

EAST COCALICO TOWNSHIP IMPACT FEE ADVISORY COMMITTEE

RESOLUTION NO. _____

A RESOLUTION OF THE EAST COCALICO TOWNSHIP IMPACT FEE ADVISORY COMMITTEE APPROVING A LAND USE ASSUMPTIONS REPORT.

WHEREAS, by Act 209 of 1990, which amended the Pennsylvania Municipalities Planning Code ("MPC") to include Article V-A, Municipal Capital Improvement, the General Assembly provided specific statutory authority for municipalities to impose transportation impact fees; and

WHEREAS, the General Assembly has amended MPC Article V-A from time to time; and

WHEREAS, in accordance with the authority granted by Act 209, as amended, and following the procedures set forth in Act 209, as amended, the Board of Supervisors of this Township appointed the East Cocalico Township Transportation Impact Fee Advisory Committee (the "Advisory Committee"), which Advisory Committee undertook the actions required by the MPC to enable the Board of Supervisors to enact an ordinance imposing transportation impact fees; and

WHEREAS, the Advisory Committee, together with its consultant Herbert, Rowland & Grubic, Inc. (the "Consultant"), and the Township Engineer prepared a Land Use Assumptions Report; and

WHEREAS, the Advisory Committee, pursuant to public notice, held a hearing on the draft Land Use Assumptions Report on September 27, 2010; and

WHEREAS, the Advisory Committee desires to approve the Land Use Assumptions Report in the form presented on September 27, 2010, and transmit the Land Use Assumptions Report to the Board of Supervisors.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the East Cocalico Township Impact Fee Advisory Committee as follows:

Section 1. The foregoing background recitals are incorporated herein and constitute part of this Resolution.

Section 2. In accordance with the requirements of Article V-A of the MPC, 53 P.S. §10501-A et seq., the East Cocalico Township Impact Fee Advisory Committee hereby adopts the Land Use Assumptions Report (the "Report") prepared by Herbert, Rowland & Grubic, Inc., and the Township Engineer in the form presented at this meeting with the following revisions:

Section 3. The East Cocalico Township Impact Fee Advisory Committee hereby authorizes transmission of the Report to the Board of Supervisors of the Township of East Cocalico, Lancaster County, Pennsylvania.

Section 4. In the event any provision, section, sentence, clause, or part of this Resolution shall be held to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such invalidity, illegality, or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses, or parts of this Resolution, it being the intent of the Board of Supervisors that the remainder of the Resolution shall be and shall remain in full force and effect.

Section 5. This Resolution shall take effect and be in force immediately.

DULY ADOPTED this _____ day of _____, 2010, by the East Cocalico Township Impact Fee Advisory Committee, in lawful session duly assembled.

EAST COCALICO TOWNSHIP IMPACT
FEE ADVISORY COMMITTEE

Attest: _____
(Assistant) Secretary

By: _____
(Vice) Chairman