

**EAST COVENTRY TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION NO. 2011-24

**A RESOLUTION ESTABLISHING AND APPOINTING AN
OPEN SPACE COMMITTEE FOR EAST COVENTRY
TOWNSHIP FOR THE PURPOSE OF MAKING
RECOMMENDATIONS TO THE BOARD OF
SUPERVISORS REGARDING THE PURCHASE OF LAND
FOR OPEN SPACE PURPOSES.**

WHEREAS, the Open Space Lands Acquisition and Preservation Act, 32 P.S. §5001 *et seq.* (the “Open Space Lands Act”) authorizes local government units to impose, in addition to the earned income tax rate limit set forth in the Local Tax Enabling Act, 53 P.S. §6924.101 *et seq.* (the “LTEA”), a tax on the earned income of the residents of a local government unit not exceeding the rate authorized by a referendum of the voters; and

WHEREAS, the Board of Supervisors of East Coventry Township (“Board”) by Ordinance No. 169, adopted on July 12, 2010, ordered that a referendum be conducted pursuant to the Open Space Lands Act during the November 2010 election for the registered voters in East Coventry Township to vote whether they were in favor of the imposition of an additional earned income tax at the rate of one quarter of one percent (0.25%) to be used for financing the acquisition of open space, acquiring agricultural conservation easements, and/or, acquiring recreation or historic lands, in accordance with the Open Space Lands Act; and

WHEREAS, a majority of those voting on the referendum question voted in favor of the imposition of the tax; and

WHEREAS, by Resolution No. 2011-14, the Board established certain procedures to follow in connection with the acquisition of open space property interests; and

WHEREAS, the Board has determined that it is in the best interest of the Township to establish a committee for the purpose of assisting the Board in evaluating parcels of land and making recommendations to the Board with regard to the purchase of such parcels for open space purposes; and

WHEREAS, the purpose of this Resolution is to establish and appoint members to such a committee.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. Establishment and General Duties. The Board of Supervisors of East Coventry Township hereby establishes a committee which shall serve in an advisory capacity and as a resource to the Board of Supervisors on matters pertaining to the evaluation of parcels of land for purchase by the Township for open space purposes, subject to the approval of the Board of Supervisors and as more particularly set forth below. This committee shall be known as the “East Coventry Township Open Space Committee” (hereinafter “Committee”).

2. Membership; Compensation; Vacancies. The Committee shall consist of seven (7) members. Of the seven (7) members of the Committee, there shall be one (1) member of the Board of Supervisors, one (1) member of the Planning Commission, one (1) member of the Parks, Recreation and Conservation Committee, one (1) member of the Historic Commission and three (3) at-large members. All members of the Committee shall be appointed by the Board of Supervisors. Committee members shall serve for terms of four years or until their successors are appointed, except that the members first appointed shall be so appointed that the term of not more than two members shall expire annually thereafter. Members of the Committee shall serve without compensation, but, when authorized by the Board of Supervisors, may be reimbursed reasonable expenses, upon submission of a voucher, necessary to perform the duties and

responsibilities of membership. All persons appointed shall serve their full term unless voluntarily resigned or removed by the Board of Supervisors for dereliction or neglect of duty. A vacancy on the Board occurring other than by expiration of term shall be filled for the unexpired term and in the same manner as an original appointment.

3. Officers; Rules and Regulations; Meetings. Members of the Committee shall elect a chairman and secretary and select all other necessary officers to serve for a period of one year. The Committee may adopt rules and regulations for the conduct of all business, as may be delegated to it by the Board of Supervisors. The Committee shall hold regular meetings at such times and places as it may designate and shall keep minutes of all meetings and provide a copy of same to the Board of Supervisors by providing a copy to the Township Secretary.

4. Reports. The Committee shall annually prepare and submit a written report to the Board of Supervisors by March 1 of each year of its activities for the prior calendar year.

5. Entering Into Contracts and Incurring Obligations. The Committee shall not enter into any contract or incur any obligation binding upon the Township.

6. Powers and Responsibilities. The powers and responsibilities of the Committee are as follows or may be hereafter provided by resolution of the Board of Supervisors:

a. To make recommendations to the Board of Supervisors concerning the acquisition of parcels of land for open space purposes.

b. To make recommendations to the Board of Supervisors in applying the procedures established by Resolution No. 2011-14 for evaluating the acquisition of open space property interests by the Township.

c. To make recommendations to the Board of Supervisors concerning the protection, conservation and management of open space property within the Township.

d. To make recommendations to the Board of Supervisors concerning the promotion and use of open space property within the Township.

e. To serve in an advisory capacity to the Board of Supervisors regarding matters that relate to policies affecting open space property within the Township.

f. To conduct periodic inspections and reviews of the existing open space property interests held by the Township to assess the promotion and use of such open space property.

g. To make recommendations and review, at the request of the Board of Supervisors, Township Ordinance provisions, the Township Open Space Plan, and the Chester County Open Space Plan as they relate to the acquisition, protection, conservation, management, promotion and use of open space property located within the Township

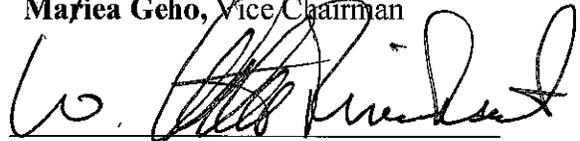
h. To act as a public forum for residents to address concerns over the acquisition of open space property interests by the Township.

APPROVED at the public meeting of the East Coventry Township Board of Supervisors held on September 12, 2011.

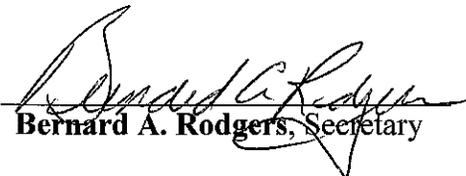
EAST COVENTRY TOWNSHIP

By: 
Ray A. Kolb, Chairman

By: 
Marica Geho, Vice Chairman

By: 
W. Atlee Rinehart, Supervisor

By: 
Timothy J. Roland, Supervisor

Attest: 
Bernard A. Rodgers, Secretary

By: 
Michael Albert Moyer, Supervisor