



# SPRING GARDEN TOWNSHIP

558 SOUTH OGONTZ STREET  
YORK, PA 17403-5709

PHONE NUMBER: 717.848.2858  
FAX NUMBER: 717.854.8257

[www.springgardentwp.org](http://www.springgardentwp.org)

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## Zoom Webinar Ground-Rules Script

**Welcome everyone to the September 14, 2020 Business Meeting of the Board of Commissioners of Spring Garden Township.** This is the eighth virtually held Board of Commissioners' Meeting. Please have patience and wait for each other to finish speaking. As we know, internet-based communication may have delays. For those individuals on the phone, you may go to [www.springgardentwp.org](http://www.springgardentwp.org) to access the meeting guidelines and agenda for this evening's meeting.

Ground Rules for this evening's meeting:

1. This meeting is being recorded and will be posted on the Spring Garden Township website as soon as possible. By participating, you are acknowledging the recording of the meeting.
2. We will mute everyone to reduce background noise.  
When directed, you may **unmute** by pressing and holding the space bar or using **\*6** on your phone.
3. Concerning the public comments meeting, the President Commissioner Daniel Rooney will:
  - a. If any member from the audience would like to make a comment during public comment portion of the agenda, please use the **Raise Hand button at the bottom of your screen or Alt+Y.** President Commissioner Rooney will acknowledge you to begin speaking. You will need to accept the unmute prompt before you are unmuted by the host. **You will have 3 minutes to present your public comment.**
  - b. State your name and address before provided your comment.
  - c. Limit your comments to items not already addressed by others; you may reference a comment shared by another party if your comment has already been addressed.
4. If a technical problem or other issues arise during the meeting, and if a screen share is being provided, the screen share will be paused to address the issue. Once addressed, the screen share will resume and the meeting will pick up where we left off.
5. Be respectful and give others time to finish their statements; with remote technology, you need to wait for the pause before you begin speaking to avoid speaking over another member.
6. Finally, if an attendee is purposely disruptive, they may be muted or removed from the meeting.

Thank you.



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**BOARD OF COMMISSIONERS**  
September 14, 2020 • 10:00 am  
**PUBLIC HEARING AGENDA**

**I. Call to Order**

**A. Public Hearing**

1. Purpose: the purpose of the public hearing is to receive public comment on the ordinance and content of the ordinance for the creation of the York Area Regional Sewer Authority and adoption and filing of the Articles of Incorporation with the Commonwealth of Pennsylvania
2. The Authority will be comprised of the following municipalities:
  - i. Manchester Township
  - ii. North York Borough
  - iii. Spring Garden Township
  - iv. West Manchester Township
  - v. York Township

**B. Public Comment** regarding the creation of the Authority and the filing of the Articles of Incorporation

**C. Close Hearing**

**D. Adoption of Ordinance and Articles of Incorporation**

**E. Appointment of Spring Garden Township's representative to the Authority**

**II. Adjourn**

SPRING GARDEN TOWNSHIP BOARD OF COMMISSIONERS  
York County, Pennsylvania

ORDINANCE NO. 2020-\_\_\_\_\_

AN ORDINANCE EXPRESSING THE TOWNSHIP OF SPRING GARDEN'S DESIRE TO PARTICIPATE IN THE FORMATION OF A JOINT AUTHORITY PURSUANT TO THE PENNSYLVANIA MUNICIPALITY AUTHORITIES ACT AND TO AUTHORIZE THE PREPARATION AND FILING OF ARTICLES OF INCORPORATION WITH THE SECRETARY OF THE COMMONWEALTH

WHEREAS, the Borough of North York, Township of Manchester, Township of Spring Garden, Township of West Manchester and Township of York (the "Municipalities") desire to create a regional sewer authority pursuant to the Pennsylvania Municipality Authorities Act of 1945, Act of May 2, 1945, P.L. 382 (the "1945 Act"), which 1945 Act is continued by Act No. 22, approved on June 19, 2001, 53 Pa.C.S.A. §5601 *et seq.*, as amended and supplemented ("Act 22" and together with the 1945 Act, collectively, the "Act"), enacted by the General Assembly of the Commonwealth of Pennsylvania (the "Commonwealth"); and

