

RESOLUTION NO. 2010-28  
EAST ROCKHILL TOWNSHIP  
BUCKS COUNTY, PENNSYLVANIA

**A RESOLUTION SETTING A UNIFORM ASSESSMENT FOR 2011**

**WHEREAS**, East Rockhill Township, Bucks County, Pennsylvania is governed by the Second Class Township Code, Act of May 1, 1933 (P.L.103, No.69) Reenacted and Amended November 9, 1995 (P.L. 350, No. 60), as further amended; and

**WHEREAS**, Section 2001 of the Second Class Township Code authorizes the Board of Supervisors to light and illuminate the highways, roads and other public places of the township; and

**WHEREAS**, Section 2002(a) of the Second Class Township Code authorizes the Board of Supervisors to provide street lights, make regulations and establish street light districts; and

**WHEREAS**, Section 2003(a)(3) of the Second Class Township Code authorizes the Board of Supervisors to pay for the cost of providing street lights by uniform annual assessment upon each property; and

**WHEREAS**, the Subdivision and Land Development Ordinance requires that lighting shall be provided along public streets, intersections, and parking and recreation areas satisfactory to the Board of Supervisors;

**WHEREAS**, East Rockhill Township assumed responsibility of developer installed street lighting upon acceptance of all public facilities and currently provides and maintains street lighting to light and illuminate the highways, roads, intersections and other public places; and

**WHEREAS**, Development related street lights make up an estimated \$17,000 worth of the estimated \$20,000 2011 street lighting expense;

**WHEREAS**, the East Rockhill Township Board of Supervisors desires to create a Street Light District consisting of these developments and charge a uniform annual assessment to all benefited, improved properties within each development where lighting was installed; and


**WHEREAS**, Resolution number 2007-06 was adopted February 20, 2007 creating the district and establishing the uniform assessment and method collection.

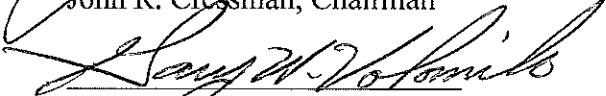
**NOW THEREFORE AND IT IS HERBY RESOLVED**, by the East Rockhill Township Board of Supervisors that the East Rockhill Township Board of Supervisors hereby:

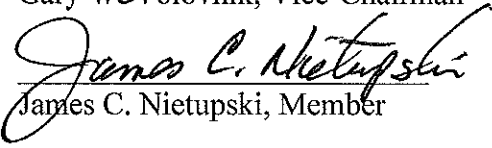
1. Establishes and sets the 2011 fiscal year annual assessment at \$34.00 per improved property within the Street Light District;
2. Charges the East Rockhill Township Treasurer with collection of the assessment;
3. Requires that thirty (30) days written notice be given to owners of affected properties within the Street Light District that the notice shall state the due date to each party assessed;
4. Requires that the assessment be annually;
5. Requires that any assessment, when collected, be accounted for separately, and to be paid out only for expenses incurred in providing the street light service; and
6. Requires that any assessment that remains unpaid by the end of the fiscal year due, be charged a 10% penalty on the current delinquent charge; the account to be turned over to the Township Solicitor for collection by means of an action in assumpsit's for recovery or a municipal lien filed against the property of the delinquent owner for the amount of the unpaid assessment, plus interest from the date the assessment was due, and legal costs, as determined by the Board of Supervisors.

ADOPTED THIS 14<sup>TH</sup> day of December, 2010

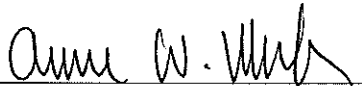
EAST ROCKHILL TOWNSHIP  
BOARD OF SUPERVISORS

  
John R. Cressman, Chairman

  
Gary W. Volovnik, Vice-Chairman

  
James C. Nietupski, Member

Attest:

  
Anne W. Klepfer, Secretary