

TOWNSHIP OF WEST HEMPFIELD

Lancaster County, Pennsylvania

RESOLUTION NO. 15-18

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF WEST HEMPFIELD, LANCASTER COUNTY, PENNSYLVANIA, ESTABLISHING ASSESSMENTS FOR STREET LIGHTING.

WHEREAS, Section 2001 of the Second Class Township Code, Act of May 1, 1933 (P.L. 103, No. 69), as reenacted and amended by the Act of November 9, 1995 (P.L. 350, No. 60), as amended (the "Township Code"), authorizes the Township to install and maintain street lights along streets; and

WHEREAS, Section 2003(a) of the Township Code further authorizes the Township to recover its costs to install, maintain and operate street lights through different methods, including but not limited to assessments based on the front feet of benefitted property; and

WHEREAS, the Board of Supervisors has determined that street lights provide benefits to properties which include, but are not limited to, increased visibility for emergency vehicles serving properties along the road, increased visibility for persons entering or leaving properties along a lighted roadway, deterrence of crime, and lessening of traffic hazards; and

WHEREAS, the Township desires to impose assessments to recover the costs of providing street lighting upon benefitted properties.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Supervisors of the Township of West Hempfield, Lancaster County, Pennsylvania, as follows:

Section 1. All properties located within 250 feet from a street light standard shall be assessed on a front foot basis. The assessment for each property shall be calculated based on the number of feet of frontage of the property located within 250 feet from the light standard times an annual per foot assessment of \$0.57 per front foot. By way of example and not by way of limitation, if the entire frontage of a property is 100 feet and a light standard is located at the center of such property and the per foot assessment is \$0.57, the assessment for such property shall be 100 feet times x \$0.57 or \$57.00. By way of further of example and not by way of limitation, if a property contains 1,000 feet of frontage and the closest property line is located 200 feet from a street light standard, the assessment shall be 50 feet times x \$0.57 or \$28.50.

Section 2. The Board of Supervisors reserves the right to revise the assessment in this Resolution at any time by resolution.

Section 3. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Resolution, it being the intent of the Board of Supervisors that the remainder of the Resolution shall be and shall remain in full force and effect.

Section 4. This Resolution shall take effect and be in force immediately. The assessment imposed by this Resolution shall be for the calendar year commencing on January 1, 2019, and continuing until changed by further resolution of the Township.

DULY RESOLVED this 4th day of December, 2018, by Board of Supervisors of the Township of West Hempfield, Lancaster County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF WEST HEMPFIELD
Lancaster County, Pennsylvania

Attest: Adw B. St
(Assistant) Secretary

By: David M. Dumez
(Vice) Chairman
Board of Supervisors

[TOWNSHIP SEAL]

