

**BOROUGH OF SHARON HILL
DELAWARE COUNTY, PENNSYLVANIA**

ORDINANCE No. 1393

AN ORDINANCE AUTHORIZING THE BOROUGH OF SHARON HILL TO ENTER INTO AN EASTERN DELAWARE COUNTY STORMWATER COLLABORATIVE AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT AMONG THE BOROUGH OF COLLINGDALE, THE BOROUGH OF DARBY, THE TOWNSHIP OF DARBY, THE BOROUGH OF EAST LANSDOWNE, THE TOWNSHIP OF HAVERFORD, THE BOROUGH OF GLENOLDEN, THE BOROUGH OF MORTON, THE BOROUGH OF NORWOOD, THE BOROUGH OF SHARON HILL AND UPPER DARBY TOWNSHIP PURSUANT TO WHICH SUCH MUNICIPALITIES AGREE TO UNDERTAKE THEIR OBLIGATIONS UNDER MS4 PERMITTING REGULATIONS COLLABORATIVELY THROUGH THE OPERATION OF THE EASTERN DELAWARE COUNTY STORMWATER COLLABORATIVE

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

WHEREAS, the Borough and each of the other municipalities listed in the heading of this Ordinance have agreed to cooperate with each other with respect to fulfilling their obligations under MS4 permitting regulations applicable to each municipality's separate stormwater sewer system; and

WHEREAS, the Intergovernmental Cooperation Law of the Commonwealth of Pennsylvania requires that intergovernmental cooperation agreements be approved by ordinance to be in force and effect; and

WHEREAS, the [Borough][Township] and each of the other municipalities listed in the heading of this Ordinance therefore desire to enter into a certain Eastern Delaware County Stormwater Collaborative Amended and Restated Intergovernmental Agreement, a copy of which is appended hereto as Exhibit "A" and made a part hereof, and to approve said agreement by the enactment of this ordinance; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE [BOROUGH OF SHARON HILL:

Section 1. Approval of Cooperative Memorandum of Agreement: The Borough of Sharon Hill hereby approves that certain Amended and Restated Intergovernmental Agreement, a copy of which is appended hereto as Exhibit "A," among the Borough and each of the other municipalities listed in the heading of this Ordinance, and the appropriate officers of the Borough are hereby authorized and directed to execute and

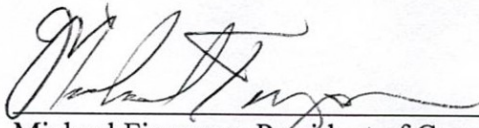
deliver said Amended and Restated Intergovernmental Agreement on behalf of the Borough.

Section 2. Repealer: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of any inconsistency.

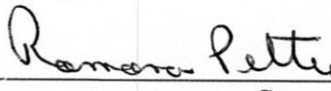
Section 3. Severability: If any clause, sentence, paragraph or part of this Ordinance, or the application thereof to any person or circumstance, shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance nor the application of such clause, sentence, paragraph or part to other persons or circumstances, directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that this Ordinance would have been adopted had such provisions not been included or such persons or circumstances been expressly excluded from their coverage.

Section 4. Effective Date: This ordinance shall be effective immediately.

ENACTED and ORDAINED this ____ day of August, 2017.



Michael Finnegan, President of Council

ATTEST: 

, Secretary

EXHIBIT "A"
AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT