

AN ORDINANCE OF THE BOROUGH OF YOE, YORK COUNTY,
PENNSYLVANIA, AUTHORIZING INTERGOVERNMENTAL
COOPERATION TO PROVIDE FOR THE BOROUGH OF YOE TO
PARTICIPATE WITH OTHER MUNICIPALITIES TO ADMINISTER
AND ENFORCE THE PENNSYLVANIA UNIFORM CONSTRUCTION
CODE; AUTHORIZING THE PRESIDENT OR VICE-PRESIDENT OF
THE YOE BOROUGH COUNCIL TO EXECUTE
AND DELIVER THE AGREEMENT

ORDINANCE NO. 2004 - 06

BE IT ENACTED AND ORDAINED, by the Yoe Borough Council, and it is hereby enacted and ordained, under the authority of Section 501(b)(3) of the Pennsylvania Uniform Construction Code Act, and the Intergovernmental Cooperation Act, codified at 53 Pa. C.S.A. 2301-2315, as follows:

SECTION 1: Yoe Borough hereby approves entering into, Articles of Agreement (hereinafter referred to as "Agreement") with other municipalities to jointly administer and enforce the Pennsylvania Uniform Commercial Code, Act No. 45 of 1999, to provide for a joint appeals board or county appeals board, and to authorize and permit other municipalities to participate in any of the above agreements. A copy of the agreements are attached hereto and incorporated by reference (and shall be filed with the minutes of the meeting at which this Ordinance was enacted), with the intent and effect that Yoe Borough shall be bound by the agreements.

SECTION 2: Yoe Borough is authorized to enter into the agreements for the purposes contained therein and attached hereto, and the President or Vice-President of the Yoe Borough Council acting alone or together with the Secretary or Assistant Secretary, are hereby authorized and directed to execute said agreements on behalf of Yoe Borough, and to execute and deliver any additional instruments, and to take such further actions, as may be necessary or appropriate, to carry forth the Articles of Agreement and the transactions to be effected under the agreements, including payments to third parties to administer and enforce the Uniform Commercial Code as are due by Yoe Borough pursuant to the agreement, and for appeals as are due by Yoe Borough pursuant to the agreements.

SECTION 3: INTERGOVERNMENTAL AGREEMENT.

As required by the Intergovernmental Cooperation Act, the following matters are hereby set forth:

A. The conditions of the agreements are set forth in the Articles of Agreement attached hereto.

B. Yoe Borough shall participate in joint administrations and enforcement of the Uniform Construction Code and for a county Board of Appeals from the time of the effective date of the agreements until such time as the Borough chooses to withdraw from participation by exercising the provisions set forth in the agreements for withdrawal.

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C. The purposes and objectives of the intermunicipal agreements are to provide joint administrations and enforcement of the Uniform Construction Code in partnership with the other municipalities, to participate in a county board of appeals, and to accomplish the other purposes and objectives as are set forth in the Articles of Agreement.

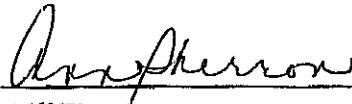
D. The manner and extent of payment for services provided by the Articles of Agreement are that Yoe Borough shall pay a proportionate cost of the operation of the program in accord with the articles of agreement. All funds to pay Yoe Borough's obligations under the Agreement shall come from normal and usual budgeted amounts for such matters, from fees charges, and other provisions governing the manner and extent of the payment for the services shall be as set forth in the Agreement.

SECTION 4: The provisions of this Ordinance shall be severable and should any one or more of its provision for any reason be held illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, and this Ordinance shall, in such circumstances, be construed and enforced as if such illegal or invalid provisions had not been contained herein.

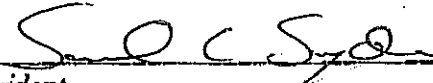
SECTION 5: This Ordinance shall become effective five (5) days after adoption.

ENACTED AND ORDAINED this 6th day of June, 2004.

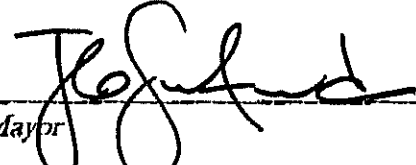
ATTEST:


Secretary

YOE BOROUGH COUNCIL


President

APPROVED:


Mayor