

## Resolutions 2006

2007

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- 2006-12 Act 537 Plan
- 2006-13 Fee Schedule UCC
- 2006-14 National Incident Management System
- 2006-15 DEP-Plan Revision For New Land Development
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- 2007-21 Expense Reimbursement for Use of Personal  
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- 2007-22 Authorizing and Directing the Emergency  
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- 2007-23 Amendments to the Zoning Ordinance enacted  
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- 2008-01 Appointing Kristine Witherow as Alternate member  
of Tyrone Township Zoning Hearing Board.
- 2008-02 Amending & Upgrading Fees & Costs for Permits and Inspecti  
with Enforcement of Pennsylvania Construction Code Regulation
- 2008-03 Appointing J.P. Harris Assoc., LLC to collect  
Earned Income Taxes AND OCCUPATIONAL PRIVILEGE  
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- 2008-04 Appointing Kristine Witherow as member (permanent)  
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- 2008-05 Changing Pension Plan for years to be vested from 10 to 5yr.  
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- 2008-06 Appointing Michael E. Baltzley as Alternate member of  
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- 2008-07 Sewage Facilities Planning Module for Spectra Energy
- 2008-08 Room Records, Office, Meeting Fees & Remediation on Site +

Resolutions for

2006

2007

TOWNSHIP OF TYRONE, ADAMS COUNTY  
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION 2006-12

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Township of Tyrone as follows:

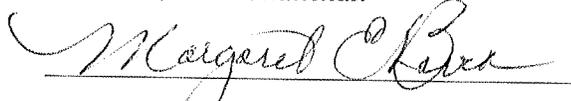
For purposes of its Act 537 plan, the Township hereby resolves that it is its intent to require mandatory connections to any future public sanitary sewer system to the full extent allowed by law and that upon construction or acquisition of such a system, the Board of Supervisors will enact a mandatory connection ordinance in substantially the form attached hereto as Exhibit "A."

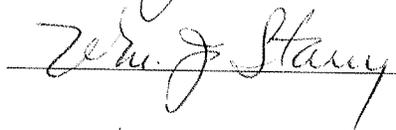
THIS RESOLUTION shall be effective immediately.

IN WITNESS WHEREOF, the Board of Supervisors of the Township of Tyrone have hereunto set their signatures on this 8<sup>th</sup> day of March, 2006.

BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF TYRONE:

  
\_\_\_\_\_  
Chairman

  
\_\_\_\_\_

  
\_\_\_\_\_

ATTEST:

  
\_\_\_\_\_

**RESOLUTION**  
**2006- 13**

**A RESOLUTION OF TYRONE TOWNSHIP ADAMS COUNTY PENNSYLVANIA AMENDING AND UPGRADING FEES AND COSTS FOR PERMITS AND INSPECTIONS WITH ENFORCEMENT OF THE PENNSYLVANIA CONSTRUCTION CODE REGULATIONS**

**BE IT RESOLVED AND ENACTED**, and the same is hereby resolved and enacted by the Board of Supervisors of the Township of Tyrone  
**Approving and establishing a Fee Schedule to become effective immediately**

**“FEE SCHEDULE”**

**A BUILDING PERMIT, RESIDENTIAL UNITS, INCLUDING ADDITIONS, DETACHED ACCESSORY BUILDINGS (over 1000 sq. ft. unless wired), MOBILE HOMES, AND POOLS as referenced as section 403.62 (a-b) of the PA Permit and inspection process for Residential Buildings**

**#1) RESIDENTIAL UNITS Residential (1-2 family dwellings and additions) Service: plan review, footings & foundations, framing, electrical, plumbing, mechanical, energy and final inspection.**

Less than 1,000 sq.ft.	\$327.00
1,000 to 1,800 sq. ft.	\$561.00
1,801 to 2,000 sq. ft.	\$665.00
2,001 to 2,400 sq. ft.	\$769.00
2,401 up	\$769.00 plus an additional \$0.22 per sq. ft.
Required under slab inspection add	\$36.00 per visit
Required additional return visits	\$36.00 per visit

**#2) STAND ALONE STRUCTURES**

(pools, manufactured home at grade, out buildings, decks, etc.)

**Services:**

**Plan review footings, foundation, framing,  
energy & final inspection \$179.00**

**Added Service Visits – add to #2 above:**

**Mechanical, plumbing, electrical \$36.00 per  
service**

**additional return visits \$36.00 per visit**

**#3) INDIVIDUAL INSPECTIONS**

**Services: all others \$90.00 per visit**

**#4) TEMPORARY PERMITS \$90.00 per  
permit**

- **Note, fee schedule will be reviewed annually.**
- **Permits revoked or suspended for cause, no refunds will be granted**

**#5.) COMMERCIAL CODE INSPECTION BUILDING FEE.  
\$100.00**

**#6.) Commercial Plan Reviews as per ICC valuation service  
or actual cost of construction as follows**

- **Estimated construction value \$0 to  
\$1,250,000.....x.0015  
(\$150.00 minimum)**
- **Estimated construction value \$1,125,000. to  
\$5,000,000. \$1,875.+ (\$.0005 x construction value  
over \$1,250,000.)**
- **Estimated construction value over \$5,000,000.....  
\$3,750.+(.0004 x construction value over 5,000,000.)**
- **Plan review for mechanical, plumbing, electrical is  
computed at 25% of the building plan review fee for  
each discipline. (\$150.00 minimum)**

**#7.) COMMERCIAL INSPECTION FEES are based upon square foot construction cost as per ICC valuation service but no less than \$30.00 per trip.**

- **Projects with a construction cost of \$0 to \$2,000,000.00x.002= Insurance costs no less than.....\$30.00 per trip.**
- **Projects with a construction cost of \$2,000,000.00 to \$6,000,000.00.....\$4,000.00**
- **Commercial Electrical Inspection Fees projects to \$9999.....\$.035 x cost of project.**
- **Commercial Mechanical Inspection Fees minimum .....\$30.00 per visit**

**#8.) PERMIT FEE minimum.....\$35.00 per building (For projects not regulated by the Building Code)**

**#9.) AGRICULTURAL BUILDINGS not commercially operated .....\$75.00 per building**

**RESOLVED, this 8<sup>th</sup> day of March, 2006 to be effective immediately.**

**ATTEST**

**Pamela Hannas**



**BOARD OF SUPERVISORS**

**Tyrone township**

**Galen Smith**

**Chairman**



**Margaret Barra**

**Vice Chairperson**



**William Starry**

TYRONE TOWNSHIP  
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION 2006-14

A RESOLUTION OF TYRONE TOWNSHIP, ADAMS  
COUNTY, PENNSYLVANIA ESTABLISHING A NATIONAL  
INCIDENT MANAGEMENT SYSTEM

WHEREAS, in Homeland Security Directive 5, the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (“NIMS”), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prepare for, respond to, and recover from domestic incidents, regardless of cause, source or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal government security partners has been, and will continue to be, vital to the development, effect, and implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local, and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, local, and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualification standards, uniform standard planning, training, and exercising, comprehensive resource management, and designate incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the states ability to utilize federal funding and state agency readiness, maintain first responder safety, and streamline incident processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state and the Township, including all public safety emergency response organizations training programs; and

WHEREAS, the National Commission of Terrorist Attacks recommended adoption of a standardized Incident Command System.

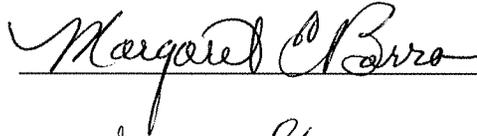
NOW THEREFORE, Pursuant to the provisions of the Emergency Management Services Code, Tyrone Township does hereby mandate the National Incident Management System be utilized for incident management in the Township of Tyrone.

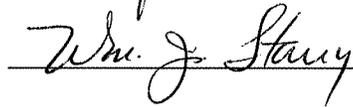
THIS RESOLUTION shall be effective immediately.

IN WITNESS WHEREOF, the Board of Supervisors of the Township of Tyrone have hereunto set their signatures on this \_\_\_\_<sup>th</sup> day of June, 2006.

BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF TYRONE:

  
Chairman





ATTEST:





COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DEP Code No.

RESOLUTION FOR PLAN REVISION  
FOR NEW LAND DEVELOPMENT

RESOLUTION OF THE (SUPERVISORS) (COMMISSIONERS) (COUNCILMEN) of TYRONE  
(TOWNSHIP) (BOROUGH) (CITY), ADAMS COUNTY, PENNSYLVANIA (hereinafter "the municipality").

WHEREAS Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

WHEREAS STEVEN C. SHOWERS has proposed the development of a parcel of land identified as  
land developer

STEVEN C. SHOWERS, and described in the attached Sewage Facilities Planning Module, and  
name of subdivision  
proposes that such subdivision be served by: (circle all that apply), sewer tap-ins, sewer extension, new treatment facility, individual on-lot systems, community on-lot systems, spray irrigation, retaining tanks, other, (please specify)

WHEREAS, TYRONE TWP. finds that the subdivision described in the attached  
municipality  
Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the (Supervisors) (Commissioners) (Councilmen) of the (Township) (Borough) (City) of TYRONE hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

Pamela Hannas, Secretary, Pamela Hannas  
(Signature)

Township Board of Supervisors (Borough Council) (City Councilmen), hereby certify that the foregoing is a true copy of the Township (Borough) (City) Resolution # 15, adopted, June 14 2006.

Municipal Address:

Tyrone Township  
5280 Old Harrisburg Road  
York Springs, PA 17372  
Telephone (717) 528-4012

Seal of  
Governing Body

**Attachment A**

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**Name of Municipality**  
**Resolution Number** 16

WHEREAS THE PENNSYLVANIA DEPARTMENT OF COMMUNITY and ECONOMIC DEVELOPMENT makes available low interest loans for building and facility projects through the Local Government Capital Project Loan Program,

WHEREAS THE Tyone Township will be submitting an application for a low interest loan under the Local Government Capital Project Loan Program,

NOW THEREFORE BE IT RESOLVED AND IT IS HEREBY RESOLVED BY THE Board of Supervisors of the Tyone Township hereby authorizes the Tyone Township to make application for such a loan and be it further resolved that the proper officers of the municipality are hereby authorized to execute all such applications, agreements, contracts or other documents necessary to apply for and to secure such aid.

