

**TOWNSHIP OF RUSH  
SCHUYLKILL COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 99-7**

**AUTHORIZING THE NORTHEASTERN SCHUYLKILL JOINT MUNICIPAL AUTHORITY FOR PURPOSES OF ITS FACILITIES, TO ENTER IN, UNDER AND UPON ANY AND ALL PUBLIC STREETS OR OTHER WAYS AND PRESCRIBING CONDITIONS OF ENTRY; GRANTING THE AUTHORITY THE RIGHT AND EASEMENT TO CONSTRUCT AND MAINTAIN SUCH FACILITIES UNDER SUCH STREETS AND WAYS; AND REPEALING INCONSISTENT ORDINANCES AND RESOLUTIONS.**

The Board of Supervisors of the Township of Rush, Schuylkill County, Pennsylvania, hereby resolves as follows:

**Section 1.** For the purpose of constructing, installing, maintaining, safeguarding or repairing its sanitary sewer facilities in the Township of Rush (the "Township"), Northeastern Schuylkill Joint Municipal Authority (the "Authority") is authorized to enter in, under and upon any and upon any and all streets or other public ways now or hereafter in public use within the Township; subject, however, to the following conditions:

(a) The Authority shall cause as little inconvenience to the public in the use of such streets and ways for authorized Authority purposes as may be reasonably possible and shall comply with the reasonable requirements of the Board of Supervisors in such regard;

(b) Upon completion of any work the Authority shall restore such streets and ways as nearly as may be possible to the conditions prevailing before the work began, and in conformity with the prevailing paving and street ordinances of the Township; and

(c) The Authority shall indemnify the Township and its Board of Supervisors against all loss and expense by reason of injury to persons or damage to property resulting from operations of the Authority in such streets and ways or the maintenance of its facilities thereunder and, upon request of the Board of Supervisors, shall obtain insurance in reasonable amounts covering such risks.

**Section 2.** The Authority is hereby granted the right and easement to construct, repair and maintain its sewer facilities under any and all streets or other ways now or hereafter in public use with this Township.

**Section 3.** Any prior ordinances or resolutions or parts thereof in conflict or inconsistent herewith are hereby repealed.

ENACTED this 21<sup>st</sup> day of July, 1999.

ATTEST:

BY THE BOARD OF SUPERVISORS  
OF THE TOWNSHIP OF RUSH

Catherine M. Riotta  
Secretary

By: George A. Pinhey  
Chairman