

ORDINANCE NO. 03-01-03

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF ELKLAND, TIOGA COUNTY, PENNSYLVANIA, AMENDING THE ELKLAND BOROUGH WATER ORDINANCE CHAPTER 26, SECTION 102 OF THE ELKLAND BOROUGH CODE, PROVIDING FOR PAYMENT OF WATER BILLS BY THE OWNER OF A RESIDENTIAL APARTMENT BUILDING OR HOUSE WHEN SAID BILL IS UNPAID BY THE TENANT.

WHEREAS, the Elkland Borough Code contains a provision for Water Ordinance setting forth the water fees and rates in said Ordinance; and

WHEREAS, there are absentee landlords and other owners of residential property who do not reside on the premises for which water services are provided and bills rendered thereto; and

WHEREAS, problems have arisen with tenants not paying for the water services provided by the Borough; and

WHEREAS, the Borough Council of the Borough of Elkland, Tioga County, Pennsylvania, has determined that an amendment to the Water Ordinance would be in the best interest of the health, safety, and welfare of the residents of the Borough of Elkland;

NOW THEREFORE, be it Enacted and Ordained by the Borough Council of the Borough of Elkland, Tioga County, Pennsylvania, and the same hereby is Enacted and Ordained as follows:

- Section 1. Chapter 26, Section 102, Paragraph 3 of the Elkland Borough Code shall be amended to read as follows:
3. Billing Responsibility. If the Borough of Elkland provides water service to a consumer in a residential apartment or house in which the owner of the property does not reside, the property owner shall be liable to pay the tenant's bill for water service rendered to the tenant, only if Elkland Borough notifies the owner and tenant within thirty (30) days after the first bill becomes overdue. Such notification shall be by first class mail to the address of the owner provided to the Borough by the property owner, and to the billing address of the tenant respectively.