

ORDINANCE NO. 1007

AN ORDINANCE OF PERKASIE, COUNTY OF BUCKS AND COMMONWEALTH OF PENNSYLVANIA, PURSUANT TO THE INTERGOVERNMENTAL COOPERATION ACT, AUTHORIZING AN INTERGOVERNMENTAL COOPERATION AGREEMENT FOR RECYCLING REPORTING BY AND AMONG, THE TOWNSHIPS OF RICHLAND, WEST ROCKHILL, MILFORD AND SPRINGFIELD AND THE BOROUGHS OF PERKASIE AND QUAKERTOWN

WHEREAS, the Borough Council of Perkasia deems it to be in the best interests, and for the general welfare and safety, of the citizens and residents of Perkasia to cooperate with the municipalities listed above to prepare and file Section 904 Recycling Grants jointly; and

WHEREAS, the Intergovernmental Cooperation Act of December 19, 1976, P.L. 1158, No. 177, as amended, codified at 53 Pa. C.S.A. §§2301 to 2315, provides that two or more local governments in this Commonwealth may jointly cooperate in the exercise or performance of their respective governmental functions, powers or responsibilities; and

WHEREAS, Section 1506 of the Second Class Township Code, Act of May 1, 1993, P.L. 103, No. 69, as amended by the Act of November 9, 1995, P.L. 350, No. 60, found at 53 P.S. 66506, and entitled General Powers, authorizes the Borough Council to make and adopt ordinances necessary for the proper management, care and control of the Township, and the maintenance of the health and welfare of the Township and its citizens; and

WHEREAS, Section 1202.(5) of the Borough Code, found at 8 P.S. 1202.(5), and entitled Specific Powers authorizes the Borough Council to make and adopt ordinances necessary for the proper management, care and control of the Borough, and the maintenance of the health and welfare of the Borough and its citizens; and

WHEREAS, Section 1507 of the Second Class Township Code, found at 53 P.S. 66507, entitled Intergovernmental Cooperation, authorizes the Board of Supervisors by ordinance to make agreements with other municipal corporations in performing governmental powers, duties and functions, and in carrying into effect the provisions of the said Intergovernmental Cooperation Law; and

WHEREAS, Section 1202.(24) of the Borough Code, and entitled Specific Powers authorizes the Borough Council to make agreements with other municipal corporations in performing governmental powers, duties and functions, and in carrying into effect the provisions of the said Intergovernmental Cooperation Law; and

WHEREAS, the [Board of Supervisors]Borough Council] of Perkasie, pursuant to all of said authority, desires to enter into an "Inter-Municipal Cooperation Agreement for Section 904 Recycling Grants" (the "Agreement") among the municipalities listed above.

NOW, THEREFORE BE IT ORDAINED AND ENACTED by the [Board of Supervisors/Borough Council] of Perkasie, Bucks County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, to wit:

SECTION 1. The preamble recited above is incorporated by reference herein.

SECTION 2. Title: This Ordinance shall be known and may be cited as the [insert name] Inter-Municipal Cooperation for Section 904 Recycling Grants Ordinance.

SECTION 3. Approval of Agreement. The Agreement among the member municipalities, the form of which is attached hereto as Exhibit "A" and incorporated herein by reference, is hereby approved, adopted and authorized, but shall only become binding and effective if and when all municipalities, by appropriate official action, all approve, adopt, authorize, execute and deliver the same Agreement. The conditions of the Intergovernmental Cooperation Agreement are those conditions set forth therein. The proper officers of the municipality are hereby authorized to perform any acts necessary to execute the Agreement, carry out this Ordinance and deliver the said Agreement.

SECTION 4. Provision for Implementation Resolutions. The Borough Council of Perkasie may by resolution adopt procedures and regulations to implement the Agreement approved by this Ordinance, pursuant to the Intergovernmental Cooperation Act, Act of December, 19, 1996, P.L. 1158, No. 177, found at 53 Pa.C.S.A.. §2301 *et seq.*

SECTION 5. Severability. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not effect or impair any remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors that such remainder shall be and shall remain in full force and effect.


SECTION 6. Repealer. All ordinances or parts of ordinances or resolutions conflicting or inconsistent with any of the provisions of this Ordinance are hereby repealed, but only insofar as the same are in direct conflict or directly inconsistent with this Ordinance.

SECTION 7. Effective Date. This Ordinance shall take effect five (5) days after enactment.

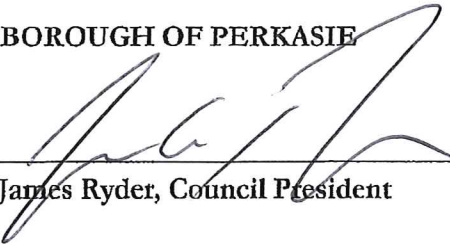
ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Borough Council of Perkasie, Bucks County, Pennsylvania, this 18th of September day of 2017.

Attest:

BOROUGH OF PERKASIE

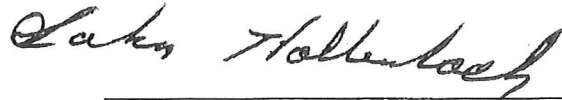


Andrea L. Coaxum, Secretary



James Ryder, Council President

Examined and approved this 16th day of October, 2017.



John Hollenbach, Mayor