

RUSH TOWNSHIP
SCHUYLKILL COUNTY, PENNSYLVANIA
RESOLUTION NO. 2005-04

A RESOLUTION ESTABLISHING A SCHEDULE OF FEES

AND

AUTHORIZING RECOVERY THEREOF IN THE COLLECTION OF DELINQUENT ACCOUNTS

WHEREAS, Act 1 of 1996, as amended, effective April 8, 1996, amends the Municipal Lien Law to establish that attorney's fees are recoverable in the collection of delinquent accounts as part of the municipal lien; and,

WHEREAS, Rush Township is a Second Class Township of the Commonwealth of Pennsylvania and authorized to operate various municipal services including sewage collection and treatment services; and,

WHEREAS, the said Municipal Lien Law Amendments require a schedule of attorney's fees to be adopted by Rush Township;

NOW THEREFORE, be it resolved by the Board of Supervisors, this 18th day of January, 2005, as follows:

1. Rush Township hereby establishes a schedule of attorney's fees for the collection of delinquent accounts which fees shall be added and collected as part of the delinquent debt; and,
2. This schedule is intended to apply only to the collection of delinquent accounts and attorney's fees incurred by Rush Township in connection therewith;
3. Attorney's fees imposed as a part of the municipal lien are as follows:
 - a. Added to the principal debt at the time of a lien-\$25.00
 - b. Added as part of the principal debt in the event that a lien is placed for collection by Sheriff's sale -\$250.00 prior to the actual filing of Sheriff's sale, but after paperwork prepared if debt is paid prior to actual filing; -\$1,000.00 after filing papers with the Prothonotary for Sheriff's Sale, reduced by \$100.00 if entire debt is paid in full prior to the day of the sale.
 - c. Litigation involving challenges to the liens, opposition to the Sheriff's Sale or other unusual litigation involved in collecting the delinquent account shall be billed at the solicitor's normal hourly rate.
 1. Said amount shall be calculated and may be added to the principal of the delinquent account due and owing Rush Township and as part of the municipal lien at the conclusion of litigation at any particular level and need not be held back until there is a final resolution of all litigation.
 - d. Rush Township shall forward all requisite notices required under Act 1 and the cost of the same shall be added to the principal bill then due Rush Township and where practical a copy of this Resolution shall be included.