known relationships of products produced to strength of waste for those establishments where such factors have been established. In establishing waste strength for surcharge purposes, analyses shall be made in accordance with procedures outlined in the latest edition of "Standard Methods For The Examination of Water and Wastewater" published by the American Public Health Association.

SECTION C. RATE REVISIONS:

The Authority specifically reserves the right to alter this "Schedule A" at any time in the future, more specifically

in order to comply with the requirements of its financing arrangements.

SECTION D. ANNUAL RATE REVIEW:

The Authority specifically covenants and provides herein that it shall review the User Charges provided for in this “Schedule A” annually and revise them periodically to reflect actual sanitary sewage collection, transportation and treatment service operation and maintenance and debt service costs.

“SCHEDULE B”

CITY OF JEANNETTE MUNICIPAL AUTHORITY

(Westmoreland County, Pennsylvania)

SEWER SYSTEM

RULES AND REGULATIONS

Dated: December 9th, 2008 for reference purposed only.

SEWER SYSTEM

RULES AND REGULATIONS

ARTICLE I

DEFINITIONS

Section 101. Authority shall mean the City of Jeannette Municipal Authority situated in Westmoreland County, Pennsylvania.

Section 102. Board shall mean the elected and appointed members of the Board of the City of Jeannette Municipal Authority, as now or hereafter constituted, and its duly authorized agents or representatives.

Section 103. Sewage shall mean a combination of water-carried wastes from residences, business buildings, institutions, and industrial and commercial establishments, together with such ground, surface or storm water as may be present.

Section 104. Sanitary Sewage shall mean the normal water-carried household and toilet wastes from residences, business buildings, institutions, industrial and commercial establishments, exclusive of storm water runoff, surface water or ground water.

Section 105. Industrial Wastes shall mean any liquid, gaseous or water borne wastes from industrial

processes or commercial establishments, as distinct from sanitary sewage.

Section 106. Garbage shall mean solid wastes from the preparation, cooking and dispensing of food and from the handling, storage and sale of produce.

Section 107. Properly Shredded Garbage shall mean the wastes from the preparation, cooking and dispensing of food and from the handling, storage and sale of produce, which have been shredded to such degree, that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (1/2") in any dimension.

Section 108. Storm Water Runoff shall mean that portion of the rainfall, which reaches a channel, trench or sewer.

Section 109. Sewer shall mean a pipe or conduit for carrying sewage.

Section 110. Combined Sewer shall mean a sewer designed to receive both sewage and storm water runoff, which has been approved for such purpose.

Section 111. Sanitary Sewer shall mean a sewer, which carries sewage, and to which storm, surface and ground waters are not intentionally admitted.

Section 112. Storm Sewer shall mean a sewer which is intended to carry storm water runoff, surface waters,

groundwater drainage, etc., but which is not intended to carry any sanitary sewage or polluted industrial waste.

Section 113. Public Sanitary Sewage System (sometimes called “Sewer System”) shall mean all sanitary or combined sewer, all pumping stations, all force mains, the Sewage Treatment Plant, and all other sewerage facilities owned and operated by the Authority for the collection, transport and treatment of sanitary sewage and industrial wastes, together with their appurtenances, and any additions, extensions or improvements thereto. It shall also include sewers within the Authority’s service area which serve one or more persons and discharge into the public sanitary sewage system even though those sewers may not have been constructed by the Authority and are not owned or maintained by the Authority or the City of Jeannette (hereinafter referred to as the “City”), as the Authority’s sometime agent and interim Sewer System Manager. It does not include separate storm and surface runoff, the discharge from which is not and does not become tributary to the public sanitary sewage system and sewage treatment facilities owned and operated by the Authority.

Section 114. Occupied Building shall mean any structure erected and intended for continuous or periodic habitation, occupancy or use by human beings or animals, and from which structure sanitary sewage and industrial wastes, or either thereof, is or may be discharges.

Section 115. Premises Accessible to the Public Sanitary Sewage System shall mean any real estate abutting on or adjoining or having access to any street, ally or right-

of-way in which a sewer is located which ultimately connects to the public sanitary sewage system.

Section 116. Person shall include natural persons, partnerships, associations and corporations, public or private.

Section 117. pH shall mean the reciprocal of the logarithm to the base 10 of the hydrogen ion concentration expressed in grams per liter. It shall be determined by one of the acceptable methods described in the latest edition of “Standard Methods for the Examination of Water and Wastewater” published jointly by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.

Section 118. Suspended Solids shall mean solids that either float on the surface or are in suspension in water, sewage, industrial wastes or other liquids, and which are removable by laboratory filtration. The quantity of suspended solids shall be determined by one of the acceptable methods described in the latest edition of “Standard Methods for the Examination of Water and Wastewater”, cited above.

