

**PUBLIC NOTICE  
PUBLIC HEARING**

The East Stroudsburg Borough Council will hold a Public Hearing during a Regular Meeting of the Borough Council for **Ordinance No. 1423, Amending Chapter 154 - Water** of the East Stroudsburg Borough Code of Ordinances on **Tuesday, January 20, 2026, at 7:15 PM**, in the Borough of East Stroudsburg Municipal Building, located at 24 Analomink St, East Stroudsburg, PA. After the hearing and during the continuance of the meeting, the Borough Council will, if in order, consider and vote upon **Ordinance No. 1423, Amending Chapter 154 - Water**, as well as conduct any other business that may come before the Borough Council. In place of setting forth the entirety of **Ordinance No. 1423, Amending Chapter 154 – Water**, a summary of the proposed **Ordinance** is as follows:

**CHAPTER 154 – WATER SHALL BE AMENDED TO INCLUDE: LEGISLATIVE FINDINGS FOR AMENDMENTS; TO REVISE SECTION 154-3 WORD USAGE, DEFINITIONS INCLUDING THE DEFINITION AND CALCULATED VALUE OF AN EDU (EQUIVALENT DWELLING UNIT) AND THE DEFINITION OF CONNECTION FEE; TO REVISE SECTION 154-7 TAPPING FEES TO REFLECT THE RECALCULATED TAPPING FEES AND EDU; REVISIONS TO RATE SCHEDULE “A” TO REFLECT THE RECALCULATED TAPPING FEES AS ADOPTED BY THE BOROUGH OF EAST STROUDSBURG; REVISIONS TO THE FOOTNOTE OF APPENDIX E FORM 1 – APPLICATION FOR WATER SERVICE TO REFLECT THE RECALCULATED EDU; AND TO INCLUDE PROVISIONS FOR SEVERABILITY, REPEALER, FURTHER AMENDMENT, AUTHORITY AND EFFECTIVE DATE.**

The hearing is open to the public. All interested parties are welcome to attend and will have an opportunity to be heard. The proposed Ordinance can be examined without charge or obtained for a charge not greater than the actual cost of reproduction thereof at the East Stroudsburg Municipal Building at the address set forth above during normal business hours (8 AM to 5 PM, Monday-Friday) and online at the East Stroudsburg Borough Website [www.eaststroudsburgboro.org](http://www.eaststroudsburgboro.org) during regular business hours. If you are a person with a disability and require auxiliary aid, service, or other accommodation to participate in the proceedings, please contact the Borough at (570) 421-8300 to discuss how your needs may be accommodated. The public hearing may also be viewed virtually, via the East Stroudsburg Borough’s Facebook page.

Prepared by:  
Kelly Lewis, Borough Manager  
Borough of East Stroudsburg

# BOROUGH OF EAST STROUDSBURG



## COMMONWEALTH OF PENNSYLVANIA BOROUGH OF EAST STROUDSBURG MONROE COUNTY

### ORDINANCE NO. 1423

**AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF EAST STROUDSBURG, MONROE COUNTY, PENNSYLVANIA (“BOROUGH”), AMENDING CHAPTER 154 – WATER, OF THE CODIFIED ORDINANCES OF THE BOROUGH OF EAST STROUDSBURG. CHAPTER 154 – WATER SHALL BE AMENDED TO INCLUDE: LEGISLATIVE FINDINGS FOR AMENDMENTS; TO REVISE SECTION 154-3 WORD USAGE, DEFINITIONS INCLUDING THE DEFINITION AND CALCULATED VALUE OF AN EDU (EQUIVALENT DWELLING UNIT) AND THE DEFINITION OF CONNECTION FEE; TO REVISE SECTION 154-7 TAPPING FEES TO REFLECT THE RECALCULATED TAPPING FEES AND EDU; REVISIONS TO RATE SCHEDULE “A” TO REFLECT THE RECALCULATED TAPPING FEES AS ADOPTED BY THE BOROUGH OF EAST STROUDSBURG; REVISIONS TO THE FOOTNOTE OF APPENDIX E FORM 1 – APPLICATION FOR WATER SERVICE TO REFLECT THE RECALCULATED EDU; AND TO INCLUDE PROVISIONS FOR SEVERABILITY, REPEALER, FURTHER AMENDMENT, AUTHORITY AND EFFECTIVE DATE.**

**WHEREAS**, the Borough is a Municipal Corporation of the Commonwealth of Pennsylvania, organized and existing under the “Pennsylvania Borough Code”, as amended, 8 Pa.C.S. § 101, *et seq.*, (“Pennsylvania Borough Code”); and

**WHEREAS**, the East Stroudsburg Borough Council of the Borough pursuant to the Pennsylvania Borough Code, § 1202 (Specific powers), (1) (authority to prescribe reasonable fees) (2) (authority to operate and regulate utilities) (3) (authority to impose fines and penalties) (5) (authority to make regulations for health, welfare and safety of the Borough), and (65) (authority to collect on water and sewer rates); §1203 (Reserved powers), authority to make and adopt ordinances, bylaws, rules and regulations for proper management and control of the Borough and its finances; Chapter 23, Water Systems, §2401, *et seq.*, including §2401, Power to supply water and make regulations as authorized by the Pennsylvania Borough Code; and

**WHEREAS**, the Borough Council of the Borough of East Stroudsburg, Monroe County, Pennsylvania, has adopted Chapter 154 – Water as an ordinance to the Borough Code of East Stroudsburg; and

**WHEREAS**, the Borough of East Stroudsburg owns and operates the public water system providing for supply, treatment, conveyance, and distribution of potable water and fire protection

services to residential, commercial, industrial, and institutional properties within the Borough Water Service Area; and

**WHEREAS**, the Borough Engineer has prepared and submitted a Water Tapping Fee Study dated December 16<sup>th</sup>, 2025, in accordance with PA Act 57 of 2003 (which amends PA Act 203 of 1990); and

**WHEREAS**, Borough Council, at the December 16<sup>th</sup>, 2025 Public Meeting adopted motions: 1) to accept the Water Tapping Fee Study as prepared by the Borough Engineer and 2) to adopt a Water Tapping Fee (EDU Fee) in the amount of **\$3,945.00 per EDU** and to incorporate the approved EDU Fee into the 2026 Rate Resolution and to amend Chapter 154 – Water, Water Rate Schedule “A”, and

**WHEREAS**, the Borough of East Stroudsburg has determined that it is in the best interest of the health, welfare and safety of its citizens and customers of the public water system and to provide for the proper management and control of the Borough and its finances; to adopt updated water tapping fees to be charged to new customers, or customers with increased water use greater than 10% from year to year, due to development, redevelopment, change of use, expanded operations, or increase in water demand; and

**WHEREAS**, Borough Council has conducted a public hearing on the proposed amendment on January 5<sup>th</sup>, 2026, in accordance with the Pennsylvania Borough Code 8 Pa.C.S. § 101, *et seq.*; and

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Borough of East Stroudsburg, Monroe County, Pennsylvania, that the following additions and amendments to Chapter 154 – Water of the Code of Ordinances of the Borough of East Stroudsburg be adopted:

**SECTION 1 – In Section 154-3 Word Usage, Definitions, the definition of EDU (EQUIVALENT DWELLING UNIT) is amended by deleting the existing definition of EDU (EQUIVALENT DWELLING UNIT) in its entirety and replacing it with the following definition:**

**EDU (EQUIVALENT DWELLING UNIT)**

The water usage equal to 64,313 gallons per year or 176.2 gallons per day (gpd), as measured by the point-of-use water service meter or by an engineer’s calculation, where required. This is the design water capacity for a residential Dwelling Unit connected to the Borough water system, calculated at 65 gallons per capita per day times 2.71, the average number of persons per household in the Borough according to the 2020 year Census data. This EDU figure is established under the provisions of PA Act 57 of 2003 (which amended PA Act 203 of 1990). The number of EDUs is used to determine the following costs:

- (1) Tapping fees for new Customers;
- (2) Reassessed tapping fees for existing Customers which:
  - (a) Install additions to existing facilities;
  - (b) Expand existing facilities;
  - (c) Expand operations;

- (d) Increase water usage, for any reason other than unidentified loss of water which is remediated within three months of determination of where the loss is occurring; and additional tapping fees for increased water usage shall be calculated annually and shall occur in the event the Customer's water usage increases more than ten (10%) percent over the previous twelve (12) months' water usage, as calculated in or about March of each year;
- (e) Decrease water usage by more than ten (10%) percent under the previous twelve (12) months' water usage as calculated in or about March of each year, and file a new or amended application for service with the Borough pursuant to Section 154-5 D, to reassess the EDU's assigned to the Premises.

**SECTION 2 – In Section 154-3 Word Usage, Definitions, the definition of CONNECTION FEE is amended by deleting the existing definition of CONNECTION FEE in its entirety and replacing it with the following definition:**

**CONNECTION FEE**

Connection Fee and Customer Facilities Fee, inclusive, allowed per Act 57 of 2003 (amending Act 203 of 1990) for the cost of the Borough installing the water service lateral from the water main to the property line (or street Right-of-Way line, as appropriate), up to and including the curb stop and curb box, once the trench is excavated, the water main exposed and the trench safely shored and braced by the Customer's plumbing contractor. The Customer's plumbing contractor shall also provide labor and furnish materials to properly backfill, compact and restore the trench in accordance with Borough standards. The Connection Fee also includes the cost for the Borough to furnish and install the water meter (regardless of meter location) and meter pit, if applicable. The Customer's plumbing contractor shall provide labor and furnish materials to properly excavate, stabilize, backfill, compact and restore the area required for the meter pit, in accordance with Borough standards. Connection Fees for various types of installations are provided for in Water Rate Schedule "A" of this Chapter.

**SECTION 3 – Section 154-7 Tapping Fees (A.) and (B.) are amended by deleting existing subsections A. and B. in their entirety and replacing them with the following subsections A. Equivalent dwelling unit; tapping fees. and B. Components; total costs per EDU., revised as follows.:**

**§ 154-7 Tapping fees.**

**A. Equivalent dwelling unit; tapping fees.**

- (1) Every new connection to the Borough Water System shall require Tapping Fees to be paid as calculated pursuant to this chapter.
- (2) The design capacity for a residential Customer of the Borough water system is 176.2 gallons per day (gpd) per equivalent dwelling unit (EDU) calculated at 65 gallons per capita per day times 2.71, the average number of persons per household in the Borough according to Year 2020 census data, in accordance with the provisions of PA Act 57 of 2003. The EDU's for Non-Residential User and Mixed-Use User Customers shall be calculated by the Customer's daily water flow usage divided by 176.2 gpd, to the nearest tenth of an EDU (rounded up where applicable). Any Use on a Premises requiring a metered connection for the provision of water service by the Borough shall be assessed no less than one (1) EDU for the Tapping Fee for each required metered connection, except that the provisions of Section 154-7

Tapping Fees, C. (1) may be applied to the requirements for determining the number of EDUs for Non-Residential User and Mixed-Use User Customers.

- B. Components; total costs per EDU.
  - (1) The water tapping fee is composed of the following four components as defined in the PA Act 57 of 2003 and calculated in the tapping fee study:
    - (a) Capacity Part costs: \$2,047 per EDU.
    - (b) Distribution Part costs: \$1,898 per EDU.
    - (c) Special Purpose Part costs: Reserved.
    - (d) Reimbursement Part costs: Reserved.
    - (e) The total water tapping fee shall be \$3,945 per EDU.
  - (2) The water tapping fee may be revised from time to time based on new engineering calculations and approved by Ordinance.

**SECTION 4 - WATER RATE SCHEDULE "A". Chapter 154 - Water Rate Schedule "A" is amended by deleting existing Chapter 154 - Water Rate Schedule "A" [dated 12-02-2025] in its entirety and replacing it with revised Chapter 154 - Water Rate Schedule "A" [dated 01-05-2026] which revised Water Rate Schedule "A" is incorporated herein as follows:**

BOROUGH OF EAST STROUDSBURG  
CHAPTER 154-WATER  
WATER RATE SCHEDULE "A"  
Updated January 5, 2026

- A. The Rate Schedule below shall apply to Section 154-8 "Charges for Water Service", B. of Chapter 154 of the Borough Codes:
  - (1) **Basic Water Rate (EBU) Fee:**

The Basic Water Rate shall remain **1 EBU = \$65.00 per Quarter** effective immediately and remaining in force until changed by further action of Borough Council.
  - (2) **Consumption or Usage Fee:**
    - i. **Non-Bulk Rate** - The Consumption or Usage Fee shall be set at \$ **0.5892 per 100 gallons** for all usage effective immediately and remaining in force until changed by further action of Borough Council.
    - ii. **Bulk Water Usage Charge:** \$3.27 per 1000 gallons of Bulk Water Usage
- B. The following rates shall apply to other fees as stated elsewhere in Chapter 154 of the Borough Codes:

**(3) Minimum\* Connection Fee (including Customer Facilities Fee):**

<u>Meter Size (inches)</u>	<u>Furnishing and Installation of Water Service Lateral up to and including the Curb Stop and Water Meter by Borough</u>	<u>Furnishing and Installation of Water Meter by Borough</u>
5/8 Meter	\$2,053.00	\$709.20
3/4 Meter	\$2,117.50	\$774.00
1 Meter	\$2,182.00	\$838.50

  

<u>Meter Size (inches)</u>	<u>Furnishing and Installation of Water Meter and Meter Pit by Borough</u>
5/8 Meter	\$2,053.00
3/4 Meter	\$2,117.50
1 Meter	\$2,182.00

\* Total charges for Connection Fees may vary depending on conditions in the field. Labor, material, and equipment charges for additional work above the Minimum Connection Fee shall be billed at the applicable rates as set forth in the annual rate resolution and in accordance with Section 154-6 Connection Requirements and fees; penalties, B.

**(4) Annual Private Fire Hydrant Fee:** \$215.00 per year.

**(5) Annual Sprinkler System Connection Fee:**

<u>Line Size (inches)</u>	<u>Annual Fee</u>
3 (and smaller)	\$215.00
4	\$260.00
6	\$565.00
8	\$850.00
10 (and larger)	\$1,150.00

**(6) Water/Sewer Shut Off Fee:** \$75.00 per shut off event.

**(7) Water/Sewer Service Restoration Fee:** \$75.00 per restoration of service event.

**(8) Temporary Water/Sewer Service Fee:** \$422.00 per Applicant plus all water usage registered by meter at the Consumption/Usage rates stated above. This Temporary Water Service Fee does not pertain to the East Stroudsburg Fire Department, or its successor.

- (9) **Temporary Water/Sewer Service Deposit:** \$1,500.00 for the first three (3) month period, then \$3,000 per month fee thereafter for a period not to exceed six (6) months, plus all costs of recovery of the meter including all court and legal fees. This deposit requirement does not pertain to the East Stroudsburg Fire Department, or its successor.
- (10) **Meter Test Deposit:** \$500.00 per meter. If meter upon testing is found defective, the deposit will be returned and customer will be provided a replacement meter. If meter proves to be functioning in accordance with AWWA Standards, then deposit will be utilized to cover the cost of the Borough's labor, materials and testing.
- (11) **Water Tapping Fee (EDU Fee): \$3,945 per EDU.**

**SECTION 5 - Chapter 154 Appendix E - Chapter 154 Water Forms, FORM 1 - Application for Water Service is amended by deleting the existing footnote [dated 3-27-2025] which states:**

- \* A Water Equivalent Dwelling Unit (EDU) for Non-Residential Customers is equal to 157.3 gallons per day (GPD) of average water usage. EDUs are rounded to the nearest tenth.

**in its entirety and replacing it with this the following revised footnote [dated 1-5-2026] which states:**

- \* A Water Equivalent Dwelling Unit (EDU) for Non-Residential Customers is equal to 176.2 gallons per day (GPD) of average water usage. EDUs are rounded up to the nearest tenth.

**SECTION 6 - SEVERABILITY.** It is hereby declared to be the legislative intent that if a court of competent jurisdiction declares any provision of this Ordinance to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all other provisions of this Ordinance shall continue to be separately and fully effective. The Borough Council hereby declares that it would have passed this Ordinance and each section or part thereof, other than any part declared invalid or ineffective, if it had advance knowledge that any part would be declared invalid or ineffective.

**SECTION 7 - REPEALER.** Any specific provisions of Chapter 154 – Water of the Borough Code the Borough of East Stroudsburg are repealed only to the extent that they are in direct conflict with the provisions of this Ordinance.

**SECTION 8 - FURTHER AMENDMENT OR SUPPLEMENT.** The Borough's Schedule of Rates and Rules and Regulations as they exist may be supplemented or amended hereafter by majority vote of the Borough Council.

**SECTION 9 – AUTHORITY.** This Ordinance is enacted under the authority conferred by the Pennsylvania Borough Code, as amended.

**SECTION 10 - EFFECTIVE DATE. This Ordinance shall be effective upon its approval as provided by law.**

**ORDAINED AND ENACTED** into an ORDINANCE on this 20<sup>th</sup> day of January, 2026.

ATTEST:

BOROUGH OF EAST STROUDSBURG

\_\_\_\_\_  
Borough (Assistant) Secretary

BY: \_\_\_\_\_  
Borough Council (Vice) President

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Printed Name

APPROVED BY:

\_\_\_\_\_  
Mayor Victor A. Brozusky

(SEAL)

DATE: \_\_\_\_\_

### Secretary's Certificate

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 1423 adopted by a majority vote of the Borough of East Stroudsburg duly held on January 20, 2026. Present at the meeting and a record of their vote were, as follows:

Council Member	Present	Aye	Nay
Sonia C. Wolbert			
Carrie Panepinto			
Jane Gagliardo			
Paul Shemansky			
Lauren Peterson			
Charles A. Garris			

Further, be it certified that Public Notice of said meeting was given in the manner provided by law; that said Ordinance No. 1423 shall be duly recorded upon the Minutes of the Borough of East Stroudsburg, has not been amended or rescinded, and is in full force and effect this 20<sup>th</sup> day of January, 2026.

\_\_\_\_\_  
(Assistant) Secretary

\_\_\_\_\_  
Printed Name

(Borough Seal)