

## APPENDIX

The following ordinances and resolutions are not longer of general interest, primarily because their provisions were carried out directly after their enactment. Since they are mainly of historical interest, it has not been considered necessary to include their entire text. Instead, they are arranged in groups, according to subject matter, and within each group listed by title in chronological order. The content of the ordinances and resolutions is indexed, in all necessary detail, in the general index at the end of this volume. The annual budget and tax ordinances have been listed only in the "Key to the Disposition of Ordinances." Any person who desires to read the full text of any of the ordinances or resolutions may do so by consulting the original Ordinance Books on file in the Borough Offices.

The enactments included in this Appendix are grouped under the following headings:

- A.....Agreements and Contracts
- B.....Annexation of Territory
- C.....Bond Issues and Loans
- D.....Governmental and Intergovernmental Affairs
- E.....Plan Approval
- F.....Public Property
- G.....Sewers
- H. ....Street Lighting
- I.....Streets
- J. ....Zoning/Reclassification



## **APPENDIX A**

### **Agreements and Contracts**

1-1. Granting right to use streets of Borough for poles and wires to Pennsylvania Telephone Company (Ordinance 15, November 10, 1894)

1-2. Providing water supply by Contract with The Bethlehem City Water Company (Ordinance 32, September 8, 1905)

1-3. Granting Street Railway franchise to Lehigh Valley Transit Company (Ordinance 37, December 6, 1909)

1-4. Granting right to use the streets of Borough for poles and wires to The Fountain Hill Electric Light (Ordinance 40, March 18, 1912)

1-5. Consenting to sale of franchise and property of Halcyon Electric Light and Power Company to Lehigh Valley Light and Power Company (Ordinance 56, February 8, 1918)

1-6. Granting special permission to erect, maintain and attach to existing utility poles, aerial cables and associated appliances in connection with a proposed wired television system, providing for the inspection thereof and for the levy and collection of an inspection fee upon all of such poles. (Ordinance 219, June 9, 1959)

1-7. Amending Ordinance 219 [Appendix 1-6] by providing for a reduction of the annual license fee from \$1 for each and every pole to \$0.50 for each and every pole. (Ordinance 228, October 4, 1960)



## **APPENDIX B**

### **Annexation of Territory**

2-1. Annexation of Portion of Salisbury Township (Ordinance 58, November 22, 1919)

2-2. Confirming and Paving a Watercourse known as Fountain Hill Creek (Ordinance 75, January 22, 1923)

2-3. Annexing a Portion of Salisbury Township (Ordinance 157, August 22, 1949)

2-4. Repealing Ordinance 157 Annexing a Portion of Salisbury Township (Ordinance 158, September 6, 1949)



## APPENDIX C

### Bond Issues and Loans

- 3-1. Authorizing increase in debt by \$7,000 for fire equipment (November 25, 1904)
- 3-2. Authorizing increase in debt by \$7,000 for construction of a Municipal Building (Ordinance 31, January 13, 1905)
- 3-3. Issuance of bond in the amount of \$14,500 (Ordinance 39, June 20, 1910)
- 3-4. Authorizing increase in bonded debt (Ordinance 63, July 22, 1920)
- 3-5. Increasing the debt and issuing bonds in the amount of \$101,500 for street improvement (Ordinance 66, April 12, 1921)
- 3-6. Signifying desire to increase the debt by \$46,000 to fund floating debt (Ordinance 95, October 17, 1932)
- 3-7. Increasing debt by \$46,000 and authorizing bond issues to fund floating debt (Ordinance 96, December 1, 1932)
- 3-8. Signifying desire to increase debt by \$35,000 to fund deficit (Ordinance 110, September 12, 1938)
- 3-9. Increasing debt by \$35,000 and authorizing bond issue to fund deficit (Ordinance 111, September 12, 1938)
- 3-10. Amending Ordinance 111 (Ordinance 112, October 3, 1938)
- 3-11. Signifying desire to increase debt in the amount of \$30,000 to fund current deficit (Ordinance 136, March 4, 1946)
- 3-12. Further signifying desire to increase debt by \$30,000, by advertising for sale of bonds (Ordinance 137, July 8, 1946)
- 3-13. Increasing debt by authorizing issuance of bonds in the amount of \$30,000 to fund current deficit (Ordinance 139, August 5, 1946)
- 3-14. Signifying the desire of the Borough Council, to make an increase of the debt of \$86,500 for the purpose of providing funds for and toward the construction of sanitary sewers, storm water sewers, improvements of streets and the purchase of equipment, and calling an election for the purpose of obtaining the assent of the electors. (Ordinance 174, September 8, 1952)
- 3-15. To authorize and direct the issuance of general obligation bonds in the maximum amount of \$115,000. (Ordinance 176, April 8, 1953)

## Bond Issues and Loans

3-16. Signifying the desire of the Borough to make an increase of the debt in the sum of \$200,000 for the purpose of construction and reconstruction of storm water sewers and the construction and paving of streets; and calling an election for the purpose of obtaining the assent of the electors. (Ordinance 210, March 3, 1958)

3-17. To authorize and direct the issuance of general obligation bonds of the Borough in the maximum amount of \$200,000 for the purpose of construction and reconstruction of storm water sewers and the construction and paving of streets. (Ordinance 218, March 11, 1959)