Section 119. B.O.D. of Sewage or industrial Waste shall designate its “Biochemical Oxygen Demand” and shall mean the quantity of oxygen utilized in the biochemical oxidation of the organic matter in said sewage or industrial waste under standard laboratory procedure in 5 days at 20 Degrees Centigrade (under aerobic conditions), expressed in milligrams per liter by weight. It shall be determined by one of the acceptable methods described in the latest edition of

“Standard Methods for the Examination of Water and Wastewater”, cited above.

Section 120. Abnormal Industrial Waste shall mean any industrial waste having a suspended solid content or B.O.D. appreciably in excess of that normally found in municipal sewage. For the purpose of these regulations any industrial waste containing more than 250 milligrams per liter of suspended solids, or having a B.O.D. in excess of 200milligrams per liter, shall be considered an abnormal industrial waste regardless of whether or not it contains other substances in concentrations differing appreciably from those normally found in municipal sewage.

Section 121. Unpolluted Water or Waste shall mean any water or waste containing non of the following: free or emulsified grease or oil; pH less than 6.5 or greater than 9.0; phenols or other substances imparting taste or odor to receiving waters; toxic or poisonous substances in suspension, colloidal state or solution; obnoxious or odorous gases. It shall contain not more than 750 milligrams per liter by weight or dissolved solids of which not more than 250 milligrams per liter shall be as chloride and not more than 10 milligrams per liter of suspended solids and B.O.D. The color shall not exceed 5 color units. Analyses for any of the above-mentioned substances shall be made in accordance with the latest edition of “Standard Methods for the Examination of Water and Wastewater”, cited above.

Section 122. Water Company shall mean any publicly or privately owned duly authorized agency, corporation with organization, which is the approved purveyor of the public water supply within the limits of the

Authority's service area, including specifically the Municipal Authority of Westmoreland County,

Section 123. "Shall" is mandatory; "may" is permissive.

Section 124. Infiltration shall mean Water, other than wastewater, that enters a sewer system (including sewer service connections and foundation drains) from the ground through such means as defective pipes, pipe joints, connections or manholes.

ARTICLE II

DISCHARGE OF SANITARY SEWAGE TO PUBLIC SANITARY SEWAGE SYSTEM REQUIRED

Section 201. All persons owning property within the Authority's service area accessible to the public sanitary sewage system, and whose existing occupied building is within one hundred and fifty feet from such sewer system, shall, at their own expense, make connection with the public sanitary sewage system in accordance with the applicable Connection Ordinance in effect in that portion of the Authority's service area, if they are not presently so connected.

Section 202. All persons owning property within the Authority's service area accessible to the public sanitary sewage system, upon which an occupied building is subsequently erected within one hundred and fifty feet from

such sewer system, shall, at their own expense, make connection with the public sanitary sewage system in accordance with the applicable Connection Ordinance in effect in that portion of the Authority's service area.

Section 203. Person's owning any occupied building within the Authority's service area upon premises which subsequently become accessible to the public sanitary sewage system, and, if said building is within one hundred and fifty feet from such sewage system, shall, at their own expense, make connection with public sanitary sewage system within the time period stipulated after proper notice to do so has been given in accordance with applicable law.

Section 204. All connections to the public sanitary sewage system shall be made in accordance with Article IX hereof.

Section 205. No privy vault, cesspool, septic tank, mine hole or similar receptacle for human excrement shall presently or at any time hereafter be connected with the public sanitary sewage system.

ARTICLE III

EXCLUSION OF STORM WATER

Section 301. The discharge of storm water runoff to sanitary sewers is prohibited.

Section 302. All persons connecting to the public sanitary sewage system shall provide adequate means for

excluding storm runoff in the event the connection is made to a sanitary sewer.

Section 303. No person connecting to a sanitary sewer shall connect any roof drain or foundation drain or cellar under drain thereto or permit any such drains to remain connected thereto nor shall he permit, allow or cause to enter into any sanitary sewer any spring water or surface water from any other source.

Section 304. The provisions of these Rules and Regulations do not prohibit the present or future discharge of storm water runoff to storm sewers or to natural water courses within the authority's service area.

Section 305. When abandoning a sanitary sewer lateral (i.e., house being razed) the pipe must be removed to the edge of the property right-of-way. If not present, a test tee is to be installed on the public side of the right-of-way just over the private/public right-of-way line. The house service side of the test tee is to be capped and the inspection side is to be plugged, with a removable plug, at ground level. A drawing (service lateral abandonment detail) is available from the Authority. A permit is required and the City of Jeannette Municipal Authority must inspect all work.

