

Upon motion by John H. Groh, seconded by Richard P. Figaski, the following Ordinance was duly enacted, 2 voting in favor of enactment, 1 voting against enactment.

ORDINANCE 2015-10

An Ordinance to place on the ballot for the 2015 General Election a Government Study Commission Question.

WHEREAS, the Pennsylvania Home Rule Charter and Option Plans Law, 53 Pa. C.S. Sections 2901, et seq., allows the governing body of a municipality, by ordinance, to place on the ballot one of three authorized questions for consideration by voters of such municipality; and

WHEREAS, the Board of Supervisors believes that voters of Millcreek Township should vote to determine whether a study commission should be formed to study the existing form of government of Millcreek Township and consider the advisability of adopting a home rule charter and, if deemed advisable, to draft and recommend a home rule charter.

IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of the Township of Millcreek, Erie County, Pennsylvania, and it is ordained and enacted, as follows:

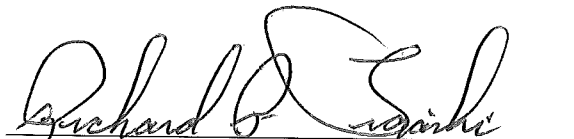
1.01 An election shall be held at the 2015 General Election on the following question, authorized in Section 2911(a) of the Home Rule Charter and Optional Plans Law:

Shall a government study commission of seven (7) members be elected to study the existing form of government of Millcreek Township, Erie County, Pennsylvania; to consider the advisability of the adoption of a home rule charter; and, if advisable, to draft and to recommend a home rule charter?

1.02 Within five (5) days after the enactment of this Ordinance, the Township Secretary or Assistant Secretary shall file with the Erie County Board of Elections a certified copy of this Ordinance together with a copy of the question to be submitted to the electors.

1.03 If any section, subsection, sentence, clause, phrase or portion of this Ordinance or its application to any person, property or circumstances is for any reason held invalid or unconstitutional by any court, such holding shall not be construed to affect the validity of any of the remaining provisions of this Ordinance or its application, for such portion shall be deemed as a separate, distinct and independent provision from the remaining provisions which shall be and remain in full force and effect. It is hereby declared the legislative intent that this Ordinance would have been adopted had such valid or unconstitutional provision of its application not been included herein.

BE IT ENACTED this 30th day of June, 2015.


Richard P. Figaski, Secretary