

**TOWNSHIP OF LONDONDERRY
DAUPHIN COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2026 - 04

AN ORDINANCE OF THE TOWNSHIP OF LONDONDERRY, DAUPHIN COUNTY, PENNSYLVANIA, AMENDING CHAPTER 18, SEWAGE AND SEWAGE DISPOSAL, PART 1, ON-LOT SEWAGE DISPOSAL SYSTEM (OLSDS) MANAGEMENT, TO REVISE TOWNSHIP REQUIREMENTS, OVERSIGHT AND ENFORCEMENT OF THE PART.

WHEREAS, the Board of Supervisors is empowered, pursuant to Section 6601 of the Second Class Township Code, to enact and adopt ordinances for the health, safety, and welfare of its citizens; and

WHEREAS, the existing Ordinances governing the management of on-lot sewage disposal systems in the Township are outdated and places the burden of compliance on third parties instead of on the property owner; and

WHEREAS, the Township therefore wishes to enact an ordinance amendment modernizing the oversight of on-lot sewage disposal systems, their inspection, and the enforcement of this Part and revise the ordinance as needed to more accurately reflect the industry terminology and practices.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Supervisors of the Township of Londonderry, Dauphin County, Pennsylvania, that Chapter 18 (Sewers and Sewage Disposal), Part 1 (On-Lot Sewage Disposal System (OLSDS) Management), of the Township Code of Ordinances is hereby amended as follows with the language to be deleted shown as struck, the text to be added shown as underlined and ellipses to denote text remaining unchanged, and numbering to be revised as necessary to effect the revisions herein:

SECTION 1. Ordinance Amendment.

Chapter 18. Sewers and Sewage Disposal

Part 1. ON-LOT SEWAGE DISPOSAL SYSTEMS (OLSDS) MANAGEMENT

§ 18-101. Title.

This Part shall be known as and may be referred to as the Londonderry Township "On-Lot Sewage Disposal Systems (OLSDS) Management Ordinance."

§ 18-102. Purpose.

The purpose of this Part includes:

1. ~~Regulation of the installation, inspection, operation, rehabilitation, replacement and timely ongoing maintenance of OLSDSs within the Township;~~
2. ~~Establishment of provisions and safeguards for the Township which enable the issuance of permits for OLSDSs by and through the Sewage Enforcement Officer (SEO);~~
3. ~~Registration of pumper/hauler businesses that remove and dispose of septage;~~
4. ~~Establishment of minimum standards for the periodic pumping, treatment, dosing and lift pump tanks which are components of OLSDSs;~~
5. ~~Adoption of standards for inspection and pumping of systems and tanks; and~~

6. ~~Provision for the Township to take action to correct conditions which are declared public nuisances or hazards to the public health.~~

The purpose of this Part is to regulate the installation, inspection, operation, repair, replacement and timely ongoing maintenance of OLSDSs within the Township. Establish provisions and safeguards for the Township which enable the issuance of permits for OLSDS by and through the Sewage Enforcement Officer (SEO). Registration of pumper/hauler businesses that remove and dispose of septage. Establish minimum standards for the periodic pumping, treatment, dosing and lift-pump tanks which are components of OLSDSs. Adoption of standards for inspection and pumping of systems and tanks; and provide provision for the Township to take action to correct conditions which are declared public nuisances or hazards to the public health.

§ 18-103. Legislative intent.

1. ~~As mandated by the municipal codes, the Clean Streams Law (35 P.S. §§ 691.1 to 691.1001), and the Pennsylvania Sewage Facilities Act [Act of January 24, 1966, P.L. (1965) 1535, No. 537, as amended, 35 P.S. § 750.1 et seq., known as "Act 537"], municipalities have the power and the duty to provide adequate sewage treatment facilities for the protection of the public health by preventing the discharge of untreated or inadequately treated sewage. The Board of Supervisors recognizes that individual and community OLSDSs constitute a valid and approved manner of protecting the quality of the water and other natural resources of the Township through proper treatment of wastes generated by certain development within the Township. The use of OLSDSs must be regulated in accordance with the regulations promulgated by the Pennsylvania Department of Environmental Protection (DEP) which pertain to the location and permitted types of OLSDSs. In addition, the Township has determined that, should the OLSDSs installed by a landowner fail, thereby endangering the health and welfare of the residents and visitors, the Board of Supervisors desires to require that all landowners provide and set aside areas for the installation of replacement individual OLSDSs.~~
2. ~~It is the further intent of the Board of Supervisors to ensure that OLSDSs are properly maintained. Failure to maintain an OLSDS can eventuate into pollution of the groundwater and other natural resources of the Township. OLSDSs must be pumped on a regular basis to ensure such maintenance is performed. In order to determine that OLSDSs within the Township are being maintained properly, all landowners using OLSDSs shall file manifests with the Township concerning such service. The pumpers/haulers shall also be required to report any OLSDS to the Township which is polluting groundwater, surface waters or discharging sewage to the surface of the ground.~~