Section 306. When a lateral is found to have signs of infiltration, (i.e. pipe defects such as but not limited to root intrusions, crushed or broken pipe, or offset or misaligned joints) the lateral must be repaired between the curb and the house at the owner's expense.

ARTICLE IV

**ADMISSION OF INDUSTRIAL WASTE TO PUBLIC
SANITARY SEWAGE SYSTEM**

Section 401. The economy and desirability of the combined treatment of industrial wastes and sanitary sewage is recognized. In general, any and all industrial wastes to sanitary sewage is recognized. In general, any and all industrial wastes may be discharged to the public sanitary sewage system except those, which are deemed harmful to the system or are specifically prohibited by these Rules and Regulations. However, it is also recognized that the treatment of abnormal industrial wastes may add to the cost of operating and maintaining the public sanitary sewage system. Such additional cost must therefore be borne by the person or persons receiving the benefit of such treatment.

Section 402. The Authority reserves the right to refuse connection to the public sanitary sewage system for deleterious industrial wastes, or to compel discontinuance of the use of the system for such wastes, or to require pretreatment and/or equalization of flow thereof in order to prevent harmful or adverse effects upon the sewage system. The design, construction and operation of such pretreatment and/or flow equalization facilities shall be made at the sole expense of the person discharging said wastes and shall be made at the sole expense of the person discharging said wastes and shall be subject to the approval of the Board or its designated representative.

Section 403. In general, industrial wastes shall be considered harmful to the public sanitary sewage system if it may cause any of the following damaging effects.

A. Chemical reaction either directly or indirectly with the materials of construction of the public sanitary sewage system in such a manner as to impair the strength of durability of any sewerage structures.

B. Mechanical action that will destroy any sewerage structures.

C. Restriction of the hydraulic capacity of any sewerage structures.

D. Restriction of the normal inspection or maintenance of any sewerage structures.

E. Danger to public health and safety.

F. Obnoxious conditions inimical to the public interest.

Section 404. When required by the Board, any person discharging to the public sanitary sewage system any industrial wastes, or industrial wastes and sanitary sewage together, shall install a suitable manhole or manholes or metering chamber on his connecting sewer or sewers to facilitate observation, sampling and measurement of the combined flow or wastes from his premises. Such manhole or manholes or metering chamber shall be accessible and safely located and shall be constructed in accordance with

plans approved by the Board or its designated representative. The manhole or manholes or metering chamber shall be installed by such person at his expense and shall be maintained by him so as to be safe and accessible to the Board or its designated representative at all times. The construction and maintenance of such manhole or metering chamber shall be mandatory for the producers of abnormal industrial wastes, and if deemed necessary by the Board. Flows from such manhole or metering chamber shall be continuously monitored, transmitted and recorded by means of an approved receiving device to be located at the treatment plant.

ARTICLE V

UNACCEPTABLE SANITARY SEWAGE AND INDUSTRIAL WASTES

Section 501. The discharge of excessive amounts of unpolluted water or waste to a sanitary sewer is expressly prohibited. However, such discharges to storm sewers will be permitted wherever such sewers are of adequate capacity. The Board reserves the right to determine the amount it deems excessive in each particular instance.

Section 502. The discharge of garbage to the sewage system is expressly prohibited unless the garbage is first properly shredded.

Section 503. No sanitary sewage or industrial waste from any property other than that for which a permit has been issued as provided in Article IX hereof shall be discharged to the public sanitary sewage system.

Section 504. No person shall discharge to the public sanitary sewage system any sanitary sewage or industrial wastes having any of the following characteristics.

A. Wastes containing liquids, solids or gases, which by reason of their nature may cause fire, explosions, or be in any other way injurious to persons, the structures of the public sanitary sewage system or its operation.

B. Wastes having a temperature in excess of 120 Degrees Fahrenheit or less than 32 Degrees Fahrenheit.

C. Wastes having a pH lower than 6.5 or higher than 9.0 or having any corrosive properties capable of causing damage or hazards to structures, equipment or personnel of the public sanitary sewage system. Where the Board deems it advisable, it may require any person discharging industrial wastes to install and maintain, at his own expense, in a manner approved by the Board or its designated representative, a suitable device to continuously measure and record the pH of the wastes so discharged.

D. Wastes containing any noxious or malodorous gas or substance which either singly or by interaction with the sewage or other wastes is, in the opinion of the Board, likely to create a public nuisance or hazard to life, or prevent entry to sewerage structures for their maintenance and repair.

