

DELTA BOROUGH ORDINANCE NO. 2007 -06

**AN ORDINANCE AUTHORIZING THE ORGANIZATION OF THE DELTA
BOROUGH MUNICIPAL AUTHORITY, AND PRESCRIBING THE
COMPOSITION AND POWERS OF THE SAID AUTHORITY**

WHEREAS, the Delta Borough Council desires to protect the health, safety, morals and general welfare of the people of Delta Borough by developing and maintaining sewer and water systems in the Borough of Delta and elsewhere; and

WHEREAS, the Delta Borough Council has investigated the various means by which it could effectuate the previously mentioned goals; and

WHEREAS, the Delta Borough Council has determined that it is advisable to pursue achievement of the previously mentioned goals through an Authority organized pursuant to the Municipality Authorities Act of 1945, Act of May 2, 1945, P.L. 382, as amended (the "Authorities Act"); and

WHEREAS, the Delta Borough Council desires to set forth the composition and powers of the said Authority pursuant to the Authorities Act.

NOW, THEREFORE, BE IT RESOLVED by Delta Borough Council, in the County of York, Commonwealth of Pennsylvania, and it is hereby resolved by the authority of the Board as follows:

Section I. ORGANIZATION OF AUTHORITY.

The Delta Borough Council, in the County of York, Commonwealth of Pennsylvania, desires to and hereby signifies its intention to organize a municipal authority in said Borough, County and Commonwealth, under the Articles of Incorporation of Municipal Authority.

Section II. APPOINTMENT OF MEMBERS.

The first members of the Authority named in the proposed Articles of Incorporation, and identified therein as appointees of this Borough, are hereby specifically appointed members of said Board for the terms of office set forth after their respective names.

Section III. EXECUTION OF ARTICLES OF INCORPORATION.

The President of the Delta Borough Council, shall execute the required Articles of Incorporation of said Authority on behalf of Delta Borough, and the seal of said Borough shall be thereto affixed and attested by the Secretary. The Borough Solicitor is authorized and directed to cause to be published, once in the legal periodical of York County and once in a newspaper published and of general circulation in York County, a notice of intention to file said Articles of Incorporation, and to file a certified copy of this Ordinance together with Proofs of Publication of the notice of the public meeting and the notice of the intention to file said Articles of Incorporation,

with the Secretary of the Commonwealth of Pennsylvania,
accompanied by the required filing fee as provided by said
Municipality Authorities Act of 1945, its supplements and
amendments.

Section IV. REPEALER.

All Ordinances and Resolutions, and parts thereof,
inconsistent herewith are hereby repealed.

Section V. EFFECTIVE DATE.

This ordinance shall take effect immediately upon final
enactment.

ADOPTED by the Delta Borough Council this 29th day of
January, 2007, in lawful session regularly assembled.

Attest:

DELTA BOROUGH COUNCIL

Secretary

By: _____
President

CERTIFICATE

I, the undersigned, Secretary of the Delta Borough Council, York County, Pennsylvania, do hereby certify that the foregoing and attested is a true and correct copy of an Ordinance of said Borough Council which was duly adopted by the affirmative vote of a majority of them at a meeting thereof held on the 29th day of January, 2007.

Secretary

Approved and filed in the Department of State on the
_____ day of _____, 2007.

Secretary of the Commonwealth