

TOWNSHIP OF RUSH,  
Schuylkill County, Pennsylvania

---

ORDINANCE NO. 36

---

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF RUSH, SCHUYLKILL COUNTY, PENNSYLVANIA, GRANTING TO RUSH TOWNSHIP SEWER AUTHORITY CERTAIN RIGHTS AND PRIVILEGES IN, ALONG, OVER AND UNDER STREETS, ROADS, LANES, COURTS, PUBLIC SQUARES, ALLEYS, HIGHWAYS AND OTHER PROPERTIES OF THIS TOWNSHIP FOR USE IN CONNECTION WITH THE SEWER SYSTEM OWNED AND OPERATED BY SAID AUTHORITY: AND PROVIDING FOR REGULATING THE MANNER IN WHICH SUCH RIGHTS AND PRIVILEGES SHALL BE EXERCISED.

---

WHEREAS, Rush Township Sewer Authority (the "Authority") presently owns and operates certain sewage collection facilities in and for a portion of this Township and proposes to acquire and construct certain additions, extensions and improvements thereto, all of which facilities, together with future additions, extensions, alterations and improvements acquired or made thereto and all appurtenant property, real, personal and mixed which the Authority has acquired or hereafter shall acquire in connection therewith, are referred to as the "Sewer System".

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Rush, Schuylkill County, Pennsylvania, as follows:

SECTION 1. This Township grants to the Authority, its successors and assigns, all easements, rights of way and other rights and privileges necessary and desirable in, along, over and under streets, roads, lanes, courts, public squares, alleys, highways and other properties of this Township, together with free ingress, egress and regress therein and thereto, along with other persons having interests, rights or privileges therein, for use in connection with constructing, replacing, repairing, altering, operating and maintaining the Sewer System, as the same shall exist, from time to time.

SECTION 2. The rights and privileges granted to the Authority under Section 1 shall be exercised by the Authority under and subject to such reasonable rules, regulations and conditions as shall be adopted and specified, from time to time, by this Township; and this Township reserves the right to adopt and specify, from time to time, such reasonable rules, regulations and conditions in connection with exercise by the Authority of such rights and privileges.

SECTION 3. This Ordinance shall become effective 5 days after enactment, as provided by law.

SECTION 4. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of this Township that such remainder shall be and shall remain in full force and effect.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith expressly are repealed.

DULY ENACTED AND ORDAINED, this 1st day of May, 1970,  
by the Board of Supervisors of the Township of Rush, Schuylkill County,  
Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF RUSH,  
Schuylkill County, Pennsylvania

By: Samuel C. Keller  
Chairman of Board of Supervisors

ATTEST:

Homer E. Neifert  
Secretary

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of the Township of Rush, Schuylkill County, Pennsylvania, (the "Township"), certify that the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by affirmative vote of a majority of the members of the Board of Supervisors of the Township at a meeting duly held on May 1, 1970; that the same has been duly recorded in the Ordinance Book of the Township; that said Ordinance was duly published as required by law; and that the same remains in effect, unaltered and unamended, as of this date.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 6th day of May, 1970.

Homer E. Neifert  
Secretary

(SEAL)