

RUSH TOWNSHIP

Schuylkill County, Pennsylvania

Sept 7, 1962

John R. Reese

ORDINANCE NO. 9

AN ORDINANCE SIGNIFYING THE DESIRE AND INTENTION OF THE MUNICIPAL AUTHORITIES OF RUSH TOWNSHIP, SCHUYLKILL COUNTY, PENNSYLVANIA, TO ORGANIZE AN AUTHORITY UNDER THE PROVISIONS OF THE ACT OF MAY 2, 1945, P. L. 382, KNOWN AS THE "MUNICIPALITY AUTHORITIES ACT OF 1945", AS AMENDED AND SUPPLEMENTED, FOR THE PURPOSE OF EXERCISING ANY AND ALL POWERS CONFERRED BY SAID ACT: SETTING FORTH, IN FULL THE PROPOSED ARTICLES OF INCORPORATION; APPOINTING THE FIRST MEMBERS OF THE BOARD OF THE AUTHORITY; AUTHORIZING EXECUTION OF ARTICLES OF INCORPORATION AND DOING ALL MATTERS NECESSARY FOR CREATION OF SAID AUTHORITY; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THIS ORDINANCE.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania (The Township), and it is hereby enacted and ordained as follows:

Section I. The Board of Supervisors of this Township signifies its intention and desire to organize an Authority under the provisions of the Act of May 2, 1945, P. L. 382, known as the "Municipality Authorities Act of 1945", as amended and supplemented (the "Authorities Act"), for the purpose of exercising any and all powers conferred by the Authorities Act.

Section 2. The Chairman and Secretary of the Board of Supervisors, respectively are authorized and directed to execute, in behalf of this Township, Articles of Incorporation for such Authority in substantially the following form:

Section 3. The Chaيمان of the Board of Supervisors and the Secretary, respectively of this Township are authorized and directed to cause notice of the substance of this Ordinance, including the substance of the foregoing Articles of Incorporation, and of the proposed filing of such Articles of Incorporation to be published as required by the Authorities Act.

Section 4. The Chairman of the Board of Supervisors and the Secretary, respectively of this Township are authorized and directed to cause such Articles of Incorporation, together with the necessary proofs of publication, to be filed with the Secretary of the Commonwealth of Pennsylvania and to do all other acts and things necessary to effect the incorporation of the Authority including the payment of any fee necessary in connection therewith.

Section 5. The following named persons shall be and they are appointed as first members of the Board of the Authority for the following terms of office:

<u>Name</u>	<u>Address</u>	<u>Term of Office</u>
John M. Ryan	R. D. #2, Tamaqua, Pennsylvania	5 Years
Paul J. Rice	R. D. #2, Tamaqua, Pennsylvania	4 Years
Howard Neifert	R. D. #2, Tamaqua, Pennsylvania	3 Years
Joseph Petrole	R. D. #2, Tamaqua, Pennsylvania	2 Years
John R. Morgan	R. D. #2, Tamaqua, Pennsylvania	1 Years

Section 6. The enactment of this Ordinance is deemed necessary for the benefit of and preservation of the public health, peace, comfort and general welfare of and will increase the prosperity of the citizens of this Township.

Section 7. All ordinances or parts of ordinances, insofar as such shall be inconsistent herewith, shall be and the same ex-

pressly are repealed.

DULY ENACTED AND ORDAINED by the Board of Supervisors of  
Rush Township, Schuylkill County, Pennsylvania, this Seventh day  
of September, 1962, in lawful session duly assembled.

BOARD OF SUPERVISORS OF RUSH  
TOWNSHIP, Schuylkill County,  
Pennsylvania.

By: H. T. Blackwell  
Chairman

Attest: Homer E. Neifert  
Secretary

(SEAL)



ARTICLES OF INCORPORATION

TO: THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA

In compliance with the requirements of the Act of May 2, 1945, P. L. 382, known as the "Municipality Authorities Act of 1945", as amended and supplemented, and pursuant to an Ordinance enacted by the municipal authorities of Rush Township, Schuylkill County, Pennsylvania, expressing the intention and desire of the municipal authorities of said municipality to organize a municipal authority under said Act, the incorporating municipality does certify:

1. The name of the Authority is "RUSH TOWNSHIP SEWER AUTHORITY".

2. The Authority is formed under the provisions of the Act of May 2, 1945, P. L. 382, known as the "Municipal Authorities Act of 1945", as amended and supplemented.

3. No other Authority has been organized under said Municipality Authorities Act of 1945, as amended and supplemented, or under the Act of June 28, 1935, P. L. 463, as amended and supplemented, and is in existence in or for the incorporating municipality.

4. The name of the incorporating municipality is:

Rush Township, Schuylkill  
County, Pennsylvania.

5. The names and addresses of the municipal authorities of the incorporating municipality are:

<u>Office</u>	<u>Name</u>	<u>Address</u>
Chairman and member of Board of Supervisors	Henry T. Blackwell	Barnesville, R.D. Pennsylvania
Member of Board of Supervisors	Arnold R. Mace	Quakake, Pennsylvania
Member of Board of Supervisors	Gerald E. Purnell	R. D. #2, Tamaqua, Pennsylvania

6. The names, addresses and terms of office of the first members of the Board of the Authority, each of whom is a resident and citizen of the incorporating municipality, are as follows:

<u>Name</u>	<u>Address</u>	<u>Term of Office</u>
John M. Ryan	R. D. #2, Tamaqua, Pennsylvania	5 Years
Paul J. Rice	R. D. #2, Tamaqua, Pennsylvania	4 Years
Howard Neifert	R. D. #2, Tamaqua, Pennsylvania	3 Years
Joseph Petrole	R. D. #2, Tamaqua, Pennsylvania	2 Years
John R. Morgan	R. D. #2, Tamaqua, Pennsylvania	1 Years

IN WITNESS WHEREOF, The Board of Supervisors of Rush Township, Schuylkill County, Pennsylvania, has caused these Articles of Incorporation to be executed by its Chairman of the Board of Supervisors and to be attested by its Secretary, and its official seal to be affixed hereto this Seventh day of September, 1962.

BOARD OF SUPERVISORS OF RUSH  
TOWNSHIP, Schuylkill County,  
Pennsylvania.

By: H. T. Blackwell  
Chairman

Attest: Homer E. Neifert  
Secretary

(SEAL)

CERTIFICATE

I, the undersigned, Secretary of Rush Township, Schuylkill County, Pennsylvania (the Township) certify that the foregoing is a true and correct copy of an Ordinance which was enacted by affirmative vote of a majority of members of the Board of Supervisors at a meeting duly held on the Seventh day of September 1962; that the said Ordinance has been duly recorded in the Ordinance Book of the Township as required by law; and that the said Ordinance is in full force and effect, without alteration, amendment or modification, as of the date of this certificate.

IN WITNESS WHEREOF, I affix my signature and the official seal of Rush Township, Schuylkill County, Pennsylvania this 7th day of September, 1962.

Homer E. Neifert  
Secretary

(SEAL)