As mandated by the municipal codes, the Clean Streams Law (35 P.S. §§ 691.1 to 691.1001), and the Pennsylvania Sewage Facilities Act (Act of January 24, 1966, P.L. (1965) 1535, No. 537, as amended, 35 P.S. § 750.1 et seq., known as "Act 537"), municipalities have the power and duty to provide adequate sewage treatment facilities for the protection of the public health by preventing the discharge of untreated or inadequately treated sewage. The Board of Supervisors recognizes that individual and community OLSDSs constitute a valid and approved manner of protecting the quality of the water and other natural resources of the Township through proper treatment of wastes generated by certain development within the Township. The use of OLSDS must be regulated in accordance with the regulations promulgated by the Pennsylvania Department of Environmental Protection (DEP) which pertain to the location and permitted types of OLSDS. In addition, the Township has determined that, should the OLSDS installed by a landowner fail, thereby endangering the health and welfare of the residents and visitors, the Board of Supervisors desires to require that all landowners provide and set aside areas for the installation of replacement individual OLSDS. It is the further intent of the Board of Supervisors to ensure that OLSDS

are properly maintained as failure to maintain an OLSDS can eventuate into pollution of the groundwater and other natural resources of the Township and to require that regular inspection and pumping of OLSDS be completed to assist in ensuring that proper function and maintenance of OLSDS is occurring.

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§ 18-105. Word usage; definitions.

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ADSORPTION ABSORPTION AREA EASEMENT

A portion of a lot, tract, or parcel that encompasses the primary and replacement areas and which shall be delineated and preserved. The primary and replacement areas need not be contiguous.

ALTERNATIVE SYSTEM

~~A system for the disposal of domestic wastewaters not operating below ground level but located on or near the site of the building or buildings being served (e.g., composting toilets, gray water recycling systems, incinerating toilets, spray irrigation and black water recycling systems, etc.).~~

A sewage facility that is approved by the Department but not described in 25 PA Code § 73 Standards for Onlot Sewage Treatment Facilities as defined therein.

AUTHORIZED AGENT

A licensed certified sewage enforcement officer, licensed professional engineer or sanitarian, ~~plumbing inspector~~, soils scientist, or any other qualified or licensed person who is delegated to function within the specified limits as the agent of the Board of Supervisors of Londonderry Township to carry out the provisions of this Part.

* * *

DEPARTMENT/DEP

The Department of Environmental Protection of the Commonwealth of Pennsylvania or any successor agency.

* * *

GRAY WATER

~~Used water from a laundry, bath, or kitchen sink.~~

Liquid waste from laundry, bath, or kitchen sources and water softener backwash.

* * *

LAND DEVELOPMENT

~~Any of the following activities:~~

- ~~A. The improvement of one lot or two or more contiguous lots, tracts or parcels of land for any purpose involving:

 - ~~1) A group of two or more residential or nonresidential buildings, whether proposed initially or cumulatively, or a single nonresidential building on a lot or lots, regardless of the number of occupants or tenure; or~~
 - ~~2) The division or allocation of land or space, whether initially or cumulatively, between or among two or more existing or prospective occupants by means of or for the purpose of streets, common areas, leaseholds, condominiums, building groups or other features.~~~~

~~B. A subdivision of land.~~

~~C. Development in accordance with Section 503(1.1) of the Municipalities Planning Code (Act 170 of 1988, as amended). [1]~~

A land development as defined in the Pennsylvania Municipalities Planning Code, Act of July 31, 1968, P.L. 805, No. 247, as amended and reenacted, 53 P.S. §§ 10101 et seq.

LOT

~~A designated parcel, tract, or area of land established by a plot or otherwise as permitted and to be used, developed or built upon as a unit.~~

A parcel of land used or intended to be used as a building site or separate parcel to be created as a result of approval of a subdivision or land development plan, or a condominium unit.

MALFUNCTION

~~A condition which occurs when an OLSDS any sewage facility discharges onto the surface of the ground, into groundwater of this commonwealth, or into surface waters of this commonwealth, backs up into a building connected to the system or in any manner causes a nuisance or hazard to the public health, of~~
This shall include pollution of ground- or surface water or contamination of public or private drinking water wells. Systems shall be considered to be malfunctioning if any condition noted above occurs for any length of time during any period of the year.

MANAGEMENT PROGRAM

~~The management program shall encompass the entire area of Londonderry Township where public sewage disposal service is not available and wastewater service is provided by OLSDS or any other alternative system which discharges into the soils of the Township or the waters of the commonwealth. All systems shall be operated under the jurisdiction of the Township and other applicable laws of the Commonwealth of Pennsylvania.~~

* * *

ON-LOT SEWAGE DISPOSAL SYSTEM (OLSDS)

~~Any sewage system disposing of sewage, in whole or in part, into the soil of the lot it serves or any waters of the Commonwealth of Pennsylvania. Any system for disposal of domestic sewage involving pretreatment and subsequent disposal of clarified sewage into an absorption area or retaining tank. This term includes both individual sewage systems and community sewage systems~~

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PUMPER/HAULER

~~Any person, company, partnership, or corporation which who engages in cleaning any or all components of a community or individual OLSDS of an on-lot sewage disposal system and evacuates and transports the sewage and/or septage cleaned therefrom, whether for a fee or free of charge, and is certified by the Pennsylvania Septic Management Association to perform on-lot management treatment inspections.~~

PUMPER/HAULER BUSINESS

~~Any sole proprietor, company, partnership or corporation which engages in cleaning any or all components of a community or individual OLSDS and evacuates and transports the sewage cleaned therefrom, whether for a fee or free of charge, and registered to do business with the Township.~~

* * *

REHABILITATION

~~Work done to modify, alter, repair, enlarge or replace an existing OLSDS.~~

REPAIR

Work done to modify, alter, ~~repair or~~ enlarge, or replace an existing component or system.

