

RESOLUTION NO. 2011-16

**BRIGHTON TOWNSHIP
BEAVER COUNTY, PENNSYLVANIA**

**A RESOLUTION SETTING FORTH THE REQUIRED
FINANCIAL SECURITY PRIOR TO THE ISSUANCE OF A
HOLDING TANK PERMIT**

WHEREAS, the Board of Supervisors of Brighton Township wish to set forth the required financial security to be provided prior to the Township's issuance of a Holding Tank Permit pursuant to Ordinance No. 174; and

WHEREAS, said amount of the financial security shall be established by Resolution; and

WHEREAS, the purpose of the Financial Security is to provide immediate funds to the Township to cover any and all costs incurred for, but not limited to

- 1.) Inspection of the holding tank and the resultant required written report;
- 2.) The review of receipts as to the pumping and disposal of sewage and/or effluent from the holding tank;
- 3.) The removal of sewage and/or effluent from the holding tank;
- 4.) The repair and/or maintenance of the holding tank system; and
- 5.) The enforcement of the provisions of Brighton Township's Holding Tank Ordinance or DEP Regulations.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Brighton Township that the following financial security shall be provided prior to the Township's issuance of a Holding Tank Permit shall be:

- 1.) Initial holding tank permit financial security. \$1,000.00

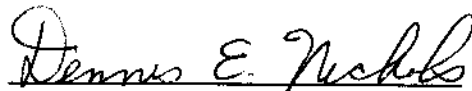
BE IT FURTHER RESOLVED, by the Board of Supervisors of Brighton Township that in the event said financial security is insufficient to reimburse the Township for the enumerated costs or expenses, or in the event the required financial security is reduced below the amount set by the Township by resolution, upon notice from the Township the Owner shall immediately cause the same to be increased to the required amount. In the event the Owner shall fail to deliver to the Township the sum of money to maintain the required financial security, or to

reimburse the Township for any costs or expenses incurred by the Township, or to reimburse the Township for any costs or expenses in excess of the financial security, the Township may, at its sole option, either:

- 1.) Institute suit against the Owner in a civil action to collect such cost or expenses incurred by the Township, including cost of suit and reasonable attorney fees; or
- 2.) Cause a lien to be filed on the subject property of the Owner, for which a holding tank was permitted under this ordinance, in accordance with the Municipal Lien Law for all cost or expenses incurred by the Township, including reasonable attorney fees.

RESOLVED, AND ENACTED, in public meeting this 6th Day of June 2011.

BRIGHTON TOWNSHIP
BOARD OF SUPERVISORS



Dennis E. Nichols, Chairman




John Curtaccio, Vice-Chairman



James E. Equels, Sr., Supervisor

ATTEST:


Bryan K. Dehart, Secretary