

Chapter 5

AUTHORITIES, MUNICIPAL

[HISTORY: Adopted by the Board of Supervisors of the Township of North Londonderry as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Private sewage disposal systems — See Ch. 110.

Public sewers — See Ch. 114.

Solid waste — See Ch. 120.

ARTICLE I

Sewer Authority

[Adopted 4-11-1972 by Ord. No. 8 (Ch. 5 of the 1991 Code)]

§ 5-1. Authority organized.

The Board of Township Supervisors of this Township signifies its intention and desire to organize an Authority under provisions of the Act of Assembly approved May 2, 1945, P.L. 382, known as the "Municipality Authorities Act of 1945," as amended and supplemented (the "Authorities Act"),¹ for the purpose of acquiring, holding, constructing, improving, maintaining, operating, owning and leasing, either in the capacity of lessor or lessee, sewers, sewer systems or parts thereof and sewage treatment works, including works for treatment and disposing of industrial waste, but the Authority shall undertake for its first project the construction of a sewer collection system in North Londonderry Township, with the Township of North Londonderry as lessee, including agreements with adjoining municipalities or authorities for the transmission and treatment of the sewage.

§ 5-2. Articles of Incorporation.

The Chairman or Vice Chairman of the Board of Supervisors and Secretary or Assistant Secretary, respectively, of this Township are authorized and directed to execute, on behalf of this Township, Articles of Incorporation for such Authority in substantially the following form:

ARTICLES OF INCORPORATION

TO: THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA

In compliance with requirements of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945," and pursuant to an ordinance duly enacted by the municipal authorities of the Township of North

¹. Editor's Note: The Municipality Authorities Act of 1945 (53 P.S. § 301 et seq.) was repealed by Act 22 of 2001 (June 19, 2001, P.L. 287, No. 22). See now the Municipality Authorities Act, 53 Pa.C.S.A. § 5601 et seq.

Londonderry, Lebanon County, Pennsylvania, expressing the intention and desire of the municipal authorities of said municipality to organize an Authority under provisions of said Act, the incorporating municipality does certify:

1. The name of the Authority is "North Londonderry Township Authority."
2. The Authority is formed under provisions of the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945," for the following purposes: to acquire, hold, construct, improve, maintain, operate, own and lease, either in the capacity of lessor or lessee, sewers, sewer systems or parts thereof and sewage treatment works, including works for treating and disposing of industrial waste, but the Authority shall undertake for its first project the construction of a sewer collection system in North Londonderry Township, with the Township of North Londonderry as lessee, including agreements with adjoining municipalities or authorities for the transmission and treatment of the sewage.
3. No other Authority has been organized under the Act of Assembly approved May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945," or under the Act of Assembly approved June 28, 1935, P.L. 463, as amended and supplemented, and is in existence in or for the incorporating municipality, except the Palmyra Area Joint School Authority, consisting of the school district of the Borough of Palmyra, the school district of the Township of North Londonderry and the school district of the Township of South Londonderry, Lebanon County, Pennsylvania.

4. The name of the incorporating municipality is:

Township of North Londonderry
 Lebanon County, Pennsylvania

5. The names and addresses of the municipal authorities of said incorporating municipality are:

Office	Name	Address
Township Supervisor and Chairman of Board of Township Supervisors	Harold J. Schriver	1015 South Prince Street Palmyra (North Londonderry Township), Pennsylvania
Township Supervisor and Vice Chairman of Board of Township Supervisors	Russell L Bomgardner	R.D. No. 2, Palmyra (North Londonderry Township), Pennsylvania
Township Supervisor and Secretary	John C. Rauch	105 Lynnwood Drive Palmyra (North Londonderry Township), Pennsylvania

6. The names, addresses and terms of office of the first members of the Board of the Authority, each of whom is a resident and citizen of said incorporating municipality, are as follows:

Name	Address	Term of Office (years)
Salvatore J. Cordaro	1232 South Prince Street Palmyra (North Londonderry Township), Pennsylvania	5
Edgar L. Lippi	26 Lynnwood Drive Palmyra (North Londonderry Township), Pennsylvania	4
Kenneth R. Gingrich	476 East Fir Street Palmyra (North Londonderry Township), Pennsylvania	3
Karl W. Bordner	1019 East Maple Street Palmyra (North Londonderry Township), Pennsylvania	2
S. Clyde Shaffer	1122 South Green Street Palmyra (North Londonderry Township), Pennsylvania	1