* * *

SEASONAL ISLAND DWELLING

A structure that is located on Beech, Hill, Shelley (Bare's Tip), or Poplar Island of the Susquehanna River and used exclusively for temporary and non-continuous human habitation between April 1st and October 31st of any given year.

* * *

SEWAGE FACILITIES FACILITY

Any method of sewage collection, conveyance, treatment, and disposal which will prevent the discharge of untreated or inadequately treated sewage into the waters of the commonwealth or otherwise provide for the safe and sanitary treatment of sewage.

* * *

§ 18-106. Applicability.

From the effective date of this Part, its provisions shall apply to all persons owning any property serviced by an individual or community OLSDS and to all persons installing, maintaining, or repairing ~~or rehabilitating~~ such systems. The aforesaid notwithstanding, the Board of Supervisors may, in its sole discretion, provide a grace period for implementation of the provisions of this Part to persons who will be required to connect to the Township's community sewer collection and treatment system.

§ 18-107. Permit required.

- ~~1. No person shall install, construct or alter an individual sewage system or community sewage system or install or occupy any building or structure for which an individual sewage system or community sewage system is to be installed without first obtaining a permit from the Sewage Enforcement Officer of Londonderry Township, indicating that the site, plans and specifications of such system are in compliance with the provisions of the Pennsylvania Sewage Facilities Act (Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.1 et seq.) and the rules and regulations adopted by the Department of Environmental Protection pursuant thereto. A permit shall be required regardless of the size of the lot or tract of ground on which the building or structure is to be constructed, altered or occupied.~~
- ~~2. Building and zoning permits shall not be issued for any building or improvement to real property to be serviced by an on-lot system, prior to receiving a permit for the installation of the OLSDS from the SEO.~~
- ~~3. All system components, including adsorption areas, should be located on the same lot, tract, or parcel as the structure they will serve. Systems or components should not be located on a separately deeded parcel if possible. If specific circumstances require an on-lot system to be located on a parcel other than that of the structure it serves, it may be located on a separate parcel through the establishment of a duly recorded easement, right-of-way, or other instrument.~~
- ~~4. All planning modules proposing individual or community sewage systems which require a DEP permit shall include a provision granting the Township and its agents the right to enter the premises to inspect the construction and/or operation of the DEP permitted system and, if the system is not~~

being constructed or operated according to the permitted design, issue a stop-work order or revoke the occupancy permit until construction or operation is brought into compliance with the permit.

~~5. Following the installation, but before the operation or use of all sewage facilities installed in the Township, whether permitted by the SEO or DEP, the applicant shall submit to the Township an as-built drawing(s) of the entire system.~~

~~A. All as-built drawings shall be drawn to the same scale and with the same detail as the drawings which were submitted as part of the application for the permit to install the sewage facility.~~

~~B. At a minimum, the following components shall be located by actual field measurements of the finished component's location to two immovable points, such as, but not limited to, building corners, bridge abutments, property corner monuments or similar features:~~

~~1) Four corners of each bed-type absorption system.~~

~~2) Four corners of each trench in a trench-type absorption system.~~

~~3) Inlet observation ports of all treatment, dosing, siphon, process, surge, or other tanks.~~

~~4) Distribution boxes.~~

~~5) Chlorine pumps, table chlorinators.~~

~~6) Chlorine storage sites for liquid, solid, or gaseous chlorine.~~

~~7) Contact tanks.~~

~~C. Distances may be incorporated in the drawing in association with an arrow between the respective points or presented in the context of a table.~~

1. No person shall install, construct, alter, enlarge or repair any OLSDS within the Township of Londonderry, Dauphin County without first obtaining a permit from the Sewage Enforcement Officer or the Department as defined in the Part.

2. Application for such permits shall indicate that the site, plans and specifications of such system are in compliance with the provisions of the Pennsylvania Sewage Facilities Act (Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.1 et seq.) and the rules and regulations adopted by the Department of Environmental Protection pursuant thereto. A permit shall be required regardless of the size of the lot or tract of ground on which the building or structure is to be constructed, altered or occupied.

3. Building and zoning permits shall not be issued for any building or improvement to real property to be serviced by an on-lot system, prior to receiving a permit for the installation of the OLSDS from the SEO.

4. All system components, including absorption areas, should be located on the same lot, tract, or parcel as the structure they will serve. Systems or components should not be located on a separately deeded parcel if possible. If specific circumstances require an on-lot system to be located on a parcel other than that of the structure it serves, it may be located on a separate parcel through the establishment of a duly recorded easement, right-of-way, or other instrument.

5. All planning modules proposing individual or community sewage systems which require a DEP permit shall include a provision granting the Township and its agents the right to enter the premises to inspect the construction and/or operation of the DEP-permitted system and, if the system is not being constructed or operated according to the permitted design, issue a stop-work order or revoke the occupancy permit until construction or operation is brought into compliance with the permit.

6. Following the installation, but before the operation or use of all sewage facilities installed in the Township, whether permitted by the SEO or DEP, the applicant shall submit to the Township an as-built drawing(s) of the entire system.

A. All as-built drawings shall be drawn to the same scale and with the same detail as the drawings which were submitted as part of the application for the permit to install the sewage facility.

