

**BARRETT TOWNSHIP
MONROE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 138

AN ORDINANCE OF THE TOWNSHIP OF BARRETT, COUNTY OF MONROE, AND COMMONWEALTH OF PENNSYLVANIA, CREATING AN ENVIRONMENTAL ADVISORY COUNCIL, PROVIDING OPERATING PROCEDURES AND STATING THE POWERS OF THE COUNCIL.

WHEREAS, the Board of Supervisors of Barrett Township ("Supervisors") deems it to be in the best interests, and for the general welfare, of the citizens and residents of Barrett Township ("Township") to be advised as to: environmental issues within the Township; the protection and preservation of natural resources within the Township; possible uses of open land in the township; creating inventories of natural areas with unique features within the Township; 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 Nov. 9, 1995, P.L. 350, No. 60, found at 53 P.S. Section 66506, entitled "General Powers", authorizes the Board of Township Supervisors to make and adopt ordinances necessary for the proper management, care and control of the township and the maintenance of peace, good government, health and welfare of the township; and

WHEREAS, Section 11501 of the Act of Dec. 21, 1973, P.L. 425, No. 148, Chapter 30C - Environmental Advisory Councils - authorizes the governing body of any township to establish, by ordinance, an Environmental Advisory Council to advise other local government agencies, including, but not limited to, the planning commission, park and recreation boards and elected officials, on matters dealing with protection, conservation, management, promotion and use of natural resources including air, land and water resources, located within its territorial limits.

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 Environmental Advisory Council Ordinance."

SECTION 2: An advisory council to be known as the Barrett Township Environmental Advisory Council, is hereby created and shall continue to function until this ordinance is revoked.

SECTION 3: The Environmental Advisory Council shall be composed of five residents of this municipality.

SECTION 4: Council members all be appointed in accordance with the following procedures:

- (1) All council members shall be appointed by the Barrett Township Board of Supervisors.
- (2) Council members' terms of office shall expire on the first Monday in January following the last year of their term of office.
- (3) Duly appointed council members shall serve a term of three years, except that initial appointment shall be so staggered that the terms of approximately one-third of the membership shall expire each year.
- (4) Whenever possible, one member shall also be a member of the Barrett Township Planning Commission.

SECTION 5: Council members shall receive no compensation for their services but may be reimbursed for the expenses actually and necessarily incurred by them in the performance of their duties.

SECTION 6: The Environmental Advisory Council is to be advisory to and shall coordinate its activities with the elected officials, planning commission and other such local governmental agencies.

SECTION 7: The Barrett Township Board of Supervisors shall designate the chairman of the council.

SECTION 8: The Environmental Advisory Council shall the following powers:

- (1) Identify environmental problems.
- (2) Recommend plans and programs to the appropriate agencies for the promotion and conservation of the natural resources and for the protection and improvement of the quality of the environment within the area of Barrett Township.
- (3) Make recommendations as to the possible use of open land areas of Barrett Township.
- (4) Promote a community environmental program.

- (5) Keep and index of all open areas, publicly or privately owned, including, but not limited to, flood prone areas, swamps, and other unique natural areas.
- (6) Advise the appropriated local governmental agencies in the acquisition of property, both real and personal.
- (7) Undertake such environmental tasks as requested by the Board of Supervisors of Barrett Township.

SECTION 9: The Environmental Advisory Council shall keep records of its meetings and activities and shall make an annual report which shall be printed in the annual municipal report (if applicable) or otherwise made known and available. Minutes of each meeting shall be forwarded to the Barrett Township Board of Supervisors.

SECTION 10: The Barrett Township Board of Supervisors may, from time to time, appropriate funds for the expenses incurred by the Council.

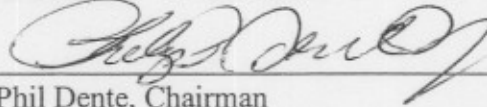
SECTION 11: Severability: The provisions of this Ordinance shall be severable, and if any of the provisions hereof shall be found to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.

SECTION 12 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 are in direct conflict or directly inconsistent with this Ordinance.

SECTION 13 Effective Date: This Ordinance shall take effect five (5) days after the date of its enactment.

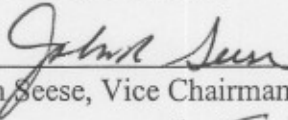
ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, this 13th day of July, 2005.

**BOARD OF SUPERVISORS OF
BARRETT TOWNSHIP**

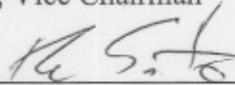


Phil Dente, Chairman

(Township Seal)



John Seese, Vice Chairman



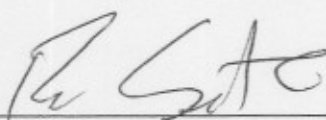
Rick Scudato, Secretary/Treasurer

In Re: AN ORDINANCE OF THE TOWNSHIP OF BARRETT, COUNTY OF MONROE, AND COMMONWEALTH OF PENNSYLVANIA, CREATING AN ENVIRONMENTAL ADVISORY COUNCIL, PROVIDING OPERATING PROCEDURES AND STATING THE POWERS OF THE COUNCIL.

CERTIFICATION

I hereby certify that the within Ordinance is a true and correct copy of an Ordinance enacted by the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, on the 13th day of July, 2005.

(TOWNSHIP SEAL)



Rick Scudato, Secretary
Barrett Township Board of Supervisors
RR 2, Box 2337
Cresco, PA 18326