

**AN ORDINANCE OF BRECKNOCK TOWNSHIP,
LANCASTER COUNTY, PENNSYLVANIA, AUTHORIZING
AN INTERMUNICIPAL AGREEMENT WITH CAERNARVON
TOWNSHIP, LANCASTER COUNTY, PENNSYLVANIA,
PROVIDING FOR INTERMUNICIPAL COOPERATION
FOR THE APPORTIONMENT OF THE COST OF REPAIR
OF A BOUNDARY BRIDGE LOCATED ON LAMBERT ROAD
OVER THE BLACK CREEK AND FOR COOPERATION IN FUTURE
BRIDGE AND ROAD MAINTENANCE FOR BRIDGES AND ROADS IN THE
VICINITY OF THE COMMON BOUNDARY**

WHEREAS, Brecknock Township and Caernarvon Township (collectively the "Municipalities" and individually a "Municipality") are political subdivisions located within Lancaster County, Pennsylvania; and

WHEREAS, the Intergovernmental Cooperation Act, 53 Pa.C.S. §2301 et seq., permits municipalities to enter into agreements to cooperate in the performance of their respective functions, powers or responsibilities; and

WHEREAS, the Municipalities desire to enter into an agreement (the "Intermunicipal Agreement") whereby they will provide for the assignment of the responsibility for boundary bridge and road maintenance and repair and for future bridge and road projects involving bridges or roads on or near the mutual boundary of the municipalities, as well as to provide for the apportionment of the costs associated with that maintenance and repair; and

WHEREAS, the Intergovernmental Cooperation Act provides that any joint cooperation agreement shall be deemed in force as to any municipality when the same has been adopted by ordinance by all cooperating municipalities; and

WHEREAS, the Municipalities desire to enact such an ordinance.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of Brecknock Township, Lancaster County, Pennsylvania, as follows:

Section 1. The caption of and recitals to this Ordinance as set forth above are incorporated herein by reference.

Section 2. Brecknock Township agrees that Caernarvon Township and Brecknock Township shall join with each other in accordance with the Pennsylvania Intergovernmental Cooperation Act by entering into the Intermunicipal Agreement which is adopted by reference

with the same effect as if it had been set out verbatim in this Section and a copy of which shall be filed with the minutes of the meeting at which this Ordinance was enacted.

Section 3. This Municipality is authorized to enter into the Intermunicipal Agreement for the purposes contained therein. This action is to be taken by the officials or employees of the Municipality designated for this purpose, pursuant to general or specific instructions issued by the Governing Body.

Section 4. As required by the Intergovernmental Cooperation Act the following matters are specifically found and determined:

A. The conditions of the agreement are set forth in the Intermunicipal Agreement referred to in Section 2.

B. The Intermunicipal Agreement shall commence immediately after the date of enactment of the Ordinance by the last municipality to adopt said Ordinance, and shall terminate upon notice thereof by either party upon written notification to the other party of the party's election to terminate the Intermunicipal Agreement.

C. The purposes and objectives of the Intermunicipal Agreement are to provide for the assignment of the responsibility for boundary bridge and road maintenance and repair, as well as to provide for the apportionment of the costs associated with that maintenance and repair.

D. No new organizational structure or entity will be required.

E. The Intermunicipal Agreement does not contemplate the purchase of any real or personal property.

F. Each Municipality has the power to enter into contracts for policies of insurance or other employee benefits.


G. There is no financing involved with the Intermunicipal Agreement.

Section 5. In the event any provision, section, sentence, clause, or part of this Ordinance shall be held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such invalidity, illegality, or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses, or parts of this Ordinance, it being the intent of the Board of Supervisors that the remainder of the Ordinance shall be and shall remain in full force and effect.

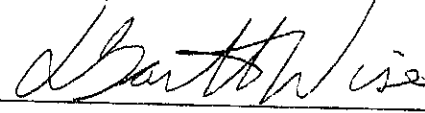
Section 6. This Ordinance shall be effective upon enactment hereof.

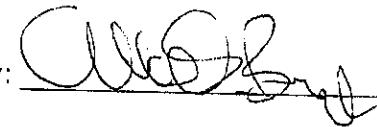
ENACTED AND ORDAINED this 8th day of July 2014.

Attest:


Secretary

BRECKNOCK TOWNSHIP

By: 

By: 

By: 