

NORTH HILLS MUNICIPAL APPEALS BD

Chapter 36

NORTH HILLS MUNICIPAL APPEALS BOARD

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[HISTORY: Adopted by the Board of Supervisors of the Township of West Deer 7-7-2004 by Ord. No. 323. Amendments noted where applicable.]

GENERAL REFERENCES

Uniform construction codes — See Ch. 100.
Subdivision and land development — See Ch. 185.
Zoning — See Ch. 210.

§ 36-1. Authorization to enter into intergovernmental cooperation agreement.

Pursuant to the Intergovernmental Cooperation Act, 53 Pa.C.S.A. § 2301 et seq., the Township of West Deer is hereby authorized to enter into a joint intergovernmental cooperation agreement with any or all of the municipalities of the Borough of Bradford Woods, the Borough of Etna, the Borough of Fox Chapel, the Borough of Franklin Park, the Township of Hampton, the Township of Indiana, the Township of Marshall, the Town of McCandless, the Borough of Millvale, the Township of O'Hara, the Township of Ohio, the Township of Pine, the Township of Reserve, the Township of Richland, the Township of Ross, the Township of Shaler, the Borough of Sharpsburg, the Township of West Deer, the Borough of West View, (hereinafter "the member municipalities"), and the North Hills Council of Governments (hereinafter "the NHCOC"), to establish the North Hills Municipal Appeals Board.

§ 36-2. Authorization to execute agreement.

The proper officers of the Township are hereby authorized to take any and all steps necessary to execute an intergovernmental cooperation agreement by and between the member municipalities, to effectuate the authorization granted by this chapter.

§ 36-3. Conditions.

The conditions of the intergovernmental cooperation agreement are those conditions set forth therein, a copy of which is attached hereto and made a part hereof as Exhibit 1.¹

¹ Editor's Note: Exhibit 1 is on file in the Township offices.

§ 36-4. Duration and term.

The intergovernmental cooperation agreement shall be effective for two years commencing August 1, 2004, and will remain in effect on a year-to-year basis thereafter, until renewed, amended or terminated as set forth in the intergovernmental cooperation agreement by and between the member municipalities.

§ 36-5. Purpose and objectives.

The purpose and objectives of the intergovernmental cooperation agreement are those purposes and objectives set forth therein.

§ 36-6. Powers and scope of authority delegated.

The NHCOC is hereby authorized to manage the Municipal Appeals Board as set forth in the intergovernmental cooperation agreement and the bylaws of the Appeals Board.

§ 36-7. Manner and extent of financing.

The manner and extent of financing of the Municipal Appeals Board shall be as agreed upon by the member municipalities and as set forth in the bylaws of the Municipal Appeals Board.

§ 36-8. Organizational structure.

The organizational structure of the association authorized by this chapter shall be the organizational structure set forth in the bylaws between the member municipalities.

§ 36-9. Acquisition, management and disposal of property.

The acquisition, management and disposal of property is set forth in the intergovernmental cooperation agreement.

§ 36-10. Power to enter into contracts.

The NHCOC Municipal Appeals Board is not authorized to enter into contracts.

§ 36-11. Severability.

If a final decision of a court of competent jurisdiction holds any provision of this chapter, or the application of any provisions of any circumstances of this chapter, to be illegal or unconstitutional, the other provisions of this chapter, or the application of such provision to other circumstances, shall remain in full force and effect. The intention of the Board of the Township is that the provisions of this chapter shall be severable and that this chapter would have been adopted if any such illegal or unconstitutional provisions had not been included.

§ 36-12. Authority.

This chapter is adopted pursuant to the powers and authority of the Intergovernmental Cooperation Act, 53 Pa.C.S.A. § 2305.

§ 36-13. Conflict with other regulations.

Any ordinances or parts of ordinances, conflicting with the provisions of this chapter be and the same are hereby repealed so far as the same affects this chapter; however, such repeal shall not affect any act done or any right, liability or violations accrued under any such ordinance herein repealed or superseded and all such rights, liabilities and violations shall continue and may be enforced in the same manner as if such

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repeal or supersession had not been made but only to the extent otherwise permitted under the laws of the Commonwealth of Pennsylvania.

§ 36-14. Affirmation of other intergovernmental cooperation agreements.

All provisions of all other intergovernmental cooperation agreements between the member municipalities not conflicting with the provisions hereof are ratified and affirmed.

