

ORDINANCE OF THE TOWNSHIP OF WESTFALL, COUNTY OF PIKE AUTHORIZING AND APPROVING THE CONSTRUCTION OF SUB-SURFACE WATER MAIN FACILITIES IN MOUNTAIN AVENUE SPUR (STATE ROUTE 1015) WITHIN THE TOWNSHIP OF WESTFALL, COUNTY OF PIKE AND COMMONWEALTH OF PENNSYLVANIA BY THE MUNICIPAL AUTHORITY OF THE BOROUGH OF MATAMORAS

BE IT ORDAINED by the Township of Westfall, County of Pike, Commonwealth of Pennsylvania, as follows:

1. Upon review of the plans and specifications submitted to the Township of Westfall by the Municipal Authority of Westfall Township (hereinafter "Westfall Authority"), the plans being identified as "Mountain Avenue Sewer and Water Extension" as prepared by F.X. Browne, Inc. dated December 8, 2005, said plans being incorporated herein by reference thereto as fully as if the same were here set forth at length, the Supervisors of the Township of Westfall (hereinafter "Township") by these presents, signify their approval of the same.

2. The Westfall Authority is hereby authorized to initiate construction as provided for in said plans and specifications.

3. The Location and properties affected by said project are as follows:

(a) The project involves the construction in Mountain Avenue Spur (State Route 1015) of an eight (8) inch diameter water main from the existing eight (8) inch diameter water main situate in State Route (6/209) at the intersection with Mountain Avenue Spur (State Route 1015) together with all necessary and required appurtenances thereto.

(b) The land owners involved in said project and each street or road affected thereby are as follows:

<u>Property Owner</u>	<u>Street Name</u>
Elmer G. Masurack, Jr.	Mountain Avenue Spur
John M. Kolvenbach and Dolores A. Kolvenbach	Mountain Avenue Spur
Lauren K. Walker	Mountain Avenue Spur
Robert C. Meyer and Joan P. Meyer	Mountain Avenue Spur
David H. Katz and Barbara D. Katz	Mountain Avenue Spur

The front footage of each property shall be as determined by survey of a licensed surveyor under the laws of the Commonwealth of Pennsylvania.

© There is and will be no charge or cost to any affected property owner for the proposed construction of the project.

4. The Westfall Authority is installing the water line extension on behalf of the Municipal Authority of the Borough of Matamoras (hereinafter "Matamoras Authority").

5. The Matamoras Authority is authorized to assess, bill, charge and, when necessary, lien in the name of the Matamoras Authority all owners of newly benefited properties who receive waters from the project for user fees, tapping charges, water rates and all other charges, fees and the like authorized pursuant to the Municipal Authority Act and the rates and charges of the Authority as from time to time adopted. The Matamoras Authority shall not, however, charge any tapping fees to the Katz Commercial property, but shall instead invoice the Township for such tapping fees and/or reservation fees up to the allotted capacity of 18,000 gallons per day.

6. The Westfall Authority and Matamoras Authority are further authorized and empowered to perform all acts and execute all documents authorized by law to effect completion of the said

project.

This Ordinance shall be effective five (5) days from the date of its date of adoption.


Duly adopted and ordained into law at a meeting of the Board of Supervisors of the Township of Westfall held on the 2nd day of May, 2006.

WESTFALL TOWNSHIP
BOARD OF SUPERVISORS


KENNETH THIELE, Chairman


KEITH PETERS, Vice-Chairman

JAMES MUIR, Supervisor


LESTER BUCHANAN, Supervisor


ROBERT EUWBANK, Supervisor