

RESOLUTION NO. 2-6-77

WORCESTER TOWNSHIP  
MONTGOMERY COUNTY, PENNSYLVANIA

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- FINDINGS -

After public hearing held June 2, 1977, and after due investigation of the circumstances, the Board of Supervisors of Worcester Township finds the following facts:

1. By Ordinance dated May 11, 1964, (Ordinance No. 41) Worcester Township signified its intention to organize the North Penn Water Authority jointly with certain designated Boroughs and Townships located geographically in the North Penn Area of Montgomery County for the purpose of providing a public water supply and distribution system to meet the future anticipated demand for water.

2. Pursuant to Worcester Township Ordinance No. 41 and the amendment thereto dated June 10, 1964 (Ordinance No. 42), the North Penn Water Authority was incorporated on \_\_\_\_\_ 1964, and has since operated for its incorporated purposes supplying water primarily to and for the benefit of the other participating municipalities.

3. Worcester Township has been represented in the affairs of the North Penn Water Company continually since the date of the Authority's incorporation, although there has been no demand for water supply from the Authority in Worcester Township, excepting only a /2/ unit townhouse development known as Bethel Grant located on the periphery of Worcester Township contiguous to an existing water district of the Authority.

4. North Penn Water authority has no surface water supply and depends entirely upon underground water resources through a series of deep wells.

5. Underground resources in the area of the Authority's authorized operation are limited. Accordingly, the development and use of the ground in the area comprising the municipalities which participate in the Authority has of necessity required limitation in direct proportion to the available underground water resources.

6. Worcester Township has attempted to give full recognition to this inherent limitation on the use and development of ground by implementation of planning and zoning policies consistent with available water resources.

7. A water shortage now exists in the other municipalities participating in the Authority. The Authority has drilled wells in Worcester Township and proposes to utilize one or more of these wells to supplement its source of water supply.

8. Worcester Township has no public sewage disposal system, requiring use of on-site sewage systems. Potable underground water resources and sewage disposal systems are directly related and vitally effect the health and welfare of the residents of Worcester Township.

9. On December 15, 1975, this Board authorized an engineering study revising and updating the Worcester Township sewage facilities plan as required by the Pennsylvania Sewage Facilities Act. The official report of the engineering study, prepared by Betz Environmental Engineers, Inc., designated "Official Sewage Facilities Plan Revision" (September 1976) has been accepted and approved by the Pennsylvania Department of Environmental Resources and represents a formal policy position of Worcester Township.

10. The "Official Sewage Facilities Plan Revision" (September 1976-Section entitled Implications of Environmental Factors--Ground Water) commits this Board to the accomplishment of the following specific objectives.

"As a whole, Worcester Township will have an adequate future water supply if the following four conditions are met:

- (1) the withdrawal of groundwater does not exceed the safe sustained yield,
- (2) groundwater levels are not artificially lowered by pumping wells outside the township boundaries,
- (3) contamination does not harm the groundwater reservoir to any extent, and

- (4) if average lot sizes are kept at 1-2 acres to insure that each can be assured of adequate water supplies."

11. Utilization of the underground water resources in Worcester Township by the North Penn Water Authority as a source of supply for areas outside of Worcester Township undermines the Township's historical effort at planning and zoning, contravenes the formal policy position set forth in the Sewage Facilities Plan Revision and is inimical to the health, safety and welfare of Worcester Township and its residents.

- RESOLUTION -

In face of the emergency created by the potential loss of underground water resources in Worcester Township, and in discharge of the duties of office to maintain peace, good government and welfare of the Township, it is hereby

RESOLVED

SECTION 1.

That the underground water resources in Worcester Township shall not be utilized by the North Penn Water Authority or by any other agency, public or private, as a source of water to supply areas outside of Worcester Township without written approval of this Board of Supervisors upon prior request in case of dire emergency.

SECTION 2.

That in implementation of Section 1 of this Resolution the existing wells of the North Penn Water Authority in Worcester Township shall not be connected to the Water System of the North Penn Water Authority.

