

## ORDINANCE No. 337

**AN ORDINANCE SIGNIFYING THE INTENTION OF THE BOROUGH OF DUBLIN TO ORGANIZE A MUNICIPAL AUTHORITY UNDER THE PROVISIONS OF THE MUNICIPAL AUTHORITIES ACT OF 1945, AS AMENDED, FOR THE PURPOSE OF UNDERTAKING IMPROVEMENTS AND RELATED ADMINISTRATIVE SERVICES FOR THE BENEFIT OF THE BOROUGH OF DUBLIN, SUCH AUTHORITY TO BE KNOWN AS THE "DUBLIN BOROUGH REGIONAL AUTHORITY;" AND APPOINT A GOVERNING BODY AND AUTHORIZING THE EXECUTION AND FILING OF THE ARTICLES OF INCORPORATION.**

Now, therefore, Council of the Borough of Dublin, Bucks County, Pennsylvania, hereby ordains that:

**SECTION 1: INTENTION TO ORGANIZE AUTHORITY.** Dublin Borough Council, located in Bucks County and within the Commonwealth of Pennsylvania, hereby signifies its intention and desire to organize a municipal authority under the provisions of the Municipality Authorities Act 1945 (Act of May 2, 1945, P. L. 382, as amended), to be named "Dublin Borough Regional Authority."

**SECTION 2: CREATION OF AUTHORITY.** In preparation for the passage of this Ordinance, a public hearing was held on December 11, 2023, as required by law, for discussion of the intention of Dublin Borough to create said Authority.

**SECTION 3: NOTICE.** The Manager of the Borough Council is hereby directed to cause a notice of the substance of this Ordinance, including the substance of the Articles of Incorporation, to be published once in a newspaper of general circulation in the County of Bucks and in the Bucks County Law Reporter, the legal journal designated by the Rules of the Court for the publication of legal notices in said County, as required by the Municipality Authorities Act 1945 (Act of May 2, 1945, P. L. 382, as amended). In addition, upon adoption of this Ordinance, the Manager of the Borough Council of Dublin will provide notice of same in the manner outlined in the Municipality Authorities Act 1945 (Act of May 2, 1945, P. L. 382, as amended).

**SECTION 4: ARTICLES OF INCORPORATION.** The President and Manager of Dublin Borough Council are hereby authorized and directed to execute on behalf of the Borough of Dublin, Articles of Incorporation, a copy of which are attached hereto as *Exhibit "A"* and made a part hereof.

**SECTION 5: CHANGES IN ARTICLES OF INCORPORATION.** The President of Dublin Borough Council is hereby authorized and directed to execute said changes in the aforesaid Articles of Incorporation as the signer may approve, and the Dublin Borough Manager is hereby authorized and directed to affix thereto and attest the seal of said Borough. Said officers are further authorized and directed to cause a Notice of Intention to File said Articles of Incorporation to be published as required by law, and to file said Articles of Incorporation together with a certified copy of this Part and required proofs of publication, with the Secretary of the Commonwealth of Pennsylvania, and to take all such action as they may deem necessary or appropriate to establish said Authority and carry out the intention of this Part.

**SECTION 6: APPOINTMENT OF MEMBERS.** Those members of the Board of said Authority, who are named in the aforesaid Articles of Incorporation as being appointed by this Borough, are hereby specifically appointed members of said Board for the terms set after their respective names, commencing on the date of appointment and computed from the first Monday of January 2024.

**SECTION 7: POLICY.** This Ordinance is deemed essential by the Borough of Dublin and found to be for the necessity, benefit and convenience and for the preservation of public health, peace, comfort, general welfare and safety of the citizens of the Borough of Dublin and for such other territory as it may be authorizes to serve, within the Borough of Dublin's geographical bounds,

and all assets and related systems, owned by the Borough of Dublin, for the benefit of the Borough of Dublin and such adjoining political subdivisions as authorized.

**SECTION 8. POWERS OF DUBLIN BOROUGH.** Nothing herein contained shall limit the powers of the Borough of Dublin or of Dublin Borough Council from undertaking similar activities or exercising powers, granted or otherwise, nor does this Ordinance repeal any existing promulgation dealing with the subject matter contained herein. Dublin Borough shall approve any plan or project of the Authority.

**SECTION 9: SEVERABILITY.** The provisions of this Ordinance shall be severable, and if any of the provisions thereof shall be held to be unconstitutional, such a decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted had such unconstitutional provisions not been included therein.

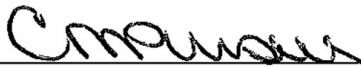
This Ordinance is **DULY ENACTED AND ORDAINED**, this 8<sup>th</sup> day of January, 2024, in the Borough of Dublin by Dublin Borough Council, Bucks County, Pennsylvania, in lawful session duly assembled.



