

**TOWNSHIP OF CENTRE,
Berks County, Pennsylvania**

ORDINANCE NO. 94-2000

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF CENTRE, BERKS COUNTY, PENNSYLVANIA, GRANTING TO CENTRE 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, Centre Township Municipal Authority (the "Authority"), pursuant to authority vested in it by law and pursuant to the request and consent of this Township, plans to acquire and to construct and will own and operate certain sanitary sewage collection, transmission, treatment and disposal system facilities and related and necessary facilities, required for rendering public sewage service, *inter alia*, in and for portions of this Township (the "Sewer System").

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

SECTION 1. This Township does grant to the Authority, its 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. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of inhabitants of this Township.

SECTION 6. All other ordinances or parts of ordinances inconsistent herewith, and all resolutions or parts of resolutions inconsistent herewith, shall be and the same expressly are repealed.

DULY ENACTED AND ORDAINED, this 13th day of November, 2000, by the Board of Supervisors of the Township of Centre, Berks County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF CENTRE,
Berks County, Pennsylvania

By: *Donald E. Gress*
(Vice) Chairman of the Board of Supervisors

ATTEST:

Sandra L. Stewart
Secretary

(SEAL)