

# BOROUGH OF NEW HOLLAND

LANCASTER COUNTY, PENNSYLVANIA

---

ORDINANCE No. 2008-\_\_\_\_\_

---

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE BOROUGH OF NEW HOLLAND, BY AMENDING CHAPTER 18 (SEWERS AND SEWAGE), PART D (SEWER RENTALS, CHARGES AND FEES), SECTION 132 (SEWER RENTALS) TO INCREASE SEWER RENTAL RATES FIFTY CENTS (50¢) PER ONE THOUSAND (1,000) GALLONS OF METERED AND NONMETERED WATER CONSUMED OR USED BY CONSUMERS AND INDUSTRIAL USERS**

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED by the Borough Council of the Borough of New Holland, Lancaster County, Pennsylvania, that the Code of Ordinances of the Borough of New Holland (herein "Code") is hereby amended to increase sewer rental charges for metered water service by Fifty Cents (50¢) per one thousand (1000) gallons used as follows:

**Section 1. Amendment.**

Code Chapter 18 (Sewers and Sewage), Part D (Sewer Rentals, Charges, and Fees), Section 132 (Sewer Rentals), Subsection B (Metered Water Service) and Subsection C (Non-Metered Water Service, Industrial Waste) are amended by deleting said Subsections B and C in their entirety and replacing same with the following:

“ B. **Metered Water Service.** A quarterly sewer rental charge is hereby imposed upon each improved property that discharges water into the sewer system and whose water consumption is measured either by a water meter owned by the Borough or by a private water meter owned by the user, said sewer rental charge consisting of a user charge in the amount of Three Dollars and Fifty Cents (\$3.50) per one thousand (1000) gallons of water consumed or used on the property.

C. **Non-Metered Water Service; Industrial Waste.** A quarterly sewer rental charge is hereby imposed upon each industrial user who discharges water into the sewer system and whose water consumption is not metered by the Borough, said sewer rental charge consisting of a user charge in the amount of Three Dollars and

Fifty Cents (\$3.50) per one thousand (1000) gallons of wastewater, as measured by a privately owned flow measuring device as described in Chapter 18 (Sewers and Sewage), Part D (Sewer Rentals. Charges and Fees), Section 134 (Privately Owned Flow Measuring Devices), of the New Holland Borough Code of Ordinances.”

**Section 2. Repealer Clause.**

All parts or provisions of the Code that are inconsistent herewith are hereby repealed to the extent of, but only with respect to, the subject matter of this Ordinance. All other parts or provisions of the Code shall remain in effect as heretofore adopted.

**Section 3. Severability Clause.**

If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

**Section 4. Effective Date.**

This Ordinance shall become effective July 1, 2008, and shall apply to all of the above-described sewer services and charges provided after said date.

DULY ORDAINED AND ENACTED April 1, 2008 by the Borough Council of the Borough of New Holland, Lancaster County, Pennsylvania, in lawful session duly assembled.

ATTEST:

**BOROUGH OF NEW HOLLAND**  
**Lancaster County, Pennsylvania**

\_\_\_\_\_  
**J. Richard Fulcher**  
*Borough Secretary*

By: \_\_\_\_\_  
**Charles F. Kidhardt,**  
*Borough Council President*

---

APPROVED this \_\_\_\_ day of \_\_\_\_\_ 2008.

[Borough Seal]

\_\_\_\_\_  
**William G. Horning**  
*Mayor*

## CERTIFICATE

I, J. Richard Fulcher, the undersigned Secretary of the Borough of New Holland, Lancaster, Pennsylvania (“Borough”) hereby certify that:

the forgoing is a true and correct copy of an ordinance of Borough Council;

such ordinance was duly enacted by affirmative vote of at least a majority of Borough Council at a meeting held on April 1, 2008, and was examined and approved by the Borough Mayor;

such ordinance has been duly recorded in the ordinance book of the Borough;

such ordinance has been duly published as required by law; and

such ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

I further hereby certify that the New Holland Borough Council met the advance notice and public comment requirements of the Pennsylvania Sunshine Act, 53 Pa.C.S. § 701 *et seq.*, as amended,

by advertising the date of said meeting on \_\_\_\_\_; and

by posting prominently notice of said meeting at the principal office of the Borough of New Holland or at the public building in which said meeting was held; and

by providing a reasonable opportunity for public comment at said meeting prior to enacting such ordinance.

IN WITNESS WHEREOF, I attest my hand and affix the official seal of the Borough, this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

---

**J. Richard Fulcher**  
*Borough Secretary*

[BOROUGH SEAL]