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ORDINANCE NO. 154

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF ALBURTIS, LEHIGH COUNTY, PENNSYLVANIA, GRANTING TO BOROUGH OF ALBURTIS SEWER AUTHORITY CERTAIN RIGHTS AND PRIVILEGES IN, ALONG, OVER AND UNDER STREETS, ROADS, LANES, COURTS, CUL-DE-SACS, ALLEYS, PUBLIC WAYS, PUBLIC SQUARES AND OTHER PROPERTIES OF THIS BOROUGH FOR USE IN CONNECTION WITH SAID AUTHORITY'S SEWER SYSTEM; AND PROVIDING FOR REGULATING THE MANNER IN WHICH SUCH RIGHTS AND PRIVILEGES SHALL BE EXERCISED.

WHEREAS, Borough of Alburtis Sewer Authority (the "Authority"), pursuant to the request and consent of this Borough, has agreed to acquire and construct a complete sanitary sewage collection system, including all related and necessary facilities, for rendering sewage collection service in and for portions of this Borough (the "Sewer System").

NOW, THEREFORE, BE IT ENACTED AND ORDAINED and is it enacted and ordained by the Council of the Borough of Alburtis, Lehigh County, Pennsylvania, as follows:

SECTION 1. This Borough does grant to the Authority, its successors and assigns, all easements, rights of way and other rights necessary and desirable in, along, over and under streets, roads, lanes, courts, cul-de saces, alleys, public ways, public squares and other properties of this Borough, together with free ingress, egress and regress therein and thereto, along with other persons having interests or rights therein, for use in connection with constructing, replacing, repairing, altering and maintaining the Sewer System to be acquired and constructed by the Authority, as the same shall exist, from time to time.

SECTION 2. The rights and provileges 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 resolution or ordinance of this

Borough; and this Borough does reserve 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 immediately.

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 Borough that such remainder shall be and shall remain in full force and effect.

SECTION 5. All other ordinances or parts of ordinances inconsistent herewith shall be and the same expressly are repealed.

DULY ENACTED AND ORDAINED this 7th day of June, 1971, by the Council of the Borough of Alburdis, Lehigh County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF ALBURDIS,  
Lehigh County, Pennsylvania

By: *Henry Blitchman*  
President of Council

ATTEST:

*Bertha M. Kuhns*  
Secretary

(SEAL)

EXAMINED AND APPROVED this 11th day of June, 1971

*Edward B. Czyszman*  
Mayor of the Borough of Alburdis  
Lehigh County, Pennsylvania

CERTIFICATE

I, the undersigned, Secretary of the Borough of Alburdis, Lehigh County, Pennsylvania (the "Borough"), certify that the foregoing is a true and correct copy of an Ordinance of the Council of the Borough which was duly enacted by affirmative vote of a majority of the members of the Council of the Borough at a meeting duly held on June 7, 1971; that the same has been duly recorded in the Ordinance Book of the Borough; 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 Borough, this 7th day of June, 1971.

Bertha M. Kuback  
Secretary

(SEAL)