E. Wastes contain ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, plastic, wood, hair, chemical or paint residues, lime slurry or viscose

materials of such character or in such quantity that, in the opinion of the Board, that may cause an obstruction to the flow in the sewers or otherwise interfere with the proper operations of the maximum permissible concentration will vary throughout the public sanitary sewage system depending upon the size of the particular interceptor sewer receiving the same and the flows therein.

F. Wastes containing insoluble, non-flocculent substances having a specific gravity in excess of 2.65.

G. Wastes containing soluble substances in such concentration as to cause the specific gravity of the waste to be greater than 1.1.

H. Wastes containing any of the following substances in solution or in suspension in concentrations exceeding those shown in the following table:

<u>Substance</u>	<u>Maximum Permissible Concentration</u>
Phenolic compounds as C ₅ H ₆ OH	1.0mg./L
Cyanides as CN	0 mg./L
Cyanates as CNO	0 mg./L
Iron as Fe	0.3mg./L
Trivalent Chromium as Cr Plus Hexavalent Chromium as Cr	0.5mg./L
Nickel as Ni	0.5mg./L
Copper as Cu	0.03mg./L
Lead Pb	0.5mg./L
Zinc as Zn	0.15mg./L
Manganese as Mn	0.05mg./L

I. Wastes containing more than 50 mg./L by weight of fat, tar, oil or grease.

J. Wastes containing more than 10 mg./L of any of the following gases: Hydrogen sulfide, sulfur dioxide, nitrous oxide, or any of the halogens.

K. Wastes containing gases or vapors, either free or occluded, in concentrations toxic or dangerous to humans or animals.

L. Wastes containing toxic substances in quantities sufficient to interfere with the biochemical processes of the sewage treatment works or that will pass through the treatment process and still exceed the state and federal requirements for the receiving stream.

M. Wastes containing toxic radioactive isotopes without a special permit.

ARTICLE VI

SEWAGE COLLECTION, TRANSPORTATION AND TREATMENT CHARGES

Section 601. There is imposed upon the owners of, or the users of water in or on, all properties served by the public sanitary sewage system, sewage collection, transport and treatment charges for the use of said system, payable in the amounts and as provided in the Sewer Rate Resolution - Schedule A herewith adopted by the Board and as it is

hereinafter from time to time amended and modified. Said owners and users will be jointly and severally liable for the payment of said sewage collection, transport and treatment charges and the penalties therein prescribed for delinquent payments thereof.

Section 602. All bills for sewage collection, transportation and treatment charges shall be due when rendered and shall be subject to the penalty provisions set forth in the Authority's Sewer Rate Resolution - Schedule A. Owners and, where adequate arrangements have been made with the Authority, users will be billed periodically for the sewage collection, transportation and treatment charges in accordance with the billing practices of the Authority.

Section 603. The Authority's initial sewage collection, transportation and treatment charges shall be on a flat rate for Domestic Users and on a water usage basis for Commercial Users in accordance with its Sewer Rate Resolution - Schedule A. The Authority may, if it deems advisable, elect at some time in the future to impose, in whole or in part, the sewage collection, transportation and treatment charges on such other basis as it may determine. Since water usage is to be used for Commercial Users initially as the basis for such charges, and may in the future be used for all charges, the volume of water to be used for such billing purposes shall be based upon water meter readings of the Water Company or, in the absence of such readings, upon estimates made by the Authority or designated flat rate charges.

Section 604. Since water usage is to be used initially as the basis of charges for Commercial Users, and may in the

future be used for all charge, if an owner or user obtains part or all of the water used in or on a property from sources other than the Water Company, such owner or user may, after written approval from the Authority, at no expense to the Authority or the Water Company, install and maintain a water meter or meters satisfactory to the Authority and the Water Company for measuring all water used other than that obtained from the Water Company, and the quantity of water used to determine the sewage collection, transportation and treatment charges shall be the quantity measured by all such meters plus the quantity of water obtained from the Water Company. In lieu of such additional meters, the Board may establish under the Sewer Rate Resolution- Schedule A, a flat rate charge which shall be applicable to such non-metered water usage.

Section 605. Since water usage is to be used initially as the basis of charges for Commercial Users, and may in the future be used for all charges, if it is established to the satisfaction of the Board that a portion of the water used in or on any property served by the public sanitary sewage system does not and cannot enter said sewage system, and in the event that the total water used in or on said property exceeds 100,000 gallons per quarter, the Board may determine, in such manner and by such methods as it may deem practical, the percentage of the water entering the public sanitary sewage system, or the Board may require or permit the installation of additional meters in such manner as to determine either the quantity of water excluded from the public sanitary sewage system or the quantity of water, sewage or industrial waste actually entering the public sanitary sewage system or the quantity of water, sewage or industrial waste actually entering the public sanitary sewage

system, exclusive of storm water runoff. In such case, the sewage collection, transportation and treatment charge shall be based upon the quantity of water estimated, measured or computed by the Board to be actually entering the public sanitary sewage system, exclusive of storm water runoff.

