

GILPIN TOWNSHIP MUNICIPAL AUTHORITY
RESOLUTION 2026- 2
UPDATED METER PIT/METER REQUIREMENTS

RESOLUTION OF THE GILPIN TOWNSHIP MUNICIPAL AUTHORITY RECOGNIZING THE UNWARRANTED COST/EXPENSE TO THE AUTHORITY AND IT'S GENERAL WATER CUSTOMER BASE CURRENTLY BEING INCURRED FOR WATER LOSS EXPERIENCED AS A RESULT OF UNMETERED/UNMONITORED WATER LEAKS THAT ARE OCCURRING IN THE AUTHORITY'S INDIVIDUAL CUSTOMER'S PRIVATE LATERAL SERVICE LINES BEYOND THE AUTHORITY'S MAINLINES/CURBSTOPS AND FOR WHICH THE AUTHORITY AND ITS WATER CUSTOMER BASE IS BEING REQUIRED TO BEAR THE UNWARRANTED ADDITIONAL COST/EXPENSE TO THE AUTHORITY AND/OR TO ITS GENERAL WATER CUSTOMER BASE TO PAY FOR SAID UNMETERED LOST WATER FOR WHICH THE AUTHORITY IS RESPONSIBLE FOR PAYMENT AND PROVIDING FOR THE MANDATORY INSTALLATION OF METER PITS AT A LOCATION IN CLOSE PROXIITY TO THE AUTHORITY'S WATER MAINS/CURBSTOP AS DESIGNATED BY THE AUTHORITY BY ALL NEW AUTHORITY WATER CUSTOMERS AND FOR THOSE EXISTING AUTHORITY WATER CUSTOMERS WHO EXPERIENCE ONE (1) OR MORE LEAKS IN THE CUSTOMER'S PRIVATE LATERAL SERVICE LINE FOR THE PURPOSE OF MINIMIZING WATER LOSS AND THE UNWARRANTED EXPENSE/COST TO THE AUTHORITY AND ITS GENERAL CUSTOMER BASE AS A RESULT THEREOF

WHEREAS, the Gilpin Township Municipal Authority, having its principal place of business at 874 State Route 66, Leechburg, Gilpin Township, Armstrong County, Pennsylvania 15656, is a municipal authority, body corporate and politic of the Commonwealth of Pennsylvania, formed by the Township of Gilpin, Armstrong County, Pennsylvania, pursuant to the Municipality Authorities Act, 53 Pa.C.S.A. §5601, as amended, (formerly 53 P.S. §301, et seq.), and as such is duly organized for the purpose of exercising public and essential governmental functions; and

WHEREAS, pursuant to its creation and applicable law, including, but not limited to, 53 Pa.C.S.A. §5607, as amended, (formerly 53 P.S. §306), the Authority's powers and authority include, but are not necessarily limited to, the acquisition, holding, construction, improvement, maintenance and/or operation of a water acquisition/distribution system, or parts thereof, and the Authority has previously determined that the acquisition, holding, construction, improvement, maintenance and/or operation of a water acquisition/distribution system, extensions thereto, or parts thereof, within the geographical area served by the Authority, is necessary and/or beneficial for the public welfare of the community, and the Authority has provided for the acquisition, holding, construction, improvement, maintenance and/or operation of such a water acquisition/distribution system, or parts thereof; and

WHEREAS, in conjunction with its initial construction and/or previous operation of its water acquisition/distribution system, or parts thereof, the Authority had previously permitted the meters for the purpose of monitoring water usage to be located in or in close proximity to the premises served and has only recently required the installation of meter pits and the location of

the water meters for the purpose of monitoring water usage to be installed and located in close proximity to the Authority's Water Main/Curbstop in instances of New Construction and/or where an Existing Customer had experienced two (2) or more leaks in conjunction with said customer's water service lateral; and

WHEREAS, the Authority has experienced and is experiencing significant water loss as a result of said unmetered/unmonitored water leaks that are occurring in its customer's private lateral service lines beyond the Authority's Mainlines/curbstops and correspondingly is experiencing the unwarranted additional cost/expense to the Authority and/or to its general water customer base to pay for said unmetered water loss for which the Authority is responsible for the payment; and

WHEREAS, pursuant to law, including, but not necessarily limited to the Municipality Authorities Act, 53 Pa.C.S.A. §5607(d)(17), as amended, the same provides as follows:

53 Pa.C.S.A. §5607 (d) Powers.--Every authority may exercise all powers necessary or convenient for the carrying out of the purposes set forth in this section, including, but without limiting the generality of the foregoing, the following rights and powers:

(17) To do all acts and things necessary or convenient for the promotion of its business and the general welfare of the authority to carry out the powers granted to it by this chapter or other law, including, but not limited to, the adoption of reasonable rules and regulations that apply to water and sewer lines located on a property owned or leased by a customer and to refer for prosecution as a summary offense any violation dealing with rules and regulations relating to water and sewer lines located on a property owned or leased by a customer. ...