AND BE IT FURTHER RESOLVED that the Board of Supervisors of the Tyone Township hereby allocates municipal resources in the amount of \$76,480.00 to said project.

Adopted 5-24-06 Board of Supervisors

Attest Samela Hannon Tyone Township

John J. A.  
President/Chairman

**Township Of Tyrone, Adams County  
Commonwealth Of Pennsylvania**

**Resolution 2006- 17**

**Designation Of Agent**

BE IT RESOLVED Board Of Supervisors OF Tyrone Township

THAT Galen Smith, Chairman/Supervisor

**is hereby authorized to execute for and in behalf of**

**Tyrone Township,**

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 26<sup>th</sup> day of July, 2006.

<u>Galen Smith</u> (Name)	,	<u>Chairman</u> (Title)
<u>Margaret C. Barra</u> (Name)	,	<u>Vice Chairperson</u> (Title)
<u>Wm. J. Stary</u> (Name)	,	<u>Supervisor</u> (Title)

**CERTIFICATION**

I, Pamela Hannas, duly appointed and Secretary/Treasurer Of Tyrone Township,

do hereby certify that the above is a true and correct copy of

A resolution passed and approved by the Board of Supervisors

of Tyrone Township on the 26<sup>th</sup> day of July 2006.

<u>Pamela Hannas</u> (Signature)	<u>Secretary/Treasurer</u> (Official Position)	<u>7-26-06</u> (Date)
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**DESIGNATION OF AGENT  
RESOLUTION**

2006- 18

BE IT RESOLVED Board of Supervisors OF Tyrone Township  
(Governing Body) (Public Entity)

THAT Galen Smith, Chairman - Supervisor  
(Name) (Title)

is hereby authorized to execute for and in behalf of

Tyrone Township,

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 26 day of July, 2006.

\_\_\_\_\_  
(Name) (Title)

**CERTIFICATION**

I, Pamela Hannas, duly appointed and Secretary / Treasurer  
(Name) (Title)

of Tyrone Township, do hereby certify that the above is a true and correct copy of  
(Public Entity)

a resolution passed and approved by the Board of Supervisors  
(Governing Body)

of Tyrone Township on the 26 day of July 2006.

Pamela Hannas Secretary / Treasurer 7-26-06  
(Signature) (Official Position) (Date)

**Resolution Opposing Statewide Cable Franchising Legislation in  
Pennsylvania  
2006- 19**

**WHEREAS**, The Cable Act of 1984 (the "Act") provides an important role for municipal governments to negotiate the terms under which a cable television company may provide cable television service to its residents and

**WHEREAS**, under federal law, cable franchise agreements are non-exclusive meaning that more than one cable provider may seek franchises from and provide cable service to a municipality at the same time, and

**WHEREAS**, Board of Supervisors affirms that the local franchising process has benefited both communities and cable customers and has not been a barrier to entry for new providers, and

**WHEREAS**, Board of Supervisors supports maintaining the current cable franchising process that requires cable providers to obtain a local cable franchise in order to offer cable service in a municipality using the municipality's public right-of-way - a cable franchise allows for both competition and local input, and

**WHEREAS**, the local cable franchising process continues to be an effective way for municipalities to work with cable television providers to ensure that each community's local cable-related needs and interests are addressed, and

**WHEREAS**, the elimination of the local cable franchising process would disable the municipality's legal ability to ensure that competition is offered on equal terms to all residents, and

**WHEREAS**, each municipality and its residents have a significant and specific interest in the terms and conditions attendant to the award of a cable television franchise to the cable provider(s) that serve their community, and

**WHEREAS**, municipalities and their residents would suffer either a reduction in services or an increase in property taxes to offset the loss of any portion of the franchise fees on which local budgets depend;

**NOW THEREFORE BE IT RESOLVED** Board of Supervisors urges the Pennsylvania General Assembly, in the strongest possible manner, to oppose any legislation that provides for state-issued cable video franchises.

**AND, BE IT FURTHER RESOLVED** that a copy of this resolution shall be certified and forwarded to members of the State Legislative delegation.

ATTEST:

Municipality: Tyrone Township

Pamela Harris Gabriel Chairman  
President of Chairman

**TYRONE TOWNSHIP**  
**RESOLUTION**  
**2006 20**

A Resolution Of Tyrone Township, Adams County, Pennsylvania  
Establishing And Fixing Tax Levies Of Tyrone Township For The Year Of  
2007.

BE IT RESOLVED AND ENACTED by the Board of Supervisors of the Township of Tyrone that a tax is hereby levied on all real property within the Township of Tyrone subject to taxation for the fiscal year of 2007 as follows:

Tax Rate for General Purposes: 2.85 mills

BE IT RESOLVED, to continue levying various taxes necessary for the operation and delivery of municipal services for the calendar year of 2007, as follows:

REAL ESTATE TRANSFER TAX: One half of one percent ( $\frac{1}{2}$  of 1%.)

PER CAPITA TAX: Five dollars (\$5.00) on every adult resident over eighteen (18) years of age.

EARNED INCOME TAX: One half of one percent ( $\frac{1}{2}$  of 1% ) of gross earnings.

