

**GIBSON TOWNSHIP**  
SUSQUEHANNA COUNTY, PENNSYLVANIA

ORDINANCE NO. 2004 - 1

AN ORDINANCE OF THE TOWNSHIP OF GIBSON, SUSQUEHANNA COUNTY, PENNSYLVANIA, PURSUANT TO THE INTERGOVERNMENTAL COOPERATION ACT PROVIDING FOR ENTERING INTO AN INTER-MUNICIPAL AGREEMENT BETWEEN THE MUNICIPALITIES OF ARARAT TOWNSHIP, GIBSON TOWNSHIP, HERRICK TOWNSHIP, THOMPSON BOROUGH, THOMPSON TOWNSHIP AND UNION DALE BOROUGH FOR THE PREPARATION OF A COMPREHENSIVE PLAN.

**WHEREAS**, the Intergovernmental Cooperation Act, Act of December 19, 1996, P.L. 1158, No. 177, found at 53 Pa. C.S.A. 2301 et seq., provides that two or more municipalities in this Commonwealth may jointly cooperate in the exercise or performance of their respective governmental functions, powers or responsibilities; and,

**WHEREAS**, the Board of Supervisors of GIBSON TOWNSHIP, Susquehanna County, Pennsylvania, deems it to be in the best interests of and for the general welfare of the citizens and the residents of the Township to enter into a cooperation agreement with ARARAT TOWNSHIP, HERRICK TOWNSHIP, THOMPSON BOROUGH, THOMPSON TOWNSHIP AND UNION DALE BOROUGH (herein referred to as *Participating Municipalities*) for the preparation of a Comprehensive Plan; and,

**WHEREAS**, the Board of Supervisors will negotiate the terms and provisions of an *Inter-Municipal Cooperation Agreement for a Multi-Municipal Comprehensive Plan* with the Participating Municipalities; and,

**WHEREAS**, the Board of Supervisors desires to enter into an *Inter-Municipal Cooperation Agreement for a Multi-Municipal Comprehensive Plan* with the Participating Municipalities pursuant to the said Intergovernmental Cooperation Act;

**NOW, THEREFORE BE IT ORDAINED AND ENACTED** by the Board of Supervisors of GIBSON TOWNSHIP, Susquehanna County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, to wit:

**SECTION 1: Title.** This ordinance shall be known and may be cited as the *Gibson Township Ordinance Authorizing an Inter-Municipal Cooperation Agreement for a Multi-municipal Comprehensive Plan*.

**SECTION 2: Approval of Agreement for a Comprehensive Plan.** The *Inter-Municipal Cooperation Agreement for a Multi-municipal Comprehensive Plan* between the Participating Municipalities will be approved, adopted and authorized, provided that the Participating Municipalities, by appropriate official action, approve, adopt and authorize the execution of the same Agreement.

**SECTION 3: Terms of the Agreement for a Comprehensive Plan.**

A. Purpose and Conditions - The *Inter-Municipal Cooperation Agreement for a Multi-municipal Comprehensive Plan* shall provide only for the cooperative preparation of the *Plan* and method of adoption of the *Plan* by each Participating Municipality, and for ongoing *Plan* monitoring and certain *Plan* implementation actions. *Plan* adoption and adoption of associated ordinances shall remain the sole prerogative of each Participating Municipality.

B. Organizational Structure - The Eastern Susquehanna County Partnership Planning Committee, comprised of one representative and one alternate representative from each Participating Municipality, will be created by the *Inter-Municipal Cooperation Agreement For Multi-municipal Planning* to implement the agreement.

C. Financing - Each Participating Municipality will provide funding to finance the agreement in accord with the cost sharing formula agreed to by the Participating Municipalities.

D. Term - The *Agreement* will remain in effect until terminated by the written consent of at least five-sixths (5/6) of all Participating Municipalities.

**SECTION 4: Provision for Implementation Resolutions.** The Board of Supervisors of Gibson Township may, by resolution, adopt procedures and regulations to implement the Agreement approved by the Participating Municipalities, pursuant to the Intergovernmental Cooperation Act, Act of December 19, 1996, P.L. 1158, No. 177, found at Pa. C.S.A. 2301 et seq.

**SECTION 5: Severability.** The provisions of this Ordinance shall be severable, and if any of the provisions hereof shall be found to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.

**SECTION 6: Repealer.** All ordinances or parts of ordinances or resolutions conflicting or inconsistent with any of the provisions of this ordinance are hereby repealed insofar as same affect this ordinance.

**SECTION 7: Effective Date.** This ordinance shall take effect five (5) days after the date of its enactment.

ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Board of Supervisors of Gibson Township, Susquehanna County, Pennsylvania, this 15<sup>th</sup> day of March, 2004.

Chairman:

Leonard Bartkus

Vice Chairman:

Christopher Boudich

Supervisor:

Harold Gray

ATTEST:

Cindy Bartkus

Secretary

SEAL: