

**BOROUGH OF STOCKERTOWN
NORTHAMPTON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2019-2

AN ORDINANCE

AUTHORIZING ENTRY INTO AN INTERGOVERNMENTAL COOPERATION AGREEMENT KNOWN AS THE "INTERMUNICIPAL SEWER SERVICE AGREEMENT" BETWEEN THE EASTON AREA JOINT SEWER AUTHORITY AND THE BOROUGH OF STOCKERTOWN; ESTABLISHING TERMS AND CONDITIONS UNDER WHICH TREATMENT CAPACITY IN THE EASTON AREA JOINT SEWER AUTHORITY WASTEWATER TREATMENT PLANT WILL BE PROVIDED TO THE BOROUGH OF STOCKERTOWN; DESIGNATING SEWER SERVICE AREA; PROVIDING FOR THE PAYMENT OF THE BOROUGH OF STOCKERTOWN'S SHARE OF TREATMENT CAPACITY; PROVIDING FOR BILLING AND COLLECTIONS; AND PROVIDING FOR OTHER RELATED MATTERS RELEVANT THERETO BETWEEN THE EASTON AREA JOINT SEWER AUTHORITY AND THE BOROUGH OF STOCKERTOWN.

NOW, THEREFORE, be it enacted and ordained by the Borough Council of the Borough of Stockertown, Northampton County, Pennsylvania (the "Borough"), and it is hereby enacted and ordained by authority of the same, pursuant to the provisions of the Borough Code, Act of May 17, 2012, P.L. 262, No. 43, and pursuant to the Intergovernmental Cooperation Act, Act of July 12, 1972, No. 180, as amended, and pursuant to Article IX, Section 5 of the Constitution of the Commonwealth of Pennsylvania, and pursuant to the authority granted by law, as follows:

SECTION 1. RATIFICATION OF AGREEMENT

The Borough Council of the Borough of Stockertown hereby ratifies, confirms, and authorizes execution of an agreement for intergovernmental cooperation known as the "Intermunicipal Sewer Service Agreement" between the Borough of Stockertown and the Easton Area Joint Sewer Authority. A copy of the Agreement is attached hereto, incorporated by reference herein, and marked Exhibit "A."

SECTION 2. AUTHORIZATION

This Agreement is entered into pursuant to the provisions of the Inter-governmental Cooperation Act, Act of July 12, 1972, No. 180, as amended, 53 Pa. C.S.A. §2303-2307, and pursuant to Article IX, Section 5 of the Constitution of the Commonwealth of Pennsylvania.

SECTION 3. PURPOSES AND OBJECTIVES

The purposes and objectives of this Agreement are to establish terms and conditions under which treatment capacity in the Easton Area Joint Sewer Authority Wastewater Treatment Plant will be provided to the Borough of Stockertown, designating the sewer service area, providing for payment of the Borough of Stockertown's share of treatment capacity, providing for billing and collections, and providing for such other related matters relevant thereto between the Easton Area Joint Sewer Authority and the Borough of Stockertown.

SECTION 4. CONDITIONS

The Agreement shall be subject to all the conditions and terms specified and set forth in the "Intermunicipal Sewer Service Agreement" which is attached hereto and incorporated by reference herein.

SECTION 5. DURATION

The duration of the Agreement shall be perpetual.

SECTION 6. INVALIDITY AND REPEALER

The invalidity of any section or provision of this Ordinance herein adopted shall not invalidate the other sections or provisions hereof. All Ordinances or parts of Ordinances inconsistent herewith be, and the same are, hereby repealed.

SECTION 7. EFFECTIVE DATE

This Ordinance shall become effective upon execution by the appropriate officials on behalf of the Easton Area Joint Sewer Authority and the Borough of Stockertown.

BE IT ENACTED AND ORDAINED this 4th day of March, 2019.

BOROUGH OF STOCKERTOWN

ATTEST:

BY: 
AMY RICHARD, Council President


ANITA CAUGHY, Secretary

THIS ORDINANCE approved this 4th day of March, 2019.


KEN ZEMENCSIK, Mayor