

RESOLUTION #2026-13

**A RESOLUTION OF THE UPPER SOUTHAMPTON MUNICIPAL
AUTHORITY ACKNOWLEDGING AND IMPLEMENTING A
MORATORIUM IMPOSED BY THE PENNSYLVANIA DEPARTMENT OF
ENVIRONMENTAL PROTECTION AND AUTHORIZING THE
CESSATION OF NEW CONNECTIONS TO THE AUTHORITY'S
WASTEWATER COLLECTION AND/OR TREATMENT SYSTEM AND
SENDING FORMAL NOTIFICATIONS TO TRIBUTARY SEWER
SYSTEMS**

WHEREAS, the Upper Southampton Municipal Authority ("Authority") owns and operates a public sewer collection and/or wastewater treatment system serving portions of Bucks County, Pennsylvania; and

WHEREAS, the Pennsylvania Department of Environmental Protection ("DEP") has determined that the Authority's wastewater collection and/or treatment facilities are presently subject to existing hydraulic and projected hydraulic overload; and

WHEREAS, by correspondence dated July 15, 2026, the DEP imposed a moratorium upon the acceptance of additional sewage flows and directed the Authority to discontinue the approval of new sewer service connections, except as may otherwise be expressly authorized by the DEP in accordance with applicable laws, statutes, rules, and regulations, including regulations promulgated at 25 Pa. Code §94.21; and

WHEREAS, the Authority is obligated to comply with all applicable statutes, regulations, permits, orders, and directives of DEP; and

WHEREAS, the Board of the Authority finds that it is necessary and appropriate to formally implement and administer the DEP-imposed moratorium to ensure regulatory compliance, protect the integrity of the Authority's facilities, and safeguard the public health, safety, and welfare.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Upper Southampton Municipal Authority as follows:

Section 1. Acknowledgment of DEP Moratorium. The Authority hereby acknowledges the moratorium imposed by DEP and determines that compliance with the moratorium is required until such time as DEP formally rescinds, modifies, or otherwise authorizes relief from the moratorium.

Section 2. Cessation of New Connections. Effective immediately upon adoption of this Resolution, the Authority shall cease approving, issuing permits for, authorizing, or otherwise permitting new connections, new customer service tap-ins, extensions, or increases in sewage flows to the Authority's wastewater collection and/or treatment system that are prohibited by the

DEP moratorium. The Authority shall notify all tributary municipalities of the moratorium and the prohibitions thereby imposed and refuse to permit new connections by those tributary systems consistent with the terms of this Resolution.

Section 3. Suspension of Applications. The Authority is authorized to suspend the review, approval, and processing of all pending and future applications for sewer service, sewer permits, tapping permits, capacity reservations, or other requests that would result in additional sewage flow, except as expressly permitted under the terms of the DEP moratorium.

Section 4. Exceptions. Nothing in this Resolution shall prohibit:

1. Connections approved by the Authority under the standards for granting exceptions contained in 25 Pa. Code §§94.55 through 94.57;
2. Connections expressly authorized in writing by DEP;
3. Emergency connections necessary to protect public health and safety;
4. Repairs, reconnections, or replacements of existing service connections that do not increase allocated or actual sewage flow; and
5. Any other exception specifically permitted under the DEP moratorium or applicable law.

Any such exception shall be subject to review and approval by the Authority and any required DEP authorization.

Section 5. Administrative Authority. The Authority General Manager, Engineer, Solicitor, and such other officers and agents of the Authority as may be necessary are authorized and directed to take all actions reasonably necessary to implement and enforce this Resolution, including notification to municipalities, developers, property owners, regulatory agencies, and affected applicants.

Section 6. Notice. The Authority shall provide notice of the moratorium and the requirements of this Resolution through such means as the Authority deems appropriate, including correspondence to affected municipalities, publication on the Authority's website, and notification to applicants with pending requests.

Section 7. Reservation of Rights. Nothing contained herein shall be construed as creating any vested right to sewer service or capacity allocation. The Authority expressly reserves all rights available under applicable law, DEP directives, and Authority regulations.

Section 8. Repealer. All resolutions, policies, or parts thereof inconsistent with this Resolution are repealed to the extent of such inconsistency.

Section 9. Effective Date. This Resolution shall take effect immediately upon adoption and shall remain in effect until modified, superseded, or rescinded by further action of the Authority or by written authorization from DEP.

DULY ADOPTED this 4th day of August 2026, by the Board of the Upper Southampton Municipal Authority in lawful session assembled.

UPPER SOUTHAMPTON MUNICIPAL AUTHORITY

By: Joseph A. Gerace
Joseph Gerace, Chairman

By: James Monaghan
James Monaghan, Vice Chairman

ATTEST:

Paul Angermeier
Paul Angermeier, Secretary