

THE TOWNSHIP OF HAVERFORD, PENNSYLVANIA

Ordinance No. 2595-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA AMENDING THE CODE OF ORDINANCES OF THE TOWNSHIP OF HAVERFORD KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", FURTHER AMENDING AND SUPPLEMENTING CHAPTER 165, LOCAL TAXPAYER'S BILL OF RIGHTS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania and it is hereby enacted and ordained by the authority of the same:

SECTION 1. TEXT AMENDMENTS:

A. Chapter 165, Local Taxpayer Bill of Rights, is hereby amended to read as follows:

§ 165-47(A)(7) Any information obtained by the Township as a result of any audit return, report, investigation, hearing or verification shall be confidential tax information, except as provided by law.

§ 165-49(A) Petitions. A taxpayer may file a petition for review of assessment determination, or refund, with the Township's Local Tax Hearing Officer. **Petitions must be mailed or delivered to: Haverford Township, Attn: Finance Director, 2325 Darby Road, Havertown, PA 19083.**

§ 165-49(A)(4) **The Finance Director shall deny all petitions not timely filed**

§ 165-49(A)(7) **Upon receipt of a timely filed Petition for Administrative Appeal, the Finance Director or his designee will (a) promptly schedule a hearing if a hearing has been requested by the taxpayer (if a hearing is not requested, the Petition will be determined on the record before the Hearing Officer) (b) provide the taxpayer with a Notice of Hearing (setting forth the date, time and location of the hearing, and (c) forward the taxpayer's petition to the Local Tax Hearing Officer appointed by the Township. Unless the date of the hearing is agreed upon by all parties, the Finance Director shall give at least seven days written notice of the hearing to all parties.**

§ 165-49(A)(8) **Hearings will be held at the Township Municipal Building, 2325 Darby Road, unless otherwise directed by the Finance Director. Hearings will be informal in nature and technical rules of evidence will not be applicable, although all persons testifying shall do so under oath.**

§ 165-49(A)(9) **Taxpayers may appear before the Hearing Officer with or without benefit of representation. Any person seeking to represent a taxpayer at the hearing must first be so authorized by the taxpayer in writing. A taxpayer's representative need not be**

professionally trained, but should be familiar with the Tax Ordinance, any applicable Regulations and the facts of the case

§ 165-49(A)(10) Evidence may be submitted and considered that possesses probative value commonly accepted by reasonably prudent persons in the conduct of their affairs.

§ 165-49(A)(11) The hearing may proceed in the absence of any party who fails to appear, but the Hearing Officer's Decision shall not be based solely upon the failure of a party to appear.

§ 165-49(A)(12) After the conclusion of the hearing, the Hearing Officer shall issue a written decision to the parties. The decision shall be issued within sixty (60) days of the filing of the petition, unless both parties waive the sixty (60) day deadline. The decision is timely issued so long as it is mailed, faxed, emailed or otherwise transmitted to the parties on or before the deadline.

SECTION 2. Repealer. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

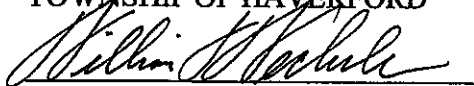
SECTION 3. Severability. The provisions of this Ordinance are severable and if any section, sentence, clause, part, or provision hereof shall be held illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such decision of this court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this ordinance. It is hereby declared to be the intent of the Board that this ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included herein.

SECTION 4. Effective Date. This Ordinance shall become effective thirty (30) days following final adoption by the Board of Commissioners and publication as required by law.

ADOPTED this 11th day of January, 2010.

