

TOWNSHIP OF MIDDLESEX,

Cumberland County, Pennsylvania

ORDINANCE NO. 9-81

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF MIDDLESEX, CUMBERLAND COUNTY, PENNSYLVANIA, GRANTING TO MIDDLESEX TOWNSHIP MUNICIPAL AUTHORITY CERTAIN RIGHTS AND PRIVILEGES IN, ALONG, OVER AND UNDER STREETS, ROADS, LANES, COURTS, CUL-DE-SACS, ALLEYS, PUBLIC WAYS, PUBLIC SQUARES AND OTHER PROPERTIES OF THIS TOWNSHIP FOR USE IN CONNECTION WITH SAID AUTHORITY'S SEWER SYSTEM; AND PROVIDING FOR REGULATING THE MANNER IN WHICH SUCH RIGHTS AND PRIVILEGES SHALL BE EXERCISED.

WHEREAS, Middlesex Township Municipal Authority (the "Authority"), pursuant to authority vested in it by law, plans to construct and to acquire certain sanitary sewage collection, transmission and disposal system facilities required for rendering sewage service, inter alia, in and for portions of this Township and portions of adjacent municipalities, which facilities collectively are referred to herein as the "Sewer System".

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, and it is enacted and ordained, by the Board of Supervisors of this Township, as follows:

SECTION 1. This Township does grant to the Authority, it successors and assigns, all easements, rights of way and other rights and privileges necessary and desirable in, along, over and under streets, roads, lanes, courts, cul-de-sacs, alleys, public ways, public squares and other properties of this Township, together with free ingress, egress and regress therein and thereto, along with other persons having interests or rights therein, for use in connection with constructing, replacing, repairing, altering, extending, improving, operating and maintaining the Sewer System, as the same shall exist from time to time.

SECTION 2. The rights and privileges granted to the Authority under Section 1 shall be exercised by the Authority under and subject to such reasonable rules and regulations as shall be adopted and specified, from time to time, by resolution or ordinance of this Township; and this Township does reserve the right to adopt and specify, from time to time, such reasonable

rules and regulations in connection with exercise by the Authority of such rights and privileges.

SECTION 3. This Ordinance shall become effective as provided by law.

SECTION 4. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of this Township that such remainder shall be and shall remain in full force and effect.

SECTION 5. All other ordinances or parts of ordinances inconsistent herewith shall be and the same expressly are repealed.

DULY ENACTED AND ORDAINED, this day of November, 1981, by the Board of Supervisors of the Township of Middlesex, Cumberland County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF MIDDLESEX,
Cumberland County, Pennsylvania

By: Albert M. Shaver
(Vice) Chairman of the Board
of Supervisors

ATTEST:

Q. E. Preston
Secretary

(SEAL)

I, the undersigned, Secretary of the Township of Middlesex, Cumberland County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township (the "Board") which duly was enacted by affirmative vote of a majority of the members of the Board at a meeting duly held on November , 1981; said Ordinance duly has been recorded in the ordinance book of the Township; said Ordinance duly has been published as required by law; and said Ordinance remains in full force and effect, unaltered and unamended, as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this day of December, 1981.

R E P. Austin
Secretary

(SEAL)