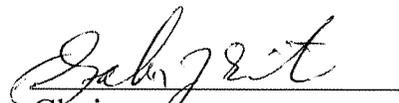
The foregoing tax structure is hereby adopted for the calendar year of 2007.

Resolved, this 27<sup>th</sup> Day of December, 2006 to become effective January 1, 2007.

ATTEST:

Board Of Supervisors  
Tyrone Township

  
Secretary/Treasurer

  
Chairman

**Township Of Tyrone, County of Adams  
Commonwealth Of Pennsylvania**

**Resolution 2007- 21**

A RESOLUTION OF THE TYRONE TOWNSHIP BOARD OF SUPERVISORS  
PRESCRIBING REASONABLE REIMBURSEMENT WITH RESPECT TO THE  
USE OF PERSONAL MOTOR VEHICLES DURING THE PERFORMANCE OF  
TOWNSHIP BUSINESS

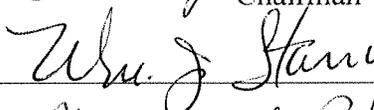
WHEREAS, the Pennsylvania Municipalities planning code, under 53 P.S. 66505, authorizes the Board of Supervisors, as the governing body, to prescribe reasonable reimbursement with respect to actual expense incurred by Township officials and employees through use by such individual of their personal motor vehicle while in the performance of Township business.

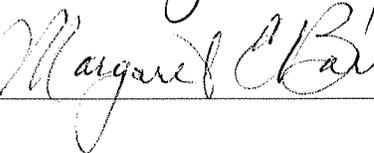
NOW THEREFORE, be it resolved by the Board of Supervisors of the Township of Tyrone, that Township officials and employees shall henceforth be reimbursed for actual expense incurred through the use of such individual's personal motor vehicle while in the performance of Township business at a rate equal to that then allowed by the United States Internal Revenue Service rules and regulations at the time of reimbursement.

RESOLVED and ENACTED this 14th day of February 2007.

TYRONE TOWNSHIP BOARD OF SUPERVISORS

By:   
Chairman

By: 

By: 

Attest:

  
Secretary/Treasurer

TYRONE TOWNSHIP

ADAMS COUNTY

COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 2007-22

A RESOLUTION OF TYRONE TOWNSHIP AUTHORIZING  
AND DIRECTING THE EMERGENCY SUCCESSION OF MUNICIPAL  
OFFICERS AND THE CONTINUITY OF MUNICIPAL GOVERNMENT.

WITNESSETH:

WHEREAS, pursuant to Sections 779.6 and 779.7 of the Emergency Interim Executive and Judicial Succession Act of 1959 (71 P.S. 779.1 et seq.) all municipalities of the Commonwealth are authorized to enact resolutions or ordinances in order to assure the continuity of government through a legally constituted leadership process that will provide for the effective operations of Municipal government during an emergency; and

WHEREAS, the Tyrone Township Supervisors, Adams County desires to establish a lawful order of succession to exercise the powers and discharge the duties of municipal government in the event that one or more Supervisor(s) is absent or unable to exercise his or her powers and duties of office during an emergency that occurs within this Municipality; and

WHEREAS, the Tyrone Township Supervisors believes that the public health, safety, and welfare of all the residents of this Municipality will be better served and protected by the adoption of this resolution.

NOW THEREFORE, be it resolved by the Tyrone Township, Adams County, as follows:

CERTIFICATE

I, the undersigned Secretary of Tyrone Township, Adams County, Pennsylvania, certify that the foregoing is a true and correct copy of a Resolution which was duly adopted by a majority vote of the entire Board of Supervisors at a meeting duly convened according to law and held on March 28, 2007; said Resolution has been duly recorded in the minutes of the Tyrone Township Supervisors; and that said Resolution remains in effect, unaltered and unamended as of the date of this Certificate.

IN WITNESS WHEREOF, I affix my hand and official seal of the Tyrone Township Supervisors this 28<sup>th</sup> day of March 2007.

(Seal)

  
Pamela Hannas, Secretary

(3)

Section 3. Each succeeding Acting Supervisor listed above shall, during the occurrence of a disaster, assume and discharge the powers and duties of any unavailable Supervisor, and shall retain those powers and duties until the unavailable Supervisor, is able to resume the exercise of the powers and discharge the duties of his or her office or until such time as a vacancy which may exist shall be filled in accordance with the law.

Section 4. The order of succession listed in Section 2 of this Resolution shall be revised whenever a vacancy occurs and a new Supervisor is appointed to fill that vacancy. Otherwise, at the first organizational meeting held at the beginning of each new term of office, the elected Supervisor(s) shall adopt a Resolution that contains a renewed order of succession that will provide for the continuity of Municipal government during that term of office.

Section 5. All other municipal elected officers shall designate, by order of succession, three deputies or emergency interim successors to exercise the powers and discharge the duties of his or her office whenever the elected officer is unavailable during the occurrence of any man-made disaster, natural disaster, or war-caused disaster. A written list of the designated successors for each officer shall be delivered to the Municipal Emergency Management Agency for verification purposes.

Section 6. All resolutions or parts of resolutions heretofore enacted, as those resolutions shall be inconsistent with this Resolution, shall be and are expressly repealed and are declared to be null and void.

Section 7. This Resolution shall be effective immediately.

**TYRONE TOWNSHIP**  
**RESOLUTION NO. 2007-23**

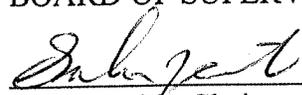
Upon motion duly made, and carried, the Board of Supervisors of Tyrone Township, Adams County, Pennsylvania RESOLVE as follows:

1. Pursuant to Section 609.2 (1) of the Municipalities Planning Code, 53 P.S. 10609.2 (1), after investigation, Tyrone Township hereby makes specific findings with respect to the Amendments to the Tyrone Township Zoning Ordinance enacted December 10, 2003, as follows:
  - a. Notice of intention to enact the aforesaid Zoning Ordinance Amendment was published pursuant to public notice on November 26, 2006 and December 1, 2003.
  - b. The Notice inaccurately stated the date of the public meeting as December 8, 2003. The actual date of the meeting was December 10, 2003.
  - c. On December 10, 2003, the Tyrone Township Board of Supervisors enacted amendments to Sections 401. D; 503. A (1), 503. A (2) (a), 602. A (5), 604 and 604. A of the Tyrone Township Zoning Ordinance.
  - d. No Public Hearing was advertised pursuant to public notice or held pursuant to 53 P.S. 10609 (b) (1) prior to the enactment of the said Zoning Ordinance Amendments.
2. Within one hundred eighty (180) days the Township will enact a Curative Amendment to validate the said Zoning Ordinance Amendments pursuant to Section 609.2 of the Municipalities Planning Code, 53 P.S. 10609.2.

RESOLVED this 15 day of November, 2007.

ATTEST:

  
Secretary

TYRONE TOWNSHIP  
BOARD OF SUPERVISORS  
  
Galen Smith, Chairman

**FORMAL ACTION OF TYRONE TOWNSHIP PURSUANT TO SECTION 609.2 (1) OF  
THE MUNICIPALITIES PLANNING CODE, 53 P.S. SECTION 10609.2 (1)**

Pursuant to Section 609.2 (1) of the Municipalities Planning Code, 53 P.S. Section 10609.2 (1), the Tyrone Township Board of Supervisors hereby declares that the Amendments to Section 401. D, 503. A (1), 503. A (2) (a), 602. A (5), 604 and 604. A of the Tyrone Township Zoning Ordinance enacted December 10, 2003 are invalid. The Tyrone Township Board of Supervisors proposes to prepare a curative amendment in accordance with the procedures set forth in the Municipalities Planning Code.

TYRONE TOWNSHIP  
BOARD OF SUPERVISORS

Date : November <sup>15</sup>/<sub>7</sub>, 2007

  
\_\_\_\_\_  
Galen Smith, Chairman

**Tyrone Township**  
**Resolution**  
**2007-24**

A Resolution of Tyrone Township, Adams County, Pennsylvania  
Establishing and Fixing Tax Levies of Tyrone Township for the Year of  
2008.

BE IT RESOLVED AND ENACTED by the Board of Supervisors of the Township of Tyrone that a tax is hereby levied on all real property within the Township of Tyrone subject to taxation for the fiscal year of 2008 as follows:

Tax Rate for General Purposes: 2.85 mills

BE IT RESOLVED, to continue levying various taxes necessary for the operation and delivery of municipal services for the calendar year of 2008, as follows;

REAL ESTATE TRANSFER TAX: One half of one percent (1/2 of 1%.)

PER CAPITA TAX: Five dollars (\$5.00) on every adult resident over eighteen (18) years of age.

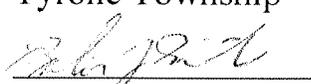
EARNED INCOME TAX: One half of one percent (1/2 of 1%) of gross earnings.

The foregoing tax structure is hereby adopted for the calendar year of 2008.

Resolved, this 28<sup>th</sup> Day of November, 2007 to become effective January 1, 2008.

ATTEST:

  
Secretary/Treasurer

Board of Supervisors  
Tyrone Township  
  
Chairman

**RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP**

**RESOLUTION NO. 2008 - 01**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP APPOINTING KRISTINE WITHEROW AS AN ALTERNATE MEMBER OF THE TYRONE TOWNSHIP ZONING HEARING BOARD FOR A THREE (3) YEAR TERM.

**WHEREAS**, the Board of Supervisors of Tyrone Township may appoint, by resolution, at least one (1) but no more than three (3) residents of the municipality to serve as alternate member(s) of the Zoning Hearing Board; and

**WHEREAS**, the Board of Supervisors of Tyrone Township wish to make such an appointment.

**NOW THEREFORE**, BE IT RESOLVED by the Board of Supervisors of Tyrone Township as follows: Kristine Witherow is hereby appointed as an alternate member of the Tyrone Township Zoning Hearing Board for a term of three (3) years commencing January 7, 2008.

Duly Resolved this 9th day of January, 2008 by the Board of Supervisors of Tyrone Township.