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Timothy Hayes  
President of Borough Council

**ATTEST:**



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Colleen M. Pursell  
Borough Manager

**APPROVED** this 8<sup>th</sup> day of January, 2024.



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Christopher N. Hayes, Mayor

**EXHIBIT "A"**  
**ARTICLES OF INCORPORATION**  
**DUBLIN BOROUGH REGIONAL AUTHORITY**

**TO THE SECRETARY OF THE COMMONWEALTH**  
**COMMONWEALTH OF PENNSYLVANIA**

In compliance with the requirements of the Pennsylvania Municipality Authorities Act, 53 Pa. Cons. Stat. Ann. §§ 5601-5622 (which represents the codification of the Municipality Authorities Act of 1954, Act of May 2, 1945, P.L. 382), as amended (hereinafter referred to as the "Municipality Authorities Act"), the Dublin Borough Regional Authority (the "Authority") does hereby certify:

- (a) The name of the Authority is: "Dublin Borough Regional Authority" and its registered office is in the Borough of Dublin, County of Bucks, Pennsylvania.
- (b) A certified copy of the Ordinance of the Borough Council (the "Governing Authority") of the Borough of Dublin, Bucks County, Pennsylvania (the "Municipality"), the municipal authority which incorporated the Authority, adopting and approving the Authority's Articles of Incorporation, is attached hereto and made a part hereof.
- (c) No other Authority organized under the Pennsylvania Municipality Authorities Act is in existence in or for the incorporating Municipality, the Borough of Dublin.
- (d) The names and addresses of its municipal authorities are as follows:

<u>Office</u>	<u>Name</u>	<u>Address</u>
Mayor	Christopher N. Hayes	102 Applewood Lane Dublin, PA 18917
President of Borough Council	Timothy Hayes	609 Manor Drive Dublin, PA 18917

Council Members	Jeffrey Sharer	106 Fox Hollow Road Dublin, PA 18917
	Brent Smith	103 Applewood Lane Dublin, PA 18917
	Matthew Mayes	114 Applewood Lane Dublin, PA 18917
	Philip Kessler	119 Applewood Lane Dublin, PA 18917
	Keeley Rosenthal	108 Saddlebrook Drive Dublin, PA 18917
	Sean Brennan	116 Fox Hollow Road Dublin, PA 18917
Borough Manager	Colleen Pursell	119 Maple Avenue Dublin, PA 18917

(e) The names, addresses and terms of office of the first members of the Board of the Authority to be formed hereby are as follows:

<u>Name</u>	<u>Address</u>	<u>Term</u>
Jeffrey Sharer	106 Fox Hollow Road Dublin, PA 18917	Five Years from January 1, 2024
William Benonis	111 Fox Hollow Road Dublin, PA 18917	Four Years from January 1, 2024
Robert Olsen	124 Olde Pilgrim Road Dublin, PA 18917	Three Years from January 1, 2024
Matthew Mayes	114 Applewood Lane Dublin, PA 18917	Two Years from January 1, 2024
Robert E. Williams	102 Olde Pilgrim Road Dublin, PA 18917	One Year from January 1, 2024

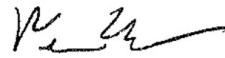
The Ordinance authorizing the creation of said Authority certified from the records of the Borough of Dublin, together with advertisements of Notice as required by the Municipality Authorities Act 1945 (Act of May 2, 1945, P. L. 382, as amended) of filing these Articles of

Incorporation are each submitted therewith. Dublin Borough shall approve any plan or project of the Authority.

(f)

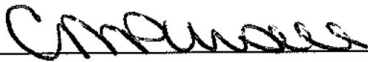
**IN WITNESS WHEREOF**, the undersigned have executed these Articles on behalf of the Borough of Dublin and have caused to be affixed the seal thereof this 8<sup>th</sup> day of

January, 2024.



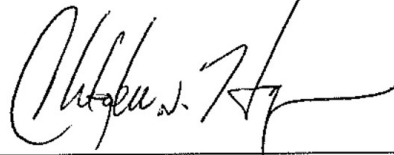
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Timothy Hayes  
President of Borough Council

**ATTEST:**



\_\_\_\_\_  
Colleen Pursell  
Borough Council Manager

APPROVED this 8<sup>th</sup> day of January, 2024.



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Christopher N. Hayes, Mayor

ACKNOWLEDGMENT

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF :

ON THIS 8<sup>th</sup> day of JANUARY, 2024, before me a Notary Public, personally appeared **Timothy Hayes**, whose official position in the Borough of Dublin is President of Borough Council, known to me (satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and Notarial Seal.

Patricia E Kerr (SEAL)  
Notary Public

Commonwealth of Pennsylvania - Notary Seal  
Patricia E. Kerr, Notary Public  
Bucks County  
My commission expires May 11, 2026  
Commission number 1333893  
Member, Pennsylvania Association of Notaries

ACKNOWLEDGMENT

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF :

ON THIS 8<sup>th</sup> day of JANUARY, 2024, before me a Notary Public, personally appeared **Colleen M. Pursell**, whose official position in the Borough of Dublin is Manager of Borough Council, known to me (satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and Notarial Seal.

Patricia E Kerr (SEAL)  
Notary Public

Commonwealth of Pennsylvania - Notary Seal  
Patricia E. Kerr, Notary Public  
Bucks County  
My commission expires May 11, 2026  
Commission number 1333893  
Member, Pennsylvania Association of Notaries

**CERTIFICATION**

I, the undersigned officer, Manager of Borough Council the regularly appointed Manager of Borough Council of the Borough of Dublin, do hereby certify that the following is a true and correct copy of an Ordinance enacted by the Borough Council Members at a meeting held on January 8, 2024, at which said meeting a quorum was present throughout and voted in the affirmative, that said Ordinance has been approved by the Mayor, has been duly advertised according to law, and has been recorded in the Borough of Dublin showing how each member of Council voted thereon. Dublin Borough shall approve any plan or project of the Authority.

**IN WITNESS THEREOF**, I have hereunto set my hand and affixed the seal of the Borough of

Dublin this 8<sup>th</sup> day of January, 2024.

[SEAL]

Colleen Pursell

Colleen Pursell  
Borough Council Manager