



PENNSYLVANIA

LOCAL GOVERNMENT INVESTMENT TRUST

MODEL ORDINANCE FOR BOROUGH, CITIES, COUNTIES AND TOWNSHIPS

Name of Municipality: TOWNSHIP OF APOLACON

Ordinance No.:

An Ordinance authorizing _____ Township of Apolacon
(Please insert the name of your local government in this space)

to join with other local government units as a Settlor of the Pennsylvania Local Government Investment Trust for the purpose of purchasing shares of the Trust.

WHEREAS, the Pennsylvania Local Government Investment Trust was formed in accordance with the authorization contained in the Intergovernmental Cooperation Act (1972 P.L. 762 No. 180), initially by the Boroughs of Chambersburg and Emmaus; and

WHEREAS, the Intergovernmental Cooperation Act provides that any joint cooperation agreement shall be deemed in force as to any municipality, when the same has been adopted by ordinance by all cooperating municipalities;

NOW, THEREFORE, IT SHALL BE ORDAINED as follows:

Section 1. This municipality shall join with other municipalities in accordance with the Pennsylvania Intergovernmental Cooperation Act by becoming a settlor of the Pennsylvania Local Government Investment Trust (the Trust) and joining into the Declaration of Trust, which is adopted by reference with the same effect as if it had been set out verbatim in this section and a copy of which shall be filed with the minutes of the meeting at which this Ordinance was adopted.

Section 2. This municipality is authorized to purchase shares in the Trust from time to time with available municipal funds, and to redeem some or all of those shares from time to time as funds are needed for municipal purposes. These actions are to be taken by the officers designated for this purpose, pursuant to general or specific instructions by the governing body adopting this Ordinance.

Section 3. The Trustees of the Trust are designated as having official custody of this municipality's funds which are invested by the purchase of shares in the Trust.

Section 4. As required by the Intergovernmental Cooperation Act the following matters are specifically found and determined:

(a) The conditions of the agreement are set forth in the Declaration of Trust referred to in Section 1;

(b) This municipality's participation in the Trust shall be terminable at any time by ordinance;

(c) The Declaration of Trust and the purchase of its shares are for the purpose of investing this municipality's funds in obligations which are otherwise legal investments as part of a pooled arrangement with other governmental units, thereby achieving economic and other advantages of pooled investments;

(d) It is not necessary to finance the agreement authorized herein from municipal funds except through the purchase of shares in the Trust;

(e) The Trust shall be managed by a Board of Trustees as set forth in the Declaration of Trust and the By-Laws provided for therein; and

(f) Shares may be purchased and redeemed from time to time as this municipality may determine to be necessary or appropriate to meet its cash investment requirements.

Section 5. This Ordinance shall become effective at the earliest date permitted by law.

ORDINANCE

THE BOARD OF SUPERVISORS OF THE FOLLOWING
TOWNSHIP PROPOSES TO ADOPT THE FOLLOWING
AMENDMENT TO AN ORDINANCE PREVIOUSLY ADOPTED:

AN ORDINANCE PROVIDING FOR THE INSPECTION OF
SEWAGE FACILITIES, PROVIDING FOR A LICENSE
FEE AND AN INSPECTION FEE FOR THE INSPECTION
THEREOF, AND PRESCRIBING PENALTIES FOR THE
VIOLATION THEREOF.

IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of
Apolacon Township as follows:

Section 1.

This Ordinance shall be known and may be cited as the
Apolacon Township Sanitation Ordinance.

Section 2.

No person shall install an individual sewage disposal system
or construct any building in which an individual sewage disposal
system is to be installed or major alterations are to be made to
an existing system without first obtaining a permit indicating
that the site and plans and specifications of such system are in
compliance with this Ordinance and the standards and regulations
of the Pennsylvania Department of Environmental
Resources. This Ordinance shall apply without regard to the
area or size of the real property on which the said individual
sewage disposal system is to be constructed.

Section 3.

Application for the permit shall be submitted in writing to
Apolacon Township on forms supplied by
Apolacon Township, and shall be submitted to the
Licensing Officer as hereinafter described. Said forms may be
those supplied by the Committee on Sanitation for Susquehanna County.

Section 4.

The Board of Supervisors of Apolacon Township
shall, by resolution, designate a licensing officer who shall
serve at the pleasure of the said Board of Supervisors. The
salary of the said officer shall be as fixed by the said Board
of Supervisors. The said officer may be the nominee of the
Committee on Sanitation for Susquehanna County with the salary as
set by agreement with said Committee.

Section 5.

Section 6.

The inspection officer, upon consideration of the application for permit and sewage facility plans, shall within seven (7) days after receiving the said permit, issue the said permit or deny a permit. Denial of the permit shall be supported by a statement in writing of the reasons for such action. In the event the data submitted by the applicant is incomplete, the time for acting upon the said permit shall be extended for seven (7) days beyond the date of submission of adequate supplementary or amendatory data.

Section 7.

