



BOROUGH OF TARENTUM

Allegheny County, Pennsylvania



RESOLUTION #20-05

RESOLUTION OF THE BOROUGH OF TARENTUM, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA TO REPEAL RESOLUTION #20-03 AND REINSTATING THE TERMINATION PROCEDURE FOR UTILITY SERVICE IN TARENTUM BOROUGH.

WHEREAS, the Borough of Tarentum, County of Allegheny, Commonwealth of Pennsylvania, is authorized under the Borough Code Section 3301.1 to adopt ordinances and resolutions for any purpose and as deemed beneficial to the borough, 8 Pa C.S. § 3301.1, and to make regulations as may be necessary for the health, safety, and general welfare of the borough, 8 Pa. C.S. § 1202(5); and

WHEREAS, on March 6, 2020, pursuant to Section 7301(c) of the Emergency Management Services Code, 35 Pa. C.S. § 7101, et seq., Governor Tom Wolf issued a Proclamation of Disaster Emergency, proclaiming the existence of a disaster emergency across the Commonwealth of Pennsylvania as a result of the spread of coronavirus (COVID-19); and

WHEREAS, on March 13, 2020, Chairperson of the Pennsylvania Public Utility Commission ("PUC") Gladys Brown Dutrieuille issued an Emergency Order pursuant to 52 Pa. Code §§ 3.1 and 3.2 prohibiting all electric, natural gas, water, wastewater, telecommunications, and steam utilities subject to the Pennsylvania Public Utility Commission's jurisdiction from terminating service during the pendency of the Proclamation of Disaster Emergency issued by Governor Tom Wolf, unless to ameliorate a safety emergency; and

WHEREAS, the Borough of Tarentum offers electric and water service within the Borough of Tarentum; and

WHEREAS, on June 3, 2020, Governor Tom Wolf renewed the Proclamation of Disaster Emergency for an additional 90 days; and

WHEREAS, the Borough of Tarentum is not administratively and financially able to maintain voluntary conformity with the Pennsylvania Public Utility Commission's termination procedure and desires to reinstate the Tarentum Borough utility termination procedure effective August 1, 2020; and

WHEREAS, pursuant to Tarentum Borough Resolution #20-03, the Borough Council of the Borough of Tarentum retained the authority to amend or repeal said Resolution for any reason and at any time during the Pennsylvania Proclamation of Disaster Emergency.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Tarentum, County of Allegheny, Commonwealth of Pennsylvania, as follows:

SECTION 1: The recitals set forth above are incorporated herein by reference.



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SECTION 2: The Borough of Tarentum shall no longer voluntarily comply with the March 13, 2020 PUC Emergency Order prohibiting utility termination during the pendency of the Proclamation of Disaster Emergency extended by Governor Tom Wolf on June 3, 2020.

SECTION 3: The Borough of Tarentum shall resume termination of electric and water utility services beginning on August 1, 2020.

SECTION 4: The Borough Council of the Borough of Tarentum shall retain the authority to amend or repeal this Resolution for any reason and at any time during the pendency of the Pennsylvania Proclamation of Disaster Emergency.

RESOLVED and ENACTED this 7th day of July, 2020.

ATTEST:

BOROUGH OF TARENTUM

Michael L. Nestico, Borough Manager

Scott Dadowski, President of Council

EXAMINED AND APPROVED by me this 7th day of July, 2020.

Eric Carter, Mayor

I, the undersigned, duly qualified Secretary of the Borough of Tarentum, Allegheny County, Pennsylvania, hereby certify that the foregoing Resolution #20-05 is a true and correct copy of a Resolution duly ratified and adopted by a majority vote of the Borough of Tarentum to occur at a regular meeting held on July 7, 2020 and said Resolution shall be recorded in the Minutes of the Borough of Tarentum and remains in effect as of this date.

IN WITNESS WHEREOF, I affix my hand and attach the seal of the Borough of Tarentum, this 7th day of July, 2020.

Michael L. Nestico, Borough Manager