

Administration

ORDINANCE NO. 15070

FILE OF CITY COUNCIL

Bill No. 24 - 2013

Introduced by the Administration

April 3, 2013

AN ORDINANCE

An Ordinance repealing Title Three of Part Nine of the Codified Ordinances of Allentown and adopting the rates and charges for water as set forth in the Allentown Water and Sewer Utility System Concession and Lease Agreement by and between the City of Allentown and Lehigh County Authority, a municipal authority duly organized and existing under the Constitution and laws of the Commonwealth of Pennsylvania (the "Concession Agreement") as approved by City Council.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

1. **SECTION 1.** Article 925 of Title Three of Part Nine of the Codified Ordinances of the City of Allentown shall, effective at the Time of Closing (as such term is defined in the Concession Agreement), be repealed in its entirety and in its place there shall be substituted the following:

"925.01 DEFINITIONS

The following words and phrases, when used in this Article, shall have the following meanings:

1. **Concession Agreement** means the Allentown Water and Sewer Utility System Concession and Lease Agreement by and between the City of Allentown and Lehigh County Authority, a municipal authority duly organized and existing under the Constitution and laws of the Commonwealth of Pennsylvania, approved by City Council by Resolution R 12-2013, as such Concession Agreement may be amended from time to time.

2. **Time of Closing** means 10:00 a.m., local time, on the date on which the Concessionaire assumes operation of the Allentown water system as provided in the Concession Agreement.

925.02 WATER SERVICE AND CHARGES

The rates, service charges and fees for the supply of water are hereby established, effective as of the Time of Closing, as those rates, service charges and fees as provided in the Concession Agreement for the term thereof."

2. **SECTION 2.** Articles 945 and 947 of Article Five of Part Nine of the Codified Ordinances of the City of Allentown shall, effective at the Time of Closing (as such term is defined in the Concession Agreement), be repealed in its entirety and in its place there shall be substituted the following:

"945.01 DEFINITIONS

The following words and phrases, when used in this Article, shall have the following meanings:

1. **Concession Agreement** means the Allentown Water and Sewer Utility System Concession and Lease Agreement by and between the City of Allentown and Lehigh County Authority, a municipal authority duly organized and existing under the Constitution and laws of the Commonwealth of Pennsylvania, approved by City Council by Resolution R 12-2013, as such Concession Agreement may be amended from time to time.

2. **Time of Closing** means 10:00 a.m., local time, on the date on which the Concessionaire assumes operation of the Allentown sewer system as provided in the Concession Agreement.

945.02 SEWER SERVICE AND CHARGES

The rates, service charges and fees for the collection of sewerage are hereby established, effective as of the Time of Closing, as those rates, service charges and fees as provided in the Concession Agreement for the term thereof.”

	Yea	Nay
Joe Davis	X	
Jeanette Eichenwald		X
Jeff Glazier	X	
Cynthia Y. Mota		
Ray O'Connell, VP	X	
Peter G. Schweyer	X	
Julio A. Guridy, Pres.	X	
TOTAL	5	1

I hereby certify that the foregoing Ordinance was passed by City Council on April 25, 2013 and signed by the Mayor on April 30, 2013.

Michael P. Hark

CITY CLERK