Section 606. Since water usage is to be used initially as the basis of charges for Commercial Users, and may in the future be used for all charges, any person requesting consideration for a reduction of the amount of sewage collection, transportation and treatment charges because of water not entering the public sanitary sewage system shall make written application to the Board for such consideration, giving the name of such person his address and setting forth supporting data fully describing other sources of water, if any, as well as the disposition of water alleged not to be entering the public sanitary sewage system. The application shall be accompanied by a sketch to approximate scale showing the plan of the property, the water distribution system, sewer layout, existing meters, and proposed meters in the scheme to determine the quantity of flow entering, or not entering, the public sanitary sewage system. The cost of furnishing, installing and maintaining any meters other than those utilized to measure water purchased from the Water Company shall borne to the applicant. The type, size, location, arrangement and maintenance of such meters shall be subject to the approval of the Board and the Water Company.

Section 607. Any claim to the City of Jeannette Municipal Authority for a refund is limited to a maximum of one (1) year from the time of request.

Section 608. The Authority superintendent shall have the authority to grant payment extensions of delinquent payments on an as needed bases. However, no extension shall exceed 90 days from the date of delinquent notice. A written request, on form F02129, for a payment extension must be submitted to the Authority. This request must indicate the reason for the need of the time extension and a schedule for making timely payment in full.

No extensions beyond ninety (90) days shall be granted without board approval. A representative must appear at a scheduled board meeting to request an extension beyond ninety (90) days.

Section 609. The Authority superintendent shall have the authority to exonerate charges based on the following guidelines. Exonerations can only be applied to charges for the previous billing period. An appointment must be scheduled, by the property owner, with the Authority superintendent in July or January. It is the property owner's responsibility to schedule an appointment in a timely manner. That is, first and second quarter bills can only be exonerated in July and third and fourth quarter bills can only be exonerated in January.

For a single family dwelling to be considered vacant, the water consumption must be less than 1,000 gallons for the billing quarter in question. Multi-family dwellings with a single water meter must have a water consumption of less than 13,000 gallons per unit for the billing quarter in question to be considered vacant. As an example, a three unit dwelling using 13,000 gallons in a billing quarter, can have two units exonerated. If the water consumption is between 13,000 gallons and 26,000 gallons, one unit can be

exonerated and if the consumption is over 26,000 gallons, no exoneration will be given.

Exonerations only apply to units that have been vacant for an entire billing quarter. No additional prorating shall be calculated. As an example, a single dwelling unit that was vacant from January through April would be exonerated for the first quarter only. A single dwelling unit that was vacant from March through May would not be exonerated at all.

The property owner must provide proof of water consumption and a copy of the sewage bill.

ARTICLE VII

SURCHARGE FOR CERTAIN INDUSTRIAL WASTES

Section 701. Although the sewage treatment works will be capable of treating certain abnormal industrial wastes as heretofore defined in Article I, the actual treatment of such wastes may increase the cost of operating and maintaining the public sanitary sewage system. Therefore, there will be imposed upon each person discharging such industrial waste into the public sanitary sewage system a surcharge, or surcharges, which are intended to cover such additional cost. Such surcharges shall be in addition to the regular sewage collection, transportation and treatment charges set forth in the Sewer Rate Resolution - Schedule A of the Authority, and shall be payable as therein provided.

Section 702. The strength of any industrial waste, the discharge of which is subject to surcharge, shall be determined monthly, or more frequently as the Board shall determine, from samples taken either at the manhole or

metering chamber referred to in Article IV hereof, or at any other sampling point mutually agreed upon by the Board and the producer of such waste. The frequency and duration of the sampling period shall be such as, in the opinion of the Board will permit a reasonably reliable determination of the average composition of such waste exclusive of storm water runoff. Samples shall be collected or their collection supervised by a representative of the Board and shall be in proportion to the flow of waste, exclusive of storm water runoff, and composited for analysis in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", cited above. Except as hereinafter provided, the strength of the wastes so found by analysis shall be used for establishing the surcharges. However, the Board may, if it so elects, accept the results of routine sampling and analyses by the producer of such wastes in lieu of making its own sampling and analyses.

Section 703. In the event any industrial waste is found, by the Board, to have a B.O.D. in excess of 200 milligrams per liter, the producer of said waste shall be surcharged as provided in the Sewer Rate Resolution - Schedule A. No discount will be permitted for sewage or industrial wastes having a B.O.D. less than 200 milligram per liter.

Section 704. In the event any industrial waste is found, by the Board, to have an average suspended solids concentration in excess of 250 milligrams per liter, the producer shall be surcharged as provided in the Sewer Rate Resolution - Schedule A. No discount will be permitted for sewage or industrial wastes having a suspended solids concentration less than 250 milligrams per liter.

Section 705. The surcharges provided for in this Article shall be added to the sewage collection, transportation and treatment charges imposed by the Board under and as provided in the Sewer Rate Resolution - Schedule A.

ARTICLE VIII

BILLING AND COLLECTION

Section 801. Bills and notices relating to the sewage collection, transportation and treatment charges and surcharges will be mailed or delivered to the property owner's last address, or where proper arrangements have been made with the Board, to the user's last address, as shown on the billing books of the Board.

Section 802. Billing for permanent multiple unit structures such as mobile home parks, apartment house or other multiple unit structures will be calculated on the appropriate number of actual units served. Each unit will be considered equivalent to one domestic user. The annual rate per equivalent domestic user is listed in schedule A.

Section 803. Billing for multiple use buildings (i.e. commercial business with an apartment) will be based on the commercial rate as listed in Schedule A. Multiple use buildings with separate water meters for each type of use will be billed based on each actual use as listed in Schedule A.

ARTICLE IX

CONNECTIONS TO THE SYSTEM

Section 901. Application for connection to the public sanitary sewage system shall be made to the Board upon the permit form to be formulated and furnished by the Board.

Section 902. All information requested on said form shall be furnished by the applicant, including the character and use of each structure located upon the property.

Section 903. Any required tap connection and inspection fee shall be paid at the time of making application for permission to make a connection.

Section 904. No work shall commence before the payment of any aforementioned tap connection and inspection fee and issuance of the aforementioned connection permit.

Section 905. Unless written permission is obtained from the Board, separate connections, and corresponding tap connection and inspection fees, will be required for each individual occupied building, whether constructed as a detached unit or as one of a pair or row, but a single connection with payment of the taping fees for the appropriate number of actual units served will be permitted to serve a school, factory, mobile home park, apartment house or other permanent multiple unit structure whose

individual apartments or units may not be subject to separate ownership.

Section 906. All connections to the sanitary or combined sewers shall be subject to certain restrictions as to unacceptable sanitary sewage, which are set forth herein Article V.

Section 907. There shall be appointed by the Authority a duly authorized inspector for all connections to the sewage system. The designated inspector shall be given at least twenty-four (24) hours notice before any connection is made to the sewage system so that the inspector can be present to inspect and approve the work of building sewer and connection by endorsing his name and the date of approval on the aforementioned connection permit in the possession of the permittee. The inspector shall be permitted to enter upon all properties receiving sewer service for the purpose of inspection, observation, measurement, sampling and testing; such entries to be made only during reasonable daylight hours with prior notification to the customer.

Section 908. At the time of inspection of the connection, the owner or owners of the property shall permit the inspector full and complete access to all sanitary and drainage arrangements and facilities in each building and in and about all parts of the property. No building sewer line shall be covered over, or in any manner concealed, until after it is inspected and approved by said inspector.

Section 909. It is the intention of these Rules and Regulations that the entire connection be inspected at one

time; however, if the property owner feels that special conditions warrant more than one inspection, he may request the same subject to such additional inspection fees as the Board shall determine.

Section 910. All pipe installed shall be either;

1. PVC polyvinyl chloride SDR 35 plastic sewer pipe (ASTM D-3034_); or
2. Cast iron soil pipe with rubber ring joint (ASA-A 40.1); or
3. ABS pipe - SDR 35 (ASTM D-3035); or
4. ABS or PVC SCH 40.

It is the requirement of the Authority that all pipe installed shall be at least 4" in diameter. Each section of pipe shall be stamped with the manufacturer's certification.

Section 911. All sewer pipe shall be installed in strict accord with the manufacturer's recommendations. Where rock foundation exists, a 4" gravel cradle shall be provided under the pipe.

Section 912. All pipe shall be installed with a minimum slope of 1/8" per foot and a minimum cover of two and one-half (2 ½') feet unless otherwise approved. All pipe shall be laid with full and even bearing and no block supports will be allowed. Bell holes shall be dug to allow sufficient space to properly make each joint. Backfill shall be tamped

uniformly around the pipe. All work shall be done in a workmanlike manner and shall provide a durable installation.

Section 913. A 6-inch or a 4-inch vent shall be installed a maximum of five feet from the building. The vent shall be so situated as to not allow the discharge of any surface water to the sanitary sewer.

