

## ARTICLES OF INCORPORATION

TO THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA:

In compliance with the Municipality Authorities Act of May 2, 1945, P.L. 382, as amended, 53 P.S. Sections 301 et seq., NEW FLORENCE BOROUGH and ST. CLAIR TOWNSHIP, each a municipal corporation situate in Westmoreland County, Pennsylvania, desiring to jointly organize a municipal authority, do hereby certify:

1. The name of the Authority is the New Florence-St. Clair Township Sanitary Authority, and its principal business office shall be the New Florence Borough Municipal Building, 164-1/2 Franklin Street, New Florence, Pennsylvania 15944.

2. The Authority is formed under the provisions of the Act of May 2, 1945, P.L. 382, as amended and supplemented, known as the "Municipality Authorities Act of 1945", 53 P.S. Sections 301 et seq., for the purposes of acquiring, holding, constructing, improving, maintaining, owning or leasing, and operating a sewage collection and treatment system to service all of New Florence Borough and certain areas of St. Clair Township bounded by Boswell Road to the East, Fairfield Township to the South and West, and the Conemaugh River to the North, consistent with an Act 537 Sewage Facilities Plan for New Florence Borough and St. Clair Township, Westmoreland County, submitted to the Pennsylvania Department of Environmental Protection on May 19, 2000.

3. The following authorities have been organized, or are now in existence under the Act of May 2, 1945, P.L. 382, as amended, or under the Act approved June 28, 1935, P.L. 463, in or for either of the incorporating municipalities:

New Florence Borough:

- New Florence Water Authority
- New Florence Sewage Authority

St. Clair Township:

- Seward-St. Clair Township Sanitary Authority

The New Florence Water Authority and Seward-St. Clair Township Sanitary Authority were organized by their participating municipalities to undertake certain projects and to service certain areas which are not of the type or nature which may be undertaken by the Authority formed herein.

The inactive New Florence Sewage Authority is in the process of being dissolved by its organizing municipality, New Florence Borough, as its functions will be performed by the joint authority created hereby.

4. The names of the incorporating municipalities respectively are the Borough of New Florence and Township of St. Clair, Westmoreland County, Pennsylvania.

The municipal governing body of New Florence Borough is the Borough Council and the names and addresses of its council members are as follows:

<u>Name</u>	<u>Address</u>
Eugene A. Gorirossi	P. O. Box 199, New Florence, PA 15944
Frank West	R.D.1, Box 264, New Florence, PA 15944
Ronald E. Conrad	P. O. Box 126, New Florence, PA 15944
Georgia Ludwig	P. O. Box 3, New Florence, PA 15944
Theodore Hollen	R.D.3, Box 95, New Florence, PA 15944
Betty Mabon	P. O. Box 43, New Florence, PA 15944
Hugh A. Wakefield	P. O. Box 219, New Florence, PA 15944

The municipal governing body of St. Clair Township is the Board of Supervisors and the names and addresses of its supervisors are as follows:

<u>Name</u>	<u>Address</u>
Richard Hill	R.D.2, Box 244, Seward, PA 15954
James Darby	R.D.2, Box 210, Seward, PA 15954
James Caldwell	R.D.3, Box 26, New Florence, PA 15944

5. The governing Board of the Authority shall consist of seven (7) members, three (3) of whom shall be residents of and appointed by New Florence Borough, and three (3) of whom shall be residents of and appointed by St. Clair Township. The seventh Board seat shall be filled by New Florence Borough for the initial one (1) year term. Beginning with the Terms of Office

commencing on the first (1st) Monday in January, 2002, members shall be appointed on a rotating basis in accordance with Exhibit I attached hereto and incorporated by reference. The seventh member shall be a resident of the service area of the Authority.

6. When a vacancy in the membership of the governing Board of the Authority occurs, or is about to occur, by reason of the expiration of the term of any member, the incorporating municipality which is responsible to fill the vacancy shall appoint a member to the Authority Board to fill the vacancy. If a vacancy occurs in the membership of the Authority Board as a result of the death, resignation, or removal of an Authority Board member, then the incorporating municipality which appointed the individual who has died, resigned, or been removed shall appoint a new member to serve on the Authority Board until the expiration of the deceased or terminating Board member's term.

7. The names, address and terms of office of the first members of the Board of said Authority are:

	<u>Name</u>	<u>Address</u>	<u>Terms of Office beginning on date of appointment for period of</u>
1	• Charles W. Adams	199 17th St., New Florence, PA 15944	5 Yrs. after January 1, 2001 NF
2	✗ Fred E. Wood, Jr.	R.D.3, Box 88, New Florence, PA 15944	4 Yrs. after January 1, 2001 SCT
3	✗ Ralph E. Krider	P. O. Box 265, New Florence, PA 15944	3 Yrs. after January 1, 2001 ZNI
4	• Greg Ludwig	PO Box 3, 156 Franklin St., New Florence, PA 15944	2 Yrs. after January 1, 2001 NF
5	✗ James Luther	R.D.1, Box 268, New Florence, PA 15944	2 Yrs. after January 1, 2001 SCT
6	✗ Shirley Ritenour	P. O. Box 387, New Florence, PA 15944	1 Yr. after January 1, 2001 SCT
7	• Joseph W. Rager	P. O. Box 212, New Florence, PA 15944	1 Yr. after January 1, 2001 NF/SCT

Beginning with the Terms of Office commencing on the first Monday in January, 2002, members shall be appointed by the incorporating municipalities on a rotating basis in accordance with Exhibit I.

8. These Articles of Incorporation were adopted by Resolution of New Florence Borough and St. Clair Township following a public hearing held on September 28, 2000. Pursuant to 53 P.S. Section 303. A., notice of the hearing was published in the Westmoreland Law Journal and in the Johnstown Tribune-Democrat, a newspaper in general circulation in the

incorporating municipalities, at least thirty (30) days prior to the public hearing. Proofs of publication of the hearing notices are attached hereto as Exhibit II. The Resolution adopted by New Florence Borough and St. Clair Township at the September 28, 2000 public hearing is attached hereto as Exhibit III and was advertised in the Westmoreland County Law Journal on \_\_\_\_\_, 2000, and Johnstown Tribune-Democrat, a paper of general circulation in New Florence Borough and St. Clair Township, on \_\_\_\_\_, 2000, at least three (3) days prior to the filing of these Articles of Incorporation. Proofs of publication of the adoption of the Resolution are attached hereto as Exhibit IV.

IN WITNESS WHEREOF, New Florence Borough and St. Clair Township, the incorporating municipalities, have caused these Articles of Incorporation to be executed and attested to by the proper officers of the respective municipalities and have affixed their respective seals thereto on the 28th day of September, 2000, to be effective on October 20, 2000.

ATTEST:

\_\_\_\_\_  
Borough Secretary

(SEAL)

**BOROUGH OF NEW FLORENCE**

By: \_\_\_\_\_

Title: President of Council

ATTEST:

\_\_\_\_\_  
Township Secretary

(SEAL)

**TOWNSHIP OF ST. CLAIR**

By: \_\_\_\_\_

Title: Chairman, Board of Supervisors