DULY presented and unanimously adopted by the Board of Supervisors of Worcester Township, Montgomery County, Pennsylvania in public meeting held this thirteenth day of June, A.D., 1977.

BOARD OF SUPERVISORS  
WORCESTER TOWNSHIP

ATTEST:

Quinn H. Place  
SECRETARY

BY:

Allen C. Myer  
CHAIRMAN

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I certify that the above resolution was duly passed at a regular meeting of the Worcester Township Board of Supervisors held on the thirteenth day of June, 1977, in the Farmers Union Hall at Carter Park.  
Quinn H. Place,  
Secretary of the Board.



THE SECRETARY OF THE COMMONWEALTH

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
HARRISBURG

August 12, 1964

George M. Aman, III, Esquire  
Law Offices of Townsend,  
Elliott and Munson  
1600 Western Saving Fund Building  
Broad and Chestnut Streets  
Philadelphia, Pennsylvania

Dear Mr. Aman:

We have approved and filed as of August 10, 1964,  
the Articles of Incorporation of NORTH PENN WATER AUTHORITY.

In due course, the Certificate of Incorporation will  
be forwarded to you.

Yours very truly,  
George I. Bloom

Secretary of the Commonwealth  
By

John E. Groome  
Director, Bureau of Corporations

jb

The foregoing notice is authorized by the above-mentioned ordinances.

DONALD ESCHBACH, Secretary  
Board of Township Supervisors  
Lower Salford Township

WARREN S. KRIEBEL, Secretary  
Board of Township Supervisors  
Towamencin Township

RUSSELL H. PLACE, Secretary  
Board of Township Supervisors  
Worcester Township

FLORENCE R. GETZ, Borough Secretary  
Borough of Lansdale

ELAINE G. FREDERICK, Borough Secretary  
Borough of Souderton

EUGENE PRITCHARD, SR., Secretary  
Board of Township Supervisors  
Franconia Township

(MRS.) MARY M. DIRKS, Secretary  
Board of Township Commissioners  
Hatfield Township

NOTICE is hereby given that the municipal authorities of the Boroughs of Lansdale and Souderton and the Townships of Franconia, Hatfield, Lower Salford, Towamencin and Worcester, all of Montgomery County, Pennsylvania, have duly enacted ordinances signifying their intention to organize a joint Authority under the Municipality Authorities Act of May 2, 1945, P.L. 382, as amended, and that Articles of Incorporation will be filed with the Secretary of the Commonwealth of Pennsylvania on August 10, 1964. Said ordinances approve the proposed Articles of Incorporation, which in substance state: that the name of the Authority shall be the "North Penn Water Authority"; that the Authority is formed under said Act of May 2, 1945, P.L. 382, as amended; the names of the incorporating municipalities; the names of other authorities formed in said municipalities; the names and addresses of the municipal officers of such incorporating municipalities; that each such municipality shall have one member on the Board of said Authority; and the names, addresses and terms of office of the first members of such Board. Said ordinances further specify that the initial project to be undertaken by the Authority is to acquire, hold, construct, improve, interconnect, maintain, operate, own and lease, either in the capacity of lessor or lessee, waterworks, sources of water supply, water rights and allocations, water supply works and water distribution systems, in the above-mentioned municipalities or any of them, or anywhere else, and for such municipalities or any of them and for such other territory as it may be authorized to serve. In addition said ordinances for the Boroughs of Lansdale and Souderton express the intention to sell or lease the water systems in such Boroughs to said Authority upon negotiation of mutually satisfactory terms. Said ordinances also appoint, respectively, the first members of the Board of the Authority from the incorporating municipalities and set forth their names, addresses, appointing municipalities and terms of office as follows:

<u>Name</u>	<u>Address</u>	<u>Appointing Municipality</u>	<u>Term of Office</u>
Lake S. Clemmer	362 Meadowood Lane Souderton, R.D. 1, Pa.	Franconia Township	1 year
David E. Harriott	Shady Lane, R.D. 2 Lansdale, Pa.	Worcester Township	2 year
Roland S. Scholl	101 Oaklyn Avenue Harleysville, Pa.	Lower Salford Township	3 year
Frank W. Schaible	818 N. Chestnut St. Lansdale, Pa.	Borough of Lansdale	4 year
E. Merton Crouthamel	206 W. Broad Street Souderton, Pa.	Borough of Souderton	5 year
John M. Waligora	Old Forty Foot Road Lansdale, R.D. #1, Pa.	Towamencin Township	1 year
Wm. Ellis Zimmerman	North Line, M.R. 1 Lansdale, Pa.	Hatfield Township	2 year



COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF INTERNAL AFFAIRS  
BUREAU OF STATISTICS

Genevieve Blatt  
Secretary of Internal Affairs

1964 ANNUAL REPORT OF MUNICIPAL AUTHORITIES IN PENNSYLVANIA

- A. **MUNICIPAL AUTHORITIES REQUIRED TO FILE.** This inquiry is authorized by Act No. 108 of May 31, 1957, which requires every municipal authority in Pennsylvania to file an annual report with the Department of Internal Affairs. Municipal authorities are also required to file copies of this report with the municipality or municipalities creating the authority. Every authority is further required to have its books, accounts, and records audited annually by a certified public accountant, and to submit a copy of the audit to the Department of Internal Affairs. Every municipal authority in Pennsylvania, including newly formed authorities and inactive authorities are required to file. Authorities with water or sewer operations are required to file separate reports in addition to this report.
- B. **DEADLINE FOR SUBMISSION.** This report must be filed with the Bureau of Statistics, Department of Internal Affairs, Harrisburg, Pennsylvania on or before January 31, 1965.
- C. **COMPLETENESS OF ENTRIES.** Answers Are Required For All Questions. If exact figures are not available, carefully prepared estimates should be reported. The terms "none" or "not applicable" may be used when they truly apply.

ITEM 1 NAME AND MAILING ADDRESS OF AUTHORITY

- A. Legal name of authority NORTH PENN WATER AUTHORITY
- B. Previous name of authority (if any) NONE
- C. Physical location of authority (may differ from mailing address)
  - 1. Street and number \_\_\_\_\_
  - 2. City, borough, or township \_\_\_\_\_ 3. Zip Code \_\_\_\_\_ 4. County \_\_\_\_\_
- D. Office mailing address (if different from C)
  - 1. Street and number 2 ND. & CHESTNUT STREET
  - 2. ~~City~~ borough, or township LANSDALE 3. Zip Code 19446 4. County MONTGOMERY
- E. Names of incorporating municipality or municipalities LANSDALE BOROUGH  
SOUDERTON BOROUGH, FRANCONIA TOWNSHIP, LOWER SALEFORD TOWNSHIP,  
HATFIELD TOWNSHIP, TOWA MENCIN TOWNSHIP, WORCESTER TOWNSHIP

ITEM 2 TYPE OF OPERATION AND PRINCIPAL OFFICERS

- A. Date of incorporation AUG 10 1964  
(month) (day) (year)
- B. Type of project or projects (check one or more)  
 Airport  Parking  School  Sewer  Water  X  
 Other (specify) \_\_\_\_\_
- C. Are any of the projects of the authority leased for operation? Yes  No  X  
 If "yes," state name and mailing address of the lessee operating each project:

Project	Name of Lessee	Address
_____	_____	_____
_____	_____	_____
_____	_____	_____

ITEM 2 (continued)

D. Area served by authority (list cities, boroughs, and townships. Indicate if all or a portion of the city, borough, or township is served.) None as of this report

E. Describe briefly all projects of the authority (if a project has not yet been started by the authority, indicate future plans, if any. If the authority does not have any outstanding bond issues, state whether you have any present plans for floating bonds in the future.) At present the Authority has no outstanding Bonds and has not started any projects. The Authority will in the near future issue Bonds Purchase the assets of the Lansdale Municipal Authority ( Water ) the assets of The Souderton Boro. Water Dept. and make necessary tie ins and improvements.