Section 914. Commercial installations must also comply with all local construction regulations.

Section 915. Maintenance and repair of all building sewer shall be the responsibility of the property owner. The area of property owner responsibility is defined as the area between the house and curb or edge of pavement. In unpaved areas, the property owner is responsible from a point ten (10) feet from the mainline to the house.

Section 916. Old building sewers may be used to connect existing buildings to the sewer system only when the Authority's representative determines that the old sewer is in an acceptable condition through use of one or more of the tests as set forth in and in the manner provided in Section 1010 hereof. The condition of the existing building sewer may also be determined in the following manner. A 4-inch diameter vertical riser shall be constructed by the property owner at his expense. The riser shall be located at the point where the existing sewer connects to the public sewer system. Flow in the existing line will be observed in the riser and determination of the existing line made. If flow observed is excessive, indicating infiltration, the line will be rejected. In all cases, to be accepted, the sewer system in question must be constructed of materials listed in section

910 hereof. If rejected, the owner of the property shall install a new building sewer to comply with these Rules and Regulations.

Section 917. As part of the vent, a trap shall be installed. The trap is to be constructed with a tee and three STD. 90 degree bends the same size as the lateral.

Section 918. Immediately after the trap a clean out shall be installed. The clean out is to be constructed with a wye the same size as the lateral. The clean out is to be flush with final grade and is to be capped.

Section 919. An inspection tee shall be constructed at the property line. The inspection tee is to be constructed with a tee the same as the lateral. The inspection tee shall be flush with final grade and is to be capped.

Section 920. When the floor elevation of the lowest livable space is below the top elevation of the nearest upstream manhole, or if otherwise required by the Authority, a backflow preventer must be installed on the service lateral.

Section 921. At the time of application for a tap-in or by request, a drawing will be provided with all lateral details shown.

Section 922. A permit to repair/replace a sanitary sewer lateral is required. The authority superintendent will issue permits. An approved permit must be obtained before any work on the lateral is started. All work on the lateral is

to be completed in accordance with Article IX included herein.

Section 923. The property owner is responsible for the initial construction of a new lateral from the main sanitary sewer to the building. Initial construction and the fees associated with a new lateral installation are the responsibility of the property owner. These fees may include, but are not limited to, street opening permit fees, street opening bonds, curb replacement and paving fees.

ARTICLE X

PROPOSED EXTENSIONS OF SYSTEM BY DEVELOPERS

Section 1001. Five (5) copies of plans for proposed extensions shall be submitted by the Developer at his expense to the Authority on 24" by 36" sheets showing plan views to a scale of 1" = 50' and profiles to a scale of 1" = 10' vertically and 1" = 50' horizontally, a north point, a suitable title block, date and the name of the engineer or surveyor and imprint of his registration seal.

Section 1002. All sewers shall be designed in accordance with the Sewerage Manual of the Pennsylvania Department of Environmental Resources, Division of Sanitary Engineering, and these Rules and Regulations.

Section 1003. Construction of sewers will not be permitted until the proper state permits have been obtained at the sole expense of the Developer.

Section 1004. Prior to final acceptance of any sewer extensions by the Board, it will be necessary for the developer to furnish to the Board “as built plans” showing the angle and distance between manholes, the top and invert elevation of each manhole and the exact location of all house sewer connections relative to the nearest manhole both downstream and upstream.

Section 1005. Easements shall be recorded in the name of the Authority for all sewers to be constructed outside of dedicated streets rights-of-ways.

Section 1006. All sewer pipe shall have either:

1. PVC polyvinyl chloride plastic sewer pipe, having either a elastometric gasket or a solvent cemented joint (ASTM D-3034); or
2. Cast iron soil pipe with rubber ring joint (ASA-A40.1); or
3. ABS Truss pipe (ASTM D -2680-70).

Each section of pipe shall be stamped with the manufacturer’s certification.

Section 1007. All sewer pipe shall be a minimum of 8” in diameter and have a minimum of laying length of not less than five feet.

Section 1008. The installation of sewers shall start at the lower end of the line and proceed upstream so that the spigot ends point in the direction of flow. The pipe shall be carefully laid to line and grade. The handling, placing and jointing of pipe shall be in strict accordance with the pipe manufacturer's recommendations.

Section 1009. All manholes shall be constructed in accordance with the standards established by the Board. Frames and covers for all manholes shall be fabricated of cast iron and shall conform to the standards established by the Board.

Section 1010. Sewers shall be hydrostatically, pneumatically, and/or smoke tested for leakage at the discretion of, and in a manner required by, the Board.