No system or structure designed to provide individual sewage disposal to any realty improvement shall be covered from view until approval to cover the same has been given by the inspection officer. If seventy-two (72) hours have elapsed, excepting Sundays and Holidays, since the inspection officer received notification of completion of construction, the applicant may cover said system or structure unless permission has been refused by the inspection officer.

Section 8.

In case any permit is denied or revoked, a hearing shall be held thereon before the Board of Supervisors of Apolacon Township within fifteen (15) days after request therefor is made by the applicant. Within seven (7) days following the date of such hearing, the applicant shall be notified in writing of the determination of said hearing.

Section 9.

In the event the inspection officer determines that any change has occurred in the physical condition of any land of a realty improvement which will materially affect the operation of the individual sewage disposal system covered by the permit, the permit shall be revoked and a new permit shall be obtained before construction shall proceed, provided that no additional charge shall be made if a second permit is applied for within thirty (30) days after the first permit shall be issued.

Section 10.

The inspection officer shall have the power to make, or cause to be made, such inspections and tests as may be necessary to carry out the provisions of this Ordinance and shall have the right to enter upon such lands for such purposes.

Section 11.

a. There is hereby set as a license fee for a permit under the provisions of this Ordinance, the sum of Twenty-Five (\$25.00) Dollars which shall be paid at the time of application for a

Section 12.

Each application for a permit shall be considered by the inspection officer. His decision with respect to issuing the said permit or denying the said permit shall be based upon the following standards:

(a) The standards and regulations of the Pennsylvania Department (of-Health) of Environmental Resources;

(b) The likelihood of the said sewage disposal system discharging waste into surface or sub-surface water systems;

(c) The capability of the individual sewage disposal system to treat and purify sewage discharges;

(d) The soil conditions, including percolation, evaporation and any and all other soil conditions which might effect the sewage system;

(e) The available space for a suitable disposal system;

(f) The availability of public or private sewage disposal systems in the vicinity.

Section 13.

The Board of Supervisors of Apolacon Township shall have the power to institute in the Court of Common Pleas of Susquehanna County proceedings to restrain the violation of this Ordinance.

Section 14.

Any person who shall violate any of the provisions of this Ordinance or who resists or interferes with any officer, agent or employee, in accordance with the provisions of this Ordinance, in the performance of his duties, shall upon conviction thereof in a summary proceeding before any District Magistrate in Susquehanna County be sentenced to pay a fine of not less than One Hundred (\$100.00) Dollars and costs, and not more than Three Hundred (\$300.00) Dollars and costs, or in default thereof, shall be confined in the County Jail for a period of not more than thirty (30) days.

Section 15.

The provisions of this Ordinance are severable and if any provision of part thereof shall be held invalid or unconstitutional or inapplicable to any person or circumstances, such invalidity, unconstitutionality or inapplicability shall not affect or impair the remaining provisions of the Ordinance.

Section 16.

ENACTED AND ORDAINED this _____ day of _____, 1984.

Board of Supervisors,

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Township Secretary

ORDINANCE

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In the event the inspection officer determines that any change has occurred in the physical condition of any land of a realty improvement which will materially affect the operation of the individual sewage disposal system covered by the permit, the permit shall be revoked and a new permit shall be obtained before construction shall proceed, provided that no additional charge shall be made if a second permit is applied for within thirty days after the first permit shall be issued.

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The inspection officer shall have the power to make, or cause to be made, such inspections and tests as may be necessary to carry out the provisions of this Ordinance and shall have the right to enter upon such lands for such purposes.

Section 11.

a. There is hereby set as a license fee for a permit under the provisions of this Ordinance, the sum of Twenty-Five (\$25.00) Dollars which shall be paid at the time of application for a permit. This license fee shall pay for the inspection of the land with respect to said permit,

and for

checking the percolation data.

b. There is hereby set as an inspection fee under provisions of this Ordinance, the sum of Twenty-Five (\$25.00) Dollars which shall be paid prior to the final inspection. This inspection fee shall pay for the final inspection prior to covering of the ground.

Section 12.

Each application for a permit shall be considered by the inspection officer. His decision with respect to issuing the said permit or denying the said permit shall be based upon the following standards:

- (a) The standards and regulations of the Pennsylvania Department (of Health) of Environmental Resources;
- (b) The likelihood of the said sewage disposal system discharging waste into surface or sub-surface water systems;
- (c) The capability of the individual sewage disposal system to treat and purify sewage discharges;
- (d) The soil conditions, including percolation, evaporation and any and all other soil conditions which might effect the sewage system;
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The provisions of this Ordinance are severable and if any provision of part thereof shall be held invalid or unconstitutional or inapplicable to any person or circumstances, such invalidity, unconstitutionality or inapplicability shall not affect or impair the remaining provisions of the Ordinance.

Section 16.

This Ordinance is enacted under the provisions of the Second Class Township Code, Act of May 1, 1933, as amended, art. VII, S 702, Cl. XXVII, XXIX and XXX.

ENACTED AND ORDAINED this 2nd day of October

Board of Supervisors,

Ernest R. Papp

Kenneth H. Jackson

Ronald G. Sivers

William H. Zask
Township Secretary

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