

ORDINANCE NO. 372

AN ORDINANCE OF THE TOWNSHIP OF CONCORD
DELAWARE COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 158,
CHAPTER 142 – SOLID WASTE OF
THE CODE OF THE TOWNSHIP OF CONCORD

WHEREAS, the Delaware County Solid Waste Authority (“SWA”) and Concord Township entered into Ordinance 149 as amended by Ordinance 158, Regulating the Disposal of Municipal Waste from Concord Township; requiring Disposal at Approved Site; Providing for Licensing of Solid Waste Collectors; Providing for Regulations and Penalties; Entering into a Joint Cooperation Agreement With the County of Delaware, Pennsylvania; and Adopting the Delaware County Solid Waste Management Plan; and

WHEREAS, SWA and Concord Township desire to amend certain provisions of the 1987 Ordinance and agree hereby to do so; and

WHEREAS, the parties hereto desire to reaffirm all other provisions of the 1987 Ordinance not specifically amended hereby.

NOW, THEREFORE, with the foregoing recitals made part hereof and incorporated herein, the parties hereto, intending to be legally bound, hereby agree as follows:

§142-12. Joint Cooperation Agreement

- C. The term of this Agreement shall be for a period of twenty five (25) years, with said term to commence on January 1, 2017. Concord Township, at its option, may terminate this agreement with 30 days’ written notice to the County in the event that Concord Township will incur substantial costs over and above the costs generally accepted by the other municipalities in delivering municipal solid waste to the County during the term of this agreement, provided that Concord Township has first obtained final approval from the Department of Environmental Protection for its own plan


under the Act or an approval from the Department for a modification that brings Concord Township under another plan that has already obtained final approval. It is understood, however, that (upon any such termination of this agreement by Concord Township) the County, the Authority and/or the County's contractor shall be relieved of any responsibility to accept and dispose of municipal solid waste generated within Concord Township. It is further understood that any such termination of this agreement by Concord Township shall constitute a repeal, whether express or implied, of **§142-13** of this article.

- (G) All other provisions, terms and conditions of the 1987 Ordinance not specifically amended hereby shall remain in full force and effect. SWA and Concord Township hereby reaffirm the 1987 Ordinance as amended hereby.


IN WITNESS WHEREOF, the parties hereto have caused this Amendment to Ordinance No. 158 for Regulating Disposal of Municipal Solid Waste from Concord Township, dated January 4, 1988, to be executed as of the date and year first written above by their respective duly authorized officers and their respective seals to be hereunto fixed.

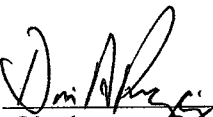
DELAWARE COUNTY SOLID WASTE AUTHORITY

Attest: 
Secretary

By: 
Chairman

CONCORD TOWNSHIP

Attest: 
Township Manager
Brenda Lamanna

By: 
Chairman, Board of Supervisors
Dominic A. Pileggi

ORDINANCE NO. 372 ENACTED and ORDAINED this 17th day of June, 2016.

CONCORD TOWNSHIP
BOARD OF SUPERVISORS