

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2034 Session of  
1991

INTRODUCED BY PESCI, TRELLO, CAPPABIANCA, MELIO, JOHNSON,  
BILLOW, BELARDI, LAUGHLIN, KRUSZEWSKI AND DERMODY,  
OCTOBER 21, 1991

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, OCTOBER 21, 1991

AN ACT

1 Amending the act of July 31, 1968 (P.L.805, No.247), entitled,  
2 as reenacted and amended, "An act to empower cities of the  
3 second class A, and third class, boroughs, incorporated  
4 towns, townships of the first and second classes including  
5 those within a county of the second class and counties of the  
6 second class A through eighth classes, individually or  
7 jointly, to plan their development and to govern the same by  
8 zoning, subdivision and land development ordinances, planned  
9 residential development and other ordinances, by official  
10 maps, by the reservation of certain land for future public  
11 purpose and by the acquisition of such land; to promote the  
12 conservation of energy through the use of planning practices  
13 and to promote the effective utilization of renewable energy  
14 sources; providing for the establishment of planning  
15 commissions, planning departments, planning committees and  
16 zoning hearing boards, authorizing them to charge fees, make  
17 inspections and hold public hearings; providing for  
18 mediation; providing for transferable development rights;  
19 providing for appropriations, appeals to courts and penalties  
20 for violations; and repealing acts and parts of acts,"  
21 providing for the uniformity of water rates.

22 The General Assembly of the Commonwealth of Pennsylvania

23 hereby enacts as follows:

24 Section 1. The act of July 31, 1968 (P.L.805, No.247), known  
25 as the Pennsylvania Municipalities Planning Code, reenacted and  
26 amended December 21, 1988 (P.L.1329, No.170), is amended by  
27 adding a section to read:

1     Section 508-A. Uniform Assessment of Water Fees.--No  
2     municipality may establish or maintain water rates charged for  
3     providing service to residential buildings within the area  
4     served by its facilities unless the rates are reasonable and  
5     uniform in accordance with the applicable provisions of the act  
6     of May 2, 1945 (P.L.382, No.164), known as the "Municipality  
7     Authorities Act of 1945."

8     Section 2. The following acts and parts of acts are repealed  
9     insofar as they are inconsistent with this act:

10    Act of June 23, 1931 (P.L.932, No.317), known as The Third  
11    Class City Code.

12    Act of June 24, 1931 (P.L.1206, No.331), known as The First  
13    Class Township Code.

14    Act of May 1, 1933 (P.L.103, No.69), known as The Second  
15    Class Township Code.

16    Act of August 9, 1955 (P.L.323, No.130), known as The County  
17    Code.

18    Act of July 18, 1957 (P.L.1006, No.446), entitled "A  
19    supplement to the act of May 2, 1945 (P.L.382, No.164), entitled  
20    'An act providing for the incorporation as bodies corporate and  
21    politic of 'Authorities' for municipalities, counties and  
22    townships; prescribing the rights, powers and duties of such  
23    Authorities heretofore or hereafter incorporated; authorizing  
24    such Authorities to acquire, construct, improve, maintain and  
25    operate projects, and to borrow money and issue bonds therefor;  
26    providing for the payment of such bonds, and prescribing the  
27    rights of the holders thereof; conferring the right of eminent  
28    domain on such Authorities; authorizing such Authorities to  
29    enter into contracts with and to accept grants from the Federal  
30    Government or any agency thereof; and conferring exclusive

1 jurisdiction on certain courts over rates,' granting certain  
2 powers to Authorities organized by a county or counties and  
3 engaged solely in the construction or acquisition and operation  
4 of water works, water supply works or water distribution systems  
5 with respect to the life of such Authorities, the issuance of  
6 bonds, the power of eminent domain, the laying of mains, the  
7 relocation and vacation of roads, the abatement of certain  
8 nuisances, the supplying of water to the public, and conferring  
9 additional powers on the Secretary of Highways, municipalities,  
10 the courts of quarter sessions, and courts of common pleas, with  
11 respect to such Authorities."

12 Act of February 1, 1966 (1965 P.L.1656, No.581), known as The  
13 Borough Code.

14 Section 3. This act shall take effect in 60 days.