

**TOWNSHIP OF JACKSON
CAMBRIA COUNTY, PENNSYLVANIA**

ORDINANCE NO. 172

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF JACKSON, CAMBRIA COUNTY, PENNSYLVANIA GRANTING TO BLACKLICK VALLEY MUNICIPAL AUTHORITY CERTAIN RIGHTS AND PRIVILEGES IN, ALONG, OVER AND UNDER STREETS, ROADS, LANES, COURTS, CUL-DE-SACS, ALLEYS, PUBLIC WAYS, PUBLIC SQUARES AND OTHER PROPERTIES OF THIS TOWNSHIP FOR USE IN CONNECTION WITH SAID AUTHORITY'S SEWER SYSTEM IN AND FOR THIS TOWNSHIP; AND PROVIDING FOR REGULATING THE MANNER IN WHICH SUCH RIGHTS AND PRIVILEGES SHALL BE EXERCISED.

WHEREAS, Blacklick Valley Municipal Authority (the "Authority"), pursuant to authority vested in it by law, and at the request of this Township plans to acquire and construct sanitary sewage collection, transmission, treatment and disposal system facilities in and for certain portions of this Township (the "Sewer System").

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, and it is enacted and ordained, by the Board of Supervisors of this Township, as follows:

SECTION 1. This Township does grant to the Authority, its successors and its assigns, all easements, rights-of-way and other rights and privileges necessary and desirable in, along, over and under streets, roads, lanes, courts, cul-de-sacs, alleys, public ways, public squares and other properties in this Township, together with free ingress, egress and regress therein and thereto, along with other persons having interests or rights therein, for use in connection with constructing, replacing, repairing, altering, extending, improving, operating and maintaining the Sewer System as the same shall exist, from time to time.

SECTION 2. The rights and privileges granted to the Authority under Section 1 shall be exercised by the Authority under and subject to such reasonable rules and

regulations as shall be adopted and specified, from time to time, by resolution or ordinance of this Township; and this Township does reserve the right to adopt and specify, from time to time, such reasonable rules and regulations in connection with exercise by the Authority of such rights and privileges.

SECTION 3. This Ordinance shall become effective as provided by law.

SECTION 4. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of this Township that such remainder shall be and shall remain in full force and effect.


SECTION 5. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of this Township.


SECTION 6. All other Ordinances or parts of Ordinances inconsistent herewith, and all resolutions or parts of resolutions inconsistent herewith, shall be and the same expressly are repealed.

ENACTED AND ORDAINED into an Ordinance this 26TH day of SEPT., 2013.


JACKSON TOWNSHIP BOARD OF SUPERVISORS

By: 
Chairman

By: 
Supervisor

By: 
Supervisor

ATTEST:


David M. Hirko, Township Secretary
(Seal)

CERTIFICATE

I, the undersigned, Secretary of the Township of Jackson, Cambria County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of Ordinance No. 172 of the Board of Supervisors of the Township (the "Board of Supervisors") which duly was enacted by affirmative vote of a majority of the members of the Board of Supervisors at a meeting of the Board of Supervisors duly convened and held according to law on SEPT 26, 2013 at which meeting a quorum was present; said Ordinance duly has been recorded in the Ordinance Book of the Township; such Ordinance duly has been published as required by law; and such Ordinance remains in full force and effect, without amendment, alteration or repeal, as of the date of this certificate.

I further certify that the Board of Supervisors of the Township met the advance notice requirements of the Sunshine Act, 65 Pa.C.S. Ch. 7, by advertising said meeting, by posting prominently a notice of said meeting at the principal office of the Township or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting, all in accordance with such Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 26TH day of SEPT, 2013.



David M. Hirko, Secretary

(Seal)