

CENTRE TOWNSHIP
BERKS COUNTY, PENNSYLVANIA

ORDINANCE No. 104-2002

BOROUGH OF CENTERPORT
BERKS COUNTY, PENNSYLVANIA

ORDINANCE No. 138-02

AN ORDINANCE OF CENTRE TOWNSHIP, BERKS COUNTY, PENNSYLVANIA AND THE BOROUGH OF CENTERPORT, BERKS COUNTY, PENNSYLVANIA, CREATING THE CENTRE TOWNSHIP/BOROUGH OF CENTERPORT JOINT PLANNING COMMISSION AND SETTING FORTH THE POWERS AND DUTIES THEREOF, WITH SAID JOINT PLANNING COMMISSION TO BE COMPRISED OF THE MEMBERS OF THE INDIVIDUAL PLANNING COMMISSIONS OF CENTRE TOWNSHIP AND THE BOROUGH OF CENTERPORT, FOR THE LIMITED PURPOSE OF REVIEWING AMENDMENTS TO THE CENTRE TOWNSHIP/CENTERPORT BOROUGH JOINT ZONING ORDINANCE, AS WELL AS PERFORMING ALL SUCH OTHER DUTIES ASSIGNED BY MUTUAL AGREEMENT OF CENTRE TOWNSHIP BOARD OF SUPERVISORS AND THE CENTERPORT BOROUGH COUNCIL, AND PROVIDING FOR THE REPEAL OF ORDINANCES INCONSISTENT THEREWITH

BE IT ENACTED AND ORDAINED, by the Board of Supervisors of Centre Township, Berks County, Pennsylvania, and by the Borough Council of the Borough of Centerport, and it is hereby ENACTED and ORDAINED by the authority of the same, pursuant to the provisions of the Second Class Township Code and the Borough Code, each as from time to time amended, and the Municipalities Planning Code, as from time to time amended, as follows:

SECTION 1. Joint Planning Commission Established. There is hereby established a Joint Planning Commission of Centre Township and the

Borough of Centerport (hereinafter referred to as the "Joint Planning Commission").

SECTION 2. Membership, Powers, and Duties of the Joint Planning Commission. The Joint Planning Commission herein established shall be comprised of nine (9) members, six (6) of whom shall be the members of the Centre Township Planning Commission, and three (3) of whom shall be the members of the Borough of Centerport Planning Commission. The Joint Planning Commission shall be utilized for the limited purpose of reviewing of and commenting upon proposed amendments to the Centre Township/Centerport Borough Joint Zoning Ordinance, as set forth in Section 809-A of the Municipalities Planning Code, 53 P.S. Section of 10809-A, and/or any other joint action required by or necessitated by the Municipalities Planning Code relating to the intergovernmental cooperation of joint municipal bodies, as well as performing such additional duties it may be assigned from time to time by the mutual agreement of the Centre Township Board of Supervisors and Centerport Borough Council, and shall not limit the powers of the individual planning commissions of Centre Township and/or the Borough of Centerport.

SECTION 3. Withdrawal and Dissolution. Any Municipality wishing to withdraw from the Joint Planning Commission, shall signify its desire by Ordinance. The withdrawing Municipality shall cause a Notice of its Ordinance

to be published at least one time in the legal periodical of the County in which the Joint Planning Commission organized and at least one time in a newspaper published for general circulation in said County. Such Notice shall contain a brief statement of the substance of said Ordinance, making reference to the Municipalities Planning Code and shall state that on a day certain , not less than thirty (30) days after publication of said Notice, that the Municipality shall withdraw from the Joint Planning Commission.

In the case when the Joint Planning Commission shall be dissolved, the Notice and Procedure specified above shall be followed by each municipality.

SECTION 4. Severability. If any section, sentence, phrase, paragraph, clause, term, or provision hereof is determined to be invalid, illegal, or unconstitutional by any court of competent jurisdiction or by any state or federal agency or regulatory authority having jurisdiction thereof, such determination shall have no effect on the validity of any other section, sentence, phrase, paragraph, clause, term, or provision hereof, all of which shall remain in full force and effect.

SECTION 5. Repeal of Conflicting Ordinances. Except as otherwise provided herein, all existing ordinances or portions of ordinances are hereby repealed to the extent necessary to give this Ordinance full force and effect.

SECTION 6. Effective Date. This Ordinance shall become effective on the earliest day after its enactment as permitted by law.

ENACTED by the Board of Supervisors of Centre Township, Berks County, Pennsylvania, on the ____ day of _____, 2002, in a duly advertised public meeting, and by the Borough Council of the Borough of Centerport on the 4th day of November, 2002, in a duly advertised public meeting.

BOROUGH COUNCIL OF
THE BOROUGH OF CENTERPORT

Robert J. Schick (SEAL)

Mayor

John Palchauer
President

Carolyn A. Dunlap
Vice President

Danise M. Stange
Council Member

Randy Dunlap
Council Member

Allen Cook
Council Member

[Signature]
Council Member

BOARD OF SUPERVISORS OF
CENTRE TOWNSHIP

Ronald C. Gress
Chairman

[Signature]
Vice Chairman

Chari L. Miller
Supervisor

ATTEST:

Ruth A. Borkey (SEAL)
Secretary

ATTEST:

Merica [Signature] (SEAL)
Secretary