

FRANKLIN TOWNSHIP ORDINANCE NO. 6 OF 1996

BE IT hereby Ordained and Enacted by the Board of Supervisors of Franklin Township, Erie County, Pennsylvania as follows:

Section One When the Township authorizes the construction or acquisition of any sanitary sewer or system of sanitary sewers, or the improvement of any street or portion thereof, or the installation of curbing or sidewalks, or a water supply or water system and all or part of the costs is assessed against the properties benefited, improved or accommodated by the sewer or system of sewers, or improvement of any street, or curbing or sidewalks, or water supply or abutting upon the street or portion thereof, the Township is authorized to enter into agreements for the payment of the assessment in installments.

Section Two The Franklin Township Treasurer shall have the authority to enter into agreements with the owners of the properties benefited by the improvement for the payment of the assessment in installments.

Section Three Installment agreements shall be entered into no later than thirty (30) days after the owner of the property assessed has been given notice that the assessment is due and payable. Notice shall be mailed to the property owner.

Section Four The first payment under the agreement shall be made at the time the installment agreement is entered into. Subsequent payments shall be due and payable annually not later than the last day of the month which is the anniversary month of the initial payment. Further, if bonds have been issued and sold to provide for the payment of any street improvement, the assessment shall not be payable beyond the term for which the bonds are issued.

Section Five Installments shall bear interest at a rate of six (6%) percent per annum or a higher amount equal to the amount of interest and any costs on the indebtedness incurred to provide for the payment of the improvement.

Section Six Claims to secure the assessments shall be entered in the office of the Prothonotary of Erie County at the same time and in the same form and shall be collected in the same manner as municipal claims are filed therein. The cost of entering and satisfying the municipal claim shall be assessed to the property owner.

Section Seven In the event that a property which is the subject of an installment agreement is sold, the entire assessment and accrued interest shall become due and payable.

Section Eight Assessments are payable to the Franklin Township Treasurer.

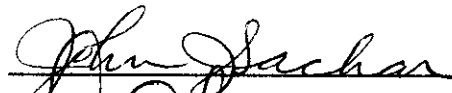
Section Nine In the event of a default in payment of any installment and interest for a period of sixty (60) days after it becomes due, the entire assessment and accrued interest shall become due and payable. The Township Solicitor is authorized to collect the assessment under the general laws relating to the collection of municipal claims.


Section Ten The owner of any property against whom an assessment is made may pay the assessment in full, at any time, with interest and costs thereon to the due date of the next installment, and that payment shall discharge the lien. Further, the owner of any property against whom an assessment is made may make payments of principle in advance of the annual due date. Such payment shall not affect the interest due on the assessment on the annual due date, but shall reduce the interest due on any unpaid balance following the annual due date.

Approved and enacted this 27th day of June, 1996.

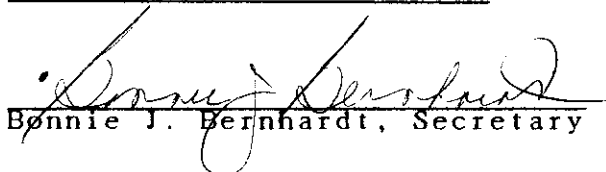
Franklin Township Supervisors


Chairman Denver L Ireland


John J. Sachar


David G. Henderson

I hereby certify that the above Ordinance No. 6 of 1996 was duly enacted by the Supervisors of Franklin Township on June 27, 1996.


Bonnie J. Bernhardt, Secretary