

MONROEVILLE MUNICIPAL AUTHORITY

RESOLUTION NO. 392

A RESOLUTION OF THE MONROEVILLE MUNICIPAL AUTHORITY, ALLEGHENY COUNTY, PENNSYLVANIA, ESTABLISHING PROCEDURES AND PENALTIES FOR WATER SERVICE TAMPERING AND THEFT.

WHEREAS, The Monroeville Municipal Authority has experienced customers tampering with and/or stealing water service; and,

WHEREAS, the Monroeville Municipal Authority is desirous of establishing criteria to follow when the Authority becomes aware of tampering and/or stealing of water service.

NOW, THEREFORE, BE IT RESOLVED, this 15 day of July, 2019, by the Monroeville Municipal Authority Board of 219 Speelman Lane, Monroeville, Allegheny County, Pennsylvania 15146, as follows:

SECTION 1: No one shall do anything which will in any way interfere with or prevent the proper registration of a meter. No one shall tamper with or work on a meter without the written permission of MMA. No one shall install any device which will cause service to pass around a meter without the passage of such service being registered fully by the meter.

SECTION 2: All metering equipment will be sealed by MMA for protection. No one, except authorized MMA employees, MMA contractors or agents, shall cut, break, or otherwise remove a MMA seal on meters or metering equipment.

SECTION 3: MMA will assess Revenue Protection and Recovery Charges against any person who tampers with or damages any system equipment, including but not limited to meters or any device used to measure utility service to a premise. Any such charges shall be set forth in

Appendix A of MMA's Service Procedures.

SECTION 4: In the absence of an identifiable tenant, the owner of any premises may be presumed to be the occupant of such premises for purposes of these service procedures and MMA's remedies for service tampering.

SECTION 5: The penalty for stealing water shall be governed by 18 Pa. C.S.A. §3926 Theft of Services.

SECTION 6: Tamper "shall mean to rearrange, injure, alter, interfere with, or otherwise prevent from performing a normal or customary function." With respect to the provision of utility water, and wastewater service, no one shall:

1. Divert service
2. Prevent any meter or other device used in determining the charge for service from accurately performing its measuring function by tampering or by any other means
3. Tamper with any property owned by or used by MMA to provide service
4. Connect or reconnect with property owned or used by MMA to provide service without the authorization or consent of MMA

SECTION 7: The penalty for tampering with water service shall include one or more of the following:

Tamper Fee (per event)	\$375
Seal Tamper (alter, cut or remove meter index seal)	\$50
Condemn at Main (disconnect service line from MMA main)	\$765
Damages to Equipment (cost of materials; meter, meter horn, valves, meter well, lock, etc. including labor)	TBD
Estimated Usage	TBD

SECTION 8: If any sentence, clause, section or part of this Resolution is for any reason found to be unconstitutional, illegal or invalid, such

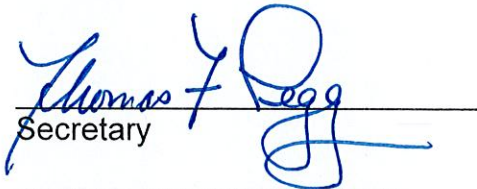
unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Resolution. It is hereby declared as the intent of the Board of the Monroeville Municipal Authority that this Resolution would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

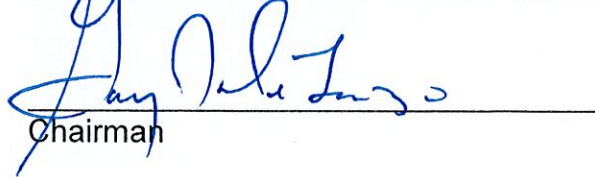
SECTION 9: Any Resolution or part of any Resolution in conflict herewith, is hereby repealed to the extent of that conflict.

Accepted and approved this 15 day of July, 2019.

ATTEST:

MONROEVILLE MUNICIPAL AUTHORITY


Secretary


Chairman

APPROVED AS TO FORM:


Bruce E. Dice, Solicitor