

AN ORDINANCE SIGNIFYING THE INTENTION AND PURPOSE OF THE BORO COUNCIL OF THE BOROUGH OF MILLVILLE IN THE COUNTY OF COLUMBIA AND COMMONWEALTH OF PENNSYLVANIA TO ORGANIZE A MUNICIPAL AUTHORITY UNDER THE PROVISIONS OF THE MUNICIPALITY AUTHORITIES ACT OF 1945, AS AMENDED AND SUPPLEMENTED, TO BE KNOWN AS THE MUNICIPAL AUTHORITY OF THE BORO OF MILLVILLE: SETTING FORTH THE ARTICLES OF INCORPORATION: SPECIFYING THAT THE PROJECT FIRST TO BE UNDERTAKEN BY THE SAID MUNICIPAL AUTHORITY SHALL BE TO ACQUIRE, PURCHASE, HOLD, CONSTRUCT, IMPROVE, MAINTAIN, OPERATE, OWN, LEASE, WHETHER AS LESSOR OR LESSEE, WATER WORKS, WATER SUPPLY WORKS, AND WATER DISTRIBUTION SYSTEMS.

BE IT ORDAINED AND ENACTED by the Council of the Boro of Millville, and it is hereby ordained and enacted by the same.

SECTION 1: The Council of the Boro of Millville, in the County of Columbia in the Commonwealth of Pennsylvania, hereby signifies its intention and purpose to organize a Municipal Authority under P. L. 382, as amended and supplemented, known as the "Municipality Authority Act of 1945."

SECTION 2: The President and Secretary of the Borough Council are hereby authorized and directed to execute on behalf of the Boro of Millville, Articles of Incorporation.

SECTION 3: It is hereby specified that the project first to be undertaken by the Municipal Authority of Boro of Millville, a body corporate and politic to be duly organized under the Municipal Authority Act of 1945, as amended and supplemented, shall be the acquiring, purchasing, holding, constructing, improving, maintaining, operating, owning, and leasing, either in the capacity of lessor or lessee, water works water supply works, and water distribution systems.

SECTION 4: The President and Secretary of the Boro council are hereby authorized, empowered, and directed to do all such things and to enter into such agreements as may be permitted by law in the name of and on behalf of the Boro of Millville as may be necessary or expedient to carry out and consummate the objects and purposes of the Ordinance and in the creation of said Municipal Authority of Boro of Millville, and in acquisition of water works, water supply works and water distribution systems authorized and designated to be acquire or leased or operated by said Municipal Authority of any lessee from said Municipal Authority by and under the authority of this Ordinance. The right and privilege to maintain and operate water works, water supply works, and water distribution systems, in, upon, and under the Streets and Highways of

the Boro of Millville, is hereby given, granted and confirmed unto the Municipal Authority of the Boro of Millville.

SECTION 5: This Ordinance shall not be construed as restricting or attempting to restrict the right and power of said Municipal Authority of the Boro of Millville to undertake any other project or projects, which it may, by law, be authorized to take, nor as restricting or attempting to restrict the powers granted to the Municipal Authority by the Municipality Authorities Act of 1945.

SECTION 6: This Ordinance is deemed necessary for the benefit and preservation of public health, peace, comfort and general welfare of the citizens of the Boro of Millville.

SECTION 7: The provisions of this Ordinance shall be severable, and if any of the provisions hereof shall be held to be unconstitutional, such a decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted has such unconstitutional provisions not been included therein.

SECTION 8: This Ordinance shall be in force and effect and after its legal publication and passage.

Passed February 5, 1960

ATTEST

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Wayne E. Deaner, Secretary      Paul K. Girton, President

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