

ORDINANCE NUMBER 3 OF 2015

AN ORDINANCE AMENDING THE SUNNY DAY FUND ORDINANCE (ORDINANCE NO.: 6 OF 1993) TO AMEND SECTION 1(A) TO INCREASE THE MAXIMUM AMOUNT THAT CAN BE DEPOSITED INTO THE SUNNY DAY FUND FROM EACH OF THE QUATERLY KEYSTONE SANITARY LANDFILL FEES

WHEREAS, Throop Borough Council adopted a Sunny Day Fund in 1993 for payment of Throop's obligations upon termination of the useful life of the Logan Tabor Landfill or cessation of Keystone Sanitary Landfill; and,

WHEREAS, Throop Borough Council deems it physically responsible and necessary to amend Section 1(A), appropriated funds to increase the maximum amount to be deposited in the Sunny Day Fund from quarterly checks provided to Throop Borough by Keystone Sanitary Landfill.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE BOROUGH OF THROOP AS FOLLOWS:

1. The Sunny Day Fund Ordinance is hereby amended so that Section 1 Funding (A) Appropriated Funds increases the maximum dollar limit which Throop Borough is obligated to deposit into the Sunny Day Fund from a maximum of 20% to a new maximum of 30% from every quarterly check received from Keystone Sanitary Landfill.

2. Accordingly, Section 1 Funding (A) Appropriated Fund is hereby deleted and replaced with the following language:

“The Council of the Borough of Throop shall deposit into the Sunny Day Fund a minimum of 10% and a maximum of 30% (with no dollar limit) of the total amount of the fees paid to the Borough by Keystone for each of the four (4) quarters of the given fiscal year.”

SECTION 1.

If any section, clause, provision or portion of this ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Throop reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem

advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.

SECTION 2.

This ordinance shall become effective thirty days after its enactment.

SECTION 3.

This Ordinance is enacted by the Council of the Borough of Throop under the authority of the Act of the Legislative, as amended, December 12, 1990, P.L. 1994, No. 220, and any other applicable law arising under the laws of the Commonwealth of Pennsylvania.

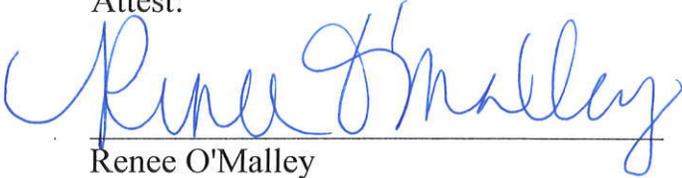
ORDAINED AND ENACTED this 11th day of May, 2015.



Thomas Lukasewicz
Council President



Wayne Williams
Mayor

Attest:


Renee O'Malley
Secretary