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Article XV — Administration of Pretreatment Program

§ 65-1501 Delegation by Borough.

(a) **In General.** Borough Council may, by agreement, resolution, motion, or policy, delegate some or all of the administrative and enforcement powers assigned to the Borough in the Industrial Waste Pretreatment Program described in Articles VI through XIV of this Chapter to one or more employees, officers, appointees, the County Authority, and/or the City.

(b) Review by Council.

(1) **Appeal.** Any Person aggrieved by a decision of any delegate under subsection (a) may appeal that decision to Borough Council by filing a Notice of Appeal with the Borough Manager (with a copy to the delegate) within ten (10) days after service of notice of the delegate's decision, *unless* the delegate has authority to render such decision independent of the grant from the Borough under this Section.

(2) **Hearing.** Borough Council shall hear all appeals under this Section in accordance with the Local Agency Law, 2 PA. CONS. STAT. § 551 *et seq.* A transcript shall be made of the hearing at the sole expense of the appellant. Appellant shall pay an estimate of the stenographic costs at the time the appeal is filed, and shall pay any balance when billed. Failure to pay an estimate of the costs at the time the appeal is filed shall render the appeal void. Borough Council shall either affirm, reverse, or modify the decision of the delegate.

(3) **Further Appeals.** Appeals from the decision of Borough Council shall be made in accordance with applicable law.

[Ords. 415 10-29-2003, 526 01-28-2015]

§ 65-1502 Powers, Rights, Privileges, and Obligations Relating to the City or the City Director of Public Works.

(a) **Waiver or Delegation.** The City or the City Director of Public Works, as the case may be, may, by agreement, resolution, motion, or policy, waive or delegate to the Borough and/or the County Authority some or all of the administrative and enforcement powers, rights, privileges assigned to the City or the City Director of Public Works in the Borough's Industrial Waste Pretreatment Program as described in Articles VI through XIV of this Chapter.

(b) **Review by Borough Council.** Any Person aggrieved by a decision of the City or the City Director of Public Works under this Chapter may appeal that decision to Borough Council by filing a Notice of Appeal with the Borough Manager (with a copy to the City or the City Director of Public Works, as the case may be) within ten (10) days after service of notice of the decision of the City or the City Director of Public Works, *unless* the City or the City Director of Public Works has authority to render such decision independent of the grant of authority from the Borough under this Chapter, in which case appeals shall be in accordance with applicable City ordinances.

[Ords. 415 10-29-2003, 485 08-26-2009, 526 01-28-2015]