

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 462 Session of  
2007INTRODUCED BY M. WHITE, GREENLEAF, RAFFERTY, D. WHITE, DINNIMAN  
AND ARMSTRONG, MARCH 15, 2007

SENATOR REGOLA, LOCAL GOVERNMENT, AS AMENDED, SEPTEMBER 18, 2008

## AN ACT

1 Amending the act of February 1, 1966 (1965 P.L.1656, No.581),  
2 entitled "An act concerning boroughs, and revising, amending  
3 and consolidating the law relating to boroughs," further  
4 providing for ordinances to require sewer connections.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 2051 of the act of February 1, 1966 (1965  
8 P.L.1656, No.581), known as The Borough Code, is amended to  
9 read:

10 Section 2051. Ordinances to Require Sewer Connections.--  
11 [Any] (a) Except as set forth in subsection (b), any borough  
12 may, by ordinance, require any owner of property, benefited,  
13 improved or accommodated by a sanitary sewer, to make  
14 connections with such sanitary sewer, in such manner as the  
15 borough may order, for the purpose of discharge of such drainage  
16 or waste matter as the borough may specify. The borough may by  
17 penalties enforce any regulation it may ordain with reference to  
18 any sanitary sewer connections.

1     (b) An owner of a dwelling unit used by a member of a  
2     recognized religious sect may file an application with the  
3     borough to be exempted from the requirement to make connection  
4     with the sanitary sewer as required under subsection (a). The  
5     borough shall approve the application for exemption if it is  
6     made in conformance with this subsection. NO APPLICATION SHALL <—  
7     BE APPROVED UNLESS THE APPLICANT DEMONSTRATES TO THE  
8     SATISFACTION OF THE BOROUGH COUNCIL THAT AN ACCEPTABLE  
9     ALTERNATIVE MEANS FOR SEWAGE DISPOSAL EXISTS. The application  
10    must state the manner IN WHICH the requirements of subsection <—  
11    (a) conflict with the applicant's religious beliefs and shall  
12    include an affidavit by the applicant stating that:

13     (1) The applicant is a member of a recognized religious  
14     sect.

15     (2) The religious sect has established tenets or teachings  
16     which conflict with the provisions of subsection (a).

17     (3) The applicant adheres to the established tenets or  
18     teachings of the sect.

19     (4) The dwelling unit will be used solely as a residence for  
20     the applicant or family member of the applicant.

21     Section 2. The provisions of 25 Pa. Code § 243.7 are  
22     abrogated to the extent of any inconsistency with the amendment  
23     of section 2051 of the act.

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