



UPPER UWCHLAN TOWNSHIP

CHESTER COUNTY, PENNSYLVANIA

ORDINANCE 2024-03

AN ORDINANCE OF THE TOWNSHIP OF UPPER UWCHLAN, CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 148 OF THE UPPER UWCHLAN TOWNSHIP CODE TITLED "SOLID WASTE AND RECYCLING"; SECTION 148-11 TITLED, "PENALTIES FOR LATE FEES; LIENS FOR DELINQUENT ACCOUNTS" TO AMEND THE PENALTY FOR DELINQUENT ACCOUNTS.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of Upper Uwchlan Township that Chapter 148 of the Upper Uwchlan Township Code, titled "Solid Waste and Recycling", shall be amended as follows:

SECTION 1. Section 148-11.A, titled, "Penalties for late fees; liens for delinquent accounts" shall be amended to read as follows:

§148-11.A. All collection service charges billed and unpaid on their respective due dates shall incur a penalty until paid. The amount of the penalty shall be determined by the Board in a Resolution adopted from time to time. All fees not paid by September 30 of each year shall be deemed to be delinquent. The Township may proceed to collect such delinquent fees, together with penalties, and costs accrued thereon either by action of law or by filing a lien or liens for the same in the Office of the Prothonotary of the Court of Common Pleas of Chester County, Pennsylvania, and such liens, together with penalties, and costs accrued thereon shall be filed and collected in accordance with law. In addition to the penalties, the delinquent property owner shall be responsible for payment of all reasonable attorney's fees and court costs involved in the collection of the delinquent account.

SECTION 2. Severability. 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 hereof. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

SECTION 3. Repealer. All ordinances or parts of ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 4. Effective Date. This Ordinance shall become effective five (5) days following the enactment as by law provided.

ENACTED AND ORDAINED this 16th day of September, 2024.

ATTEST:

UPPER UWCHLAN TOWNSHIP
BOARD OF SUPERVISORS


Gwen A. Jonik, Secretary


Jennifer F. Baxter, Chair


Andrew P. Durkin, Vice-Chair


Sandra M. D'Amico, Member