

CHAPTER 1

ADMINISTRATION AND GOVERNMENT

PART 1

Planning Commission

§101. Creation of Planning Commission

PART 2

Compensation of Township Supervisors

§201. Compensation

PART 3

Volunteer Firemen's Relief Association

§301. Recognition of Volunteer Firemen's Relief Association

§302. Certification to Auditor General

§303. Annual Appropriation

PART 4

Fire Insurance Proceeds

§401. Use of Fire Insurance Proceeds

§402. Limits of Liability

§403. Insurance Company Rights Reserved

§404. Construction

§405. Notification of Pennsylvania Department of Community and Economic Development

§406. Penalties

§407. Saving Clause

PART 5

Township Meetings

§501. Conduct of Meetings

PART 1

Planning Commission

§101. Creation of Commission.

The Supervisors of the Township of Slippery Rock, Butler County, Pennsylvania, hereby create the Slippery Rock Township Planning Commission composed of five members, to be appointed as provided by law (53 P.S. §10201 et seq.). The Commission shall perform all duties and may exercise all powers conferred by law upon Township Planning Agencies; provided, that the Planning Commission previously created by Slippery Rock Township Supervisors shall constitute tenure of any of the members thereof, but any and all vacancies in said Commission, hereafter occurring, shall be filled in the manner and for term provided in the law governing Township Planning Commissions in effect at the time of the occurrence of the vacancy.

(Ord. 2/12/2002)

PART 2

Compensation of Township Supervisors

§201. Compensation.

1. Each Supervisor of Slippery Rock Township elected or appointed to office on or after November 5, 1985, shall receive compensation as a Supervisor in the amount of \$50 per meeting with said annual compensation not to exceed the total sum of \$2,500. (Ord. 2/12/2002)
2. Such compensation shall be paid in quarterly installments.
3. This Part shall be effective January 1, 1986.

(Ord. 11, 12/31/1984; as amended by Ord. 2/12/2002)

PART 3

Volunteer Firemen's Relief Association

§301. Recognition of Volunteer Firemen's Relief Association.

1. The following association is hereby recognized as actively engaged in providing fire protection and/or emergency services in the Township.

Slippery Rock Volunteer Fire Department

The above named association has been formed for the benefit of its members and their families in case of death, sickness, temporary or permanent disability or accident suffered in the line of duty.

2. The above named Association of the Township is designated the proper association to receive such funds as are due and payable to the Township Treasurer by the Treasurer of the State of Pennsylvania from the tax on premiums from foreign fire insurance companies.

(Ord. 2/12/2002)

§302. Certification to Auditor General.

The Board of Supervisors shall annually certify to the Auditor General of the Commonwealth, the name of the active association and the percentage of service they contribute to the protection of the Township. Such certification shall be on forms prescribed by the Auditor General. (Ord. 2/12/2002)

§303. Annual Appropriation.

There is annually appropriated from the Township Treasury all such sums of money that may hereafter be paid into the Township Treasury by the Treasurer of the State of Pennsylvania on account of taxes paid on premiums of foreign fire insurance companies in pursuance of the Act of December 18, 1984, No. 205, §701 et seq., as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania. Such monies received by the Township Treasurer from the State Treasurer shall be distributed to the duly recognized association(s) within 60 days of receipt. The funds shall be distributed on the basis of the percentage of service established in the certification to the Auditor General and with other provisions of the Act. (Ord. 2/12/2002)

PART 4

Fire Insurance Proceeds

§401. Use of Fire Insurance Proceeds.

1. No insurance company, association or exchange (hereinafter “insurer”) doing business in the Commonwealth of Pennsylvania shall pay a claim of a named insured for fire damage to a structure located within the Township where the amount recoverable for the fire loss to the structure under all policies exceeds \$7,500, unless the insurer is furnished by the Township Treasurer with a certificate pursuant to 508(b) of the Insurance Company Law of 1921, as amended by Act 98 of 1992 and Act 93 of 1994 (collectively, the “Act”) and unless there is compliance with the procedures set forth in 508(c) and (d) of the Act.
2. Where there are delinquent taxes, assessments, penalties or user charges against the property (“municipal claims”), or there are expenses which the Township has incurred as a cost for the removal, repair or securing of a building or other structure on the property (collectively “municipal expenses”), the [Designated Official] of the Township shall immediately render a bill for such work, if he has not already done so. Upon written request of the named insured specifying the tax description of the property, the name and address of the insurer and the date of receipt by the insurer of a loss report of the claim, the Treasurer shall furnish a certificate within 14 working days after the request, to the insurer, a certificate (or at his discretion an oral notice confirmed in writing) either:
 - A. Stating that there are no unpaid municipal claims or municipal expenses against the property; or,
 - B. Specifying the nature and amount of such claims or expenses, accompanied by a bill for such amounts.

Taxes, assessments, penalties and user charges shall be deemed delinquent for this purpose if a lien could have been filed for such claims under applicable law. Upon receipt of a certificate and bill pursuant to subsection (A) of this Section, the insurer shall transfer to the Treasurer an amount from the insurance proceeds sufficient to pay such sums prior to making payment to the named insured, subject to the provisions of subsection (3) hereof.

