

**BOARD OF SUPERVISORS
EAST FALLOWFIELD TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION NO. 2008-06

**A RESOLUTION ESTABLISHING A SPECIAL
ASSESSMENT FOR FIRE PROTECTION.**

WHEREAS, the Second Class Township Code, Section 1802, authorizes the Board of Supervisors to assess by an equal assessment upon all benefited properties whether or not exempt from taxation by existing law, abutting upon any highways, streets, roads and alleys, or portions thereof, within 780 feet of any fire hydrant, the monies necessary for placing, replacing, operating, maintaining and repairing such fire hydrants, or fulfilling contract obligations to water companies with respect to such fire hydrants; and

WHEREAS, by Ordinance No. 2005-09, the Board of Supervisors duly authorized a special assessment for fire protection in accordance with the aforesaid Section 1802, on an annual basis; and

WHEREAS, the Board of Supervisors desires to establish the special assessment for fire protection for 2008 and each subsequent calendar year until this resolution is amended or superseded.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of East Fallowfield Township, Chester County, Pennsylvania, as follows:

Section 1. All benefitted properties whether or not exempt from taxation by existing law, abutting upon any highways, streets, roads and alleys within 780 feet of any fire hydrant, are hereby assessed the amount of \$____.00 per calendar year for the cost and expense of such fire protection service. Said property need not be located on the street on which the hydrant is located.

Section 2. For fire hydrants located within residential developments with a duly constituted homeowners association, the Township shall assess the homeowners association for the all of the benefitted properties within the development in accordance with the applicable homeowners association documents. In the event the homeowners association documents do not provide for the payment of the fire protection assessments to the Township, the Township shall assess each benefitted property directly.

Section 3. In accordance with Section 1802(c) of the Second Class Township Code, all assessments for fire protection shall be collected by the tax collector under Section 3301(a) of the Second Class Township Code.

Section 4. This resolution shall be effective immediately upon enactment, and shall be effective from year to year until amended or superseded.

RESOLVED and **ADOPTED** this 25th day of March, 2008.

**BOARD OF SUPERVISORS
EAST FALLOWFIELD TOWNSHIP**

George Broadbent, Chairman

Chris Makely, Vice Chairman

Garth Monaghan, Member

ATTEST:

Denise Miller, Secretary