

**AN ORDINANCE AUTHORIZING THE BOROUGH OF YOE
TO ENTER INTO AN INTERMUNICIPAL AGREEMENT
WITH THE BOROUGH OF DALLASTOWN AND RED LION,
AND THE TOWNSHIP OF YORK, FOR THE PURPOSE OF THE
GENERAL MAINTENANCE AND UPKEEP OF THE MILL CREEK PROJECT**

No. 98-01

WHEREAS, Yoe Borough has embarked upon a stormwater management project known as the Mill Creek Project; and,

WHEREAS, said Mill Creek Project is being constructed for the benefit of the above named municipalities; and,

WHEREAS, as part of the project, two detention basins will be constructed in York Township; and,

WHEREAS, it is acknowledged by all the above named municipalities that there will be certain costs in the general maintenance and upkeep of the detention basins; and,

WHEREAS, it is the desire of Yoe Borough to enact an Ordinance authorizing the Borough to enter into a formal Intermunicipal Agreement providing for the shared maintenance and upkeep of the detention basins; and,

WHEREAS, the Borough of Yoe has determined that the entry into an Intermunicipal Agreement with the Boroughs of Red Lion and Dallastown and the Township of York will further the general health, safety and welfare of the citizens of all the municipalities involved.

NOW THEREFORE, BE IT ORDAINED, AND IT IS HEREBY ORDAINED BY
BOROUGH COUNCIL OF YOE:

1. Borough Council of Yoe is hereby authorized and empowered to enter into an

Intermunicipal Agreement with the Boroughs of Dallastown and Red Lion and the Township of York for the purpose of maintenance of two stormwater detention basins which are part of the Mill Creek Project.

2. The purpose of the Agreement will be to ensure that:

- a. any and all manner of debris will be removed from the detention basins;
- b. the basins be regularly mowed;
- c. an annual engineer's inspection of the detention basins be provided for
- d. to provide for a comprehensive policy of liability insurance to include, among other things, property damage, vandalism and general personal injury liability.

3. Yoe Borough is authorized to share the reasonable cost of the above enumerated items with the municipalities hereinabove named, or any one or all of them, should one of the municipalities not choose to proceed with an Intermunicipal Agreement.

4. Payment of the fees shall be from the general funds of Yoe Borough and to share in any and all other costs which the Borough Engineer or the Pennsylvania Department of Environmental Protection deems necessary and proper for the routine care and maintenance of the detention ponds.

ENACTED AND ORDAINED this 2nd day of June, 1998.

ATTEST:

YOE BOROUGH COUNCIL

Sandra H. Stern
SECRETARY

Sal C. Sja
PRESIDENT

APPROVED:

Thomas B. Bouslog
MAYOR

smb/yoe.ord

"I hereby certify that the foregoing ordinance was advertised in the York Dispatch on 5/19 15/26/98, a newspaper of general circulation in the municipality and was duly enacted and approved as set forth at a meeting of the Yoe Borough Council held on 6-2-98."

Sandra Stern
Secretary