

ORDINANCE NO. 268

AN ORDINANCE OF THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, AMENDING SECTION 202 ENTITLED "TERMS AND DEFINITIONS" OF PART 2 ENTITLED "ON-LOT SEWAGE DISPOSAL SYSTEMS" OF CHAPTER XXIII ENTITLED "SEWERS AND SEWAGE DISPOSAL" OF THE TOWNSHIP OF AMITY CODE OF ORDINANCES, TO ESTABLISH A DEFINITION FOR PSMA CERTIFIED DRIVER; AND AMENDING IN ITS ENTIRETY SUBSECTION A OF SECTION 205 ENTITLED "INSPECTIONS" OF PART 2 ENTITLED "ON-LOT SEWAGE DISPOSAL SYSTEMS" OF CHAPTER XXIII ENTITLED "SEWERS AND SEWAGE DISPOSAL" OF THE TOWNSHIP OF AMITY CODE OF ORDINANCES, TO PERMIT INSPECTION OF ON-LOT SEWAGE DISPOSAL SYSTEMS BY A PSMA CERTIFIED INDIVIDUAL

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority as aforesaid as follows:

SECTION 1. Section 202, entitled "Terms and Definitions," of Part 2, entitled "On-Lot Sewage Disposal Systems," of Chapter XXIII, entitled "Sewers and Sewage Disposal," of the Township of Amity Code of Ordinances is hereby amended by adding thereto the following Paragraph (15) and renumbering the present Paragraphs (15) through (24) to be (16) through (25):

(15) PSMA Certified Driver. An individual who possesses a current certification by the Pennsylvania Septage Management Association and is employed by a septage hauling company.

SECTION 2. SubSection (a) of Section 205, entitled "Inspections" of Part 2 entitled "On-Lot Sewage Disposal Systems," of Chapter XXIII, entitled "Sewers and Sewage Disposal" of the Township of Amity Code of Ordinances is hereby amended and restated in its entirety as follows:

"(a) All On-lot Sewage Disposal Systems subject to this section of the Ordinance shall be inspected by a Township Sewage Enforcement Officer, a L & I Certified Plumbing Inspector or a PSMA Certified individual employed by a septage hauler every three (3) years in conjunction with a pumping schedule and regions established by the Township or at any other reasonable time as of the effective date of this Part. A report of the inspection shall be delivered to the property owner within thirty (30) days of the inspection. The report shall be prepared on forms provided by the Township. In cases where there is an evident Malfunction posing a substantial imminent health hazard, the SEO, should he not have performed the inspection, shall be notified within twenty-four (24) hours of the inspection.

SECTION 3. 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 Board of Supervisors 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 therein.

SECTION 4. Any and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

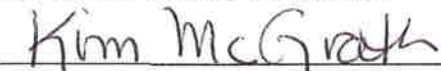
SECTION 5. This Ordinance shall become effective five (5) days following the date of adoption.

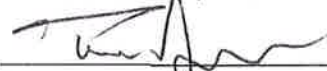
SECTION 6. The Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, shall be and remain unchanged and in full effect except as amended, supplemented and/or modified by this Ordinance. This Ordinance shall become a part of the Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, upon adoption.


DULY ENACTED AND ORDAINED into law this 3rd day of November, 2010 by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania.


TOWNSHIP OF AMITY
BOARD OF SUPERVISORS


Robert R. Yanos, Chairman


Kim McGrath, Vice-Chairman


Terry Jones


Scott Stepp


Paul Weller

ATTEST:


Joanne Sowers-Smith, Secretary
(SEAL)