TOWNSHIP OF HAVERFORD

BY:

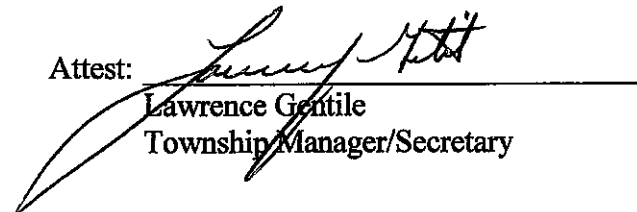


William F. Wechsler

President

Board of Commissioners

Attest:



Lawrence Gentile

Township Manager/Secretary

Ordinance

2596 - 2010

Not Used

ORDINANCE NO. 2597-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", REVISING AND SUPPLEMENTING THE PROVISIONS OF CHAPTER 175, "VEHICLES AND TRAFFIC" BY AMENDING FEES FOR PARKING METERS AND FINES FOR VIOLATIONS RELATED THERETO.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION 1. LANGUAGE AMENDMENTS.

A. § 175-50 *Parking meter rates*, is hereby amended as follows:

The charge for the use of parking meters erected in zones established as provided in §175-40 will be \$0.25 for each hour- 30 minutes of parking, with a maximum of two hours of parking.

B. §175-55 *Parking charges*, is hereby amended as follows:

A. Parking is permitted on a public off-highway parking place or lot for any period from one hour to a maximum of 10 hours, provided that at the time of first parking, the parking charge as indicated below is deposited in the parking meter. Vehicles must also be parked in the manner prescribed in §175-44 of Article VI. Rates for all off-highway metered parking will be \$0.25 for each hour 30 minutes of parking.

C. §175-75 *Violations and penalties*, is hereby amended as follows:

B. Any person who shall violate any provision of a section listed below shall, upon conviction, be sentenced to pay a fine of not more than that specified for violation of said section and, in the event of nonpayment of such fine and costs of prosecution, such person shall be subject to imprisonment for a period not exceeding that indicated for said section.

Article/Section	Maximum Fine (or range)	Maximum Imprisonment (days)
Article I, General Regulations (§§175-3 and 175-4)	\$ 40 <u>25</u>	5
Article II, Traffic Regulations (§§ 175-7, 175-9, 175-10, 175-11, 175-12, 175-20 and 175-21)	\$ 40 <u>25</u>	5
(§§ 175-8, 175-13, 175-14 and 175-15)	\$ 5	3
(§ 175-19)	\$ 25	10
Article III, Parking Regulations (§ 175-23)	\$ 40 <u>25</u> to \$300 †	30
(§§ 175-24 through 175-30)	\$ 10 <u>25</u>	5
(§ 175-31, Handicapped Parking)	\$ 50	—
(§ 175-32)	\$300	30
Article IV, Special Permit Parking (§§ 175-33 through 175-37)	\$300	30
Article V, Fire Zones (§§ 175-38 and 175-39)	\$ 20 <u>50</u> ♦ ♦	None
Article VI, On-Highway Metered Parking (§§ 175-40 through 175-50)	\$ 15.‡	5
Article VII, Off-Highway Metered Parking (§§ 175-51 through 175-57)	\$ 15 ‡	5
Article VIII, Snow and Ice Emergencies (§ 175-61A) (§ 175-61B)	\$ 40 <u>25</u> ♦ \$ 25	5 10

♦ Note: See Subsection C below.

† Note: See Subsection D below.

‡ Note: See Subsection E below.

♦ ♦ Note: See Subsection G below.

C. Receipt of a notice of violation of any provision of a section designated by an asterisk (*) in Subsection B above shall require the payment of the fine within five days. Failure to pay said fine within five days of the issuance of the violation will

result in an additional administration fee of \$20 being assessed by the Township. An unpaid violation will mandate the issuance of a citation.

D. Receipt of a notice of violation of any provision of a section designated by a dagger (†) in Subsection B above shall require the payment of a fine of ~~\$10~~ 25 for each offense, and each daily occurrence of the same offense shall be considered a new offense. If such fine is not paid within 48 hours of the issuance of the violation notice, the violator shall be subject to prosecution and, upon conviction in summary proceedings before a District Justice, shall be liable to a fine of not more than \$300 and costs of prosecution and, in default of payment of such fine and costs, imprisonment for not more than 30 days in the county jail. Failure to pay said fine within five days of the issuance of the violation will result in an additional administration fee of \$20 being assessed by the Township. An unpaid violation will mandate the issuance of a citation.