3-18. Issuing general obligation bonds in the aggregate amount of \$425,000 for funding Capital Improvements. (Ordinance 350, March 22, 1982)

3-19. Increasing the indebtedness of the Borough of Fountain Hill, County of Lehigh, Pennsylvania, by the issuance of a general obligation note in the amount of \$100,000 for improvements and renovations to the municipal swimming pool. (Ordinance 430, September 6, 1988)

3-20. Authorizing and directing the issuance of a general obligation note of the Borough in the maximum amount of \$150,000 for the purpose of renovating the condominium unit for the purpose of providing the Borough offices. (Ordinance 499, June 8, 1992)

3-21. Increasing the indebtedness of the Borough of Fountain Hill, County of Lehigh, Pennsylvania, by the issuance of a general obligation note in the amount of \$735,000 for renovation of a municipal building and construction and reconstruction of public streets. (Ordinance 518, June 14, 1993)

3-22. Authorizing and directing the issuance of a general obligation note of the Borough in the maximum amount of \$1,500,000 for the purpose of financing the construction and renovation of certain capital improvements in the Borough. (Ordinance 571, November 16, 1995)

3-23. Increasing the indebtedness of the Borough by issuance of a general obligation note in the amount of one hundred fifty thousand dollars (\$150,000) for the purchase of firefighting apparatus. (Ordinance 695, September 7, 2004)

3-24. Increasing the indebtedness of the Borough by issuance of a general obligation note in the amount of two hundred eight thousand two hundred eighty dollars (\$208,280) for the construction of sanitary sewers at Star Village. (Ordinance 712, July 20, 2005)

## APPENDIX D

### Governmental and intergovernmental Affairs

4-1. Authorization to form Fountain Hill Authority, appoint board members and to establish their term of service and rate of compensation.<sup>1</sup> (Ordinance 171, January 21, 1952)

4-2. Authorizing the Borough of Fountain Hill to join with other local government units as a Settler of the Pennsylvania Local Government Investment Trust for the purpose of purchasing shares of the Trust. (Ordinance 354, April 19, 1982)

4-3. Appointing the Executive Secretary as the Chief Administrative officer of the Borough's Pension Plans retroactive to September 1985. (Resolution 85-03)

4-4. Establishing a code of conduct which shall govern the performance of officers, employees or agents engaged in the award and administration of contracts supported by Federal funds. (Resolution 86-04, May 5, 1986)

4-5. Executing the ICMA Retirement trust and appointing the Executive Secretary as coordinator of the program. (Resolution 84-06)

4-6. Authorizing the Pennsylvania Human Relations Commission to carry out and enforce a fair housing and nondiscrimination policy in and for the Borough. (Resolution 86-07, June 2, 1986)

4-7. Reducing the contribution rate to the Police Pension Plan from 8% to 5%. (Resolution 86-10, October 6, 1986)

4-8. The Borough Council of Fountain Hill favorably recommends adopting the provision set forth in Chapter 1, §507(2)(C) known as the Police Pension Ordinance which extends service increments to retiring police officers. (Resolution 86-11, October 22, 1986)

4-9. The allocation of Municipal Pension State Aid on October 1986 in the amount of \$18,702.95 is to be used first to pay for the 1986 expenses of both Pension Plans paid by the Borough and second if any funds remain for distribution, they shall be distributed on the basis of the number of employee units in each pension plan as certified to the Auditor General. (Resolution 86-12, November 3, 1986)

4-10. The Council of the Borough of Fountain Hill agrees to comply with the requirements of the RIRA program and the department of Community Affairs for the purpose of obtaining grant funds to rehabilitate Fountain Hill Pool. (Resolution 86-13, November 19, 1986)

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<sup>1</sup> Editor's Note: The Fountain Hill Authority ceased to function during 1979.

## Governmental and intergovernmental Affairs

4-11. Authorizing the submission of an amendment to the Fiscal 1986 Pennsylvania Community Development Block Grant Program Application. (Resolution 86-14, December 15, 1986)

4-12. Filling the vacancy which exists due to the resignation of Councilman, John F. Ferry, by the appointment of Dino Cantelmi of 1311 Broadway, this appointment shall be effective from January 5, 1987 until the first Monday of January 1988. (Resolution 86-15, January 5, 1987)

4-13. The Borough Council of Fountain Hill, Lehigh County, in accordance with Act 557, hereby appoints Scott Brown, James Roethke, James Birdsall, Charles Schmalzer, and Robert Grim, of Hanover Engineering Associates, Inc. as Sewage Enforcement Officers for the enforcement of such Act. (Resolution 87-01, March 2, 1987)

4-14. The Borough Council of Fountain Hill understands and supports the reasons of the LCHA authorizing the revocation of condemnation of a property known as 1529 Broadway and expresses their sincere thanks to the Authority and its Executive Director for obtaining an acceptable compromise. (Resolution 87-02, March 2, 1987)

4-15. Authorizing the submission of the fiscal 1987 Pennsylvania Community Development Block Grant Program Application. (Resolution 87-03, June 29, 1987)

4-16. Adopting a fee schedule for Occupancy Permits. (Resolution 87-04, August 3, 1987)

4-17. Establishment of fees by Borough council in connection with review and approval of Subdivision and Land Development Plans. (Resolution 87-05, August 3, 1987)

4-18. The appropriate Borough officials are hereby authorized to notify the Bethlehem Area School District, at least 45 days prior to the last day fixed by law for the levy of school taxes, of the Borough's intention to share in the levy of Per Capita Taxes authorized under the provisions of Act 511. (Resolution 87-06, November 2, 1987)

4-19. An amendment to the Rules and Regulations of the Civil Service Commission. (Amendment 1/4/1988, January 4, 1988)

4-20. The fee for residential collection and disposal services shall be \$140 per residential unit using the services in the Borough of Fountain Hill. (Resolution 88-01, April 1, 1988)

4-21. Reserved.

