

MONROE TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA
RESOLUTION NO. 2016-17

A RESOLUTION AUTHORIZING THE LEVY AND EXECUTION OF AN ANNUAL ASSESSMENT ON THE OWNERS OF REAL PROPERTY WITHIN THE TOWNSHIP OF MONROE, CUMBERLAND COUNTY, PENNSYLVANIA; WHOSE PARCEL BENEFITS FROM THE LIGHTING AND ILLUMINATION OF THE ROADS AND STREETS THEREIN, PROVIDING FOR THE PAYMENT OF COSTS, CHARGES, MAINTENANCE, RELATED EXPENSES, AND PRESCRIBING THE METHOD AND MANNER OF COLLECTING SUCH ASSESSMENT.

WHEREAS, Monroe Township (“Township”) has determined that it is in the best interests of the Township to adopt a Resolution providing for the assessment of landowners benefitting from the lighting of Township roads, streets and highways; and

WHEREAS, This Resolution is adopted pursuant to the authority of Article XX of the Second Class Township Code, and is adopted by the Board of Supervisors of Monroe Township, Cumberland County, Pennsylvania, as follows:

Section 1. Short Title. This Resolution shall be known and may be cited as the “Street Light Enabling Assessment.”

Section 2. Applicability. The annual cost and expense of illuminating said streets, inclusive of the costs and expenses necessary to maintain the required street lights, shall be borne by the owners of the real estate on all property benefited by such lighting in proportion to the number of feet the same fronts on the street or road or portion thereof to be illuminated.

Section 3. Calculation. The rate to be passed through to the property owner by the Township shall be determined by the costs assessed to the Township by the electric service providers, along with administrative costs, and the cost and expense necessary to maintain said

lights. The Township Board of Supervisors shall, annually and by resolution, assess and determine the amount of the street light assessment by a cost per front footage basis, in relation to the roads, streets and highways of the Township.

- A. The assessment shall be borne by the owners of real estate within 300 feet of such lighting facility in proportion to the footage the property fronts on a road, street or highway of the Township to be lighted.
- B. Frontages for the purposes of this Resolution will be ascertained at the direction of the Township Engineer and held by the Township Secretary.
- C. The assessment for the annual cost and expense of the maintenance of said street lights per front foot, against vacant lots, shall be at a rate of twenty-five percent (25%) of the assessment per foot for property with improvements thereon.
- D. There shall be no assessments made against any farmlands, but vacant lots between built-up sections, whether tilled or untilled, shall not be deemed to be farmlands.
- E. In the event that an assessment would be inequitable because of the peculiar or pointed shapes of lots at an intersection, the Board of Supervisors may, in its discretion, provide for an equitable reduction in the frontage of said lots.

Section 4. Maintenance. Maintenance of the lighting facility shall be executed by the utility service provider as agreed upon by the Township and said provider. Costs accrued by such services will subsequently be assessed under this Resolution.

Section 5. Collection and Remedies. The annual assessment for street lighting shall be collected by the Tax Collector of Monroe Township in the same manner as Township real estate taxes are collected, and if such assessment is uncollected, the same shall be a lien and shall be

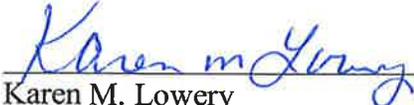
collectible in the same manner as other municipal claims. The assessment shall be billed on the annual real estate bill for general purposes. Whenever suit is brought for the recovery of unpaid fees, the Solicitor of Monroe Township shall collect the same, together with attorneys' fees and interest from the date such assessments were due, by municipal claim filed against the property owner in the like manner by which municipal claims are filed and collected by law.

Section 6. Applicable Laws, Regulations, Policies and Procedures. The Street Light Enabling Assessment shall be collected and administered in accordance with all applicable laws and regulations, policies and procedures, as adopted by the Township and/or Treasurer. This includes any future regulations, policies and procedures adopted, to the maximum extent allowed pursuant to 1 Pa. C.S.A. § 1937.

Section 7. Effective Date. The effective date of this Ordinance shall be December 31, 2016.

RESOLVED, this 10th day of November, 2016.

ATTEST:



Karen M. Lowery

MONROE TOWNSHIP
BOARD OF SUPERVISORS



Philip F. Kehoe, Chairman



A.W. Castle, III, Vice-Chairman



Carl W. Kuhl, Supervisor