

Chapter 8. AUTHORITIES, MUNICIPAL

[HISTORY: Adopted by the Board of Supervisors of the Township of West Brandywine as indicated in article histories. Amendments noted where applicable.]

008a Articles of Incorporation

Article I. West Brandywine Municipal Authority

[Adopted 4-6-1995 by Ord. No. 95-02]

§ 8-1. Intent.

The Board of Supervisors of this Township hereby signifies its intention to organize an Authority under the provisions of the Municipality Authorities Act of 1945 (the "Act").^[1]

[1]: *Editor's Note: See 53 P.S. § 301 et seq.*

§ 8-2. Title; Articles of Incorporation.

The name of the proposed Authority is "West Brandywine Township Municipal Authority." In pursuance of said intention, the Articles of Incorporation of the said Authority are hereby approved and adopted in the following form.^[1]

[1]: *Editor's Note: The Articles of Incorporation are included at the end of this chapter.*

§ 8-3. Membership.

The first members of the Board of said Authority, named in the aforesaid Articles of Incorporation, are hereby specifically appointed members of said Board for the terms set after their respective names, commencing on the date of appointment and computed from the first Monday in January, 1996.

§ 8-4. Filing and recordkeeping.

The Chairman of the Board of Supervisors of this Township is hereby authorized and directed to execute said Articles of Incorporation on its behalf, and the Secretary is hereby authorized and directed to affix thereto and attest the Seal of the Township. Said officers are further authorized and directed to cause a notice of intention to file said Articles of Incorporation to be published as required by law, and to file said Articles of Incorporation, together with a certified copy of this article and required proofs of publication, with the Secretary of the Commonwealth of Pennsylvania, and to take all such action as they may deem necessary or appropriate to organize said Authority.

§ 8-5. Purpose.

[Amended 11-1-2001 by Ord. No. 01-03]

The purposes and projects of said Authority are to acquire, hold, construct, improve, maintain, operate, own and lease either in the capacity of lessor or lessee any of the following:

- A. Sewers, sewer systems or parts thereof, sewage treatment works, including works for treating and disposing of industrial waste for certain parts of the Township of West Brandywine and for such other territory as it may be authorized by law to serve, and all activities, properties and assets useful in relation thereto, provided that the parts of the Township for which sewer service is to be made available by the Authority shall consist solely of the areas specified from time to time by resolution of the Board of Supervisors of the Township, pursuant to the Township's Sewage Facilities Plan, as then in effect;
- B. Water works, water supply works, and water distribution systems, provided that the parts of the Township for which water service is made available by the Authority shall consist solely of the areas specified from time to time by ordinance or resolution of the Board of Supervisors and pursuant to standards and procedures set forth in such resolutions or ordinances;
- C. Land, easements, trails, walkways, building and equipment of all kinds for public park and recreational use;
- D. Land, buildings, and equipment leased to the Township for other public purposes of the Township;
- E. Equipment and facilities for the collection, transportation, and disposal of municipal solid waste;
- F. Public streets, roads and lanes for vehicular transportation; and
- G. Property and equipment for use in connection with any of the foregoing purposes, all for said Township and for such other territory as it may be authorized by law to serve.