WHEREAS, the purpose of the Authority shall be to own, construct, improve, maintain and operate a public sewer system and sewage treatment works providing service to the Municipalities and other municipalities located in the greater York, Pennsylvania area;

WHEREAS, the Act requires each municipality desiring to organize a joint authority under the Act, to adopt a resolution or ordinance signifying their intention to do so; and

WHEREAS, the Township of Spring Garden, York County, Pennsylvania hereby expresses its intent to organize a joint authority and authorizes any and all action necessary for the formation thereof.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Spring Garden, York County, Pennsylvania that it hereby expresses and affirms its intent to organize a joint authority with the Municipalities for the purpose of owning, constructing, improving, maintaining and operating a public sewer system and sewage treatment works providing service to the Municipalities and other municipalities located in the greater York, Pennsylvania area.

BE IT FURTHER ORDAINED that the Township shall proceed to cause a notice of the adoption of this Ordinance to be published in accordance with the Act and the filing of Articles of Incorporation with the Secretary of the Commonwealth along with proofs of publication.

BE IT FURTHER ORDAINED that the Articles of Incorporation attached hereto as Exhibit "A" shall be executed by the appropriate officials of the Municipalities with such changes that are authorized and necessary for the filing of said Articles of Incorporation with the Secretary of the Commonwealth.

BE IT FURTHER ORDAINED that the officers of the Board of Commissioners of the Township of Spring Garden are hereby authorized to take any and all other action necessary to fulfill the intent of this Ordinance.

All Ordinances and parts inconsistent herewith are hereby repealed.

This Ordinance shall become effective in accordance with the provisions of the First Class Township Code of the Commonwealth of Pennsylvania.

ENACTED AND ORDAINED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

ATTEST:

SPRING GARDEN TOWNSHIP BOARD  
OF COMMISSIONERS

\_\_\_\_\_  
Secretary

By \_\_\_\_\_  
President

(SEAL)

**PENNSYLVANIA DEPARTMENT OF STATE  
CORPORATION BUREAU**

**ARTICLES OF INCORPORATION  
YORK AREA REGIONAL SEWER AUTHORITY**

In compliance with the requirements of the Municipality Authorities Act of 2001, 53 Pa. C.S.A. §5603 of the Commonwealth of Pennsylvania and pursuant to Ordinances adopted by the Board of Commissioners of the Township of Spring Garden, Board of Commissioners of the Township of York, Board of Supervisors of the Township of Manchester, Board of Supervisors of the Township of West Manchester, Borough Council of the Borough of North York, all of the County of York, Commonwealth of Pennsylvania (the “Municipalities”), the Municipalities hereby set forth the Articles of Incorporation for the York Area Regional Sewer Authority as follows:

1. The name of the Authority is:

York Area Regional Sewer Authority.

2. A statement that the authority is formed under this chapter:

In accordance with the Pennsylvania Municipality Authorities Act of 2001, 53 Pa. C.S.A. §5603, the York Area Regional Sewer Authority is formed as a joint authority of Manchester Township, Spring Garden Township, West Manchester Township, York Township and North York Borough.

4. The statement whether any other authority has been organized under this chapter or under the former act:

The Municipalities have not formed a joint authority for the purpose proposed by the York Area Regional Sewer Authority. The Township of York has previously formed the York Township Water and Sewer Authority that maintains a separate and distinct purpose than what is being proposed by the Authority.

