

AN ORDINANCE AUTHORIZING A JOINT AGREEMENT
WITH OTHER MUNICIPALITIES FOR THE JOINT
OPERATION OF A SANITARY LANDFILL

BE IT ENACTED and ORDAINED by the Borough Council of Orwigsburg, Schuylkill County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

Section 1. Joint Agreement: The proper officers of the Borough of Orwigsburg are hereby authorized to execute and enter into on behalf of the Borough of Orwigsburg, an agreement providing that the participating municipalities will:

- a. Enact Ordinances governing the collection and disposal of solid waste.
- b. Establish a Joint Committee and authorize such Committee to establish, operate, regulate, supervise, and control the operation of a Joint Sanitary Landfill and establish fees for the use of same.
- c. Share in the cost of purchase and operation of Joint Sanitary Landfill on a per capita basis.

Section 2. Term: The term of the agreement shall be perpetual unless otherwise agreed upon by the parties thereto.

Section 3. Purpose: The purpose of the agreement is to dispose of the solid waste of the citizens of the Borough of Orwigsburg in the most economical and ecologically satisfactory manner consistent with the laws of the Commonwealth of Pennsylvania.

Section 4. Financing: The agreement shall be financed by landfill use charges and contributions of the municipalities on a per capita basis from the General Fund of such municipality.

Section 5. Organizational Structure: The agreement shall be implemented by a Joint Committee consisting of one representative from each municipality.

Section 6. Property: Property, both real and personal, shall be titled in the name of the Southern Schuylkill Council of Governments and shall be acquired by sharing of the costs on a per capita basis, managed by the Joint Committee

and the proceeds of any sale distributed on the basis of the contribution toward purchase made by each municipality.

Section 7. Any ordinance or part of an ordinance conflicting with this ordinance is hereby repealed insofar as the same affects this ordinance.

Section 8. If any sentence, clause, section or part of this ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clause, sections or parts of this ordinance. It is hereby declared as the intent of Borough Council of Orwigsburg that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

ENACTED and ORDAINED into an ordinance this 12th day of June, A.D., 1974.

BOROUGH OF ORWIGSBURG

BY: *Clair P. Stayer*
President of Borough Council

ATTEST:

Anna L. Skiffed
Secretary

APPROVED: This 12th day of June, A.D., 1974.

James F. Orwig
Mayor