4-22. Establishing the fees for zoning appeals for the year 1989 and subsequent years. (Resolution 89-01, February 6, 1989)

4-23. Establishing the fees for residential collection and disposal services which shall be \$150 per residential unit using the services in the Borough. (Resolution 89-02, February 6, 1989)

4-24. Establishing the fee schedule for the BOCA Codes which include Zoning, Building or Mechanical, Electrical Code, Commercial and Industrial Building Evaluation, Demolition, Plans Evaluation, Signs, and Fences. (Resolution 89-03, February 6, 1989)

4-25. Declaring the intent of the Borough of Fountain Hill to follow the procedures for disposition of records as set forth in the retention and disposition schedule for records of Pennsylvania municipalities issued on May 17, 1982. (Resolution 89-04, March 6, 1989)

4-26. Placing on the municipal ballot the question, "Do you favor the issuance of licenses to conduct small games of chance in the Borough of Fountain Hill?". (Resolution 89-05, March 6, 1989)

4-27. Endorsing the Local Tax Reform Act of 1988 and urging the citizens of this Borough to vote yes for local tax reform by casting their ballots in favor of the proposed constitutional amendment in the upcoming primary election. (Resolution 89-07, May 1, 1989)

4-28. Having received a grant in 1987 in the amount of \$100,000 from the Department of Community Affairs, Borough Council certifies that the project was completed in accordance with the Grant and the Borough will maintain but will not discriminate, nor convert the site. (Resolution 89-08, June 19, 1989)

4-29. Establishing the schedule of fees for on-lot sewage systems. (Resolution 89-09, August 7, 1989)

4-30. The Borough Council of Fountain Hill, on behalf of its residents will implement a recycling program and fund the needed monies in accordance with Act 101 in order to develop such a program for the benefit of the community. (Resolution 89-11, December 4, 1989)

4-31. Establishing that the fees for residential collection and disposal shall be \$180 per residential unit using the services in the Borough. (Resolution 90-01, -/-/1990)

4-32. Approving the disability benefits for John W. Redding. (Resolution 90-02, February 5, 1990)

4-33. Reducing the contribution to the police pension plan from 8% to 7% effective January 1, 1990. (Resolution 90-03, December 3, 1990)

4-34. Establishing the schedule of fees for the BOCA Basic Building Code. (Resolution 90-04, December 3, 1990)

4-35. Adopting rules and regulations applicable to the operation of the Borough's swimming pool. (Resolution 91-02, May 6, 1991)

4-36. Ratification of the Lehigh County Act 101 Solid Waste Management Plan. (Resolution 91-03, August 5, 1991)

## Governmental and intergovernmental Affairs

4-37. Rules and regulations applicable to the operation of the Borough's playground. (Resolution 91-04, August 5, 1991)

4-38. Establishing the schedule of fees for the issuance of building permits for the year ending 1992. (Resolution 92-02, March 2, 1992)

4-39. The fee for residential collection and disposal services shall be \$200 per residential unit using the services in the Borough of Fountain Hill. (Resolution 92-03, April 6, 1992)

4-40. Requesting permission to participate in the Commonwealth of Pennsylvania Cooperative Purchasing Program. (Resolution 92-04, August 10, 1992)

4-41. Approving an amendment to the rules and regulations pertaining to permanent promotions of the Civil Service Rules and Regulations. (Resolution 93-01, June 7, 1993)

4-42. Reducing the contribution to the police pension plan from 7% to 5% effective January 1, 1994. (Resolution 93-02, December 27, 1993)

4-43. The Borough Council of Fountain Hill agrees to comply with the requirements of the RIRA program and the Department of Community Affairs for purposes of obtaining grant funds to rehabilitate Lechauweki Springs. (Resolution 93-03, September 7, 1993)

4-44. Renumbering certain properties located within the boundaries of the Borough. (Resolution 94-01, February 7, 1994)

4-45. Approving a paving scheme for Lot No. 4 located in the subdivision known as Phil-Ann Gardens II. (Resolution 94-02, February 7, 1994)

4-46. Establishing a procedure whereby a deposit may be made by an applicant in anticipation of legal, engineering and other direct expenses to be incurred by the Borough and whereby funds shall be deposited in escrow in advance of any application for zoning, subdivision or land development approval. (Resolution 94-03, February 7, 1994)

4-47. Amending Article XIV, Promotion, of the civil service rules and regulations to establish guidelines for promotion to sergeant. (Resolution 94-05, March 7, 1994)

4-48. Resolving that the fee for the issuance of police reports be levied at the cost of \$10 per report. (Resolution 94-06, March 7, 1994)

4-49. Establishing guidelines for discretionary review of street vacation petitions. (Resolution 94-07, April 4, 1994)

