

WARRIOR RUN BOROUGH  
LUZERN COUNTY, PENNSYLVANIA

RESOLUTION NO. 1 OF 2019

**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 WARRIOR RUN 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 15TH day of OCTOBER, 2019

BOROUGH OF WARRIOR RUN

By: Im

ATTEST:

Thomas R. Kneidinger

Borough Secretary