

HELLAM TOWNSHIP
YORK COUNTY, PENNSYLVANIA

RESOLUTION # 2023- 16

RESOLUTION TO EXTEND THE TERM OF THE
AMENDED AND RESTATED INTERGOVERNMENTAL COOPERATION
AGREEMENT FOR THE IMPLEMENTATION OF THE
YORK COUNTY REGIONAL CHESAPEAKE BAY
POLLUTANT REDUCTION PLAN

WHEREAS, the Municipality is party to an Intergovernmental Cooperation Agreement for the Implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan dated as of September 21, 2014 (the "Agreement"); and

WHEREAS, the MS4 PAG-13 under which a Chesapeake Bay Pollutant Reduction Plan is a requirement, was originally set to expire on March 15, 2023; and

WHEREAS, the PA Department of Environmental Protection gave notice in the September 24, 2022, PA Bulletin that it is extending the existing PAG-13 Permit for 24 months to March 15, 2025, to adequately address issues related to the renewal of PAG-13; and

WHEREAS, Section 9.a. of the Agreement stipulates that the term of the Agreement ends on December 31, 2023; and

WHEREAS, the Parties desire to extend the term of the Agreement to cover the additional time period for implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan; and

WHEREAS, this amendment will not result in any additional fees to be paid by the Participants;

NOW, THEREFORE, be it resolved as follows:

SECTION 1: Term. The Term of this Agreement shall be amended such that it shall end on December 31, 2025, in accordance with the Amendment attached as Exhibit "A," and incorporated by reference herein. All Participants approving this Amendment may participate for such time period, unless the Participant opts out or is terminated prior to the end thereof.

SECTION 2: Effective Date. This Resolution shall take effect immediately upon adoption.

ADOPTED AND ORDAINED this 21st day of September, 2023.

WITNESS/ATTEST:

**HELLAM TOWNSHIP
YORK COUNTY, PENNSYLVANIA**

By: _____

Corina L. Mann/Secretary

Todd Trimmer, Chairman

Amendment authorized by Resolution No. 2023- 16, passed at a meeting of the governing body on _____, 2023.

DRAFT

**AMENDMENT TO THE
AMENDED AND RESTATED INTERGOVERNMENTAL
COOPERATION AGREEMENT
FOR THE IMPLEMENTATION OF THE
YORK COUNTY REGIONAL CHESAPEAKE BAY
POLLUTANT REDUCTION PLAN**

THIS AMENDMENT is made the 21st day of Septembere, 2023, by and among the York County Planning Commission (“YCPC”) and the municipalities executing this Amendment, which executed the Amended and Restated Intergovernmental Cooperation Agreement for the Implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan (the “Agreement”) (collectively, the “Participants” or the “York County Stormwater Consortium” or the “Consortium”). The YCPC and each Participant shall individually be referred to as a “Party” and shall collectively be referred to as the “Parties”.

INTENDING TO BE LEGALLY BOUND, the parties agree as follows:

1. **Term.** The Term of the Agreement is hereby extended such that it shall end on December 31, 2025.

2. **Full Force and Effect.** Except as set forth herein, all provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this amendment to the Intergovernmental Cooperation Agreement for the Implementation of the York County Chesapeake Bay Pollutant Reduction Plan to be executed on September 21st, __, 2023.

WITNESS/ATTEST:

**TOWNSHIP/BOROUGH
YORK COUNTY, PENNSYLVANIA**

By

Corina L. Mann/Secretary

Todd Trimmer, Chairman