

Approved
1/8/62

ORDINANCE NO. 4

SIGNIFYING THE INTENTION AND DESIRE OF THE MUNICIPAL AUTHORITIES OF THE COUNTY OF BUCKS, PENNSYLVANIA, TO ORGANIZE AN AUTHORITY UNDER THE PROVISIONS OF THE MUNICIPALITY AUTHORITIES ACT OF MAY 2, 1945, P.L.382, AS AMENDED, TO BE KNOWN AS "BUCKS COUNTY WATER AND SEWER AUTHORITY"; SETTING FORTH THE FORM OF THE ARTICLES OF INCORPORATION; SPECIFYING THE FORM OF THE ARTICLES OF INCORPORATION; SPECIFYING THAT SAID AUTHORITY IS ORGANIZED FOR PURPOSE OF ACQUIRING, HOLDING, CONSTRUCTING, IMPROVING, MAINTAINING, AND OPERATING, OWNING, LEASING, EITHER IN THE CAPACITY OF LESSOR OR LESSEE, SEWERS, SEWER SYSTEMS OR PARTS THEREOF, SEWERAGE AND DISPOSING OF INDUSTRIAL WASTE, WATER WORKS, WATER DISTRIBUTION SYSTEM AND ALL FACILITIES NECESSARY OR INCIDENT THERETO, FOR THE COUNTY OF BUCKS AND SUCH OTHER TERRITORY AS IT MAY BE AUTHORIZED TO SERVE; REPEALING ALL INCONSISTENT ORDINANCES OR RESOLUTIONS OR PARTS THEREOF; PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS FINAL ENACTMENT.

BE IT ENACTED AND ORDAINED BY THE COUNTY OF BUCKS, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

SECTION 1. The County Commissioners of the County of Bucks hereby signify their intention and desire to organize an Authority under the provisions of the "Municipality Authorities Act of 1945" (Act of May 2, 1945, P.L.382), as amended. SECTION 2. The Commissioners and Chief Clerk are hereby authorized and directed to execute, on behalf of the County of Bucks, Articles of Incorporation for said Authority in substantially the following form:

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, the municipal authorities of the County of Bucks, Pennsylvania, desiring to incorporate an Authority thereunder, do hereby certify:

(a) The name of the Authority is "Bucks County Water and Sewer Authority,"

(b) Said Authority is formed under the provisions of the Act of May 2, 1945, P.L.382, as amended, known as the "Municipality Authorities Act of 1945."

(c) The "Bucks County Airport Authority" has been organized under the said Municipality Authorities Act of 1945 and is the only authority in existence in or for the County of Bucks, the incorporating municipality herein, organized under said Act or the Act approved the 28th., day of June, One Thousand and nine hundred and thirty-five (Pamphlet Laws 463).

(d) The name of the incorporating municipality is the County of Bucks, Pennsylvania, and the names and addresses of its municipal Authorities are as follows:

<u>NAME</u>		
Edward B. Boyer	Commissioner	31 Falcon Rd., Levittown, Penna.
John Justus Bodley	Commissioner	Golfview Road Doylestown, Pa.
Adolph A. Andrews	Commissioner	539 Sycamore Ave., Croydon, Penna.

(e) The names addresses, and terms of office of the first members of the Board of said Authority are as follows:

<u>NAME</u>	<u>ADDRESS</u>	<u>TERM</u>
A.W. Shea	P.O. Box 27 Milford Square, Pa.	1 year
John T. Carson	330 S. State St. Newtown, Pa.	2 Years
Wilfred Thomas	2626 Murray Avenue Cornwells Heights, Pa.	3 Years
James N. Darrah	11 Rockwood Road Levittown, Pa.	4 Years
Robert C. Ruehl, Jr.	Langhorne, Pa. Box. 14-	5 Years

whose terms of office shall commence on the date of Appointment and shall be computed from January 1, 1963

(f) Said Authority is organized for the purpose of acquiring, holding, constructing, improving, maintaining, and operating, owning, leasing, either in the capacity of lessor or lessee, sewers, sewer systems of parts thereof, sewerage treatment

works, including works for treating and disposing of industrial waste, water works, water supply works, water distribution systems, and all facilities necessary and incident thereto for the County of Bucks and for such other territories as it may be authorized to serve, as set forth in the Municipality Authorities Act of 1945, as amended, and shall have all of the powers granted in said Act.