4-50. Establishing a policy regarding requests to regulate or prohibit parking on streets or highways located within the Borough. (Resolution 94-08, June 6, 1994)

4-51. Authorizing President of Council to attend the hearing of the Zoning Hearing Board of the City of Bethlehem on December 7, 1994 and communicate on behalf of

Council several objections to the appeal of 406 Delaware Avenue. Resolution 94-09, December 5, 1994)

4-52. Approving a paving scheme for Lot No. 5 located in the subdivision known as Phil-Ann Gardens II. (Resolution 94-10, November 7, 1994)

4-53. Terminating the heart and lung benefits to Joseph C. Gatta, effective January 16, 1995. (Resolution 95-01, February 6, 1995)

4-54. Accepting the resignation of Wallace H. Fry, Jr. as Chief of Police. (Resolution 95-02, April 3, 1995)

4-55. Resolving to oppose the plan by the Honorable Governor Thomas J. Ridge to dismantle the Department of Community Affairs. (Resolution 95-03, April 3, 1995)

4-56. Amending Article XIII, Chief of Police, of the civil service rules and regulations. (Resolution 95-04, May 31, 1995)

4-57. Appointing Hanover Engineering Associates to act as Sewage Enforcement Officer in the Borough of Fountain Hill. (Resolution 96-01, January 8, 1996)

4-58. Appointing Mr. Sean Lynch, a resident and registered voter of the Borough, to fill the unexpired term of Donnamarie Capuano, Councilperson. (Resolution 9/3/1996)

4-59. Terminating Officer Joseph C. Gatta from the Borough Police Department in accordance with §1190 of the Borough Code, 53 P.S. §46190, because of a physical disability affecting his ability to continue in service. (Resolution 97-02, January 6, 1997)

4-60. Establishing the compensation for the appointed Tax Collector for collecting Act 511 taxes, real estate transfers and sewer and garbage rentals. (Resolution 97-03, February 3, 1997)

4-61. An amendment to the Rules and Regulations of the Civil Service Commission. (Resolution CSC1997-01, February 6, 1997)

4-62. Appointing Colin M. Brand, Scott J. Brown and Jeffrey T. Huff, of Hanover Engineering Associates, Inc., as Sewage Enforcement Officers. Additionally, approving the 1997 Professional Fee Schedule. (Resolution 97-05, March 3, 1997)

4-63. Agreeing that while receiving any funds from the Commonwealth of Pennsylvania pursuant to Act 120 of 1974, the Borough shall adhere to the rules, regulations and training standards established by the Municipal Police Officers' Education and Training Commission. (Resolution 97-06, March 3, 1997)

4-64. Amending the Borough of Fountain Hill Police Pension Plan by providing disability benefits in the amount of 50% of final average compensation without regard to length of service and amending the definition of disability under the plan such that an officer will qualify for a disability pension if, as a result of injuries incurred in the

## Governmental and intergovernmental Affairs

course of employment as a Borough Police Officer, the officer is permanently disabled from performing one or more of the essential functions of a Borough Police Officer (subject to certain exceptions). (Ordinance 599, March 31, 1997)

4-65. Authorizing the Executive Secretary to advertise for bids in accordance with §1201(4) of the Borough Code in order to sell a 1979 Mack fire pumper to the highest responsible bidder. (Resolution 97-07, March 31, 1997)

4-66. Authorizing the Executive Secretary to advertise for bids in accordance with §1201(4) of the Borough Code in order to sell a Blaw Knox Paver to the highest responsible bidder. (Resolution 97-08, April 3, 1997)

4-67. Appointing Barbara Guerriere as Deputy Tax Collector. (Resolution 97-09, April 7, 1997)

4-68. Adopting a schedule of attorney's fees related to the collection of municipal liens. (Resolution 97-10, May 5, 1997)

4-69. Amending the Borough of Fountain Hill Police Pension Plan through adoption of a joinder agreement and the terms of the PSAB Master Plan and Trust, to be known as the "Borough of Fountain Hill Police Pension Plan." (Ordinance 601, June 2, 1997)

4-70. Adopting a schedule of attorney's fees related to the collection of municipal liens. (Ordinance 602, June 2, 1997)

4-71. Adopting bylaws and rules of order to govern the legislative proceedings. (Resolution 97-11, September 8, 1997)

4-72. Authorizing the Executive Secretary to advertise for bids in accordance with §1201(4) of the Borough Code in order to sell a used John Deere backhoe model 310A to the highest responsible bidder. (Resolution 97-12, October 6, 1997)

4-73. Amending the 1991 Emergency Operation Plan and revising its language to conform with Lehigh County requirements. (Resolution 98-01, January 5, 1998)

4-74. Appointing Colin M. Brand, Scott J. Brown, Jeffrey T. Huff and Andrew M. Augustine of Hanover Engineering Associates, Inc., as Sewage Enforcement Officers in the Borough of Fountain Hill. (Resolution 98-02, January 5, 1998)

4-75. Adopting the U.S. Conference of Mayors Deferred Compensation Program and its attendant investment options and establishing the Borough of Fountain Hill Deferred Compensation Plan for voluntary participation of all eligible Borough employees. Eligible Borough employees are all nonuniformed employees or all employees not subject to a collective bargaining agreement. (Resolution 98-03, April 6, 1998)

4-76. Finding that the Borough's Zoning Ordinance fails to regulate commercial communications towers and antennas in accordance with the Telecommunications Act of

