

ORDINANCE NO. 4-22

AN ORDINANCE AMENDING THE ORDINANCE REGULATING THE CONSTRUCTION, ALTERATION OR EXTENSION OF ALL SEWAGE DISPOSAL SYSTEMS WITHIN THE LIMITS OF WHITE TOWNSHIP AUTHORIZING THE ISSUANCE OF PERMITS; PROVIDING FOR PERMIT FEES, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

It is hereby enacted and ordained by the Supervisors of White Township that the foregoing Ordinance should be amended as follows:

SECTION 1.

It shall be unlawful for any person, firm, association or corporation to erect, construct, alter, or extend any sewage disposal system of any kind within the limits of White Township, unless a permit to do so shall first be secured as provided herein.

SECTION 2.

All applications for permits shall be made to the Township Secretary, who shall refer such applications to the permit officers or enforcement official designated by the Board of Supervisors of the Township.

SECTION 3.

The permit officer or enforcement officer shall issue a permit upon compliance by the applicant with the provisions of the "Pennsylvania Sewage Facilities Act", of January 24, 1966 P.L. 1535, as amended, and any regulations adopted thereunder, all of which are hereby incorporated and made a part of this ordinance; provided, however, that the provisions of said Act and the regulations adopted thereunder shall apply in every case regardless of the size lot or area to be served by the sewage system and notwithstanding any limitations to the contrary in said Act and any regulations adopted thereunder.

SECTION 4.

Applications for permits shall be in writing, shall be signed by the applicant, and shall be on the standard form adopted by or prescribed by the Department of Health of the Commonwealth of Pennsylvania.

SECTION 5.

The fee charged for the application required herein shall be Seventy-five (\$75.00) Dollars for septic tanks with drainage fields and Fifty (\$50.00) Dollars for cesspool and hauling tank systems to be paid by the applicant to the Township Secretary at the time of filing the application. A matching fee in the same amount shall be paid by the Township of White and shall be used together with the permit fee to defer in part the cost of processing the application and conducting the tests required for the granting of the permit, and shall not be refunded to the applicant in the event that a permit is not granted.

SECTION 6.

The Supervisors hereby appoint as permit officer and enforcement officer, David Mihalko, of the engineering firm, W.L. Fedorka, Portage, Pa., and shall pay said permit and enforcement officer the sum of \$25.00 per month as a retaining fee.

SECTION 7.

Any person, firm, association or corporation, violating any of the provisions of this ordinance, shall upon conviction thereof before any Justice of the Peace or Alderman in a proceeding commenced by warrant or summons, be fined a sum not in excess of \$300 for each and every offense. Upon judgment against any person or summary conviction, or by proceedings by summons on default of the payment of the fine and costs, the defendant may be sentenced and committed to the Cambria County Jail for a period not exceeding thirty (30) days. Each and every day that erection, construction, alteration

or extension continues without first securing a permit in violation of the provisions hereof, shall constitute a separate and distinct offense and shall be subject to separate and distinct penalties hereunder.

SECTION 8.

If any section, subsection, paragraph sentence, clause or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in full force and effect; and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 9.

This ordinance shall become effective upon passage.

ORDAINED AND ENACTED at a Special Meeting held on the 7th day of April, 1979.

BOARD OF SUPERVISORS OF WHITE TOWNSHIP

By Richard F. Black

Harry J. Steel

John W. Lister

Attest:

John W. Lister  
Secretary