3. When all municipal claims and municipal expenses have been paid pursuant to subsection (2) of this Section, or where the Treasurer has issued a certificate described in subsection (2)(A) indicating that there are no municipal claims or municipal expenses against the property, the insurer shall pay the claim of the named insured; provided, however, that if the loss agreed upon by the named insured and the insurer equals or exceeds 60% of the aggregate limits of liability on all fire policies covering the building or structure, the following procedures must be followed:

ADMINISTRATION AND GOVERNMENT

- A. The insurer shall transfer from the insurance proceeds to the Treasurer, in the aggregate, \$2,000 for each \$15,000 of such claim or fraction thereof.
- B. If at the time a loss report is submitted by the insured, such insured has submitted to the insurer, with a copy to the Township, a contractor's signed estimate of the cost of removing, repairing or securing the building or other structure in an amount less than the amount calculated under the foregoing transfer formula, the insurer shall transfer to the Treasurer from the insurance proceeds the amount specified in the estimate. If there is more than one insurer, the transfer of proceeds shall be on a pro rata basis by all insurers insuring the building or other structure.
- C. Upon receipt of the above described portion of the insurance proceeds, the Treasurer shall do the following:
 - (1) Place the proceeds in a separate fund to be used solely as security against the total municipal expenses anticipated by the Township to be required in removing, repairing or securing the building or structure as required by this Part. Such costs shall include, without limitation, any engineering, legal or administrative costs incurred by the Township in connection with such removal, repair or securing or any proceedings related thereto; and,
 - (2) Mail to the named insured, at the address received from the insurer, a notice the proceeds have been received by the Township and that the procedures under this subsection shall be followed.
 - (3) After the transfer, the named insured may submit to the Township a contractor's signed estimate of the cost of removing, repairing or securing the building or other structure, in which event the Treasurer shall, if such estimate is deemed by the Treasurer to be reasonable, return to the insured the amount of the funds transferred to the Township in excess of that required to pay the municipal expenses; provided, the Township has not commenced to remove, repair or secure the building or other structure, in which case the Township will complete the work.
 - (4) Pay to the Township, for reimbursement to the Township general fund, the amount of the municipal expenses paid by the Township.
 - (5) Pay the remaining balance in the fund (without interest) to the named insured upon receipt of a certificate issued by the Township Secretary that the repair, removal or securing of the building or other structure has been completed in accordance with all applicable codes and regulations of the Township.

- (6) Nothing in this Section shall be construed to limit the ability of the Township to recover any deficiency in the amount of municipal claims or municipal expenses recovered pursuant to this Part, or to insurance proceeds, by an action at law or in equity to enforce the codes of the Township or to enter into an agreement with the named insured with regard to such other disposition of the proceeds as the Township may deem responsible

(Ord. 2/12/2000)

§402. Limits of Liability.

Nothing in this Part shall be construed to make an insurance company, association or exchange liable for any amount in excess of proceeds payable under its insurance policy or for any other act performed pursuant to this Part or to make this Township, any Township official, a municipality or public official an insured under a policy of insurance or to create an obligation to pay delinquent property taxes or unpaid removal liens or expenses other than as provided in this Part. (Ord. 2/12/2002)

§403. Insurance Company Rights Reserved.

An insurance company, association or exchange making payment of policy proceeds under this Part for delinquent taxes or structure removal liens or removal expenses incurred by the Township shall have a full benefit of such payment including all rights of subrogation and of assignment. (Ord. 2/12/2002)

§404. Construction.

This Part shall be liberally construed to accomplish its purpose to deter the commission of arson and related crimes, to discourage the abandonment of property and to prevent urban blight and deterioration. (Ord. 2/12/2002)

§405. Notification of Pennsylvania Department of Community and Economic Development.

The Secretary of the Township shall transmit a certified copy of this Part promptly to the Pennsylvania Department of Community and Economic Development. (Ord. 2/12/2002)

§406. Penalties.

Any owner of property, any named insured or insurer who violates the provisions of this Part or who shall fail to comply with any of the requirements hereof shall be sentenced,

ADMINISTRATION AND GOVERNMENT

upon conviction thereof, in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense. (Ord. 2/12/2002)

§407. Saving Clause.

The provisions of this Part, so far as they are the same as those of ordinances enforced immediately prior to the enactment of this Part are intended as a continuation of such ordinances and not as new enactments. The provisions of this Part shall not affect any act done or liability incurred, nor shall it affect any suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any ordinance repealed by this Part. (Ord. 2/12/2002)

PART 5

Township Meetings

§501. Conduct of Meetings.

1. The Township Supervisors of Slippery Rock Township direct all parties who wish to address the Supervisors with a specific request or concern at their meetings, both regular and special when called, must place themselves upon the meeting's agenda at least three days prior to said meeting. The same shall be accomplished by either written or telephone communications with the Township Secretary, as set forth below, in the form of a request which shall include the party's name, address and topic of concern or request.

Below was revised when MS. Kelly no longer held that position and the records were moved from her home to the existing Township Office.

~~Barbara J Kelly
Township Secretary/Treasurer
3604 William Flynn Highway
(724) 794-2195~~

Residing Township Secretary/Treasurer
155 Branchton Road PO Box 207
Slippery Rock, PA 16057
(724) 794-2369 or (724) 794-3823

2. This rule is intended to provide for an advance agenda so as to permit an orderly, effective and responsive meeting for both the Board of Supervisors and the citizenry.
(Ord. 19, 5/11/1987)