- B. At a minimum, the following components shall be located by actual field measurements of the finished component's location to two immovable points, such as, but not limited to, building corners, bridge abutments, property corner monuments or similar features:
- 1) Four corners of each bed-type absorption system.
 - 2) Four corners of each trench in a trench-type absorption system.
 - 3) Inlet observation ports of all treatment, dosing, siphon, process, surge, or other tanks.
 - 4) Distribution boxes.
 - 5) Chlorine pumps, table chlorinators.
 - 6) Chlorine storage sites for liquid, solid, or gaseous chlorine.
 - 7) Contact tanks.
- C. Distances may be incorporated in the drawing in association with an arrow between the respective points or presented in the context of a table.

~~§ 18-108. Issuance of permit.~~

~~No person, firm or corporation shall construct, alter or extend any individual or community sewage disposal system within the Township of Londonderry, Dauphin County, Pennsylvania, unless he/she holds a valid permit issued by the person or officer charged with the issuance thereof. Permits shall be issued, if they comply with the Pennsylvania Sewage Facilities Act and the rules and regulations issued in connection therewith, upon the payment of a fee as designated by the Supervisors of Londonderry Township.~~

~~§ 18-109-108. Appeals.~~

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~~§ 18-110 109. Duties of Sewage Enforcement Officer (SEO).~~

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~~§ 18-111 110. System markers; access to system.~~

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~~§ 18-112 111. Replacement areas.~~

1. Requirements.

- A. A replacement area for an individual or community OLSDS shall be provided for all lots which are not serviced by public sewer. Lots that are served by an OLSDS that existed prior to the effective date of this Part shall be exempt from the requirements of this § 18-112 111.

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~~§ 18-113 112. Operation of system.~~

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~~§ 18-114 113. Maintenance of OLSDS.~~

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4. Every treatment tank or cesspool shall be pumped out according to the pumping schedule in § 18-115-114, Subsection 2, of this Part. If a component's manufacturer requires a more-frequent pumping interval than contained in this Part, that interval shall be deemed the minimum interval for pumping.
5. When a treatment tank is pumped out, all dosing tanks, sand filter tanks, lift tanks and other tanks associated with the system shall also be pumped out.
6. Any OLSDS or an alternative system which contains an aerobic sewage treatment tank shall follow the operating and maintenance recommendations of the equipment manufacturer.
 - A. A copy of the manufacturer's recommendations and a copy of the service agreement shall be submitted to the Township within six months of the effective date of this Part. Thereafter, service receipts shall be submitted to the Township at the intervals specified by the manufacturer's recommendations.
 - B. If such manufacturer's recommendations and a copy of the service agreement are not available for an existing system. The SEO shall make recommendation to the Township on establishing a proper maintenance schedule for such system. This shall not apply to any system installed after the effective date of the Part

§ 18-115 116. ~~Maintenance districts created; pumping and inspection~~ Pumping Reports District and Schedule.

- ~~1. The Township is hereby divided into five districts, designated as On-Lot-Management District A and B and Sewer Districts 1, 2 and 3, as illustrated on the On Lot Sewer Management District Map, which is incorporated by reference into this Part as Appendix 1, and as may be amended from time to time.~~
- ~~2. Every OLSDS in the Township shall be inspected and every treatment tank or cesspool associated with every OLSDS shall be pumped at least one time according to the following district and pumping schedule:~~

District	Pumping and Inspection Shall Be Completed By
Sewer District Nos. 1 and 2	6-1-2014 to 6-30-2015
Sewer District No. 3	6-1-2015 to 6-30-2016
On-Lot Management District B	6-1-2016 to 6-30-2017
On-Lot Management District A	6-1-2017 to 6-30-2018

- ~~3. After the initial pumping/inspection, all treatment tanks or cesspools in an OLSDS shall continue to be pumped out at a minimum regular interval of once every four years from the year of either the initial pumping or a subsequent pumping. Treatment tanks that have been subject to more-frequent pumping, by the nature of their size, loading rate or other system characteristics, should continue to receive that frequency of pumping.~~
- ~~4. After the completion of the first cycle of inspections as set forth in § 18-115, Subsection 2, above, the Township may allow treatment tanks to be pumped out at less frequent intervals when the owner can demonstrate to the Township that the property the OLSDS serves is not occupied on a full-time basis or for other acceptable reasons. Such a request may be made at any time and must be in writing. The Township, in making its determination, shall take into account the information submitted by the applicant, the sewerage permit issued by the SEO, and any other supporting documentation or information. The Township may also conduct an on-site inspection of the OLSDS to verify its current condition. The applicant shall bear the cost of any inspection or soil and water sampling conducted for the purposes of evaluating the request.~~
- ~~5. The required pumping frequency may be increased at the discretion of the Township if the treatment tank is undersized, if solids buildup is above average, if the hydraulic load on the system~~

increases significantly, if a garbage grinder is used, if the system malfunctions, or if the treatment tank is filled with solids in excess of 1/3 of the liquid depth of the tank or with scum in excess of 1/3 of the liquid depth of the tank.

1. Districts Created. The Township is hereby divided into five districts being identified as On-Lot Management District A, On-lot Management District B, Sewer District 1, Sewer District 2, and Sewer District 3, as illustrated on the On-Lot Sewer Management District Map, which is incorporated by reference into this Part as Appendix 1, and as may be amended from time to time.
2. Inspection, Pumping, and Reporting Schedule.