1996 and expressing the Borough's intent to enact a curative amendment within 180 days. (Resolution 98 04, March 30, 1998)

4-77. Establishing fees for a health certificate for persons offering or preparing food or drink for public consumption. (Resolution 98-06, October 5, 1998)

4-78. Authorizing and directing the Public Works Supervisor to sign an agreement for the Borough to participate in the PA Department of Transportation Agile Maintenance Enterprise. (Resolution 98-07, November 2, 1998)

4-79. Appointing Berkheimer Associates as Tax Hearing Officer for the business privilege/mercantile tax. (Resolution 98-08, December 28, 1998)

4-80. Appointing Robert Guerriere as Tax Hearing Officer for the earned income tax, occupational privilege tax, per capita tax. (Resolution 98-09, December 28, 1998)

4-81. Appointing Hanover Engineering Associates to act as Sewage Enforcement Officer in the Borough. (Resolution 99-01, January 4, 1999)

4-82. Appointing Terry Markovic to serve out the unexpired term of Karl H. Wied, Borough Councillor. (Resolution 99-02, February 1, 1999)

4-83. Appointing Susan Reppert to serve out the unexpired term of Cory Belgrasch McGraw, Borough Councillor. (Resolution 99-03, February 1, 1999)

4-84. Authorizing the Borough to join the Lehigh Valley Insurance Trust and enter into an intergovernmental agreement for that purpose. (Ordinance 626, March 1, 1999)

4-85. Terminating James B. Broscius as a part-time police officer. (Resolution 99-04, March 1, 1999)

4-86. Authorizing the Borough to participate in the Drug Reduction Surplus Program. (Resolution 99-05, June 7, 1999)

4-87. Terminating Eugene Hatcher from the Borough Police Department because of a physical disability. (Resolution 99-06, June 28, 1999)

4-88. Authorizing the Borough to join the Lehigh Valley Insurance Cooperative and enter into an intergovernmental agreement for that purpose. (Ordinance 629, August 23, 1999)

4-89. Accepting the boundary survey of the Stanley Avenue Recreational Area and directing the Borough Solicitor to draft a deed in recordable form containing the new boundary description. (Resolution 99-08, September 7, 1999)

4-90. Creating the Census 2000 Complete Count Committee to ensure that every resident in the Borough is counted in the Year 2000 Census. (Resolution 99-09, December 6, 1999)

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- 4-91. Condemning the action of renaming the Fountain Hill Elementary School without instituting a fair and objective process of selection and an opportunity to provide public comments. (Resolution 12/27/1999, December 27, 1999)
- 4-92. Appointing Hanover Engineering Associates to act as Sewage Enforcement Officer in the Borough. (Resolution 2000-01, January 3, 2000)
- 4-93. Approving an agreement resolving and settling all disputes and disagreements with the Fountain Hill Borough Police Association regarding the termination of Officer Hatcher. (Resolution 2000-02, January 24, 2000)
- 4-94. Establishing fees for inspections of residential rental properties. (Resolution 2000-03, February 7, 2000)
- 4-95. Establishing the compensation for the appointed Borough Tax Collector for collecting Act 511 taxes, real estate transfers and sewer and garbage rentals. (Resolution 2000-04, March 6, 2000)
- 4-96. Requesting that the State General Assembly give serious consideration to bills that would provide cost-of-living adjustments to retired police officers. (Resolution 2000-05, April 3, 2000)
- 4-97. Supporting a State House bill that would provide a residency requirement for constables and deputy constables. (Resolution 2000-06, June 5, 2000)
- 4-98. Joining other political subdivisions for reciprocal emergency assistance and ratifying a mutual aid agreement providing for such services. (Ordinance 647, August 7, 2000)
- 4-99. Appointing Susan Reppert to serve out the unexpired term of Norman E. Blatt, Jr., Councillor. (Resolution 10/30/2000, October 30, 2000)
- 4-100. Adopting fees for licenses for solicitation. (Resolution 2000-07, November 6, 2000)
- 4-101. Appointing Hanover Engineering Associates to act as Sewage Enforcement Officer in the Borough. (Resolution 2001-01, January 8, 2001)
- 4-102. Promulgating rules and regulations for the collection of rentals and charges for the use of the Borough sewer system. (Resolution 2001-02, January 8, 2001)
- 4-103. Appointing Stephen Bakun to fill the unexpired term of Tax Collector following the resignation of Robert Guerriere. (Resolution 2001-03, February 26, 2001)
- 4-104. Appointing Berkheimer Associates as collector for the earned income tax and occupational privilege tax. (Resolution 2001-04, February 26, 2001)

4-105. Awarding general construction, plumbing and electrical bids for Phase III of the Stanley Avenue Recreation Project. (Resolution 2001-05, February 26, 2001)

4-106. Amending fees charged by the Borough for licenses, municipal services, construction permit, user fees, and other municipal activities. (Resolution 2001-06, April 2, 2001)

4-107. Amending building permit fees. (Resolution 2001-07, November 19, 2001)

4-108. Appointing sewage enforcement officers for the Borough, (Resolution 2002-01, April 1, 2002)

4-109. Supporting the need for a regional public safety training facility and urging State representatives and the Governor to authorize the release of funds in the Capital Budget designated for this project. (Resolution 2002-02, March 4, 2002)

