
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 914 Session of
2017

INTRODUCED BY EVERETT, MILLARD, PICKETT, FREEMAN, WHEELAND,
HARPER, READSHAW AND MUSTIO, MARCH 22, 2017

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 22, 2017

AN ACT

1 Amending Title 8 (Boroughs and Incorporated Towns) of the
2 Pennsylvania Consolidated Statutes, in storm sewers and
3 watercourses, further providing for authority of boroughs and
4 for manner of financing work.

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

7 Section 1. Section 2201 of Title 8 of the Pennsylvania
8 Consolidated Statutes is amended by adding a subsection to read:

9 § 2201. Authority of boroughs.

10 * * *

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

14 Section 2. Section 2003 of Title 8 is amended to read:

15 § 2203. Manner of financing [work].

16 (a) General rule.--A borough may pay for the costs and
17 expenses of any work or activity authorized under section 2201
18 (relating to authority of boroughs) wholly or in part from money
19 of the borough available for the purpose.

1 (b) Assessments.--To the extent that a borough does not
2 receive assistance from the Federal, State or county government
3 for the costs and expenses of the work, the borough may assess
4 the benefited properties located within the drainage area of the
5 watercourse in accordance with Chapter 21A (relating to
6 assessments and charges for public improvements).

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

20 (d) Methods of assessment.--Any fee levied by the borough
21 can be assessed in one of the following methods:

22 (1) On all properties in the borough.

23 (2) On all properties benefited by a specific storm
24 water project.

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

27 (e) Use.--Any fee collected for the purposes of storm water
28 management may only be used for the purposes authorized by this
29 chapter.

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