- A. Every On-Lot Sewage Disposal System (OLSDS) in the Township shall be inspected and system pumped at least once every four (4) years and the report of such inspection and pumping provided to the Township. Reports shall be due to the Township by the 30th of June of the given year for the district that is due for reporting. Reporting will be required as shown in the calendar below:

District	Pumping & Inspection Report Due Date
Sewer District 1 / Sewer District 2	June 30 th , 2027
Sewer District 3	June 30 th , 2028
On-Lot Management District B	June 30 th , 2029
On-Lot Management District A	June 30 th , 2030

- B. Upon recommendation of the Sewage Enforcement Officer, the required pumping frequency may be increased at the discretion of the Township if the treatment tank is undersized, if solids buildup is above average, if the hydraulic load on the system increases significantly, if a garbage grinder is used, if the system malfunctions, or if the treatment tank is filled with solids in excess of 1/3 of the liquid depth of the tank or with scum in excess of 1/3 of the liquid depth of the tank.
 - C. Any property that has multiple OLSDS on the property shall report each OLSDS inspection and pumping separately on a separate report. Any report provided for the purpose of this Part is not to be used as satisfaction for the inspection of system for the sale of a property.
 - D. The Township may require additional maintenance activity as determined by the SEO, including, but not necessarily limited to, cleaning and unclogging of piping; servicing and repair of mechanical equipment; leveling of distribution boxes, tanks and lines; removal of obstructing roots or trees; and diversion of surface water away from the disposal area. Repair permits issued by the SEO must be secured before these activities are commenced.
3. Deferment of Inspection and Pumping.
 - A. A property owner may submit for a deferral of inspection and pumping, including the submission of the required report, for any reporting due date by submission of an “Affidavit of OLSDS Reporting Deferral for Special Situation Properties” hereby incorporated by reference into this Part as Appendix 2, and as may be amended from time to time without requirement to amend this Part.
 - B. Those properties located on the Susquehanna River Islands may submit an “Affidavit of OLSDS Reporting Deferral for Seasonal Dwelling on Susquehanna River Island” hereby incorporated by reference into this Part as Appendix 3, and as may be amended from time to time without requirement to amend this Part. Those river island properties that do not submit an affidavit shall be required to provide an inspection and pumping report by the report due date.

- C. A property owner wishing to receive a deferment shall submit an Affidavit for each reporting due date and cycle period for which they wish to receive such deferment. The deferment shall only apply to those properties which the owner can reasonably demonstrate that a unique or particular situation has occurred or exists for the property in question as specified in Appendix 2. Such deferment shall only apply to the current reporting due date and cycle period.
- D. The Township in reviewing and granting such deferment shall take into account the information submitted by the applicant, the sewerage permit issued by the SEO, and any other supporting documentation or information. The Township may also conduct an on-site inspection of the OLSDS to verify its current condition. The applicant shall bear the cost of any inspection or soil and water sampling conducted for the purposes of evaluating the request.
- E. The Property Owner of any property that has received a deferral shall upon change in status to the property under which the deferral was granted report such change to the Township within 90 days.
- F. On-Lot Sewage Disposal Systems of an alternative nature that have unique or specific maintenance requirements or that require pumping at a more frequent interval than once every four (4) years shall not be eligible for deferment and shall report in the manner prescribed in accordance with this Part or the authorized maintenance schedule recognized by the approved installation permit.

§ 18-116 117. Pumping Report Procedure for pumping/inspection.

- ~~1. Each pumper/hauler shall have a person, certified by the Pennsylvania Septic Management Association, present during the initial and subsequent pumping to inspect, observe, confirm and report on the condition of the OLSDS.~~
- ~~2. Upon completion of each required pumping, the pumper/hauler business shall:

 - ~~A. Complete a pumper's report.~~
 - ~~B. Deliver a copy of the pumper's report to the Township within 15 days of pumping. The Township shall provide a copy of the pumper's report to the SEO.~~
 - ~~C. Deliver a copy of the pumper's report to the owner upon completion of pumping.~~
 - ~~D. Collect any administrative fee as set forth by the Township and deliver the administrative fee to the Township with the pumper's report.~~~~
- ~~3. The pumper's report shall be on a Township provided form, which is incorporated by reference into this Part as Appendix 2, and as may be amended from time to time without the requirement to amend this Part. The pumper's report shall include the required information as outlined on Appendix 2.~~
- ~~4. Should the pumping/inspection reveal that the OLSDS is polluting the groundwater or surface waters or discharging to the surface of the ground, the pumper/hauler shall notify the Township, which shall notify the owner, in accordance with this Part, to take corrective action of the pollution.~~
- ~~5. In the event that an owner fails to carry out the requirements for the initial or subsequent pumping/inspection, the SEO shall have the right to enter upon land for the purpose of conducting inspections required by this Part.~~
- ~~6. The SEO shall make an effort to contact the owner, current tenant, or both, in writing, prior to conducting the inspection. The notice shall include the date and time of the inspection and the reason for the inspection. If the owner or tenant cannot be reached and, in the judgment of the SEO, there is an immediate and substantial safety, water pollution or health hazard, the SEO may enter upon the property and proceed with the inspection of the OLSDS.~~

