

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 916 Session of 2017

INTRODUCED BY EVERETT, MARCH 22, 2017

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 7, 2017

AN ACT

1 Amending Title 11 (Cities) of the Pennsylvania Consolidated
2 Statutes, in watercourses, flood protection projects and
3 storm water systems, further providing for establishing and
4 changing watercourses, flood protection projects and storm
5 water systems and for assessment of benefits and liens.

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

8 Section 1. Section 13401 of Title 11 of the Pennsylvania
9 Consolidated Statutes is amended by adding a subsection to read:

10 § 13401. Establishing and changing watercourses, flood
11 protection projects and storm water systems.

12 \* \* \*

13 (c) Ordinances.--A city may enact and enforce ordinances to
14 govern and regulate the planning, management, implementation,
15 construction and maintenance of storm water facilities.

16 Section 2. Section 13407 heading of Title 11 is amended and
17 the section is amended by adding subsections to read:

18 § 13407. Assessment of benefits [and], liens and fees.

19 \* \* \*

1 (d) Fees.--For the purposes of funding the construction,  
2 maintenance and operation of storm water management facilities,  
3 systems and management plans authorized under this chapter, a  
4 city may assess reasonable and uniform fees based in whole or in  
5 part on the characteristics of the property benefited by the  
6 facilities, systems and management plans. In establishing the  
7 fees, the city ~~may~~ SHALL consider and provide appropriate <--  
8 exemptions or credits for properties which have installed and  
9 are maintaining storm water facilities that meet best management  
10 practices and are approved or inspected by the city. The  
11 assessed fees shall be filed with the city treasurer. An  
12 ordinance shall specify whether payments are to be made by  
13 annual or more frequent installments.

14 (e) Methods of assessment.--Any fee levied by the city can  
15 be assessed in one of the following methods:

16 (1) On all properties in the city.

17 (2) On all properties benefited by a specific storm  
18 water project.

19 (3) By establishing a storm water management district  
20 and assessing the fee on all property owners in the district.

21 (f) Use.--Any fee collected for the purposes of storm water  
22 management may only be used for the purposes authorized by this  
23 chapter.

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