

BOROUGH OF ROSE VALLEY

ORDINANCE NUMBER 325

AN ORDINANCE TO ESTABLISH AN ENVIRONMENTAL ADVISORY COUNCIL FOR THE PURPOSE OF EDUCATING THE CITIZENS OF THE BOROUGH ON MATTERS THAT AFFECT THE QUALITY OF THE ENVIRONMENT AND FOR THE FURTHER PURPOSE OF ADVISING THE BOROUGH COUNCIL ON THE PROTECTION, CONSERVATION AND USE OF NATURAL RESOURCES.

The Council of the borough of Rose Valley hereby Ordains:

Section 1. Establishment of the Environmental Advisory Council.

An Environmental Advisory Council (EAC) is hereby established. The Environmental Advisory Council shall remain in effect until it is specifically abolished by action of the Borough council.

Section 2. Purpose.

The purpose of the Environmental Advisory Council (EAC) is to advise the Borough Council and to educate the citizens of the Borough on matters that affect the quality of the environment in the Borough, including those relating to the protection, conservation, management, promotion, and use of natural resources and issues relating to the effects of man-made and natural materials on the environment.

Section 3. Membership.

- a. The Environmental Advisory Council (EAC) shall be composed of no less than five and no more than seven members, all of whom shall be residents of the Borough of Rose Valley.
- b. All members, including the Chairperson, of the EAC shall be appointed by the Rose Valley Borough council at the first regularly scheduled meeting in January of the year of the appointment. The term of each member of the EAC shall expire on the second Wednesday in January following the last year of their term of office.
- c. All appointed members of the EAC shall serve for a term of three years, except that the initial appointments shall be staggered as follows: no more than three members shall be appointed for a one more than two members shall be appointed for a two year term and no more than two members shall be appointed for a three year term.

- d. Whenever possible, Council membership shall include a member from the Borough Council and a member from the Planning Commission.
- e. The EAC members shall not receive any compensation for their services, but the EAC and its members may be reimbursed for actual and necessary expenses incurred by them in the performance subject to the financial limitations set from time to time by the Rose Valley Borough Council.

Section 4. Organization & Duties

- a. The EAC shall keep minutes of its meetings. The minutes shall be distributed to the members of the Planning Commission and the Borough Council. The EAC shall meet at such times as the chairperson shall designate. All meetings must be advertised in accordance with the laws of this Commonwealth.
- b. It is the duty of the EAC to advise the Borough Council and the citizens of the Borough as to those environmental topics and issues which it shall be requested to investigate and analyze, from time to time, by the Borough Council.

Section 5. Powers.

The EAC shall have the following powers:

- a. To identify environmental problems, including those caused by human action, which affect the air, land, water and other natural resources in the Borough and to recommend plans and programs for their improvement.
- b. To recommend plans and programs to borough Council for the promotion and conservation of natural resources and for the protection and improvement of the quality of the environment within the Borough.
- c. To identify public and private sources of funding for preserving, protecting and studying the quality of the environment and to develop grant proposals to obtain such funding.
- d. To make recommendations as to the possible use of open space, including undeveloped land and recreational areas in the Borough of Rose Valley.

- e. To promote and formulate an environmental program in the Borough of Rose Valley.
- f. To develop and maintain an environmental resource inventory of all open areas, both publicly and privately owned, including flood plain areas, flood prone areas, wetlands, steep slopes and other environmentally sensitive areas.
- g. To develop and maintain a report on the status of environmental conditions as a baseline for future evaluation and action.
- h. To advise Borough Council regarding the acquisition of property for open space and other environmentally sound uses.
- i. To undertake such environmental tasks, or other duties, as requested by Borough Council from time to time, and to report to Borough Council all decisions, recommendations and determinations regarding such tasks.
- j. To provide written comments to the Planning Commission and the Borough Council, when requested to do so by Borough Council, regarding applications for subdivision, variances and conditional uses, where environmental issues may be involved.

Section 6. Approval of Borough Council Required.

Before initiating any activities pursuant to the powers set forth herein, the EAC shall obtain the approval of the Borough Council.

Section 7. Funding.

The Rose Valley Borough Council may, from time to time, appropriate funds out of the General Fund of the Borough, for the expenses incurred by the EAC.

Section 8. Serverability.

If any part of this Ordinance is found to be unconstitutional, illegal or invalid for any reason, such unconstitutionality, illegality or invalidity shall not affect, impair or limit the enforcement of the remaining provision of this Ordinance. It is hereby declared as the intent of the Council of the Borough of Rose Valley that this Ordinance would have been adopted had such unconstitutional, invalid or illegal part of the Ordinance not been included herein at the time this Ordinance was enacted.

Section 9. Effective Date.

This Ordinance shall become effective thirty (30) days after enactment by Borough Council and written approval by the Mayor.

ORDAINED and ENACTED this 16TH day of April, 2008.

BOROUGH OF ROSE VALLEY

Attested this 16TH day of April, 2008.

Paula W. Healy, Borough Secretary

Thomas F. Plummer, Jr.,
President of Council

Approved this 16TH day of April, 2008.

Gerald J. Perry, Mayor