- ~~7. No provision of this Part shall require notice to be given before entry where it can be observed from a public street or abutting property (with the consent of the abutting property owner) that an OLSDS is polluting.~~
- ~~8. Any OLSDS or an alternative system which contains an aerobic sewage treatment tank shall follow the operating and maintenance recommendations of the equipment manufacturer. A copy of the manufacturer's recommendations and a copy of the service agreement shall be submitted to the Township within six months of the effective date of this Part. Thereafter, service receipts shall be submitted to the Township at the intervals specified by the manufacturer's recommendations.~~
- ~~9. The Township may require additional maintenance activity as determined by the SEO, including, but not necessarily limited to, cleaning and unlogging of piping; servicing and repair of mechanical equipment; leveling of distribution boxes, tanks and lines; removal of obstructing roots or trees; and diversion of surface water away from the disposal area. Repair or rehabilitation permits issued by the SEO must be secured before these activities are commenced.~~
1. Pumper/Haulers.
 - A. Only those Pump/Haulers that register with the Township as prescribed in § 18-119 shall be eligible to fill out reports for the purpose of this part.
 - B. The pumper hauler shall complete the pumpers report, retaining the relevant page for their records and providing the property owner with the Township and Property Owner copies of the report.
 - C. The report completed by the pumper hauler shall be on a Township-provided form, which is incorporated by reference into this Part as Appendix 4, and as may be amended from time to time without the requirement to amend this Part.
 - D. Should the pumping/inspection reveal that the OLSDS is polluting the groundwater or surface waters or discharging to the surface of the ground, the pumper/hauler shall notify the Township, which shall notify the owner, in accordance with this Part, to take corrective action of the pollution.
 - E. Pumper Haulers shall be susceptible to enforcement action for those items specified in § 18-123 Unlawful Acts; Violations and Penalties.
2. Property Owners.
 - A. Property Owners shall contact and contract with a registered Pumper Hauler for the purpose of conducting inspections and pumping of the OLSDS prior to the due date for the relevant cycle in the district in which the property is located.
 - B. Property Owners shall be responsible to submit the Township Copy of Appendix 4 to the Township with any applicable administrative fee as adopted by the Board of Supervisors by Resolution as part of the Township Fee Schedule.
 - C. Reports submitted after the report due date may be subject to a late fee as adopted by the Board of Supervisors by Resolution as part of the Township Fee Schedule. Failure to have any OLSDS inspected and pumped and/or submit a report for the relevant cycle and due date for the district in which a property is located may result in enforcement action as prescribed in § 18-123.
3. Sewage Enforcement Officer / Township Notification.
 - A. Sewage Enforcement Officer (SEO).
 - 1) In the event that an owner fails to carry out the requirements for the initial or subsequent pumping/inspection, the SEO shall have the right to enter upon land for the purpose of conducting inspections required by this Part.
 - 2) The SEO shall make an effort to contact the owner, current tenant, or both, in writing, prior to conducting the inspection. The notice shall include the date and time of the inspection and the reason for the inspection. If the owner or tenant cannot be reached

and, in the judgment of the SEO, there is an immediate and substantial safety, water pollution or health hazard, the SEO may enter upon the property and proceed with the inspection of the OLSDS.

- 3) No provision of this Part shall require notice to be given before entry where it can be observed from a public street or abutting property (with the consent of the abutting property owner) that an OLSDS is polluting.

B. Township Notification.

- 1) The Township will provide notification of the requirement to pump to property owners in the following manner:

- a. No earlier than 18 months prior to the next report due date, the Township will send a "Letter of Announcement" advising of the opening of the district reporting cycle. The Announcement will include, the current pumper hauler registry list, fees, and the due date for the district being announced.
- b. No earlier than 12 months prior to the next report due date, the Township will send a "Notice to Pump" advising of the opening of the district reporting cycle. The Notice will include, the current pumper hauler registry list, fees, and the due date for the district being announced.
- c. No earlier than 8 months prior to the next report due date, the Township will send a "2nd Notice to Pump" advising those properties that have not reported or filed an affidavit. The Notice will include, the current pumper hauler registry list, fees, and the due date for the district.
- d. No earlier than 4 months prior to the next report due date, the Township will send a "3rd Notice to Pump" advising those properties that have not reported or filed an affidavit. The Notice will include, the current pumper hauler registry list, fees, and the due date for the district.
- e. Upon the passing of the report due date, the Township will send a "Notice of Late Reporting" advising those properties that have not reported or filed an affidavit. The Notice will include, the current pumper hauler registry list, fees, the due date for the district, a 30-day filing extension, and the possibility of enforcement action.
- f. If no report or affidavit is received after the 30 days provided in the "Notice of Late Reporting" a "Notice of Violation" will be issued to those properties that have failed to file in accordance with § 18-123 Unlawful Acts: Violations and Penalties

§ 18-117 ~~114.~~ System rehabilitation Repair of OLSDS.

* * *

3. Within 15 days of notice of violation by the Township that pollution has been identified, the owner shall make application to the Township's SEO for a repair ~~or rehabilitation~~ permit to abate the pollution. Within 90 days of the original notification by the Township, construction of the permitted repair ~~or rehabilitation~~ shall commence. Within 120 days of the original notification by the Township, the repair ~~or rehabilitation~~ shall be completed, unless seasonal or unique conditions mandate a longer period, in which case the Township may set an extended completion date.

