

RESOLUTION NO. 041309-3

A RESOLUTION OF THE BOROUGH OF GETTYSBURG, ADAMS COUNTY, PENNSYLVANIA ASSURING THE RESIDENTS OF STRABAN TOWNSHIP, ADAMS COUNTY, PENNSYLVANIA ACCESS TO SPECTATOR STANDS TO BE DONATED BY STRABAN TOWNSHIP AND TO BE PLACED WITHIN THE GETTYSBURG BOROUGH RECREATION PARK.

WHEREAS, the Borough of Gettysburg owns and makes available for the recreational use of the general public a recreation park located entirely within the Borough of Gettysburg (hereinafter referred to as the "recreation park"); and

WHEREAS, Straban Township, Adams County, Pennsylvania proposes the donation of spectator stands to be placed within the recreation park; and

WHEREAS, the source of funds for the donation of the spectator stands is recreation fees levied by Straban Township on new development in that municipality as authorized by the Pennsylvania Municipalities Planning Code; and

WHEREAS, the Pennsylvania Municipalities Planning Code requires that any recreation facilities acquired with development fees must be accessible to persons from the development furnishing the fees; and

WHEREAS, the Borough of Gettysburg desires to provide assurance to Straban Township that its residents will be provided future access to the spectator stands to be donated by Straban Township and to be placed within the recreation park.

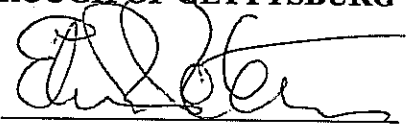
WHEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Gettysburg that the residents of Straban Township, Adams County, Pennsylvania shall have and shall be provided access in common with the general public to the spectator stands to be donated by Straban Township and to be placed within the Gettysburg Borough recreation park; and

IT IS FURTHER RESOLVED, by the Borough Council of the Borough of Gettysburg that in the event access to the spectator stands to be donated by Straban Township and to be placed within the Gettysburg Borough recreation park is ever limited or terminated by the Borough of Gettysburg to the extent that the residents of Straban Township no longer enjoy such access, said spectator stands shall be removed from the recreation park by the Borough of Gettysburg and returned to Straban Township.

THIS RESOLUTION DULY ADOPTED according to law on the 13th day of April, 2009, at a duly advertised regular meeting of the Borough Council of the Borough of Gettysburg.

BOROUGH OF GETTYSBURG

By:



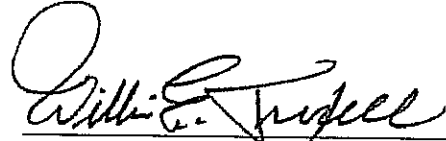
Edwin R. Peterson
President of Borough Council

Attest:



Sara L. Stull, Secretary

APPROVED this 13th day of April, 2009.



William E. Troxell, Mayor