

**TOWNSHIP OF CONEWAGO,
Dauphin County, Pennsylvania**

RESOLUTION NO. 2006-11

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF CONEWAGO, DAUPHIN COUNTY, PENNSYLVANIA, GRANTING TO CONEWAGO 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 THE AUTHORITY’S SEWER SYSTEM; AND PROVIDING FOR REGULATING THE MANNER IN WHICH SUCH RIGHTS AND PRIVILEGES SHALL BE EXERCISED.

WHEREAS, Conewago Municipal Authority (the “Authority”), pursuant to authority vested in it by law, and at the request of this Township, has acquired and constructed, and will acquire and construct, sanitary sewage collection, transmission, treatment, and disposal system facilities in and for certain portions of this Township (the “Sewer System”).

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of this Township, as follows:

SECTION 1. This Township does grant to the Authority, its successors and its 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. In the event any provision, section, sentence, clause, or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause, or part of this Resolution, it being the intent of this Township that such remainder shall be and shall remain in full force and effect.

SECTION 4. It is declared that adoption of this Resolution is necessary for the protection, benefit, and preservation of the health, safety, and welfare of the inhabitants of this Township.

SECTION 5. All other resolutions or parts of resolutions inconsistent herewith, shall be and the same expressly are repealed.

SECTION 6. This Resolution shall become effective immediately.

DULY ADOPTED, this 8th day of November, 2006, by the Board of Supervisors of the Township of Conewago, Dauphin County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF CONEWAGO,
Dauphin County, Pennsylvania

By: _____
(Vice) Chairman of the
Board of Supervisors

ATTEST:

(Assistant) Secretary

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of the Township of Conewago, Dauphin County, Pennsylvania (the “Township”), certify that: the foregoing is a true and correct copy of Resolution No. 2006-11 of the Board of Supervisors of the Township (the “Board of Supervisors”) which duly was adopted by affirmative vote of a majority of the members of the Board of Supervisors at a meeting of the Board of Supervisors duly convened and held according to law on November 8, 2006, at which meeting a quorum was present; said Resolution duly has been recorded in the minutes of the Board of Supervisors of the Township; and such Resolution is in full force and effect, without amendment, alteration or repeal, as of the date of this Certificate.

I further certify that the Board of Supervisors of the Township met the advance notice and public comment requirements of the Sunshine Act, 65 Pa.C.S. Ch. 7, by advertising said meeting, by posting prominently a notice of said meeting at the principal office of the Township or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at said meeting, all in accordance with such Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this ____ day of _____.

Secretary

(SEAL)