Section 1011. The developer shall file all necessary connection permits and pay the applicable tap connection and inspection fee for each house or building of the Board, which shall become due and payable prior in inspection and approval by the inspector for each respective house service sewer.

Section 1012. The developer shall also reimburse the Board in full for all costs of inspection of construction of all sanitary sewers. The amount and type of inspection required shall be determined by the Board during construction.

Section 1013. No sewer extensions constructed by a developer will be approved for use and acceptance until said sewers are formally approved by the Board, all building tap connection inspection fees have been paid for each building

connected to the sewage system, and the Board has been reimbursed in full for all inspection costs incurred by the inspector during construction, testing and approval.

ARTICLE XI

DELINQUENCIES, VIOLATIONS AND REMEDIES

Section 1101. Each sewage collection, transportation and treatment charge, surcharge and penalty imposed by the Sewer Rate Resolution - Schedule A of the Authority and here under shall be a debt due the Authority and shall be a lien on the property served, and if not paid within the period prescribed in the Sewer Rate Resolution - Schedule A after the date of the bill shall be deemed delinquent. In such event, the board shall proceed to file a lien in the office of the Prothonotary of Westmoreland County and collect the same in the manner provided by law for the filing and collection of municipal claims. In the event of failure to pay the sewage collection, transportation and treatment charge of surcharge or penalty after they become delinquent, the Board may, if permitted by law, also authorize the appropriate personnel; to shut off water service to said property or to remove or close the sewer connection and to take such steps as may be necessary to accomplish such shut off or removal or closing. The expense of such shut off or removal or closing, as well as the expense of restoring any such service, shall likewise be a debt due to the Authority and a lien on the property served and may be filed and collected as herein above provided. Such sewage collection, transportation, and treatment charges, surcharges and penalties, including the expense of removal, closing and restoration shall have been paid or adequate provisions for their payment shall have been made.

Section 1102. Any person found to be violating any provision of these Rules and Regulations shall be served by

the Authority with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Section 1103. The provisions of the resolutions of the City of Jeannette Municipal Authority are declared to be for the health, safety and welfare of the citizens of the City of Jeannette and other portions of our service area. Any person who shall violate any of the terms, provisions or requirements of the resolutions or of the Rules and Regulations which may be adopted by the City of Jeannette Municipal Authority from time to time, or shall refuse, neglect, or fail to comply with any notice within 30 days given such person by a duly authorized representative of the City of Jeannette Municipal Authority in conformity with or pursuant to the provisions of the rules and regulations of said Authority, shall, upon conviction hereof, before the district magistrate, be subject to penalty of not less than \$50.00 nor more than \$300.00 with costs, and upon default of payment of the penalty and costs, undergo imprisonment for a period not exceeding 90 days.

Each day in which such a violation shall continue, shall be deemed a separate offense.

Section 1104. Any person violating any of the provisions of these Rules and Regulations shall become liable to the Authority for any expense, loss or damage occasioned by the reason of such violation.

Section 1105. In order to receive a no lien letter, the seller of a property must notify the authority of the need for

an inspection. This inspection is to verify the removal of all roof drains from the sanitary sewer system. The fee for this inspection is Fifty dollars (\$50.00). Once the fee is paid the inspection will be scheduled. A minimum notice of two working days must be given. After the inspection a report of any violations will be given to the property owner. If a violations is found corrective action must be taken, by the property owner at the property owner's expense, to remedy the situation. Once the violation is remedied the property owner must schedule a follow up inspection. A minimum of two workings days must be given to schedule the follow up inspection with the Authority.

ARTICLE XII

VALIDITY

Section 1201. All resolutions or parts of resolutions, which are in conflict with any Section of these Rules and Regulations, shall be deemed to be repealed. Further, the invalidity of any section, clause, sentence, or provision of these Rules and Regulations shall not affect the validity of any other part of them which can be given effect without such invalid part or parts, and if any one or more of them which can be given effect without such invalid part or parts, and if any one or more provisions of this set of Rules and Regulations shall for any reasons be held to be illegal or invalid or otherwise contrary to law, then such provisions shall be null and void and shall be deemed separable from the remaining provisions hereof, but shall in no way otherwise affect the validity of these Rules and Regulations.

Section 1202. These Rules and Regulations take effect immediately.

Section 1203. All other rules and regulations affecting the Sewer System not in accordance with these Rules and Regulations are hereby replaced insofar as they affect these Rules and Regulations.

Section 1204. These Rules and Regulations were adopted pursuant to and in accordance with a Resolution of the Board adopted February 11, 1997, and are effective as of February 11, 1997 and as amended from time to time.