4-110. Authorization to advertise for bids for a new fire engine for the Fountain Hill Volunteer Fire Company. (Resolution 2002-03, June 3, 2002)

4-111. Authorizing participation in the PSAB Borough Elected Officials Program. (Resolution 2002-04, June 24, 2002)

4-112. Approving special ad hoc adjustments for certain retired police officers pursuant to Act 64 of 2002. (Resolution 2002-05, August 5, 2002)

4-113. Authorizing the President of Council to sign the signature page for grant application and grant agreement on behalf of the Borough. (Resolution 2002-06, October 7, 2002)

4-114. Establishing fees for the collection of refuse and recycling services in the Borough. (Resolution 2002-07, October 7, 2002)

4-115. Appointing sewage enforcement officers for the Borough. (Resolution 2003-01, January 6, 2003)

4-116. Authorizing participation in the purchase of automotive and equipment by purchasing supplies, services from the PACC Automotive and Equipment contract and based upon the terms and conditions of the contract and at the same prices. (Resolution 2003-02, March 3, 2003)

4-117. Establishing fees for the collection of refuse and recycling services in the Borough. (Resolution 2003-03, April 16, 2003)

4-118. Authorizing the appointment of Deputy Tax Collector. (Resolution 2003-05, July 7, 2003)

4-119. Amending an agreement with the City of Bethlehem concerning the City's treatment plant. (Resolution 2003-06, October 6, 2003)

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4-120. Amending the fees charged by the Borough for licenses, municipal services, construction permit, user fees and other municipal activities. (Resolution 2003-07, December 29, 2003)

4-121. Amending an agreement with the City of Bethlehem concerning an allocation of sewage. (Resolution 2003-08, December 29, 2003)

4-122. Implementing rules and regulations to the handicapped parking ordinance No. 686. (Resolution 2004-01, January 5, 2004)

4-123. Appointing sewage enforcement officers for the Borough. (Resolution 2004-02, January 5, 2004)

4-124. Amending the fees charged by the Borough for plumbing permits. (Resolution 2004-03, March 4, 2004)

4-125. Appointing a registered voter to fill the unexpired term of the Tax Collector. (Resolution 2004-04, March 4, 2004)

4-126. Resolving to provide financial assistance towards the cost to property owners in the Borough for improving their curbs and/or sidewalks when the Borough completes paving projects to Borough streets. (Resolution 2004-05, May 5, 2004)

4-127. Adopting rules and regulations for the Borough's swimming pool. (Resolution 2004-06, May 5, 2004)

4-128. Supporting the adoption by the General Assembly of the Growing Greener II proposal contained within the Governor's budget. (Resolution 2004-07, July 6, 2004)

4-129. Establishing a Building Permit fee schedule. (Resolution 2004-08, August 2, 2004)

4-130. Accepting the voluntary election option of Act 81 of 2004 and will proceed with the revision to the 2003 actuarial valuation for the Borough of Fountain Hill Police Pension Plan. (Resolution 2004-09, September 22, 2004)

4-131. Authorizing the Borough to join with other political subdivisions as a member of the Pennsylvania Municipal Health Insurance Cooperative. (Ordinance 698, November 1, 2004)

4-132. Appointing Scott J. Brown, Christopher A. Taylor, Jeffrey T. Huff, and Janice S. Buskirk as Sewage Enforcement Officers for the Borough. (Resolution 2005-01, January 3, 2005)

4-133. Resolving to place on the May 2005 primary election ballot a referendum concerning establishing, maintaining and aiding in maintaining a local library. (Resolution 2005-02, February 7, 2005)

- 4-134. Authorizing the Borough's Local Tax Collector, Berkheimer, to impose and retain costs of collections on delinquent taxes. (Res. 2005-03, 2/7/2005)
- 4-135. Establishing fees for the collection of refuse and recycling services in the Borough. (Res. 2005-04, 4/4/2005)
- 4-136. Authorizing the Public Works Supervisor of the Borough to sign an agreement on behalf of the Borough to participate in the PA Department of Transportation Agile Maintenance Enterprise. (Res. 2005-05, 8/1/2005)
- 4-137. Appointing Jason A. Peters, Christopher A. Taylor, Jeffrey T. Huff, and Janice S. Buskirk as Sewage Enforcement Officers for the Borough. (Res. 2006-01, 1/3/2006)
- 4-138. Approving the Borough Engineer review of the draft Act 537 Sewage Facilities Plan update for the City of Bethlehem and resolving that the Executive Secretary transmit to the City of Bethlehem a copy of the comments accepted by Borough Council by majority vote. (Res. 2006-02, 3/6/2006)
- 4-139. Agreeing to purchase land owned by Joseph C. Gatta, Thomas A. Gatta and Peter W. Gatta for the sum of \$250,000 for the purpose of making, enlarging and maintaining recreation places. (Res. 2006-03, 4/4/2006)
- 4-140. Appointing Sergeant Shawn Boyle to the higher rank of Acting Chief. (Res. 2006-04, 6/5/2006)
- 4-141. Establishing a building permit fee schedule. (Res. 2006-06, 10/2/2006)
- 4-142. Establishing a building permit fee schedule. (Res. 2007-04, 2/5/2007)
- 4-143. Establishing procedures for the processing of refund claims for the local services tax. (Res. 2007-08, 12/19/2007)
- 4-144. Establishing fees for the collection of refuse and recycling services. (Res. 2008-02, 1/7/2008)
- 4-145. Adopting an amendment to the Civil Service Rules and Regulations. (Ord. 734, 3/5/2008)
- 4-146. Establishing fees for the collection of refuse and recycling services. (Res. 2009-02, 1/5/2009)
- 4-147. Approving corrections to ordinance numbers. (Res. 2009-07, 3/4/2009)
- 4-148. Revising various permit fees and escrow account fees. (Res. 2009-20, 5/4/2009)
- 4-149. Revising pool swim lesson and birthday party fees. (Res. 2009-30, 7/6/2009)