* * *

5. The Township's SEO shall have the authority to require the repair or rehabilitation of any pollution by the following methods: cleaning, repair or replacement of components of the existing system; adding capacity or otherwise altering or replacing the system's treatment tank; expanding the existing disposal area; replacing the existing disposal area; replacing a gravity distribution system with a pressurized system; or other alternatives as appropriate for the specific site, in accordance with the Act.
6. In lieu of or in combination with the remedies described in § 18-117 ~~114~~, Subsection 5, above, the SEO may require the installation of water conservation equipment and the institution of water conservation practices in structures having an OLSDS. Water-using devices and appliances in the structure may be retrofit with water-saving appurtenances or they may be replaced by water-conserving devices and appliances. Wastewater generated in the structure may also be reduced by water usage patterns in the structure served.
7. In the event that the repair or rehabilitation measures in § 18-117 ~~114~~, Subsections 1 through 6, above are not feasible or do not prove effective, the owner is not absolved of the responsibility for any negative effects caused by the malfunction, and the Township may require the owner to apply for a permit to install a holding tank in accordance with Township Ordinance No. 1994-3B, as amended and supplemented.[1] Upon receipt of said permit, the owner shall complete the installation of the holding tank within 90 days, unless seasonal or unique conditions mandate a longer period, in which case the Township may set an extended completion date.

§ 18-118 ~~115~~. Work performed by Township; recovery of costs.

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§ 18-119-~~118~~. Pumper/hauler business registration.

1. ~~Each pumper/hauler business providing pumping services to owners of an OLSDS within the Township, including but not limited to pumping out the OLSDS, shall register with the Township at least seven days before offering such services. Such registration shall include but is not limited to the following:~~
 - A. ~~The name, address, and telephone number of the pumper/hauler business.~~
 - B. ~~Identification of all persons that will perform these services in the Township.~~
 - C. ~~List of all vehicles, including make, year, model and motor vehicle registration number.~~
 - D. ~~Copy of insurance coverage, with minimum coverages as follows: compliance with the Workers' Compensation Act, and the Social Security Act, as amended, and liability insurance in an amount of not less than \$1,000,000 for injuries, including accidental death, to any one person and subject to the same limit for each person, in an amount of no less than \$2,000,000 on account of one accident, and property damage insurance in an amount of not less than \$1,000,000 or \$2,000,000 combined single limit liability, with an umbrella coverage of \$2,000,000.~~
 - E. ~~Copy of membership in the Pennsylvania Septic Management Association.~~
 - F. ~~Documentation that there is at least one person employed by the pumper/hauler business who is certified by the Pennsylvania Septic Management Association to perform on lot management treatment inspections.~~
 - G. ~~Identify the location(s) at which the pumper/hauler business proposes to dispose of septage collected in the Township that shall be valid for the calendar year.~~
2. ~~The Board may establish a pumper/hauler annual registration fee to be set from time to time by resolution of the Board.~~
3. ~~No person other than a registered pumper/hauler business shall be permitted to remove septage from any OLSDS in the Township.~~

4. ~~The Township shall maintain a list of registered pumper/hauler businesses.~~

1. Registration Process and Term.

- A. Those Pumper/Haulers wishing to provide services to owners in Londonderry Township, including the inspections, pumping, and reporting of OLSDS Maintenance as required by § 18-115, shall register with the Township at least 7 days prior to making such services available.
- B. Registration will be completed on a Township Provided form, which is incorporated by reference into this Part as Appendix 5, and as may be amended from time to time without the requirement to amend this Part. The following information at minimum will be included in the registration paperwork:
 - 1) The name, address, and telephone number of the pumper/hauler.
 - 2) Proof of registration with the Pennsylvania Department of Environmental Protection as a registered Residential Septage Hauler along with the assigned and current five (5) digit transporter number.
 - 3) Copy of insurance coverage, with minimum coverages as follows: compliance with the Workers' Compensation Act, and the Social Security Act, as amended, and liability insurance in an amount of not less than \$1,000,000 for injuries, including accidental death, to any one person and subject to the same limit for each person, in an amount of no less than \$2,000,000 on account of one accident, and property damage insurance in an amount of not less than \$1,000,000 or \$2,000,000 combined single-limit liability, with an umbrella coverage of \$2,000,000.
 - 4) Identify the location(s) at which the pumper/hauler business proposes to dispose of septage collected in the Township that shall be valid for the calendar year.
 - 5) Whether or not the Pumper/Hauler will be offering service on the Susquehanna River Islands
- C. Only those Pumper/Haulers that register with the Township shall be permitted to remove septage from any OLSDS in the Township. Pumping and removal of septage by an unregistered Pumper/Hauler shall be considered a violation of this Part and susceptible to enforcement action under 18-123 Unlawful Acts: Violations and Penalties.
- D. Registrations shall only be good for the calendar year in which they are issued, with all registrations expiring on December 31st of any given year. The Board of Supervisors may establish a Pumper/Hauler registration fee to be set from time to time by resolution of the Board.
- E. The Township shall maintain a list of registered pumper/hauler businesses. If a Pumper/Hauler commits a violation as described in § 18-123 or upon the recommendation of the Sewage Enforcement Officer a registered Pumper/Hauler is found to not be in compliance with the registration criteria, the Board of Supervisors may revoke the registration of the Pumper/Hauler in question.

