

South Greensburg BOROUGH
Westmoreland COUNTY, PENNSYLVANIA

RESOLUTION NO. 2-2020

**A RESOLUTION IN SUPPORT OF HB 1775 & SB 101
STORMWATER FACILITIES ON STATE HIGHWAYS**

WHEREAS, municipalities across the Commonwealth of Pennsylvania maintain stormwater facilities in public rights-of-way; and

WHEREAS, a significant portion of public rights-of-way are owned and maintained by the Pennsylvania Department of Transportation (PennDOT); and

WHEREAS, according to the 1945 State Highway Law, the secretary of PennDOT has the discretion to determine the level of responsibility for the maintenance of stormwater facilities on state highways within municipalities; and

WHEREAS, PennDOT's Maintenance Manual (Publication 23, Chapter 8) details a long-standing policy of assigning maintenance responsibility for "curb-to-curb" stormwater drainage facilities within state highways to boroughs; and

WHEREAS, the same maintenance responsibility for "curb-to-curb" stormwater drainage facilities within state highways does not apply equally to townships; and

WHEREAS, stormwater facility maintenance is a significant expense, often placing an inordinate financial burden on local taxpayers; and

WHEREAS, House Bill 1775 was introduced to amend the State Highway Law to make PennDOT responsible to maintain stormwater drainage facilities on state highways within boroughs; and

WHEREAS, Senate Bill 101 was introduced to amend the State Highway Law to make PennDOT responsible to maintain stormwater drainage facilities on state highways within boroughs with populations under 2,500; and

NOW THEREFORE BE IT RESOLVED, that the *South Greensburg* Borough Council hereby urges the Pennsylvania General Assembly to support House Bill 1775 and Senate Bill 101.

AND BE IT FURTHER RESOLVED, that copies of this resolution shall be transmitted to our state senator and state representative, and to the Pennsylvania State Association of Boroughs.

RESOLVED this 6th day of January 2020

BOROUGH OF *South Greensburg*

By: *[Signature]*

ATTEST:

[Signature]
Borough Secretary