

TOWNSHIP OF CHERRY
BUTLER COUNTY, PENNSYLVANIA
ORDINANCE NO. ~~1111~~ 12

AN ORDINANCE OF THE TOWNSHIP OF CHERRY,
BUTLER COUNTY, PENNSYLVANIA, PROVIDING FOR
ENTERING INTO AN INTERGOVERNMENTAL
COOPERATION AGREEMENT WITH OTHER
MUNICIPALITIES LOCATED WITHIN BUTLER COUNTY,
PENNSYLVANIA, FOR THE PURPOSE OF
ESTABLISHING AN ENVIRONMENTAL ADVISORY
COUNCIL FOR THOSE PARTICIPATING
MUNICIPALITIES.

WHEREAS, certain municipalities located within Butler County, Pennsylvania, desire to enter into an Intergovernmental Cooperation Agreement to provide for the creation of an environmental advisory council, which said council shall function as the recommending body on environmental issues for each of the respective municipalities; and

WHEREAS, said municipalities, for the purpose of carrying the provisions of the Intergovernmental Cooperation Act into effect, deem it appropriate to enter into such agreement; and

WHEREAS, said municipalities have deemed it in the best interest of the taxpayers and that the residents of each municipality will be best served by the establishment of a joint environmental advisory council, rather than through numerous, individual environmental activities in each of the respective municipalities.

NOW THEREFORE, be it Ordained and Enacted by the Board of Supervisors of Cherry Township, Butler County, Pennsylvania, and it is hereby Ordained and Enacted by the

authority of and pursuant to the provisions of the Act of December 21, 1973, P.L. 425, 53 P.S. Section 11501 et. seq., and the Act of July 12, 1972, P.L. 180, 53 P.S. 481-490, and the Second Class Township Code 53 Pa. C.S.A. Section 65740 and Borough Code 53 Pa. C.S.A. Section 46202 (34).

Section I - Title

This resolution shall be known and referred to as the Northwest Joint Environmental Advisory Council Ordinance.

Section II - Parties

The Board of Supervisors of Cherry Township hereby resolves to enter into an Intergovernmental Cooperation Agreement with such other municipalities as would desire to enter into an Intergovernmental Agreement in the future, whereby a Joint Environmental Advisory Council will be created.

Section III - Purpose

The purpose of the Joint Environmental Advisory Council will be to function as a recommending body for each of the respective municipalities, in accordance with Act No. 148, being the Environmental Advisory Councils Act of 1973, 53 P.S. Section 11501, et. seq.; said purposes and general powers to include but to be limited to, advising the Planning Commission, Park and Recreation Boards and elected officials, on matters dealing with protection, conservation, management, promotion and use of natural resources, including air, land and water resources, located within its or their territorial limits.

Section IV - Specific Powers

The Joint Environmental Advisory Council organized under this act shall have power to identify environmental problems and recommend plans and programs to the appropriate agencies for the promotion and conservation of the natural resources and for the protection and improvement of the quality of the environment within its territorial limits; to make recommendations as to the possible use of open land areas of the political subdivisions within its territorial limits; to promote a community environmental program; to keep an index of all open areas, publicly or privately owned, including, but not limited to flood-prone areas, swamps, and other unique areas; and to advise the appropriate local governmental agencies, including, but not limited to, the planning commission and recreation and park board or, of none, to the elected governing body or bodies within its territorial limits in the acquisition of property, both real and personal, by gift, purchase, grant, bequest, easement, devise or lease in matters dealing with the purposes of this act.

The Joint Environmental Advisory Council shall not exercise any powers or perform any duties which by law are conferred or imposed upon a State agency.

Section V - Records of Board Meetings; Annual Report

The Joint Environmental Advisory Council shall keep records of its meetings and activities and shall make an annual report which shall be printed in the annual municipal report or, if none, otherwise made known and available.

Section VI - Appropriations

The governing body of any political subdivision establishing the Joint Environmental Advisory Council may appropriate funds for the expenses incurred by the environmental advisory council. Appropriations may be expended for such administrative, clerical, printing and legal services as may from time to time be required and as shall be within the limit of funds appropriated to the Joint Environmental Advisory Council. The whole or any part of any funds so appropriated in any year may be placed in a conservation fund, allowed to accumulate from year to year, or be expended in any year.

Section VII - Commissions With Related
Responsibility, Continuance or Creation

Nothing in this ordinance shall be construed to require a political subdivision to abolish any existing commissions with a related responsibility or to prevent its establishment.

Section VIII - State Assistance

The Joint Environmental Advisory Council shall use all means to utilize any programs of assistance made available to it through the Department of Environmental Resources or the

Department of Community Affairs of the State of Pennsylvania with respect to environmental educational services, exchange of information, assignment of technical personnel for natural resource planning assistance, planning for the management, use and development of open space and recreational areas.

Section IX - Repeal of Inconsistent Resolutions and Ordinances

All resolution and ordinances, or parts of either, which are inconsistent herewith, are hereby repealed to the extent of such inconsistency.

Section X - Invalidity

The invalidity of any part of this ordinance shall not effect the validity of any other part of this ordinance.

Section XI - Effective Date

This ordinance shall become effective on enactment by the Board of Supervisors of Cherry Township, Butler County, Pennsylvania.

ORDAINED AND ENACTED by the Board of Supervisors of Cherry Township, Butler County, Pennsylvania, on this 7th day of March, 1989.

ATTEST:

Glee Marie Hilliard
Secretary

Chairman

John Smith

Supervisor

Walter J. Frey

Supervisor