

RESOLUTION NO. 2023-6

**A RESOLUTION BY THE BOROUGH OF PERKASIE
ADOPTING ARTICLES OF AMENDMENT TO INCREASE THE
TERM OF EXISTENCE OF THE PENNRIDGE WASTEWATER
TREATMENT AUTHORITY FOR FIFTY (50) YEARS.**

WHEREAS, the Borough of Perkasia (the “Municipality”) is a member of the Pennridge Wastewater Treatment Authority (“PWTA”), which treats all or a certain portion of the Municipality’s sanitary sewage; and

WHEREAS, the PWTA is a municipality authority subject to the Pennsylvania Municipal Authorities Act, 53 Pa.C.S.A. §5601, *et seq.* (the “Act”) comprised of six (6) member municipalities, being: (i) Borough of Perkasia, Bucks County; (ii) Borough of Sellersville, Bucks County; (iii) Borough of Silverdale, Bucks County; (iv) East Rockhill Township, Bucks County; (v) Hilltown Township, Bucks County; and (vi) Borough of Telford, Bucks and Montgomery Counties (collectively the “Member Municipalities”); and

WHEREAS, the PWTA was created by Articles of Incorporation dated March 20, 1973, and modified by a Certificate of Joinder accepted on May 24, 1976; and

WHEREAS, pursuant to Section 5605(a)(1) of the Act, the Articles of Incorporation of the PWTA must be amended no less than every fifty (50) years in order to allow the PWTA’s term of existence to be extended; and

WHEREAS, the PWTA, in accordance with Section 5605(b) of the Act, prepared and provided to the Municipality recommended draft articles of amendment attached, which as hereto as Exhibit “A” (the “Articles of Amendment”); and

WHEREAS, the governing body of the Municipality believes it in the best interest of the Municipality to adopt the Articles of Amendment as proposed.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Perkasio, as follows:

SECTION VI. – Adoption of the Articles of Amendment

In accordance with Section 5605 of the Pennsylvania Municipal Authorities Act, 53 Pa.C.S.A. §5601, *et seq.*, the Municipality hereby adopts the Articles of Amendment attached hereto as Exhibit “A” and directs the manager of the Municipality to provide notice of the same to the PWTA and to take any such other action as needed to assist the PWTA with the completion, finalization and filing thereof.

SECTION VII. – Severability

The provisions of this Resolution are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Resolution. It is hereby declared to be the intent of the governing body of the Municipality that this Resolution would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION VIII. – Failure to Enforce not a Waiver

The failure to enforce any provision of this Resolution shall not constitute a waiver by the Municipality of its rights of future enforcement hereunder.

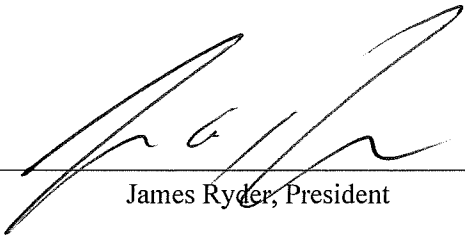
SECTION IX. – Effective Date

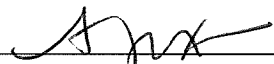
This Ordinance shall take effect and be in force immediately from and after its approval as required by the law.

SECTION X. – Repealer

All other resolutions or parts thereof insofar as they are inconsistent with this Resolution are hereby repealed.

RESOLVED AND ENACTED by the Borough Council of the Borough of Perkasié,
this 6th day of February, 2023.

By: 
James Ryder, President

Attest: 
Andrea L. Coaxum, Secretary