

**RESOLUTION OF THE BOARD OF SUPERVISORS OF UPPER
MILFORD TOWNSHIP, LEHIGH COUNTY, PENNSYLVANIA
ADOPTING A REVISION TO THE OFFICIAL SEWAGE FACILITIES
PLAN**

WHEREAS, Upper Milford Township (“**Township**”) is a Second Class Township located in Old Zionsville, Lehigh County, Pennsylvania; and

WHEREAS, Section 5 of the Act of January 24, 1966 P.L. 1535, No. 537, known as the “The Pennsylvania Sewage Facilities Act”, as amended, and the rules and regulations of the Department of Environmental Protection adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, requires the Township to adopt an Official Sewage Facilities Plan (“**Plan**”) providing for sewage services adequate to prevent contamination of water and/or environmental health hazards with sewage waste, and to revise said Plan whenever it is necessary to meet the sewage disposal needs of the Township; and

WHEREAS, the Township has previously adopted an Official Sewage Facilities Plan; and

WHEREAS, Schoor DePalma Engineers and Consultants and Schreiter Engineering Associates, Inc. have prepared a Sewage Facilities Act 537 Plan Revision dated July 2005 which provides for long-term sewage wastewater disposal needs throughout the Township; and

WHEREAS, the Plan revision considered a number of sewage facilities alternatives including providing sewer service to the Leibert Creek Basin through the Borough of Emmaus using a gravity interceptor, providing sewer service to Leibert Creek Basin through the Borough of Emmaus using pumping stations, providing sewer service to Leibert Creek Basin through Lehigh County Authority Route 29 facilities using a pumping station and a gravity interceptor, providing sewer service to Leibert Creek Basin through Lehigh County Authority Route 29 facilities using a pumping station, providing sewer service to Leibert Creek Basin through Lehigh County Authority Route 29 facilities using a Low Pressure System, providing sewer service to the Leibert's Creek Basin through a new wastewater treatment plant with stream discharge to Leibert Creek Basin, providing sewer service to Leibert Creek Basin through a new wastewater treatment plant with land application discharge, extending sewer service to the South Fifth Street area, extending sewer service to the South Seventh Street extension area via a planning module, extending sewer service to the Indian Creek Drainage Basin, extending sewer service to the Hosensack Creek Drainage Basin, extending sewer service to the Swabia Creek Drainage Basin, extending sewer service to the Golf Circle area, the formation of a sewage management district and program and no action at all.

WHEREAS, the Board of Supervisors of Upper Milford Township have requested, reviewed and considered comments from the Upper Milford Township

Planning Commission as well as the Lehigh Valley Planning Commission (no county department of health office exists); and

WHEREAS, the Board of Supervisors of the Township have held a public meeting, and notice of the intent to consider and act upon the proposed revisions to the Plan was given, and a thirty (30) day public comment period was provided, and comments were received and the Township provided a response to the comments; and

WHEREAS, after consideration of all of the foregoing, the Board of Supervisors of the Township have determined that the Township pursue Alternate No. 4 providing sewer service to the Leibert Creek Basin through Lehigh County Route 29 facilities using a pumping station, or Alternate No. 7 providing service to the same area, namely to the Leibert Creek Basin through Lehigh County Authority Route 29 facilities using a low-pressure system, or a combination thereof, and that sanitary sewer service in the South 7th Street Extension area will be addressed through a PADEP Sewage Planning Module for a minor Act 537 Plan Revision and that the Township create a sewage management program through the formation of a sewage management district to serve all lots utilizing on-site treatment, and

WHEREAS, the key activities to implement the proposed revision, including the onsite sewage management program, are proposed to be completed within three (3) years of Plan approval; and

WHEREAS, the Board of Supervisors of the Township find that the revision to the Official Sewage Facilities Plan described above substantially conforms to the applicable zoning, subdivision, other municipal ordinances and plans and to a comprehensive program of pollution control and water quality management, and provides for long-term sewage disposal needs for the Township.

NOW, THEREFORE, be it resolved by the Board of Supervisors of Upper Milford Township, Lehigh County, Pennsylvania, as follows:

1. The above recitals are incorporated herein by reference and are adopted and approved, as fully as though the same were set forth herein at length.
2. The Board of Supervisors of Upper Milford Township hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to its "Official Sewage Facilities Plan", the above-referenced Plan.
3. The Board of Supervisors of Upper Milford Township hereby agrees to implement Alternate No. 4, or Alternative No. 7, or a combination thereof, and a sewage management program within three (3) years from the date of Plan approval by the Department of Environmental Protection, and hereby further ensure to complete and timely implement the revised Plan as required by law.

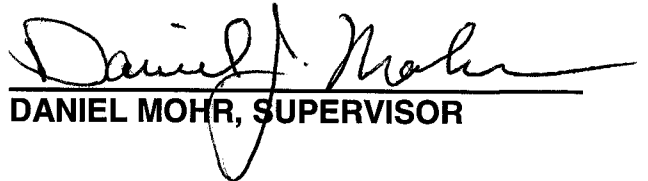
ADOPTED this 29 day of 2005 - September

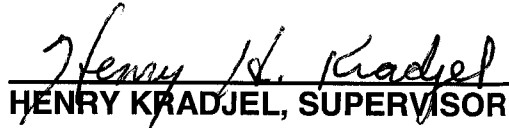
ATTEST:

BOARD OF SUPERVISORS OF
UPPER MILFORD TOWNSHIP


SECRETARY


SUSAN J. SMITH, CHAIRPERSON


DANIEL MOHR, SUPERVISOR


HENRY KRADJEL, SUPERVISOR

COMMONWEALTH OF PENNSYLVANIA :

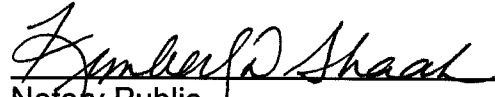
: SS.

COUNTY OF LEHIGH :

ACKNOWLEDGEMENT

On this, the 29 day of September 2005, Susan J. Smith, Chairman; Daniel Mohr, Supervisor; and Henry Kradjel, Supervisor; acknowledge themselves to be the Board of Supervisors of Upper Milford Township and they as such executed the foregoing instrument for the purposes contained therein.

IN WITNESS WHEREOF, witness our hands and official seals the day and year aforesaid.



Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Kimberly D. Shaak, Notary Public
Upper Milford Twp., Lehigh County
My Commission Expires July 11, 2009
Member, Pennsylvania Association of Notaries