

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Burgess and Town Council of the Borough of Pottstown at its regular meeting scheduled for Monday, January 9, 2023 at 7:00 p.m. in the council chambers of Pottstown Borough Hall, 100 E. High Street, Pottstown, Montgomery County, Pennsylvania intend to adopt and enact the following ordinance:

ORDINANCE NO. _____

AN ORDINANCE

**ADOPTING, APPROVING AND AUTHORIZING THE ENTRY OF BOROUGH OF POTTSTOWN
INTO THE INTERGOVERNMENTAL
COOPERATIVE IMPLEMENTATION AGREEMENT FOR
THE POTTSTOWN AREA REGIONAL RECREATION
COMMITTEE DATED NOVEMBER 2022, PREPARED BY THE
POTTSTOWN AREA REGIONAL RECREATION COMMITTEE**

WHEREAS, the municipalities of Douglass Township, East Coventry Township, Lower Pottsgrove Township, North Coventry Township, Upper Pottsgrove Township, West Pottsgrove Township, Washington Township and Pottstown Borough, collectively referred to as the “region,” have joined together for the purpose of mutual cooperation through regional recreation planning; and

WHEREAS, Borough of Pottstown is currently participating in the Pottstown Area Regional Recreation Committee which began as a sub-committee of the Pottstown Metropolitan Regional Planning Committee in 2012; and

WHEREAS, Borough of Pottstown seeks to continue participation in the Pottstown Area Regional Recreation Committee that manages a Regional Recreation Coordinator to support the promotion and development of regional parks and recreation facilities, services, activities, and events in the greater Pottstown area; and

WHEREAS, having recognized the growth in the Pottstown Area Regional Recreation Committee, the above-mentioned municipalities intend to create an independent organization through a document henceforth known as the “Intergovernmental Cooperative Implementation Agreement for the Pottstown Area Regional Recreation Committee” and dated November 2022 (the “ICIA”), a copy of which is attached to, marked “Exhibit “A,” and made fully part of this Ordinance; and

WHEREAS, the ICIA was written by the Pottstown Area Regional Recreation Committee to conform to the standards specified for such documents as found in Article XI of the Pennsylvania Municipalities Planning Code, Act of July 31, 1968, P.L. 805, No. 247, as reenacted and amended, and 53 P.S. §10101 *et*

seq., and Chapter 23, Subchapter A (relating to intergovernmental cooperation) of the General Local Government Code, 53 Pa. C.S. §2301 et seq.; and

WHEREAS, the ICIA has been the subject of one or more public hearings by the Borough Council of Borough of Pottstown and

NOW, THEREFORE, the Burgess and Town Council of the Borough of Pottstown, Montgomery County, Pennsylvania, hereby **ENACTS** and **ORDAINS** as follows:

SECTION 1. The agreement, entitled “Intergovernmental Cooperative Implementation Agreement for the Pottstown Area Regional Recreation Committee” and dated November 2022, prepared by the Pottstown Area Regional Recreation Committee, a copy of which agreement is attached to, marked Exhibit “A,” and made fully part of this Ordinance, and which agreement is referred to in the preambles to this Ordinance and hereinafter as the “ICIA,” is hereby adopted and approved and the appropriate Borough officials are hereby authorized to execute same.

SECTION 2. The Council of Pottstown Borough hereby agrees with the governing bodies of the above-mentioned municipalities that it shall adhere to, and be guided by, subject to the terms and conditions of the ICIA, the standards set forth in the ICIA on matters pertaining to regional recreation planning and the operation of the Pottstown Area Regional Recreation Committee.

SECTION 3. Should any section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of any other section or provision of this Ordinance than the one so declared.

SECTION 4. This Ordinance shall become effectively immediately upon enactment.

ENACTED and ORDAINED this ____ day of January, 2023 by the burgess and town council of the Borough of Pottstown, Montgomery County, Pennsylvania in lawful session duly assembled.

**BURGESS AND TOWN COUNCIL OF
THE BOROUGH OF POTTSTOWN**

BY: _____
Dan Weand, President

ATTEST: _____
Virginia Takach, Secretary

Approved this ____ day of _____, 2023

Stephanie Henrick, Mayor