WHEREAS, pursuant to the above, the Authority has the power and authority to adopt and implement reasonable rules and regulations that apply to water and sewer lines located on a property owned or leased by a customer and to refer for prosecution as a summary offense any violation dealing with said rules and/or regulations relating to said water and sewer lines located on a property owned or leased by a customer; and

WHEREAS, the Authority has carefully reviewed and evaluated the water loss that the Authority has experienced and is experiencing as a result of said unmetered/unmonitored water leaks that are occurring in individual customer's private lateral service lines beyond the Authority's Main/Curbstop, as well as the corresponding unnecessary/unwarranted additional costs/expenses that the Authority and/or its general customer base is being required to bear as a result of said unmetered/unmonitored water loss that is being incurred and for which the Authority is responsible for the payment; and

WHEREAS, the Authority has determined that the adoption, implementation and enforcement of a Rule/Regulation that reaffirms that all new Authority Water Customer service connections, and that any existing Water Customer of the Authority who subsequently experiences a single (1) water leak in the Customer's private lateral water service line beyond the

Authority's Main/Curbstop, be required, at the Customer's own cost and expense, to purchase and install a water meter pit in to which the Authority's water meter shall be installed in close proximity to the Authority's water main/curbstop, in accordance with the Authority's specification, so as to promote leak detection and to minimize the unwarranted additional cost/expense to the Authority and/or to its general Customer base as a whole to pay for what would otherwise be unmetered/unmonitored water lost as a result of a leak in an individual Customer's private lateral service line beyond the Authority's Main/Curbstop and for which the Authority would otherwise be responsible for the payment, is reasonable and within the powers and authority granted to it by 53 Pa.C.S.A. §5607(d)(17); and

WHEREAS, pursuant to said review, the Authority has determined that the adoption, implementation and enforcement of the following Resolution is reasonable, in accordance with all lawful requirements, and within the powers and authority granted to it by 53 Pa.C.S.A. §5607(d)(17).

NOW THEREFORE, BE IT RESOLVED BY THE GILPIN TOWNSHIP MUNICIPAL AUTHORITY, AND IT IS HEREBY RESOLVED AS FOLLOWS:

1. That the Gilpin Township Municipal Authority, whose principal place of business is 874 State Route 66, Leechburg, Gilpin Township, Armstrong County, Pennsylvania 15656, is a municipal authority, body corporate and politic of the Commonwealth of Pennsylvania, formed by the Township of Gilpin, Armstrong County, Pennsylvania, pursuant to the Municipality Authorities Act 53 Pa.C.S.A. §5601, et seq., as amended, (formerly 53 P.S. §301), and as such is duly organized for the purpose of exercising public and essential governmental functions.
2. That pursuant to its creation and applicable law, including, but not limited to, 53 Pa.C.S.A. §5607, as amended, (formerly 53 P.S. §306), the Authority's powers and authority include, but are not necessarily limited to, the acquisition, holding, construction, improvement, maintenance and/or operation of a water acquisition/distribution system, or parts thereof, and the Authority has previously determined that the acquisition, holding, construction, improvement, maintenance and/or operation of a water acquisition/distribution system, extensions thereto, or parts thereof, within the geographical area served by the Authority, is necessary and/or beneficial for the public welfare of the community, and the Authority has provided for the acquisition, holding, construction, improvement, maintenance and/or operation of a water acquisition/distribution system, or parts thereof.
3. Pursuant to law, including, but not necessarily limited to, the Municipality Authorities Act, 53 Pa.C.S.A. §5607(d)(17), as amended, the Authority has the power and authority to adopt reasonable rules and regulations applicable to water lines located on a property owned and/or leased by a customer and to refer for prosecution as a summary offense any violation dealing with said rules and regulations relating to said water lines located on said property owned and/or leased by said customer.
4. Based on the significant water loss that the Authority has and continues to experience as a result of unmetered/unmonitored water leaks that are occurring in conjunction with individual Customer's private lateral service lines beyond the Authority's Main/Curbstop, and based further upon the Authority and/or its general Customer base incurring the unwarranted/unnecessary additional cost/expense for the payment of the unmetered/unmonitored

