

TOWNSHIP OF VALLEY  
CHESTER COUNTY, PENNSYLVANIA  
ORDINANCE NO. 2012- 04

AN ORDINANCE AMENDING THE VALLEY TOWNSHIP CODE OF ORDINANCES  
BY THE ADDITION TO CHAPTER 10 OF A PART 5, CREATING AN  
ENVIRONMENTAL ADVISORY COUNCIL, ENUMERATING THE POWERS OF THE  
ENVIRONMENTAL ADVISORY COUNCIL, ESTABLISHING THE QUALIFICATIONS  
FOR MEMBERSHIP ON THE ENVIRONMENTAL ADVISORY COUNCIL, AS WELL  
AS THE LENGTHS OF THEIR TERMS OF OFFICE, AND MANDATING THE  
KEEPING OF RECORDS AND THE FILING OF AN ANNUAL REPORT.

WHEREAS, the General Assembly of Pennsylvania enacted legislation, Act 148 of 1973, 53 P.S. §11501, et seq. (hereinafter referred to as the "Act"), authorizing municipalities to establish, by Ordinance, an Environmental Advisory Council to advise the municipality's Planning Commission, Park and Recreation Board and electoral affiliates on matters dealing with protection, conservation, management, promotion and use of natural resources located within the municipality's territorial limits;

WHEREAS, Valley Township is committed to the identification, preservation and protection of the natural resources within the Township in order to enhance the Township and provide guidance and information to residents of the Township in the use of natural resources;

NOW BE IT ORDAINED, this 20th day of March, 2012, by the Board of Supervisors of Valley Township, Chester County, Pennsylvania, that Chapter 10 of the Valley Township Code of Ordinances be, and hereby is, amended by the addition of Part 5, as follows:

SECTION 1. Environmental Advisory Council. The Valley Township Environmental Advisory Council is hereby created, having the powers and operating procedures set forth in this Ordinance, and shall continue in existence until the Ordinance is revoked.

**SECTION 2. Powers of the Environmental Advisory Council.** The Environmental

Advisory Council shall have the following powers:

- a. To identify environmental problems and recommend plans and programs to the Board of Supervisors, the Planning Commission and other committees and boards of the Township for the promotion and conservation of the natural resources and for the protection and improvement of the quality of the environment within the Township
- b. To make recommendations as to the possible use of open land areas of the Township.
- c. To promote a community environmental program.
- d. To keep an index of all open space areas, publicly or privately owned, including, but not limited to, flood prone areas, wetlands and other unique natural areas, for the purpose of obtaining information on the proper use of such areas.
- e. To advise the Board of Supervisors and Planning Commission or similar organizations in the acquisition of property, both real and personal, and/or development rights, by gift, purchase, grant, bequest, easement, devise or lease in matters dealing with the protection, conservation, management, promotion and use of natural resources located within the Township's territorial limits.
- f. To perform such other duties and responsibilities authorized by the Act and delegated by the Board of Supervisors.

**SECTION 3. Members and Term of Office.**

- a. The Environmental Advisory Council shall be composed of at least five (5) residents of the Township who shall be appointed by the Board of Supervisors. Any vacancies in the membership of the Council shall be filled by the Board of Supervisors.
- b. Duly appointed Council members shall serve for a term of three (3) years, except that the initial appointments to the Council shall be so staggered that the terms of approximately one-third (1/3) of the membership shall expire each year, the terms of their successors to be three (3) years each. Council members' terms of office shall expire on the first Monday in January following the last of their term of office.
- c. The Board of Supervisors shall designate the chairperson of the Council. The Council may elect such other officers having specific responsibilities as the Council determines necessary to effectively carry out the Council's powers.
- d. Whenever possible, one member of the Council shall also be a member of the Valley Township Planning Commission.

**SECTION 4. Expenses.** Members of the Council shall receive no compensation for their services, but shall be reimbursed for the expenses actually and necessarily incurred by them in the performance of their duties.

SECTION 5. Reports. The Council shall keep records of its meetings and activities and shall make an annual report which shall be made available in a manner consistent with the availability of annual reports by councils and committees of Valley Township, including the Board of Supervisors.

SECTION 6. Appropriations and External Funding.

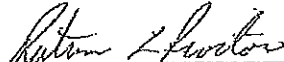
- a. The Board of Supervisors may appropriate funds for the expenses incurred by the Council. Appropriations may be expended for such administrative, clerical printing and legal services as may from time to time be required and shall be within the limit of funds appropriated to the Council.
- b. The Council may seek funding for specific programs and projects pursued by the Council on behalf of the Township with the approval of the Board of Supervisors. Sources of funding include grants and other forms of financial assistance from County and State agencies.

SECTION 7. Effective Date.

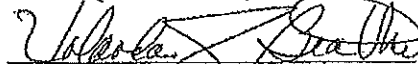
This Ordinance shall be effective five (5) days after enactment.

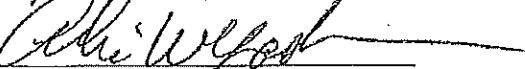
ENACTED AND ORDAINED this 20th day of March, 2012.


VALLEY TOWNSHIP BOARD OF SUPERVISORS

  
Patrice L. Proctor

Christopher Lehenky

  
Yolanda R. Beattie

  
Arlin W. Yoder

  
Katharine O'Doherty

Attest:

  
Secretary-Treasurer