

BARRETT TOWNSHIP
MONROE COUNTY, PENNSYLVANIA

ORDINANCE NO. 126

AN ORDINANCE OF THE TOWNSHIP OF BARRETT, COUNTY OF MONROE, AND COMMONWEALTH OF PENNSYLVANIA, PURSUANT TO THE INTERGOVERNMENTAL COOPERATION ACT PROVIDING FOR ENTERING INTO AN INTER-MUNICIPAL AGREEMENT AMONG THE TOWNSHIP OF BARRETT, THE TOWNSHIP OF PARADISE AND THE BOROUGH OF MOUNT POCONO, FOR THE PREPARATION OF A JOINT COMPREHENSIVE OPEN SPACE AND RECREATION PLAN.

WHEREAS, the Intergovernmental Cooperation Act, Act of December 19, 1996, P.L. 1158, No. 177, found at 53 Pa. C.S. 2301 *et seq.*, provides that two or more municipalities in this Commonwealth may jointly cooperate in the exercise or performance of their respective governmental functions, powers or responsibilities; and

WHEREAS, the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania ("Board of Supervisors"), a Pennsylvania second class township (the "Township") deems it to be in the best interests, and for the general welfare, of the citizens and residents of the Township to enter into a cooperation agreement with the Township of Paradise, also a second class township, and the Borough of Mount Pocono for the preparation of a Joint Comprehensive Open Space and Recreational Plan; and

WHEREAS, Section 1506 of the Second Class Township Code, Act of May 1, 1933, P.L. 103, No. 69, as amended by the Act of November 9, 1995, P.L. 350, No. 60, found at 53 P.S. 66506; entitled "General Powers", authorizes the Board of Supervisors to make and adopt ordinances necessary for the proper management, care and control of the Township, and the maintenance of the health and welfare of the Township and its citizens; and

WHEREAS, Section 1507 of the said Second Class Township Code, found at 53 P.S. 66507, entitled "Intergovernmental Cooperation," authorizes the Board of Supervisors by ordinance to make agreements with other municipal corporations in performing governmental powers, duties and functions, and in carrying into effect the provisions of the said Intergovernmental Cooperation Law; and

WHEREAS, the Board of Supervisors has negotiated the terms and provisions of an "Intergovernmental Cooperation Agreement for a Regional Open Space and Recreation Plan" (the "Agreement") with the Township of Paradise and the Borough of Mount Pocono; and

WHEREAS, the Board of Supervisors desires to enter into that Agreement with the Township of Paradise and the Borough of Mount Pocono, pursuant to the said Intergovernmental Cooperation Act.

NOW, THEREFORE BE IT ORDAINED AND ENACTED by the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, to wit:

SECTION 1: Title. This Ordinance shall be known and may be cited as the "Barrett Township Ordinance Authorizing an Inter-Municipal Cooperation Agreement for a Regional Open Space and Recreation Plan".

SECTION 2: Approval of Agreement for a Joint Open Space and Recreation Plan. The Agreement among the Township of Barrett, the Township of Paradise and the Borough of Mount Pocono, marked as Exhibit "A" and incorporated herein by reference, is hereby approved, adopted and authorized, provided that the Township of Paradise and the Borough of Mt. Pocono, by appropriate official action, approve, adopt and authorize the execution of the same Agreement.

SECTION 3: Provision for Implementation Resolutions. The Board of Supervisors of Barrett Township may by resolution adopt procedures and regulations to implement the Agreement approved by this Ordinance, pursuant to the Intergovernmental Cooperation Act, Act of December, 19, 1996, P.L. 1158, No. 177, found at 53 Pa.C.S. 2301 *et seq.*

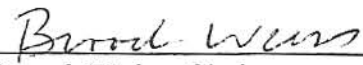
SECTION 4: Severability. The provisions of this Ordinance shall be severable, and if any of the provisions hereof shall be found to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.

SECTION 5. Repealer. All ordinances or parts of ordinances or resolutions conflicting or inconsistent with any of the provisions of this Ordinance are hereby repealed but only insofar as same affect this Ordinance.


SECTION 6. Effective Date. This Ordinance shall take effect five (5) days after the date of its enactment.

ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, this day of , 2000.

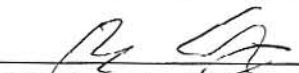
TOWNSHIP OF BARRETT



Brook Weiss, Chairman



Ronald Christman, Vice Chairman



Rick Scrudato, Secretary/Treasurer

(Township Seal)