F. Names and addresses of present officers of the authority:

	Name	Mailing address
Chairman	<u>JOHN M. WALIGORA</u>	<u>OLD FORTY FOOT RD. - LANSDALE R.D. #1</u>
Vice Chairman	<u>FRANK W. SCHAIBLE</u>	<u>818 N. CHESTNUT ST. - LANSDALE, PA.</u>
Secretary	<u>DAVID E. HARRIOTT</u>	<u>SHADY LANE - LANSDALE - R.D.# 2</u>

ITEM 3 BOND ISSUES List all bond issues including bond issues redeemed, refunded, and outstanding. Indicate refunded bond issues as follows: (R)

Description or title of issues or series	Date of issue (month and year)	Amount of bond issues at original sale	Amount of bond issue outstanding as of December 31, 1964	Year in which final bond will mature
NONE		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	

ITEM 4 NAME AND ADDRESS OF PERSON WHO SHOULD BE CONTACTED IF QUESTIONS ARISE REGARDING THIS REPORT

HARRY J. BORGHERS, JR. (name) 2 ND & CHESTNUT ST. - LANSDALE (address) 855 - 1015 (telephone no.)

ITEM 5 THIS REPORT IS AN ACCURATE REPORT AS OF DECEMBER 31, 1964

JAN. 4, 1964 (date) Exec. Assb. to the Board (title) *Harry J. Borgbers, Jr.* (signature of authorized person)

REMARKS

LAW OFFICES

BEAN, DEANGELIS, TREDINNICK & GIANGIULIO

ARTHUR W. BEAN  
SIDNEY M. DEANGELIS  
ROBERT W. TREDINNICK  
ANTHONY J. GIANGIULIO  
JOHN G. KAUFMAN  
EDWARD F. KANE  
WILLIAM H. PUGH, IV  
JAMES J. HEFFERNEN

522 SWEDE STREET  
NORRISTOWN, PA. 19401

BROADWAY 9-6800  
AREA CODE 215

December 2, 1964

Re: North Penn Authority

Mr. Russell H. Place, Secretary  
Township of Worcester  
Fairview Village, Pennsylvania

Dear Russell:-

In accordance with our telephone conversation, I enclose herewith

1. Executed copy of the Articles of Incorporation as approved by the Secretary of State.

2. Copy of the notice as published in the Montgomery County Law Reporter August 6 and the Souderton Independent on the same date. (Notice was also published in the North Penn Reporter).

3. Photocopy of letter from the Bureau of Corporations as to the approval of the Articles.

4. Copy of minutes of organization meeting

Mr. Aman in his letter to me stated he would send me a photocopy of the Certificate of Incorporation as soon as it was available. As yet I have not received it. I shall inquire as to when we may expect to receive it.

I think you should have these papers with the Township records.

Sincerely yours,



Arthur W. Bean

Encs.  
AWB:HWG

ARTICLES OF INCORPORATION

TO THE SECRETARY OF THE COMMONWEALTH  
COMMONWEALTH OF PENNSYLVANIA

In compliance with the requirements of the Act of May 2, 1945, P.L. 382, known as "Municipality Authorities Act of 1945", as amended, the Boroughs of Lansdale and Souderton and the Townships of Franconia, Hatfield, Lower Salford, Towamencin and Worcester, all of Montgomery County, Pa. (together herein called "Incorporating Municipalities"), desiring to incorporate an Authority thereunder DO HEREBY CERTIFY:

1. The name of the Authority is "NORTH PENN WATER AUTHORITY".
2. Said Authority is formed under the provisions of the Act of May 2, 1945, P.L. 382, as amended.
3. The following Authorities organized under the Act of May 2, 1945, P.L. 382, as amended, or under the Act of June 28, 1935, P.L. 463, as amended, are in existence in or for the Incorporating Municipalities, and such Authorities have the following municipalities who are members thereof:

<u>Authority</u>	<u>Members</u>
Franconia School Authority	School District of Franconia Township
Hatfield Township Municipal Authority	Hatfield Township
Lansdale Municipal Authority	Borough of Lansdale
Lansdale Parking Authority	Borough of Lansdale
Lansdale Sewer Authority	Borough of Lansdale
Lower Salford Township Authority	Lower Salford Township
Lower Salford Township School Authority	School District of Lower Salford Township

-E-

TOWNSHIP OF LOWER SALFORD

<u>Office</u>	<u>Name</u>	<u>Address</u>
Chairman, Board of Supervisors	Robert C. Bucher	Schwenksville, R.D., Penna.
Secretary-Treasurer, Board of Supervisors	Donald Eschbach	Park Avenue Harleysville, Penna.
Supervisor	Harold B. Slemmer	Lederach, Penna.

-F-

TOWNSHIP OF TOWANENCIN

<u>Office</u>	<u>Name</u>	<u>Address</u>
Chairman, Board of Supervisors	Wilson A. Snyder	1119 Pioneer Road Lansdale, Penna.
Supervisor	Dr. John B. Jacobs	Allentown Road Lansdale, Penna.
Supervisor	Claude Kriebel	Kriebel Road Lansdale, R.D. 1, Penna.
Secretary and Non-Member	Warren S. Kriebel	Lansdale, R.D. 1, Penna.

-G-

TOWNSHIP OF WORCESTER

<u>Office</u>	<u>Name</u>	<u>Address</u>
Chairman, Board of Supervisors	<del>Linneaus</del> A. Darwiler	Worcester, Penna.
Vice Chairman, Board of Supervisors	Claude H. Beyer	Norristown, R.D. 1, Penna.
Secretary-Treasurer, Board of Supervisors	Russell H. Place	Fairview Village, Penna.

5. The names, addresses, appointing municipality and terms of office of the first members of the Board of the Authority to be formed hereby are as follows:

<u>Name</u>	<u>Address</u>	<u>Appointing Municipality</u>	<u>Term of Office</u>
Lake S. Clemmer	110 East Broad St. Souderton, Penna.	Franconia Township	1 year
David E. Harriott	Shady Lane, R.D. 2 Lansdale, Penna.	Worcester Township	2 years

TOWNSHIP OF FRANCONIA

Attest:

Eugene L. Pritchard  
Secretary

First

By Serald S. Hagey  
Vice Chairman, Board of Supervisors

[ S E A L ]

TOWNSHIP OF HATFIELD

Attest:

Mary M. Surks  
Secretary

By John T. Morris  
President, Board of Commissioners

[ S E A L ]

TOWNSHIP OF LOWER SALFORD

Attest:

Donald Eschbach  
Secretary

By Robert Bucher  
Chairman, Board of Supervisors

[ S E A L ]

TOWNSHIP OF TOWAMENCIN

Attest:

Narrent Kriebel  
Secretary

By Wilson A. Sykes  
Chairman, Board of Supervisors

[ S E A L ]

TOWNSHIP OF WORCESTER

Attest:

Russell H. Place  
Secretary

By L. A. Hester  
Chairman, Board of Supervisors

[ S E A L ]

Motion by Mr. Blawie, seconded by Mr. Myers  
that Mr. Ernest Yocum, representative from Worcester Township to the  
North Penn Water Authority present a certified copy of Worcester  
Township Resolution No. 2-6-77 adopted by this Board of Supervisors  
on June 13, 1977, to the members of the North Penn Water Authority  
at the meeting of the authority to be held June 28, 1977; and that  
Mr. Yocum be and hereby is instructed to take all action necessary  
at that and subsequent meetings of the authority to carry out the  
purpose and intent of Resolution No. 2-6-77.