ATTEST:

TYRONE TOWNSHIP  
BOARD OF SUPERVISORS

  
Secretary

  
Galen Smith, Chairman

**RESOLUTION**

**2008- 02**

**A RESOLUTION OF TYRONE TOWNSHIP ADAMS COUNTY PENNSYLVANIA AMENDING AND UPGRADING FEES AND COSTS FOR PERMITS AND INSPECTIONS WITH ENFORCEMENT OF THE PENNSYLVANIA CONSTRUCTION CODE REGULATIONS**

**BE IT RESOLVED AND ENACTED, and the same is hereby resolved and enacted by the Board of Supervisors of the Township of Tyrone**

**Approving and establishing a Fee Schedule to become effective immediately**

**“FEE SCHEDULE”**

**A BUILDING PERMIT, RESIDENTIAL UNITS, INCLUDING ADDITIONS, DETACHED ACCESSORY BUILDINGS (over 1000 sq. ft. unless wired), MOBILE HOMES, AND POOLS as referenced as section 403.62 (a-b) of the PA Permit and inspection process for Residential Buildings**

**#1) RESIDENTIAL UNITS Residential (1-2 family dwellings and additions) Service: plan review, footings & foundations, framing, electrical, plumbing, mechanical, energy and final inspection.**

<b>Less than 1,000 sq.ft.</b>	<b>\$327.00</b>
<b>1,000 to 1,800 sq. ft.</b>	<b>\$561.00</b>
<b>1,801 to 2,000 sq. ft.</b>	<b>\$665.00</b>
<b>2,001 to 2,400 sq. ft.</b>	<b>\$769.00</b>
<b>2,401 up</b>	<b>\$769.00 plus an additional \$0.22 per sq. ft.</b>

**Required under slab inspection add \$40.00 per visit**  
**Required additional return visits \$40.00 per visit**

**#2) STAND ALONE STRUCTURES**

**(pools, manufactured home at grade, out buildings, decks, etc.)**

**Services:**

**Plan review footings, foundation, framing,  
energy & final inspection \$179.00**

**Added Service Visits – add to #2 above:**

**Mechanical, plumbing, electrical \$40.00 per visit**  
**additional return visits \$40.00 per visit**

**#3) INDIVIDUAL INSPECTIONS**

**Services: all others \$60.00 per visit**

**#4) TEMPORARY PERMITS**

**\$60.00 per  
permit**

- **Note, fee schedule will be reviewed annually.**
- **Permits revoked or suspended for cause, no refunds will be granted**

**#5.) COMMERCIAL CODE INSPECTION BUILDING FEE.  
**\$160.00****

**#6.) Commercial Plan Reviews as per ICC valuation service  
or actual cost of construction as follows**

- **Estimated construction value \$0 to \$1,250,000.....x.0015 (\$150.00 minimum)**
- **Estimated construction value \$1,125,000. to \$5,000,000. \$1,875.+ (\$0.0005 x construction value over \$1,250,000.)**
- **Estimated construction value over \$5,000,000..... \$3,750.+(.0004 x construction value over 5,000,000.)**

**RESOLUTION NO. 2008-03**

**A RESOLUTION APPOINTING J.P. HARRIS ASSOCIATES, LLC TO COLLECT EARNED INCOME TAXES AND OCCUPATIONAL PRIVILEGE TAXES**

**WHEREAS**, pursuant to the Local Tax Enabling Act, Act No. 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania, as amended, the Board of Supervisors of Tyrone Township may, by resolution, appoint a third party for the collection of taxes imposed by Ordinance or Resolution under the authority of the Local Tax Enabling Act; and

**WHEREAS**, Tyrone Township has entered into an agreement for collection of current and delinquent earned income taxes and occupational privilege taxes with J.P. Harris Associates, LLC commencing January 1, 2008 (a true and correct copy of the said agreement is attached); and

**WHEREAS**, the Board of Supervisors of Tyrone Township, pursuant to its authority under the Second Class Township Code and the Local Tax Enabling Act, find that it is necessary for the promotion of the public good and welfare of the Township to enter into such an agreement.

**NOW THEREFORE**, The Board of Supervisors of Tyrone Township **RESOLVE** as follows:

1. J.P. Harris Associates, LLC is hereby appointed to collect both current and delinquent earned income taxes and occupational privilege taxes until further action by the Board of Supervisors.
2. All other resolutions, only to the extent that they may be inconsistent herewith, are hereby amended to be consistent herewith.

- Plan review for mechanical, plumbing, electrical is computed at 25% of the building plan review fee for each discipline. (\$150.00 minimum)

**#7.) COMMERCIAL INSPECTION FEES are based upon square foot construction cost as per ICC valuation service but no less than \$30.00 per trip.**

- Projects with a construction cost of \$0 to \$2,000,000.00x.002= Insurance costs no less than.....\$30.00 per trip.
- Projects with a construction cost of \$2,000,000.00 to \$6,000,000.00.....\$4,000.00
- Commercial Electrical Inspection Fees projects to \$9999.....\$.035 x cost of project.
- Commercial Mechanical Inspection Fees minimum .....\$30.00 per visit

**#8.) PERMIT FEE minimum.....\$35.00 per building (For projects not regulated by the Building Code)**

**#9.) AGRICULTURAL BUILDINGS not commercially operated .....\$75.00 per building**

***RESOLVED, this 9<sup>th</sup> day of January, 2008 to be effective immediately.***

**ATTEST**

*Patricia Haunas*  
 \_\_\_\_\_  
**Secretary/Treasurer**

**BOARD OF SUPERVISORS  
 Tyrone township**

*Galen Smith*  
 \_\_\_\_\_  
**Galen Smith,  
 Chairman**

*William J. Starry*  
 \_\_\_\_\_  
**William Starry,  
 Vice Chairman**

*Margaret Barra*  
 \_\_\_\_\_  
**Margaret Barra**

COMMONWEALTH OF PENNSYLVANIA :  
: ss  
COUNTY OF YORK :