lost water for which the Authority is ultimately responsible for payment, the Authority has determined that the adoption, implementation and enforcement of Rules/Regulations that reaffirm and require that (a) all new Authority customer service connections, and (b) that any existing Water Customer of the Authority who experiences a single (1) subsequent water leak in the Customer's private lateral water service line beyond the Authority's Main/Curbstop, shall be required, at the Customer's own cost and expense, to acquire, install and use a water meter pit into which the Authority's water meter shall be installed in close proximity to the Authority's water main/Curbstop, in accordance with the Authority's specifications, so as to promote leak detection and to minimize water loss and the unwarranted additional cost/expense to the Authority and/or to its general Customer base as a whole, to pay for what would otherwise be unmetered/ unmonitored water lost as a result of said leak in an individual Customer's private lateral service line beyond the Authority's Main/Curbstop and for which the Authority would otherwise ultimately be responsible for the payment, is reasonable and within the power and authority granted to the Authority by 53 Pa.C.S.A. §5607(d)(17).

5. That in accordance with this Resolution, the Authority does hereby adopt and implement said Rule, Regulation and Requirement, that (a) all new Authority customer service connections, and (b) any existing Water Customer of the Authority who subsequently experience a single (1) water leak in the Customer's private lateral water service line beyond the Authority's Main/Curbstop, shall be required, at the Customer's own cost and expense, to acquire, install and use a water meter pit into which the Authority's water meter shall be installed in close proximity to the Authority's water main/Curbstop, in accordance with the Authority's specification, so as to promote leak detection and to minimize water loss and the unwarranted additional cost/expense to the Authority and/or to its general Customer base as a whole to pay for what would otherwise be unmetered/unmonitored water lost as a result of any such leak in an individual Customer's private lateral service line beyond the Authority's Main/Curbstop and for which the Authority would otherwise ultimately be responsible for the payment, and does hereby direct that the same shall be immediately enforced by the Authority.

6. The Authority does hereby adopt the Meter Pit/Meter specifications attached hereto as **Exhibit A** and does hereby further direct that the Authority shall be authorized to prospectively amend said Specifications as the Authority may from time to time see fit and determine to be in its best interest.

7. Pursuant to 53 Pa.C.S.A. §5607(d)(17), any failure of an Owner, Tenant and/or Authority Customer to comply with the terms of this Resolution shall constitute a summary offense subject to prosecution and punishment by up to the maximum amount in fines, costs and/or imprisonment, or both, as permitted by law. Each day that any such violation occurs or remains shall constitute a separate offense subject to prosecution and punishment.

8. In addition to any additional enforcement action that may be undertaken by the Authority as part hereof, following Notice to and the failure on the part of any Owner, Tenant and/or Customer to comply with the requirements of this Rule, Regulation and Requirement of this Resolution, the Authority shall, at its option, be and is hereby authorized and empowered, should it elect to do so, at the Owner's, Tenant's and Customer's sole cost and expense, to take any and all actions that may be necessary and/or beneficial to provide for the acquisition, installation, connection and use of said meter

pit/meter and shall be entitled to recover the reasonable costs and/or expenses incurred by the Authority in doing so, in accordance with applicable law.

9. The Authority, its officers, its agents and/or all others acting on behalf of the Authority, shall be and is/are hereby authorized, empowered and directed to take any and all lawful actions that may be necessary and/or beneficial for the implementation and enforcement of said Rules, Regulations and Requirements of this Resolution, including, but not necessarily limited to, the pursuit of legal actions to accomplish the purposes set forth herein. The same shall include, but shall not necessarily be limited to, the engagement of and/or the payment of reasonable compensation to any and all professionals, experts and/or others that may be necessary and/or beneficial in doing so.

10. SEVERABILITY- The Authority declares its intent that all provisions of this Resolution shall be construed so as to allow the same to be lawfully applied. Should any portion of this Resolution be determined to be unlawful, the remaining portions of said Resolution that is/are capable of being lawfully applied shall remain in full force and effect and the Authority shall promptly meet for the purpose of considering the amendment of any unlawful provisions so as to lawfully implement the intention of the Authority.

11. To the extent that the same are not inconsistent herewith, all prior actions of the Authority shall remain in full force and effect.

DULY ADOPTED THIS 13 DAY OF JANUARY, 2026.

GILPIN TOWNSHIP MUNICIPAL AUTHORITY

Attest:

Sonya Mazak
Sonya Mazak, Secretary

by Robert Swarmer
Robert Swarmer, Chairman