## **APPENDIX E**

### **Plan Approval**

5-1. Approving the Emergency Operation Plan of the Borough of Fountain Hill to provide prompt and effective emergency response procedures to be followed in the event of a major emergency or disaster. (Resolution 91-05, November 25, 1991)

5-2. Ratifying the Lehigh County Act 101 Solid Waste Management Plan. (Resolution 97-01, January 6, 1997)

5-3. Accepting the Stanley Avenue Recreation Master Site Plan. (Resolution 99-10, December 6, 1999)



## **APPENDIX F**

### **Public Property**

6-1. Borough of Fountain Hill is purchasing Unit No. 1 of Mill II Associates Condominiums for \$72,500 dollars to the terms and conditions set forth to the purchase agreement. (Resolution 92-01, December 30, 1991)

6-2. Borough of Fountain Hill is vacating its ownership of land, consisting of a strip 24 feet by 100 feet within land of Mill II Associates which was conveyed to them by deed of M.S.C. Corp., to Mill II Associates. (Resolution 92-01A, December 30, 1991)



## APPENDIX G

### Sewers

- 7-1. Authorize construction of sewer on Sioux Street (Ordinance 84, April 30, 1927)
- 7-2. Providing for construction of sanitary sewers in Sewer District "A" (Ordinance 88, July 2, 1928)
- 7-3. Requiring connection to sanitary sewer system (Ordinance 92, February 16, 1931)
- 7-4. Construction of sewer on Bishopthorpe Street (Ordinance 113, November 7, 1938)
- 7-5. Sewer construction on Graham Street (Ordinance 130, June 12, 1944)
- 7-6. Requiring owners of property abutting on or adjoining any street or alley in which there is a sanitary sewer to make connections with such sewer. (Ordinance 173, September 8, 1952)
- 7-7. Providing for the construction of the sanitary sewers, house connections and branches in Sewer District "B" (Ordinance 179, June 8, 1953)
- 7-8. Designating a sewer project as an initial project for Fountain Hill Authority (Ordinance 186, July 14, 1954)
- 7-9. Authorizing the execution and delivery of a deed or deeds conveying certain real estate and interests in real estate and all other property constituting the presently existing sanitary sewer collection system to Fountain Hill Authority; Authorizing the execution and delivery of a lease by the Borough as lessee of the sewer system and the payment of rental by the Borough. (Ordinance 187, July 14, 1954)
- 7-10. Furnishing electric energy for sewer pumping station, Pennsylvania Power and Light Co. for a period of one year. (Ordinance 191, January 24, 1955)
- 7-11. Providing for the extension of the sanitary sewer system and house connections in the Star Village sewer district of the Borough. (Ordinance 690, July 6, 2004)
- 7-12. Amending Ordinance 690. (Ordinance 706, February 7, 2005)
- 7-13. Permitting Amauris Duran of 726 Seneca Street, Bethlehem, PA 18015, to connect to the Borough sanitary sewer system. (Resolution 2005-07, - -, 2005)
- 7-14. Permitting the Illick Brothers of 20 Wall Street to relocate the sewer laterals serving the following properties: 237 – 251 Uncas Street and 557 W. Third Street, Bethlehem, PA 18015. (Resolution 2005-08, - -, 2005)



## **APPENDIX H**

### **Street Lighting**

8-1. Providing for street lighting by Bethlehem Electric Light Company (Ordinance 16, November 30, 1894)

8-2. Authorize street lighting contract with Lehigh Valley Light & Power Company (Ordinance 55, November 26, 1917)

8-3. Authorizing proposals for street lighting service (Ordinance 80, January 8, 1925)

8-4. Authorizing street lighting contract with P.P. & L. (Ordinance 101, February 4, 1935)

8-5. Providing for street lighting contract with P.P. & L. (Ordinance 132, February 5, 1945)

8-6. Authorizing the renewal of street lighting contract with Pennsylvania Power and Light Company for a period of 10 years (Ordinance 190, January 24, 1955)

8-7. Providing for the furnishing of electric street lighting service (Ordinance 214, September 2, 1958)



