

BOROUGH OF CLYMER  
INDIANA COUNTY, PENNSYLVANIA  
ORDINANCE NO. 199

AN ORDINANCE OF THE BOROUGH OF CLYMER APPROVING THE CONSTRUCTION AND ESTIMATED COSTS OF A CERTAIN SANITARY SEWAGE COLLECTION AND TREATMENT SYSTEM TO BE CONSTRUCTED IN THE BOROUGH OF CLYMER BY CLYMER BOROUGH MUNICIPAL AUTHORITY AND APPROVING THE CHARGING OF THE COSTS OF CONSTRUCTION WITHIN THE BOROUGH OF CLYMER BY SAID AUTHORITY AGAINST THE PROPERTIES BENEFITED, IMPROVED OR ACCOMMODATED THEREBY ACCORDING TO THE FOOT FRONT RULE.

WHEREAS, Clymer Borough Municipal Authority has been created by the Borough of Clymer to, inter alia, construct a sanitary sewage collection and treatment system in the Borough of Clymer, Indiana County, Pennsylvania and has employed Bankson Engineers, Inc., Consulting Engineer, to prepare and submit plans covering the acquisition and construction of said sanitary sewage collection and treatment system and a report as to the estimated cost thereof; and

WHEREAS, the Authority, in connection with such construction proposes to charge and assess a part of the total cost of the assessable sanitary sewers as set forth in said report of the Consulting Engineer against the property benefited, improved or accommodated thereby according to the foot front rule and has submitted such proposal, together with the estimated cost of construction to be assessed against the properties benefited, improved or accommodated thereby to the Borough Council of the Borough of Clymer for their approval.

NOW, THEREFORE, be it ordained and enacted by the Borough Council of the Borough of Clymer, and it is hereby ordained and enacted by authority of the same as follows:

SECTION 1. The sanitary sewers and treatment facility to be constructed by the Authority and the plans and specifications of the Consulting Engineer covering the construction thereof in the Borough and the report setting forth the \$3,763,000 total estimated cost thereof, be, and the same hereby is, approved, and the Secretary of the Borough be and he hereby is directed to file a copy of said report, plans and specifications with this ordinance.

SECTION 2. That based on actual construction bids the total estimated cost of said sanitary sewers to be assessed in the Borough of Clymer is \$425,000 and said amount is hereby approved and authorized to be charged and assessed against the properties benefited, improved or accomodated thereby by the foot front rule in accordance with paragraph (s) of Subdivision B of Section 4 of the Act of May 2, 1945, P.L. 382 as amended.

SECTION 3. Should any section or provisions of this Ordinance be declared by any court having jurisdiction in the premises to be invalid, the same shall not affect the validity of the remaining parts hereof.

SECTION 4. All ordinances or resolutions not in accord with this Ordinance are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into an ordinance and passed by the Borough Council of the Borough of Clymer in lawful session assembled this 16th day of November, 1977.

BOROUGH OF CLYMER

[BOROUGH SEAL]

By Evelyn Davis  
President of Borough Council

Attest:

C. L. Longwell  
Borough Secretary

APPROVED: This 10 day of November, 1977.

James Richardson  
Mayor