(g) An Ordinance authorizing the creation of said Authority certified from the record of the incorporating municipality, together with the proof of publication of notice of intention to file these Articles of incorporation with the Secretary of the Commonwealth of Pennsylvania, are each submitted herewith.

IN WITNESS WHEREOF, the undersigned have executed these Articles of Incorporation on behalf of the County of Bucks, the incorporating municipality above named, and have caused to be affixed hereto the seal thereof, this 8th day of January, 1962

COUNTY OF BUCKS

By Edward B. Boyer
EDWARD B. BOYER

ATTEST:

Edward H. Pearce
CHIEF CLERK.

John Justus Bodley
JOHN JUSTUS BODLEY
Adolph A. Andrews
ADOLPH A. ANDREWS

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF BUCKS

On this 8th day of January 1962, before me, a Notary Public in and for the County aforesaid, personally appeared Edward B. Boyer, John Justus Bodley, Adolph A. Andrews, Commissioners of the County of Bucks and Edward L. Pearce, Chief Clerk of said County. the municipal corporation named in and which executed the foregoing Articles of Incorporation, who, being severally duly sworn according to law, deposes and say that they were personally present at the execution of the foregoing Articles of Incorporation, and saw the common or corporate seal of the County of Bucks affixed thereto; that the seal affixed thereto is the common or corporate seal of said County of Bucks; that the foregoing Articles of Incorporation were duly signed, sealed and delivered by, and as and for the Act and deed of, the said County, by the authority and at the direction of the Commissioners of the County of Bucks, pursuant to an Ordinance duly enacted the 8th day of January 1962; and that the names of Edward B. Boyer, John Justus Bodley, Adolph A. Andrews as Commissioners and Edward L. Pearce, as Chief Clerk, subscribed thereto, are in their proper and respective handwritings.

Edward B. Boyer
John Justus Bodley
Adolph A. Andrews

Sworn to and subscribed
before me this _____ day
of _____ 1962.

Notary Public

My Commission expires:

SECTION 3. The members of the Board of Bucks County Water and Sewer Authority named above are hereby Specifically appointed to be members of the Board of said Authority for the term of office set after their respective names.

SECTION 4. The proper officers of the County of Bucks are hereby directed to cause a notice of this Ordinance to be published one time in the Bucks County Law Reporter and in the Doylestown Intelligencer, a newspaper published in and of general circulation in Bucks County, as required by the municipality Authorities Act of 1945, as amended.

SECTION 5. The Chief Clerk is directed to file said Articles of Incorporation, together with the required proofs of publication, with the Secretary of the Commonwealth, and to do, execute and perform any and all acts and things, and to pay all fees and costs, necessary or appropriate to effect the incorporation of the Bucks County Water and Sewer Authority.

SECTION 6. The Authority is organized to acquire, hold, construct, improve, maintain, operate, own, lease, either as lessor or as lessee, sewers, sewer systems or parts thereof, sewage treatment works, including works for treating and disposing of industrial waste, water works, water supply works, water distribution systems and facilities necessary or incident thereto in the County of Bucks or such other territories, as it may be authorized to serve.

SECTION 7. All ordinances and parts of ordinances, resolutions and parts of resolutions inconsistent herewith are hereby expressly repealed.

SECTION 8. This Ordinance shall take effect immediately upon final enactment.

Duly presented and enacted at a meeting of the County Commissioners of Bucks County, Pennsylvania, held the 8th., day of January, 1962.

Edward B. Boyer
EDWARD B. BOYER

John Justus Bodley
JOHN JUSTUS BODLEY

Adolph A. Andrews
ADOLPH A. ANDREWS

ATTEST:

Edward L. Seane
CHIEF CLERK.