ON THIS, the 23<sup>rd</sup> day of January, 2008, I certify that the attached Resolution No. 2008-02, A Resolution Appointing J.P. Harris Associates, LLC To Collect Earned Income Taxes and Occupational Privilege Taxes, is a true, correct and complete copy of the original Resolution executed by the Board of Supervisors of Tyrone Township.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Timothy Shultis (SEAL)  
Notary Public

MY COMMISSION EXPIRES:

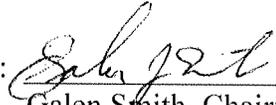
COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Timothy Shultis, Notary Public  
Hanover Boro, York County  
My Commission Expires Feb. 7, 2009  
Member, Pennsylvania Association of Notaries

RESOLVED, this 23rd day of January, 2008.

ATTEST:

BOARD OF SUPERVISORS OF  
TYRONE TOWNSHIP

  
\_\_\_\_\_  
Secretary

By:   
\_\_\_\_\_  
Galen Smith, Chairman

**RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP**

**RESOLUTION NO. 2008-04**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP APPOINTING KRISTINE WITHEROW TO THE TYRONE TOWNSHIP ZONING HEARING BOARD.

**WHEREAS**, the Board of Supervisors of Tyrone Township shall appoint, by resolution, residents of the municipality to serve as members of the Zoning Hearing Board; and

**WHEREAS**, Russell L. Raub resigned as a member of the Zoning Hearing Board by reason of his appointment to the Board of Supervisors; and

**WHEREAS**, the Board of Supervisors is required to fill any such vacancy in the Zoning Hearing Board by appointing a new member for the unexpired portion of the term of the former member; and

**WHEREAS**, the Board of Supervisors of Tyrone Township wish to make such an appointment.

**NOW THEREFORE**, BE IT RESOLVED by the Board of Supervisors of Tyrone Township as follows: Kristine Witherow is hereby appointed as a member of the Tyrone Township Zoning Hearing Board for the unexpired term of Russell L. Raub (i.e., January 2009).

Duly Resolved this 28<sup>th</sup> day of May, 2008 by the Board of Supervisors of Tyrone Township.

ATTEST:

  
Secretary

TYRONE TOWNSHIP  
BOARD OF SUPERVISORS

  
Galen Smith, Chairman

**TYRONE TOWNSHIP PENSION PLAN  
RESOLUTION # 2008-05**

**A RESOLUTION TO AMEND THE  
PENSION PLAN FOR ALL NON-POLICE  
EMPLOYEES OF TYRONE TOWNSHIP, ADAMS COUNTY**

**WHEREAS**, the Tyrone Township Board of Supervisors adopted a pension plan for all full-time, non-police employees of Tyrone Township by Resolution #3-2002; and

**WHEREAS**, the Tyrone Township Board of Supervisors wishes to amend the aforementioned plan.

**NOW, THEREFORE, BE IT RESOLVED AND IT IS HEREBY RESOLVED** that the vesting period, Section IV of Resolution #3-2002, shall be amended as follows:

**1. SECTION IV** – That said pension benefits shall vest one hundred percent (100%) after five (5) years of continuous service as a full-time employee of Tyrone Township.

**2.** In all other respects, the aforementioned Resolution (Resolution #3-2002) shall remain in full force and effect.

Duly RESOLVED this 25th day of June, 2008 by the Board of Supervisors of Tyrone Township.

TYRONE TOWNSHIP SUPERVISORS

By: Galen J. Smith  
Galen J. Smith, Chairman

By: William J. Starry  
William J. Starry, Vice Chairman

By: Russell L. Raub  
Russell L. Raub

ATTEST:

Timothy J. Shultis  
Timothy J. Shultis  
SOLLICITOR

**RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP**

**RESOLUTION NO. 2008-06**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF TYRONE TOWNSHIP APPOINTING MICHAEL E. BALTZLEY TO THE TYRONE TOWNSHIP ZONING HEARING BOARD.

**WHEREAS**, the Board of Supervisors of Tyrone Township shall appoint, by resolution, residents of the municipality to serve as members of the Zoning Hearing Board; and

**WHEREAS**, Kristine Witherow resigned as an alternate member of the Zoning Hearing Board by reason of her appointment as a regular member of the Zoning Hearing Board; and

**WHEREAS**, the Board of Supervisors is required to fill any such vacancy on the Zoning Hearing Board by appointing a new alternate member for the unexpired portion of the term of the former alternate member; and

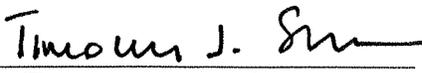
**WHEREAS**, the Board of Supervisors of Tyrone Township wish to make such an appointment.

