

No. 1992-175

AN ACT

HB 996

Amending the act of June 23, 1931 (P.L.932, No.317), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further providing for collection of sewer, lighting and water charges.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Sections 3213 and 3588 of the act of June 23, 1931 (P.L.932, No.317), known as The Third Class City Code, reenacted and amended June 28, 1951 (P.L.662, No.164), are amended to read:

Section 3213. **[Warrants for]** Collection of Sewer Rentals.—
(a) Council shall provide for the collection of such annual rentals, rates or charges.

(b) *In the case of a city which has agreed to provide sewer service to a residential dwelling unit in which the owner does not reside, the city shall notify the owner and the tenant within thirty days after the tenant's bill for that service first becomes overdue. Such notification shall be provided by first class mail to the address of the owner provided to the city by the owner and to the billing address of the tenant, respectively. Nothing herein shall be construed to relieve the owner of liability for such service unless the city fails to provide the notice required herein.*

Section 3588. Collection of Lighting and Water **[Rates] Charges**.—
(a) Council shall provide, by ordinance, for the collection of all the lighting and water **[rates] charges** that may accrue, from time to time, to the city for the use of the water or light, fixing the time when such **[rates] charges** shall be payable, and the penalties for nonpayment thereof; and such **[rates] charges** shall be **[charged] assessed** to the respective owners of the real estate on which such water or light is used, and if the same shall not be paid in accordance with the provisions of such ordinance, claims for the amounts due shall be registered in the city lien docket in the same manner as provided by law in the case of unpaid city taxes on real estate, with the like force and effect as to the lien thereof.

(b) *In the case of a city which has agreed to provide water service through a separate meter and separate service line to a residential dwelling unit in which the owner does not reside, the owner shall be liable to pay the tenant's bill for service rendered to the tenant by the city only if the city notifies the owner and the tenant within thirty days after the bill first becomes overdue. Such notification shall be provided by first class mail to the address of the owner provided to the city by the owner and to the billing address of the tenant, respectively. Nothing herein shall be construed to require a city to terminate service to a tenant, provided that the owner shall not be liable for*

any service which the city provides to the tenant ninety or more days after the tenant's bill first becomes due unless the city has been prevented by court order from terminating service to that tenant.

Section 2. This act shall take effect in 60 days.

APPROVED—The 18th day of December, A. D. 1992.

ROBERT P. CASEY