

**TOWNSHIP OF LONDONDERRY,  
Dauphin County, Pennsylvania**

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**RESOLUTION NO. 2021-10**

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WHEREAS, the Township of Londonderry, Dauphin County, Pennsylvania (the "Township"), has determined to amend and restate the Intermunicipal Agreement, dated as of August 4, 2020, between the Township and the Derry Township Municipal Authority (the "Authority"), in connection with the construction of certain sanitary sewage collection facilities in the Township (the "Collection Facilities"), the lease of the Collection Facilities to the Authority and other related matters; and

WHEREAS, in consideration of the funding and other good and valuable consideration provided by the Township in connection with the construction of the Collection Facilities, the Authority has determined not to require a reservation of capacity fee from the Township or the payment of tapping fees of the residents of the Township connecting to the Collection Facilities.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the Township of Londonderry, Dauphin County, Pennsylvania, as follows:

SECTION 1. This Township shall enter into the amended and restated Intermunicipal Agreement (the "Agreement") with the Authority whereby, the Township will covenant and agree to acquire, construct and own certain sanitary sewage collection facilities required for rendering sanitary sewage services in and for a portion of the Township known as "Londonderry Estates" (the "Facilities"), and whereby the Township will lease the Facilities to the Authority for operation and maintenance of the Facilities and treatment of the sanitary sewage collected by the Facilities, and other related matters.

SECTION 2. This Township shall enter into the Agreement, substantially in the form presented to this meeting, which form is approved; and a copy of the Agreement in the form so presented and approved shall be filed with this Township's Secretary and made available for inspection at reasonable times by interested persons requesting such inspection, together with such changes and modifications thereof as are approved by the officers of this Township executing and delivering the same, which approval conclusively shall be deemed to have been given upon execution and delivery thereof.

SECTION 3. The Chairman or Vice Chairman of the Board of Supervisors and the Secretary or Assistant Secretary of this Township, as applicable, are authorized and directed to execute, to attest and to deliver the Agreement, substantially in the form referred to in Section 2.

SECTION 4. Proper officers of this Township are authorized and directed to execute a reservation of capacity agreement and the Lease with the Authority, as described in the Agreement, and to do all other acts that may be necessary and proper to carry out this Resolution and the undertakings of this Township in the Agreement, including, but not limited to, any submissions to or filings with the Department in connection with this Township's Official Sewage Facilities Plan and the Agreement.

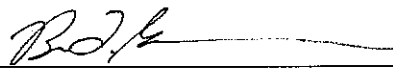
SECTION 5. This Resolution shall become effective immediately.

SECTION 6. 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 of this Resolution shall be and shall remain in full force and effect.

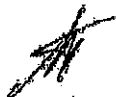
SECTION 7. All Resolutions and parts of Resolutions inconsistent herewith expressly are repealed.

DULY ADOPTED, this 7th day of June, 2021, by the Board of Supervisors of the Township of Londonderry, Dauphin County, Pennsylvania, in lawful session duly assembled.

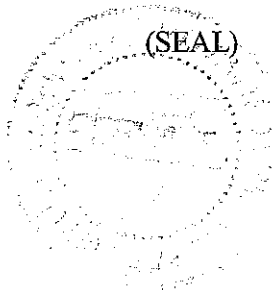
TOWNSHIP OF LONDONDERRY,  
Dauphin County, Pennsylvania

By:   
(Vice) Chairman of Board of Supervisors

ATTEST:



Secretary



CERTIFICATE

I, the undersigned, Secretary of Township of Londonderry, Dauphin County, Pennsylvania (the "Township"), certify: that the foregoing is a true and correct copy of a Resolution which duly was adopted by affirmative vote of a majority of all members of the Board of Supervisors of the Township at a meeting of said Board of Supervisors duly convened and held according to law on June 7, 2021, at which meeting a quorum was present; that said Resolution duly has been recorded in the minutes of the Board of Supervisors of the Township; and that said 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. §701 et seq. of the Commonwealth of Pennsylvania, as amended, 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 7th day of June, 2021.



Secretary

