

March 9, 1994

SPECIAL MEETING  
ORDINANCE NO-2-1994  
Amending Ordinance 5-1991

A special meeting of the Shenango Township Board of Supervisors was held on Wednesday, March 9, 1994 at 3:00 p.m. at the Shenango Township Municipal Building with supervisors Richard Schweinsberg and Andrew Piccuta present.

Also present were:

Carl Barth, Heavenly Drive-In  
Linda Chornenky, Apollo Moving/Storage  
Vinu Patel, Eldorado

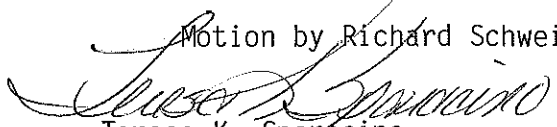
The purpose of the meeting was to adopt Ordinance No. 2-1994. This ordinance amends the rates set for the Pennvest Waterline Extension project. The Ordinance 5-1991 set rates as follows: .70¢ per foot - residential and \$3.50 per foot - commercial for a seventeen year period. The amending Ordinance No. 2-1994 sets the rate uniformly at \$9.19 per foot. The assessment can be paid in one lump sum or spread out over a seventeen year period.

Chairman Schweinsberg introduced the ordinance, and then opened the floor for public comment. Ms. Chornenky questioned the board on how they could reduce the rates without affecting the residential from paying a higher rate. Supervisors Schweinsberg stated that approximately \$300,000 of monies which are used for capital improvements will be used for the purpose of offsetting costs for this project. She also questioned how the Board could have assessed the commercial district at a higher rate to begin with. She used an example of buying pencils, i.e. everyone can buy pencils at the same rate. She was informed that she was comparing apples to oranges. The Board, when setting the original rates, used the same way of assessing, as the County uses when assessing for tax purposes. The commercial districts are assessed at a rate of at least 5 time the amount of the residential districts.

She was then informed that upon further review by our bond counsel, this way of assessing was not correct according to the Second Class Township Code for waterline extensions. In order to assess the commercial districts at a rate different than that of the residential districts a viewer board would need to be appointed to set the rates. Ms. Chornenky then questioned the authenticity of Ordinance No. 5-1991. She stated that under the Section for setting the rates, the Commercial rate was separate and bold faced. She was informed that this was done in that manner in because of the fact that the commercial rate was different than the residential rate, the purpose was to set the rate apart from the residential rate. She stated that in her line of business, when she wants something to stand out, she highlights that section. She was informed that the Ordinance is a legal document, and highlighting should not be used in legal documents. Ms. Chornenky then asked what rate would be charged for the sewerline. She was previously informed by the Secretary-Treasurer of the township that the line would not cost the commercial district anything. She was informed that the Board's original intention was to not assess the commercial district for the newly installed sewerline. The Board intended to use monies released from the 1994 Bond Issue to pay for the line extension. But, the Sewer Authority would not agree to the refunding unless the Board passed a resolution stating that the monies released through the refunding would be used solely for maintenance/repairs and cutting current sewer rates.

As there were no other public comments, there was a motion by Andrew Piccuta and a second by Richard Schweinsberg to adopt Ordinance No. 2-1994.

Motion by Richard Schweinsberg second by Andrew Piccuta to adjourn.

  
Teresa K. Sparacino  
Secretary-Treasurer