

**RICHLANDTOWN BOROUGH  
BUCKS COUNTY, PENNSYLVANIA**

ORDINANCE No. 256

**AN ORDINANCE OF RICHLANDTOWN BOROUGH, BUCKS COUNTY, PENNSYLVANIA, APPROVING A WATER SERVICE TERMINATION AGREEMENT WITH THE BUCKS COUNTY WATER AND SEWER AUTHORITY AND AUTHORIZING THE EXECUTION OF THE AGREEMENT PURSUANT TO THE REQUIREMENTS OF THE PENNSYLVANIA INTERGOVERNMENTAL COOPERATION LAW.**

**WHEREAS**, Pennsylvania Consolidated Statutes, Title 53, Sections 2301 through 2315, commonly known and referred to as Act 180 – the Intergovernmental Cooperation Law, is the law governing intergovernmental cooperation within the Commonwealth of Pennsylvania; and

**WHEREAS**, the Bucks County Water and Sewer Authority is a municipal authority that provides sanitary sewer collection service to its customers and imposes charges for the service; and

**WHEREAS**, the Borough is the owner and operator of the water distribution system serving customers in Richlandtown Borough; and

**WHEREAS**, pursuant to the provisions of the Sewer Act as set forth at 53 P.S. Section 2261, et seq., the Borough is authorized at the direction of the Authority to shut off and/or to terminate the supply of water from its system to any premises to which sewer service charges payable to the Bucks County Water and Sewer Authority are unpaid and delinquent; and

**WHEREAS**, the Borough of Richlandtown and the Bucks County Water and Sewer Authority are mutually desirous of setting forth the rights and obligations of each of them related to water service termination due to delinquent sewer charges;

**WHEREAS**, the Intergovernmental Cooperation Law of the Commonwealth of Pennsylvania requires that intergovernmental cooperation be established by Ordinance by all participating municipalities.

**NOW, THEREFORE**, upon consideration of the evidence presented at the public hearing, the Council of Richlandtown Borough hereby ordains as follows:

**ARTICLE I. AUTHORIZATION TO ENTER INTO AGREEMENT**

The proper officers of the Borough are hereby authorized and directed to execute and deliver on behalf of the Borough, the Water Service Termination Agreement (the "Agreement"), in substantially the form attached hereto as Exhibit "A", with respect to the rights and obligations of the Borough regarding water service termination as a result of a request made by the Bucks County Water and Sewer Authority. The Agreement may be terminated or modified by vote of the Council of Richlandtown Borough.

**ARTICLE II. AUTHORIZATION OF FURTHER ACTION**

The proper officers of the Borough are hereby authorized and directed to take all such actions, execute, deliver, file and/or record all such documents, publish all notices and otherwise comply with the provisions of this Ordinance and the Act insofar as the transaction contemplated by this Ordinance, in the name and on behalf of the Borough.

**ARTICLE III. REPEALER**

All Ordinances and Resolutions of the Borough inconsistent herewith are hereby repealed to the extent of such inconsistencies.

**ARTICLE IV. SEVERABILITY**

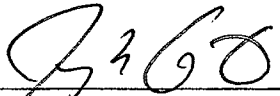
If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Council of Richlandtown that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**ARTICLE ~~V~~. EFFECTIVE DATE**

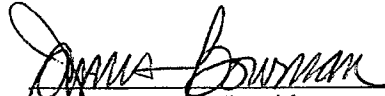
This Ordinance shall become effective five (5) days after enactment.

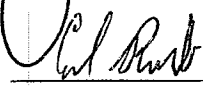
**ENACTED AND ORDAINED** this 12<sup>th</sup> day of July, A.D., 2010.

ATTEST:

  
\_\_\_\_\_  
Joe Geib, Secretary/Manager

RICHLANDTOWN BOROUGH

  
\_\_\_\_\_  
James Bowman, President

  
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Carl Raub, Mayor