

## AN ORDINANCE

Of the Borough of West Kittanning, Armstrong County, Pennsylvania, a municipal corporation under the laws of the State of Pennsylvania, by its proper municipal officers, signifying its desire, intention and determination to create a body politic under the provisions of the "Municipal Authorities Act" of the Commonwealth of Pennsylvania, approved May 2, 1945, Act No.104, and the supplements thereto, for the purpose of taking over the water supply system in said Borough of West Kittanning, the supplying of water to domestic and other consumers, including the said Borough of West Kittanning for fire protection, street flushing and other general purposes, the enlargement of said water system by the construction of a filtration plant, and the collection, application and distribution of the income from the operation of said water system.

The Borough of West Kittanning, Armstrong County, Pennsylvania, by its proper corporate officers, ordains as follows:-

Section 1- It is the desire and intention of the corporate officers of the said Borough of West Kittanning, a municipal corporation under the laws of the Commonwealth of Pennsylvania, and they do hereby organize and create a "Municipal Authority" under the provisions of the "Municipal Authorities Act, approved May 2, 1945, (Act No.104), and the supplements thereto, for the purpose of taking over the water supply system in said Borough of West Kittanning, and exercising all and any of the powers conferred by said Act of Assembly.

Section 2- In pursuance of this ordinance, and in compliance with the provisions and requirements of the Municipal Authorities Act of May 2, 1945 (Act No.106) and supplements thereto, the proper officers of the said Borough of West Kittanning, Armstrong County, Pennsylvania, viz:- the burgess, the president of council, and the secretary of the town council, shall certify to the Secretary of the Commonwealth of Pennsylvania, under the borough seal, the following information:-

- (1) The name of the authority shall be:- "West Kittanning Municipal Authority," post office address:- Kittanning, Pa.
- (2) The Authority is formed under the Municipal Authorities Act of 1945, approved May 2, 1945, (Act No.104) and its supplements.
- (3) No other authority organized under the Municipal Authorities Act of 1945, nor under the Act approved June 28, 1935, P.L. 463, nor amendments thereof, is in existence in or for the incorporating municipality, viz:- the Borough of West Kittanning, Armstrong County, Pennsylvania.
- (4) The name of the incorporating municipality is the "borough of West Kittanning, Armstrong County, Pennsylvania.
- (5) The names and addresses of the Burgess and member<sup>s</sup> of the Town Council of the said Borough of West Kittanning, such persons being the present municipal officers of the said Borough of West Kittanning, Armstrong County, Pennsylvania, are as follows:-

Burgess:- A.J.Kuhn, 124 Harrison St., West Kittanning, Pa.  
 Councilmen:- Doyle Shick,  
 President, 315 McKinley St., West Kittanning, Pa.  
 Elmer Schaub, 331 McKinley St., West Kittanning, Pa.  
 Elmo West, 208 Arthur St., West Kittanning, Pa.  
 Wilbur E. Wolff, 214 Cleveland St., West Kittanning, Pa.  
 Lon Painter, 124 Arthur St., West Kittanning, Pa.  
 Gilbert E. Enders, 328 Bluff St., West Kittanning, Pa.  
 Arthur B. Campbell, 216 Bluff St., West Kittanning, Pa.  
 Secretary of Council- Frank S. Frick, 303 Garfield St., West Kittanning, Pa.  
 Treasurer:- Samuel W. Snyder, 320 McKinley St., West Kittanning, Pa.

(The post-office address of each of said officers is Kittanning, Armstrong County, Penn'a.).

(6) The names, addresses, and terms of office of the first members of the Board of the Municipal Authority to be formed under the provisions hereof are as follows:-

Name:-	Address:	Expiration of term:
O.A. Bowser, President,	123 Arthur St., West Kittanning, Pa.,	January 1, 1958
Paul F. White,	131 Cleveland St., West Kittanning, Pa.,	January 1, 1957
Carl W. Schlemmer,	315 Harrison St., West Kittanning, Pa.,	January 1, 1956
S.C. Douglass,	323 Arthur St., West Kittanning, Pa.	January 1, 1955
A.W. Lamison,	222 Cleveland St., West Kittanning, Pa.	January 1, 1954

(The post office address of each of said members of the Municipal Authority to be formed is Kittanning, Pa.).

Section 3- The Articles of Incorporation of said Municipality or Municipal Authority in substantially the form hereinbefore set forth shall be executed on behalf of the Borough of West Kittanning, Pa., and under the municipal seal, by the President of the Town Council, the Burgess of said borough, and attested by the Secretary of the Town Council, and said officers are hereby authorized, empowered and directed to do all things necessary and appropriate to effect and establish said Municipal Authority, in conformity with the provisions of the "Municipal Authorities Act of 1945," and the amendments or supplements thereto.

Section 4- If and when the the "West Kittanning Municipal Authority" has been duly incorporated, and a charter evidencing the same has been duly granted and recorded, the municipal authorities of the Borough of West Kittanning are hereby authorized, sell, assign, transfer, and set over to said "Municipal Authority" all and every, the present equipment of the said borough for the furnishing of a supply of water to the said borough or to private consumers, and for this purpose to execute and deliver all necessary or required written documents evidencing such transfer, together with all existing contracts for the furnishing of water to the municipality of West Kittanning or to private consumers.

Section 5- The project to be initially undertaken by said Municipal Authority shall be the acquisition, construction, improvement, maintenance, and operation of the municipal waterworks of the said Borough of West Kittanning.

Section 6- The adoption of this ordinance is deemed necessary for the benefit, preservation and enhancement of the public health, comfort, and general welfare of the residents of the Borough of West Kittanning and the users of water supplied by and through said water system.

Ordained and enacted by the Town Council of the Borough of West Kittanning, Armstrong County, Pennsylvania, convened in regular session, this 6th day of October, 1952, and duly approved by the Burgess of said borough.

Attest:-

Frank S. Frick,  
Secretary.

Doyle Shick,  
President of Council.

Examined and approved this 6<sup>th</sup> day of October, 1952.

A. J. Kuhn,  
Burgess.