7. The term of existence of North Londonderry Township Authority shall end on July 1, 2057.
[Added 8-20-2007 by Res. No. 08-20-2007A]
8. North Londonderry Township Authority is formed for the purposes of financing working capital; acquiring, holding, constructing, financing, improving, maintaining and operating, owning or leasing, either in the capacity of lessor or lessee, sewers, sewer systems or parts thereof and sewage treatment works, including works for treating or disposing of industrial waste, and, as appropriate, entering into agreements with adjoining municipalities or authorities for the transmission and/or treatment of sewage.
[Added 8-20-2007 by Res. No. 08-20-2007A]

§ 5-3. Publication of Articles of Incorporation.

The Chairman or Vice Chairman of the Board of Supervisors and Secretary or Assistant Secretary, respectively, of this Township are authorized and directed to cause notice of the substance of this chapter, including the substance of the foregoing Articles of Incorporation, and of the proposed filing of such Articles of Incorporation, to be published as required by the Authorities Act.²

§ 5-4. Filing of Articles of Incorporation.

The Chairman or Vice Chairman of the Board of Supervisors and Secretary or Assistant Secretary, respectively, of this Township are authorized and directed to cause such Articles of Incorporation, together with necessary proofs of publication, to be filed with the Secretary of the

2. Editor's Note: See The Municipality Authorities Act of 1945 (53 P.S. § 301 et seq.) was repealed by Act 22 of 2001 (June 19, 2001, P.L. 287, No. 22). See now the Municipality Authorities Act, 53 Pa.C.S.A. § 5601 et seq.

Commonwealth of Pennsylvania and to do all other acts and things necessary or appropriate to effect the incorporation of the Authority, including payment of any fees necessary in connection therewith.

§ 5-5. Initial members of Board.

The following named persons shall be and they are appointed as first members of the Board of the Authority for the following terms of office:

Name	Address	Term of Office (years)
Salvatore J. Cordaro	1232 South Prince Street Palmyra (North Londonderry Township), Pennsylvania	5
Edgar L. Lippi	26 Lynnwood Drive Palmyra (North Londonderry Township), Pennsylvania	4
Kenneth R. Gingrich	476 East Fir Street Palmyra (North Londonderry Township), Pa.	3
Karl W. Bordner	1019 East Maple Street Palmyra (North Londonderry Township), Pennsylvania	2
S. Clyde Shaffer	1122 South Green Street Palmyra (North Londonderry Township), Pennsylvania	1

§ 5-6. Legislative intent.

The enactment of this chapter is deemed necessary for the benefit of and preservation of the public health, peace, comfort and general welfare of and will increase the prosperity of citizens of this Township.

ARTICLE II

Greater Lebanon Refuse Authority

[Adopted 3-10-1976 by Ord. No. 24 (Ch. 29 of the 1991 Code). Amendments noted where applicable.]

§ 5-7. Intent.

The Township of North Londonderry hereby signifies its intention and desire to join the Greater Lebanon Refuse Authority.

§ 5-8. Execution of application.

The President and Secretary are hereby authorized and directed to execute on behalf of the Township an application with the Secretary of the Commonwealth of Pennsylvania to join the Greater Lebanon Refuse Authority.

§ 5-9. Notice.

The Secretary of the Township of North Londonderry is further directed to cause a notice of the substance of this chapter and of the proposed filing of the application to be published once in the Lebanon Daily News, a newspaper of general circulation in the County of Lebanon, and in the Lebanon County Legal Journal, as required by the Municipality Authorities Act of 1945, as amended.³

§ 5-10. Initial member of Board.

The name, address and term of office of the first member of the Board of the Authority from the Township of North Londonderry is:

NAME: Dale Huffman

ADDRESS: R.D. #1, Box 148, Palmyra, Pennsylvania 17078

TERM: Expires January 1, 1979

§ 5-11. Payment of entrance fee authorized.

The Treasurer is hereby authorized to pay to the Greater Lebanon Refuse Authority from general funds an entrance fee of fifty cents (\$0.50) per capita, based on the 1960 census of said municipality, plus interest at the rate of six percent (6%) per annum, from January 1, 1960, through June 30, 1975.

³. Editor's Note: The Municipality Authorities Act of 1945 (53 P.S. § 301 et seq.) was repealed by Act 22 of 2001 (June 19, 2001, P.L. 287, No. 22). See now the Municipality Authorities Act, 53 Pa.C.S.A. § 5601 et seq.