

**WEST POTTS GROVE TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2024-1

**AN ORDINANCE OF WEST POTTS GROVE TOWNSHIP,
MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING THE CODE
OF ORDINANCES OF 2014, CHAPTER 19 (WATER AND SEWERS AND
SEWAGE DISPOSAL), ARTICLE III (SEWERS AND SEWAGE
DISPOSAL), SECTION 19-27 (DEFINITIONS), AMENDING THE
DEFINITION OF THE TERM “LATERAL”.**

WHEREAS, the Board of Commissioners of West Pottsgrove Township, Montgomery County, Pennsylvania, under the powers vested in them by the First Class Township Code and the authority and procedures of the Municipalities Planning Code, as amended, as well as other laws of the Commonwealth of Pennsylvania, including the Municipal Code and Ordinance Compliance Act, does hereby enact and ordain the following to amend the term “Lateral” as that term relates to the sewer system situate in and owned by West Pottsgrove Township;

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the Board of Commissioners of West Pottsgrove Township, Montgomery County, Commonwealth of Pennsylvania, and, *IT IS HEREBY ENACTED AND ORDAINED* by the authority of the same, that Chapter 19 of the Code of Ordinances of 2014, Article III, Section 19-27, as amended, is further amended as follows:

SECTION 1. AMENDMENT. Chapter 19 (Water and Sewers and Sewage Disposal), Article III (Sewers and Sewage Disposal), Section 19-27 (Definitions), is amended by deleting the term “Lateral” in its entirety and replacing same with the following:

“Lateral shall mean that part of the building sanitary drainage system owned, operated and/or constructed by the building owner, used to convey wastewater from the building to the Township's sanitary sewer main. The lateral includes all piping, vents, traps, cleanouts and connection points to the Township sanitary sewer main from public or private premises and shall exclude stormwater,

and groundwater. For defining repair, the lateral shall mean the exterior portion of the building sanitary drainage system from the building wall to the Township sanitary sewer main.”

SECTION 2. AUTHORIZATION. This Ordinance is authorized by the general powers vested in the Township by the First Class Township Code and the authority and procedures of the Municipalities Planning Code, as amended, as well as other laws of the Commonwealth of Pennsylvania, including the Municipal Code and Ordinance Compliance Act.

SECTION 3. SEVERABILITY. If a Court of competent jurisdiction declares any provisions of this Ordinance to be invalid, in whole or in part, the effect of such decision shall be limited to those provisions expressly stated in the decision to be invalid, and all other provisions of the Code of Ordinances of the Township of West Pottsgrove shall continue to be separately and fully effective.

SECTION 4. RE-ENACTMENT, INTERPRETATION, AND REPEALER. The remaining provisions of the Code of Ordinances of West Pottsgrove Township, and as in force immediately before the enactment of this Ordinance, are intended to be continued and, to the extent not inconsistent herewith, are hereby re-enacted and re-ordained. This Ordinance is intended to be consistent with, shall be interpreted, and construed, in accordance with the Municipal Code and Ordinance Compliance Act, 68 P.S. § 1081 *et seq.*, and as amended from time to time. In the event conflict between this Ordinance and the Municipal Code and Ordinance Compliance Act, or any other applicable Commonwealth statute, such Commonwealth statute shall govern. All prior Ordinances, Resolutions, or parts thereof in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed to the extent of the inconsistency.

SECTION 5. EFFECTIVE DATE. This Ordinance, and all of its terms and provisions, shall become effective as provided by law.

ENACTED AND ORDAINED into law this 2nd day of January, 2024, by the Board of Commissioners of West Pottsgrove Township, Montgomery County, Pennsylvania.

Stephen Miller, President

ATTEST:

Courtney Harris, Secretary