E. Receipt of a notice of violation of any provision of a section designated by a double dagger (‡) in Subsection B above shall require the payment of the fine within five days, after which an additional administration fee of \$20 will be assessed by the Township. An unpaid violation will mandate the issuance of a citation.

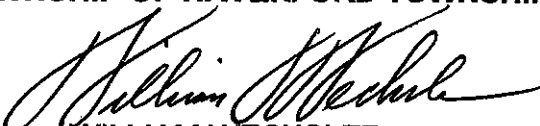
F. All fines shall be paid at the Haverford Township ~~Administration Building, 2325 Darby Road,~~ Police Department Records Division, 1010 Darby Road, Havertown, Pennsylvania 19083, between the hours of ~~9:00~~ 8:00 a.m. and ~~5:00~~ 4:00 p.m., Monday through Friday. Tickets issued on Fridays, Saturdays, Sundays or holidays will not incur penalty fines (when required) if paid by ~~5:00~~ 4:00 p.m. on the next day the Township ~~Administration Building~~ Police Department Records Division is open for business.

G. Receipt of a notice of violation of any provision of a section designated by a double asterisk (**) in Subsection B above shall require the payment of a fine of ~~\$20~~ 25 for each offense. Failure to pay said fine within five days of the issuance of the violation will result in an additional administration fee of \$20 being assessed by the Township. An unpaid violation will mandate the issuance of a citation.

SECTION 2. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8th day of February, 2010.

TOWNSHIP OF HAVERFORD TOWNSHIP

BY: 
WILLIAM WECHSLER
President
Board of Commissioners


Attest: Lawrence Gentile
Township Manager/Secretary

ORDINANCE NO. 2598-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-27, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish No Parking Anytime Zone on:

The west side of Merwood Lane, 60 feet north of Eagle Road

SECTION 2. That Section 175-30, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish Parking Time Limited:

15 minute increments on the east side of Allston between Brookline and Sagamore Road during the hours of 8 am to 4 pm during weekdays.

SECTION 3. That Section 175-28 Subsection C, Ordinance No. 1960, be and the same is hereby amended and supplemented so as to establish Parking of Commercial Vehicles over 8,000 lbs PROHIBITED at all times on:

the 300 block of Davis – at all times


The Unit Block of East Wilmont – at all times

SECTION 4. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 5. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8th day of February, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY 
William F. Wechsler

President

Board of Commissioners


Attest: Lawrence J. Gentile

Township Manager/Secretary

ORDINANCE NO. 2599-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", REVISING AND SUPPLEMENTING THE PROVISIONS OF CHAPTER 157, "STREETS AND SIDEWALKS" BY PROHIBITING THE PLACEMENT OF SNOW IN THE STREETS AND SIDEWALKS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION 1. LANGUAGE AMENDMENTS.

ARTICLE V. Prohibiting the placement of snow in public ways.

§ 157-33. Prohibiting the piling of snow in a sidewalk or roadway.

It is hereby declared to be unlawful for any property owner, his or her contractor, agent or employee, to shovel, plow, discharge or otherwise place snow removed from a private property into any street, roadway, sidewalk or alley within the Township of Haverford.

§ 157-34. Violations and penalties.

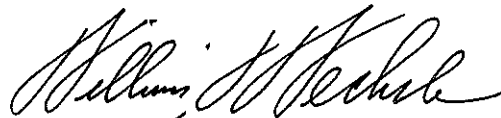
Any person, firm or corporation violating any provision of this article shall, upon summary conviction before any Magisterial District Justice of the Peace, pay a fine not exceeding \$1,000 and costs of prosecution; and in default of one payment of the fine and costs, the violator may be sentenced the county jail for a term of not more than 30 days. Each and every day in which any person, firm or corporation all be in violation of this article shall constitute a separate offense.

SECTION 2. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8th day of March, 2010.

