

ORDINANCE NO. 11-2008

**NORTH NEWTON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF NORTH NEWTON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA AUTHORIZING, APPROVING AND ADOPTING AN INTERGOVERNMENTAL COOPERATIVE AGREEMENT IMPLEMENTING THE WESTERN CUMBERLAND COUNTY COUNCIL OF GOVERNMENTS JOINT COMPREHENSIVE PLAN CREATED BY AND AMONG THE PARTICIPANTS LISTED BELOW:

**DICKINSON TOWNSHIP
NEWVILLE BOROUGH
SOUTH NEWTON TOWNSHIP
UPPER MIFFLIN TOWNSHIP**

**LOWER FRANKFORD TOWNSHIP
NORTH NEWTON TOWNSHIP
UPPER FRANKFORD TOWNSHIP
WEST PENNSBORO TOWNSHIP**

WHEREAS, pursuant to the provisions of Chapter 23, Subchapter A, Intergovernmental Cooperation, of the General Local Government Code, 53 PA. C.S.A. 2301 et. Seq. ("Intergovernmental Cooperation Law"), local governments may enter into intergovernmental cooperation agreements with other governmental units for the exercise or performance of their respective governmental functions, powers or responsibilities upon passage of an Ordinance by its governing body; and

WHEREAS, each of the above referenced municipalities have adopted the Western Cumberland County Council of Governments Joint Comprehensive Plan as their comprehensive plan pursuant to the requirements of Article III of the Municipalities Planning Code; and

WHEREAS, the Board of Supervisors of North Newton Township believes that it is in the best interest of its citizens to adopt this Ordinance ratifying an Intergovernmental Cooperative Implementation Agreement in order to form a Joint Comprehensive Plan Steering Committee to include one representative from each of the eight above referenced municipalities plus the Big Spring School District and thereby implement the goals and objectives of the Plan.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby adopted by the Board of Supervisors of North Newton Township as follows:

SECTION 1:

The preamble recited above is incorporated by reference herein.

SECTION 2:

The Board of Supervisors of North Newton Township shall enter into the Intergovernmental Cooperative Implementation Agreement attached hereto, incorporated by reference herein and labeled "Exhibit A" and "Appendix A", or in substantially the same form, relating to forming a Joint Comprehensive Plan Steering Committee as a planning advisory board to meet the goals, objectives, and policies of the Western Cumberland County Council of Governments Joint Comprehensive Plan.

SECTION 3:

A copy of the Intergovernmental Cooperative Implementation Agreement, in the form so presented to this meeting and so approved, shall be filed with the Borough Secretary and shall be made available at reasonable times to interested persons requesting such inspection.

SECTION 4:

The Chairman of the Board of Supervisors and Township Secretary are authorized to execute, to attest, to acknowledge, and to deliver the said Intergovernmental Cooperative Implementation Agreement.

SECTION 5:

Proper officers of North Newton Township are authorized and directed to execute all documents and to do other acts as may be necessary and proper to carry out this Ordinance and the undertaking of this Township.

SECTION 6:

The initial term of the Agreement shall commence upon execution of the Agreement, will be valid for a term of one (1) year from January 15, 2009 and will be automatically renewable. Any of the eight participating municipalities may terminate their participation in the agreement by providing written notification to each of the participating municipalities at least sixty (60) days prior to the January 15th annual automatic renewal date.

SECTION 7:

All other Ordinances or parts of Ordinances inconsistent herewith shall be and the same are expressly repealed.

SECTION 8:

In the event that any provision, section, sentence, clause, or portion of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or portion of this Ordinance; it being the intent that such remainder shall be and shall remain in full force and effect.

SECTION 9:

This Ordinance shall take effect immediately.


DULY ENACTED AND ORDAINED this 11th Day of November, 2008, by the Board of Supervisors of North Newton Township, Cumberland County, Pennsylvania, in lawful session duly assembled.

NORTH NEWTON TOWNSHIP

By. 

David R. Parthemore, Chairman of the Board

ATTEST:


Bonnie L. Myers, Township Secretary