

RESOLUTION _____

**AUTHORIZING THE EXECUTION OF AN
INTERGOVERNMENTAL COOPERATION AGREEMENT
PURSUANT TO 53 Pa. C.S.A. §2307 BY AND BETWEEN
THE CITY OF BETHLEHEM, LOWER NAZARETH
TOWNSHIP, BETHLEHEM TOWNSHIP, AND
BETHLEHEM TOWNSHIP MUNICIPAL AUTHORITY.**

WHEREAS, the CITY OF BETHLEHEM, is a municipal corporation being a City of the Third-Class, subject to the Optional Third-Class City Charter Law, organized and existing under the laws of the Commonwealth of Pennsylvania, its constituent parts being split by law between Northampton County and Lehigh County, Pennsylvania with principal administrative offices at City Hall, 10 E. Church Street, Bethlehem, PA 18018 (hereinafter referred to as “City”); and

WHEREAS, a land development located in Lower Nazareth Township and Bethlehem Township and known as Lehigh Valley Trade Center III Subdivision and Land Development (“LVTC”) has received conditional preliminary/final subdivision and land development plan approval from Lower Nazareth Township and Bethlehem Township (the "Development"); and

WHEREAS, LVTC is seeking access to public sanitary sewer for a portion of the Development designated as the Service Area in the Intergovernmental Cooperation Agreement (the “Agreement”); and

WHEREAS, Lower Nazareth Township, Bethlehem Township and Bethlehem Township Municipal Authority have agreed that the Service Area can be provided public sewer service through Bethlehem Township Municipal Authority and Bethlehem Township, and the sanitary sewer flow for the Service Area will ultimately be discharged into and treated by the City’s waste water treatment plant in accordance with the terms and conditions set forth in the Agreement; and

WHEREAS, the Agreement shall be subject to all the conditions and terms specified and set forth in the prior agreements between Bethlehem Township and the City regarding limitations and obligations regarding discharge of sewage into the City’s sewer lines and treatment of sewage by the City’s waste water treatment plant (collectively, the “Bethlehem Township Agreements”); and

WHEREAS, the duration of the Agreement shall be current with and extend for the duration of the Bethlehem Township Agreements; and

WHEREAS, subject to the terms and conditions of the Bethlehem Township Agreements, the Agreement further addresses the manner and extent of financing the obligations of the Agreement and the organizational structure necessary to implement the Agreement.

NOW THEREFORE BE IT RESOLVED, on this _____ day of _____, 2022, that the City Council of the City of Bethlehem, approves and ratifies the intergovernmental cooperation agreement attached hereto and that the Mayor and the Controller and/or such other City officials as deemed appropriate by the City Solicitor, are hereby authorized to execute the same on behalf of the City of Bethlehem.

Sponsored by: /s/ _____

/s/ _____

Adopted by Council this _____ day of _____, 2022.

/s/ _____

President of Council

ATTEST:

/s/ _____
City Clerk