5. The name of the incorporating municipalities, together with the names and addresses of its municipal authorities.

Manchester Township, 3200 Farmtrail Road, York, PA 17406

Lisa D. Wingert

Rodney K. Brandstedter  
Beth Brennan  
John Inch Jr.  
Debra K. McCune

Spring Garden Township, 558 South Ogontz Street, York, PA 17403

Daniel E. Rooney  
John J. Luciani  
Annette Clark  
Thomas Gwilt  
Michael L. Thomas

West Manchester Township, 380 East Berlin Road, York, PA 17408

Steve L. Harlacher  
Dave S. Markel  
Rosa G. Hickey

York Township, 190 Oak Road, Dallastown, PA 17313

Robert D. Steele, 351 Holyoke Drive, York, PA 17403  
George W.W. Jones Jr., 212 Leaderton Drive, Dallastown, PA 17313  
Robert W. Kessler, 1835 Stone Hill Drive, York, PA 17402  
Albert Granholm, 2071 North Brook Circle, York, PA 17403  
Paul D. Knepper, 205 Coventry Road, Dallastown, PA 17313

North York Borough, 350 East Sixth Avenue, York, PA 17404

Richard Shank  
Bill Jackson  
Vivian Amspacher  
Chris Kaltrieder  
Deb Smith  
Jamie Moore  
Gary Braham

6. The names, addresses and term of office of the first members of the board of the Authority.

|             | <u>Name</u> | <u>Address</u> | <u>Term Expiration</u> |
|-------------|-------------|----------------|------------------------|
| Position 1: |             |                | December 31, 2020      |
| Position 2: |             |                | December 31, 2021      |
| Position 3: |             |                | December 31, 2022      |
| Position 4: |             |                | December 31, 2023      |
| Position 5: |             |                | December 31, 2024      |

Following the expiration of the above initial terms, the succeeding terms for each position shall be for five (5) years. The Municipality from which the expiring member was appointed shall appoint the member to fill such position.

- 7. The purpose of the Authority shall be to own, construct, improve, maintain and operate a public sewer system and sewage treatment works providing service to the Municipalities and other municipalities located in the greater York, Pennsylvania area and all lawful purposes derived therefrom.
- 8. The term of the Authority shall be perpetual.

IN WITNESS WHEREOF, the MEMBERS OF THE GOVERNING BODIES of the incorporating municipalities have signed these Articles of Incorporation on the date set forth next to their signatures.

Date of Signatures:

MANCHESTER TOWNSHIP BOARD OF SUPERVISORS

\_\_\_\_\_

By \_\_\_\_\_  
Chairperson

\_\_\_\_\_

By \_\_\_\_\_  
Vice-Chairperson

\_\_\_\_\_

By \_\_\_\_\_  
Supervisor

\_\_\_\_\_

By \_\_\_\_\_  
Supervisor

\_\_\_\_\_

By \_\_\_\_\_  
Supervisor

Date of Signatures:

SPRING GARDEN TOWNSHIP BOARD OF COMMISSIONERS

\_\_\_\_\_

By \_\_\_\_\_  
President

\_\_\_\_\_

By \_\_\_\_\_  
Vice-President

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

Date of Signatures:

WEST MANCHESTER TOWNSHIP BOARD  
OF SUPERVISORS

\_\_\_\_\_

By \_\_\_\_\_  
Chairperson

\_\_\_\_\_

By \_\_\_\_\_  
Vice-Chairperson

\_\_\_\_\_

By \_\_\_\_\_  
Supervisor

Date of Signatures:

YORK TOWNSHIP BOARD OF  
COMMISSIONERS

\_\_\_\_\_

By \_\_\_\_\_  
President

\_\_\_\_\_

By \_\_\_\_\_  
Vice-President

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

\_\_\_\_\_

By \_\_\_\_\_  
Commissioner

Date of Signatures:

COUNCIL OF NORTH YORK BOROUGH

\_\_\_\_\_

By \_\_\_\_\_  
President

\_\_\_\_\_

By \_\_\_\_\_  
Vice-President

\_\_\_\_\_

By \_\_\_\_\_  
Council Member

\_\_\_\_\_

By \_\_\_\_\_  
Council Member