§ ~~18-120-119~~. Disposal of septage.

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§ ~~18-121-120~~. Administration and enforcement; records.

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§ ~~18-122-121~~. Fees.

§ 18-123 ~~122~~. Unlawful acts; violations and penalties.

- ~~1. It shall be illegal to construct, alter, repair or rehabilitate an OLSDS without first obtaining a permit for the installation or repair from the SEO.~~
- ~~2. It shall be illegal to fail to maintain the components of an OLSDS at the intervals specified in this Part or those specified by the equipment manufacturer.~~
- ~~3. It shall be illegal for a pumper/hauler business to fail to register and/or file all required reports in a timely manner as required by this Part.~~
- ~~4. Any person who violates any of the provisions of this Part commits a summary offense and shall be subject to prosecution by the Township and, upon conviction before a Magisterial District Judge, shall be subject to a fine of not less than \$300 nor more than \$1,000, plus costs of prosecution and the Township's reasonable attorneys' fees.~~
- ~~5. Each day of a continuing violation shall be considered a new and separate violation of this Part and shall be subject to separate fine.~~
- ~~6. Upon discovery of any violation of this Part, the Township may, at its option, forgo any prosecution hereunder and may grant to the owner a period of up to 30 days to initiate corrective action with the provisions of this Part. Upon failure of the owner to affect such compliance, the Township may initiate prosecution as hereinabove set forth or take action under 35 P.S. § 750.12(a).~~
- ~~7. Any pumper/hauler business which has been found guilty by a Magisterial District Judge of violations of this Part or which fails to comply with any of the provisions of this Part or which violates the conditions of its DEP permit relating to the handling, treatment or disposition of septage or of any state law or Township ordinance governing its operation shall be barred from operating within the Township for a period of one year.~~
- ~~8. In addition to any other actions to obtain compliance, the Township may assess civil penalties as described in the Act. (See 35 P.S. § 750.13a.)~~

1. Unlawful Acts.

- A. It shall be illegal to construct, alter, or repair an OLSDS without first obtaining a permit for the installation or repair from the SEO.
- B. It shall be illegal to fail to maintain the components of an OLSDS at the intervals specified in this Part or those specified by the equipment manufacturer.
- C. It shall be illegal for a pumper/hauler business to fail to register and remove septage from any OLSDS in the Township as required by this Part.
- D. The Township at its discretion may allow a pumper hauler to register in lieu of citation by submitting the required paperwork as provided by § 18-118.1.B with a penalty fee to be set from time to time by resolution of the Board.
- E. It shall be illegal for any property owner to fail to report the inspection and/or pumping of any OLSDS operating on any property that they own.

2. Violations and Penalties.

- A. Any person who violates any of the provisions of this Part commits a summary offense and shall be subject to prosecution by the Township and, upon conviction before a Magisterial District Judge, shall be subject to a fine of not less than \$250 nor more than \$1,000, plus costs of prosecution and the Township's reasonable attorneys' fees. Each day of a continuing violation shall be considered a new and separate violation of this Part and shall be subject to separate fine.
- B. Upon the failure of a property owner to respond to a "Notice of Late Reporting" a "Notice of Violation" shall be issued to the property owner for a failure to report. The "Notice of Violation" shall provide 30 days for the property owner to come into compliance and advise

that if corrective action is not taken that a summary offense may be issued pursuant to § 18-122.2.A

- C. Any pumper/hauler business which has been found guilty by a Magisterial District Judge of violations of this Part or which fails to comply with any of the provisions of this Part or which violates the conditions of its DEP permit relating to the handling, treatment or disposition of septage or of any state law or Township ordinance governing its operation shall be barred from operating within the Township for a period of one year.
- D. Upon discovery of any violation of this Part, the Township may, at its option, forgo any prosecution hereunder and may grant to the owner a period of up to 30 days to initiate corrective action with the provisions of this Part. Upon failure of the owner to affect such compliance, the Township may initiate prosecution as hereinabove set forth or take action under 35 P.S. § 750.12(a).
- E. In addition to any other actions to obtain compliance, the Township may assess civil penalties as described in the Act. (See 35 P.S. § 750.13a.)

SECTION 2: Except only as amended, modified and changed herein, the ordinances of the Township of Londonderry as originally enacted and as previously amended shall remain in all other respects in full force and effect.

SECTION 3: If any section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared by any reason to be illegal, unconstitutional, or invalid by any court of competent jurisdiction, such decision shall not affect or impair the validity of this Ordinance or any other section, sub-section, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this Ordinance or the Londonderry Code of Ordinances. The Township Board of Supervisors hereby declares that it would have adopted this Ordinance and each section, sub-section, phrase and word thereof, irrespective of the fact that any one or more of the sections, sub-sections, provisions, regulations, limitations, restrictions, sentences, clauses, phrases or words may be declared illegal, unconstitutional or invalid

SECTION 4. This Ordinance shall become effective in accordance with applicable law.

DULY ORDAINED this 6th day of APRIL, 2026, by the Board of Supervisors of Londonderry Township, Dauphin County, Pennsylvania, in lawful session duly assembled.

ATTEST:

**BOARD OF SUPERVISORS
LONDONDERRY TOWNSHIP**

By: 
Bart Shellenhamer, Secretary

By: 
Mike Geyer, Chair