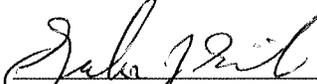
**NOW THEREFORE**, BE IT RESOLVED by the Board of Supervisors of Tyrone Township as follows: Michael E. Baltzley is hereby appointed as an alternate member of the Tyrone Township Zoning Hearing Board for the unexpired term of Kristine Witherow (i.e., January 2011).

Duly Resolved this 9<sup>th</sup> day of July, 2008 by the Board of Supervisors of Tyrone Township.

ATTEST:

TYRONE TOWNSHIP  
BOARD OF SUPERVISORS

  
TIMOTHY J. SHULTIS  
SOLLTOR

  
Galen J. Smith, Chairman



DEP Code No.

AB-01930-120-2

### RESOLUTION FOR PLAN REVISION FOR NEW LAND DEVELOPMENT

RESOLUTION OF THE (SUPERVISORS) (COMMISSIONERS) (COUNCILMEN) of Tyrone Township  
(TOWNSHIP) (BOROUGH) (CITY), Adams COUNTY, PENNSYLVANIA (hereinafter "the municipality").

**WHEREAS** Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

**WHEREAS** Spectra Energy land developer has proposed the development of a parcel of land identified as Spectra Energy name of subdivision, and described in the attached Sewage Facilities Planning Module, and proposes that such subdivision be served by: (check all that apply),  sewer tap-ins,  sewer extension,  new treatment facility,  individual onlot systems,  community onlot systems,  spray irrigation,  retaining tanks,  other, (please specify) \_\_\_\_\_

**WHEREAS**, Tyrone Township municipality finds that the subdivision described in the attached Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

**NOW, THEREFORE, BE IT RESOLVED** that the (Supervisors) (Commissioners) (Councilmen) of the (Township) (Borough) (City) of Tyrone Township hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

I, Donna R. Dixon (Signature), Secretary, Tyrone Township

Township Board of Supervisors (Borough Council) (City Councilmen), hereby certify that the foregoing is a true copy of the Township (Borough) (City) Resolution # 2008-07, adopted, October 8, 2008

Municipal Address:

5280 Old Harrisburg Road  
York Springs, PA 17372

Seal of  
Governing Body

Telephone 717-528-4012

**TYRONE TOWNSHIP  
ADAMS COUNTY  
COMMONWEALTH OF PENNSYLVANIA**

**RESOLUTION NO. 2008-08**

**IN ACCORDANCE WITH ACT 3 OF 2008, THE PENNSYLVANIA RIGHT-TO-KNOW LAW, A  
RESOLUTION OF TYRONE TOWNSHIP DESIGNATING AN OPEN RECORDS OFFICER,  
SETTING FEES FOR OPEN RECORDS REQUESTS AND THE PROCEDURES FOR SUCH  
REQUESTS**

**WHEREAS**, the Right to Know Law, Act 3 of 2008, goes into effect on January 1, 2009;  
and

**WHEREAS**, Tyrone Township wishes to appoint an Open Records Officer, and to adopt procedures for responding to open records requests and to establish fees therefore in accordance with the Right to Know Law, Act 3 of 2008.

**NOW THEREFORE**, be it resolved as follows:

1. Tyrone Township hereby designates the Secretary-Treasurer as the Township Open Records Officer. The Open Records Officer may be reached at:

Address: 5280 Old Harrisburg Road, York Springs, PA 17372

Telephone: 717-528-4012

Fax: 717-528-7999

E-mail: [Tyrone.Township@Comcast.net](mailto:Tyrone.Township@Comcast.net)

2. All Tyrone Township documents deemed to be public records shall be available for inspection, retrieval and duplication at the Township Municipal Building during established business hours 9:00 AM to 2:00 PM with the exception of weekends and holidays.
3. Requests shall be made in writing to the Township Open Records Officer on forms provided by the Township.
4. The Open Records Officer shall review all written requests for access to public records. As soon as possible, but no later than five business days after receiving a written request to access public records, the Open Records Officer shall respond to such requests in writing consistent with Act 3 of 2008, the Right-to-Know Law.
5. Paper copies shall be 25 cents per page per side. The certification of a record shall be \$1 per record. Specialized documents including, but not limited to blue prints, color copies and non-standard sized documents shall be charged the actual cost of production. If mailing is requested, the cost of postage will be charged. The Township shall require prepayment if the total fees are estimated to exceed \$100.
6. The Open Records Officer shall take reasonable measures to protect Township documents from the possibility of theft, damage and/or modification.
7. If access to a record is denied, the response shall include a reason for denial as stipulated in Act 3 of 2008, the Right-to-Know Law.

8. If a written request is denied or deemed denied, the requestor may file an appeal in writing to the Office of Open Records, Commonwealth Keystone Building, 400 North Street, Plaza Level, Harrisburg, PA 17120-0225.
  
9. The appeal shall be filed within 15 business days of the mailing date of the Township's response or within 15 business days of a deemed denial. The appeal shall state the grounds upon which the requestor asserts the records is a public record and shall address any grounds stated by Tyrone Township for delaying or denying the request.

**DULY RESOLVED** this 22nd day of December, 2008.

ATTEST:

BOARD OF SUPERVISORS  
OF TYRONE TOWNSHIP

  
\_\_\_\_\_  
Secretary

By:   
\_\_\_\_\_  
Galen J. Smith, Chairman