## APPENDIX I

### Streets

- 9-1. Adopting a Plan of Streets for the Borough of Fountain Hill and adopting the streets and alleys shown thereon (Ordinance 13, September 3, 1894)
- 9-2. Establishing grade on Bishopthorpe Street (Ordinance 34, July 12, 1906)
- 9-3. Extending Broadway (Ordinance 35, February 3, 1908)
- 9-4. Extending Clewell Street (Ordinance 36, February 14, 1908)
- 9-5. Requiring abutting Property Owners to improve walks, sidewalks and gutters on various streets (Ordinance 45, July 6, 1914)
- 9-6. Requiring abutting Property Owners to improve curbs, sidewalks and gutters on various streets (Ordinance 46, July 20, 1914)
- 9-7. Requiring abutting Property Owners to improve curbs, sidewalks and gutters on various streets (Ordinance 49, April 19, 1915)
- 9-8. Same as above (45) (Ordinance 52, April 17, 1916)
- 9-9. Same as above (52) (Ordinance 53, April 17, 1916)
- 9-10. Adopting Cherokee Street and establishing grades (Ordinance 57, June 2, 1919)
- 9-11. Extending Delaware Avenue (Ordinance 61, July 22, 1920)
- 9-12. Extending Broadway (Ordinance 62, July 22, 1920)
- 9-13. Requiring abutting Property Owners to improve curbs, sidewalks and gutters on Broadway (Ordinance 64, November 15, 1920)
- 9-14. Same as above (64) on Delaware Avenue (Ordinance 65, December 6, 1920)
- 9-15. Opening and adopting Bergen Street (Ordinance 71, April 17, 1922)
- 9-16. Opening and adopting Itaska Street (Ordinance 72, April 17, 1922)
- 9-17. Opening and adopting Clewell Street (Ordinance 73, April 17, 1922)
- 9-18. Opening and adopting Cherokee Street (Ordinance 74, June 6, 1923)
- 9-19. Opening and adopting Lynn Street (Ordinance 77, May 21, 1923)

## Streets

- 9-20. Opening and adopting Hoffert Street (Ordinance 78, October 15, 1923)
- 9-21. Opening and adopting Sioux Street (Ordinance 79, October 15, 1923)
- 9-22. Opening and adopting Jeter Street (Ordinance 89, April 9, 1929)
- 9-23. Opening of Spiegel Street (Ordinance 118, June 10, 1940)
- 9-24. Accepting Cherry Street (Ordinance 125, March 1, 1943)
- 9-25. Approving discontinuance of Street Railway service by Lehigh Valley Transit Company and abandonment of lines (Ordinance 168, November 5, 1951)
- 9-26. Opening and extending Cherry Street in a westerly direction from Benner Avenue (Ordinance 183, April 5, 1954)
- 9-27. Approving and establishing the grades, structures, and all other structures appearing on the plan of the Department of Highways (Ordinance 205, May 13, 1957)
- 9-28. Vacating that portion of Bishopthorpe Street which lies between Ostrum Street and Jeter Avenue (Ordinance 207, October 7, 1957)
- 9-29. Laying out, opening and adopting Stanley Avenue from Smiley Avenue to Spiegel Street and widening Spiegel Street from Dodson Street to Smiley Avenue (Ordinance 220, August 17, 1959)
- 9-30. Approving and establishing the grades, structures, and all other structures appearing on the plan of the Department of Highways (Ordinance 224, March 7, 1960)
- 9-31. Approving and establishing the widths, lines, grades, drainage structures, and all other structures appearing on the plan of the Department of Highways (Ordinance 227, October 4, 1960)
- 9-32. Providing for the improvement of various streets, and agreeing to contract and pay therefor (Ordinance , February 24, 1960)
- 9-33. Providing for the vacation of a certain unnamed street, which lies between Wiley Street and Moravia Street and between Frederick Street and Elm Street (Ordinance 238, August 6, 1962)
- 9-34. Vacating Carmen Street from intersection of Craig Street for approximately 513 feet in an easterly direction. (Ordinance 374, July 5, 1983)
- 9-35. (Amendment to 9-34 above) Vacating a certain unnamed alley at the intersection of Moravia Street and South Hoffert Street for approximately 555 feet in a southerly direction. (Ordinance 428, August 1, 1988)

9-36. Renaming a portion of a public road formerly known as River Road, extending westwardly from its intersection with Ostrum Street a center-line distance of approximately 1,100 feet to a dead end at the property of Bethlehem Water Authority, bounded on the north side by the property of Reeb Millwork, Inc., and by the River Road Subdivision and bounded on the south side by property of St. Luke's Hospital and the Borough of Fountain Hill, to Brighton Street. (Ord. 459, 1/2/1990)

9-37. Providing for the vacating of Maple Street between Church Street and Moravia Street. (Ord. 501, 7/6/1992)

9-38. Providing for the vacating of a certain unnamed alley off Moravia Street and between Church Street and Moravia Street. (Ord. 502, 7/6/1992)

9-39. Providing for the vacating of Roosevelt Avenue between Moravia Street and the Borough line. (Ord. 519, 8/9/1993)

9-40. Providing for the vacating of Cedar Street between Church Street and Moravia Street. (Ord. 531, 6/6/1994)

9-41. Providing for the vacating of a portion of Lynn Street and Park Avenue, both located between Russell Avenue and Stanley Avenue. (Ord. 652, 11/6/2000)

9-42. Accepting Nace Avenue, with a twenty-foot width, as a public street of the Borough. (Ord. 674, 9/3/2002)

9-43. Providing for the vacating of an unnamed street extending eastward into Stanley Avenue Park, a distance of approximately 160 feet. (Ord. 677, 12/2/2002)

9-44. Accepting a portion of Warren Street as a public road. (Ord. 747, 10/5/2009)

**APPENDIX J**

**Zoning/Reclassification**

(Reserved for future ordinances)

