

CUMBERLAND TOWNSHIP  
ADAMS COUNTY, PENNSYLVANIA

ORDINANCE NO. 2018-174

AN ORDINANCE OF CUMBERLAND TOWNSHIP, ADAMS COUNTY, PENNSYLVANIA, AUTHORIZING IT TO ENTER INTO AN INTERGOVERNMENTAL COOPERATION AGREEMENT WITH THE BOROUGH OF CARROLL VALLEY, ADAMS COUNTY, PENNSYLVANIA TO ALLOW THE BOROUGH OF CARROLL VALLEY'S BUILDING INSPECTOR TO SERVE AS THE BUILDING INSPECTOR FOR CUMBERLAND TOWNSHIP.

**WHEREAS**, Cumberland Township and the Borough of Carroll Valley (hereinafter "Carroll Valley") have the authority, pursuant to 8 Pa.C.S.A. § 1202(24), 53 P.S. § 66507, and 53 Pa.C.S.A. §§ 2301, *et. seq.*, to enter into agreements with other political subdivisions, in accordance with existing laws, in performing government powers and duties and functions and in carrying into effect provisions of law relating to subjects which are common to such political subdivisions; and

**WHEREAS**, Cumberland Township desires to have Building Inspectors for the fulfillment and enforcement of duties pursuant to ordinances prescribed by the Cumberland Township Board of Supervisors and the laws of the Commonwealth of Pennsylvania; and

**WHEREAS**, Carroll Valley has Building Inspectors currently performing such services in Carroll Valley, and Cumberland Township and Carroll Valley desire to enter into an Intergovernmental Cooperation Agreement to permit Carroll Valley's Building Inspectors to serve as the Building Inspectors for Cumberland Township; and

**WHEREAS**, Cumberland Township believes it would be in the best interest of its citizens and residents to enter into this Intergovernmental Cooperation Agreement.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Board of Supervisors of Cumberland Township, Adams County, Pennsylvania, as follows:

**SECTION I:** AUTHORIZATION TO ENTER INTO INTERGOVERNMENTAL COOPERATION AGREEMENT ALLOWING THE BOROUGH OF CARROLL VALLEY'S BUILDING INSPECTORS TO SERVE AS BUILDING INSPECTORS FOR CUMBERLAND TOWNSHIP.

- A. The Board of Supervisors of Cumberland Township hereby approves the execution of an Intergovernmental Cooperation Agreement (hereinafter "Agreement"), which will allow Carroll Valley's Building Inspectors to serve as Building Inspectors for Cumberland Township in accordance with the terms of the Agreement. A true and correct copy of the Agreement is attached hereto as Exhibit "A" and incorporated herein by reference.

**SECTION II:**           TERMS OF AGREEMENT

In accordance with § 2307 of the Intergovernmental Cooperation Act, 53 Pa.C.S.A. § 2307, the Board of Supervisors of Cumberland Township hereby declares that:

- A. Carroll Valley's Building Inspectors shall serve as Cumberland Township's Building Inspectors in accordance with the conditions of the Agreement.
- B. The Agreement shall become effective when signed by Cumberland Township and Carroll Valley and upon the effective date of this Ordinance. The term of the Agreement shall be for a term of one (1) year and shall be deemed automatically renewed for additional one (1) year terms until terminated by either party as set forth in the Agreement.
- C. While performing Building Inspection services for Cumberland Township, the Building Inspectors shall serve at the direction of the Cumberland Township Board of Supervisors.

**SECTION III:**           PAYMENT SOURCE

Any costs associated with the Building Inspectors' services performed in accordance with the Agreement shall be funded through the general fund of Cumberland Township.

**SECTION IV:**           REPEALER.

All provisions of previous Ordinances of the Township of Cumberland which are contrary to this Ordinance are expressly repealed.

**SECTION V:**           SAVINGS CLAUSE.

In all other respects, the Township of Cumberland Code of Ordinances shall remain as previously enacted and ordained.

**SECTION VI:**           SEVERABILITY.

The provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid to be unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of any remaining sections, subsections, sentences, clauses or part of this ordinance.

**SECTION VII:**           EFFECTIVE DATE

This Ordinance shall take effect in accordance with law.

ENACTED AND ORDAINED, this 25<sup>th</sup> day of September, 2018.

ATTEST:

CUMBERLAND TOWNSHIP

Carol Merryman  
Carol Merryman, Secretary

By: Barbara Underwood  
Barbara Underwood Chairperson