TOWNSHIP OF HAVERFORD

BY:



William Wechsler

President

Board of Commissioners



Attest: Larry Gentile

Township Manager/Secretary

ORDINANCE NO. 2600-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-95, Schedule XX, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to REMOVE a "SPECIAL PURPOSE PARKING SPACE" on the following highway:

For the property located at 101 Strathmore Road (sign located at the entrance of the property located on Beverly Road)

SECTION 2. That Section 175-91, Schedule XVI, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to Establish "PARKING OF ALL VEHICLES PROHIBITED AT ALL TIMES" on the following highway:

No Parking on the 600 Block of Malvern Road from 65 feet on Malvern in a westerly direction from Maple Shade to 95 feet on Malvern Road.

SECTION 3. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 4. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 12th day of April, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY: 
William F. Wechsler

President

Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager/Secretary

~~ORDINANCE NO. 2601-2010~~

ORDINANCE NO. 2601-2010

GROUND LEASE

by and between

**TOWNSHIP OF HAVERFORD,
as Landlord**

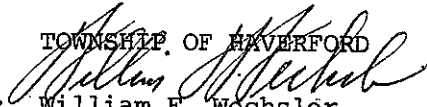
and

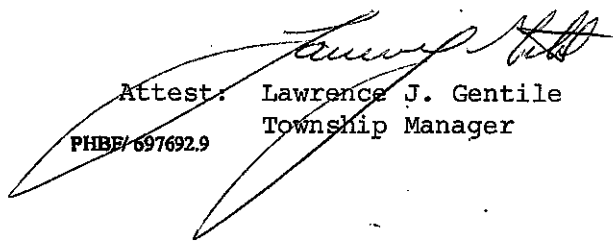
**YMCA OF PHILADELPHIA & VICINITY,
as Tenant**

March 8, 2010

Adopted this 12th day of April, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY: 
William F. Wechsler
President, Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager

PHBE/697692.9

ORDINANCE NO. 2602-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-95, Schedule XX, be and the same is hereby amended and supplemented so as to establish and/or remove Special Purpose Parking Zones:

Establish

In front of 602 Country Club Lane

In front of 519 Woodland Drive

Remove

30 Fulmer Avenue

SECTION 2. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 3. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 10th day of May, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY: William F. Wechsler

President

Board of Commissioners

Attest: Lawrence J. Gentile

Township Manager/Secretary

ORDINANCE NO. 2603-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-95, Schedule XX, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish/remove "SPECIAL PURPOSE PARKING ZONES":

**Remove - In front of the property at 1614 Lynnewood Road.
Establish - In front of 643 Georges Lane
- In front of 1610 Lynnewood Drive**

SECTION 2. That Section 175-94, Schedule XIX, Ordinance No. 1960, be and the same is hereby amended and supplemented so as to establish: "PARKING TIME LIMITED":

On the west side of Grasslyn Avenue, from West Eagle Road 290 feet in a northerly direction towards W. Hillcrest Avenue and will restrict parking to 1 hour only.

SECTION 3. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 4. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 14TH day of June, A.D., 2010.

TOWNSHIP OF HAVERFORD

**BY: William F. Wechsler
President
Board of Commissioners**

**Attest: Lawrence J. Gentile
Township Manager/Secretary**

AN ORDINANCE REVISING AND SUPPLEMENTING THE GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD, AS AMENDED, AT SECTION 182-106, AMENDING THE DEFINITION OF LOADING SPACE AND ADDING A DEFINITION FOR VEHICLE FUELING FACILITY; SECTION 182-406, AMENDING THE STANDARDS FOR FAST FOOD OR TAKE-OUT RESTAURANTS IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT BY PERMITTING FREESTANDING FAST FOOD OR TAKE-OUT RESTAURANTS IN A FREESTANDING BUILDING BY SPECIAL EXCEPTION, SUBJECT TO COMPLIANCE WITH CODE §182-722; AMENDING THE REQUIREMENTS FOR STACKING LANES FOR DRIVE THROUGH COMMERCIAL ESTABLISHMENTS IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT; PROVIDING STANDARDS FOR VEHICLE FUELING FACILITIES WITHIN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT; PROVIDING THAT GARDEN CENTERS ARE PERMITTED AS AN ACCESSORY USE IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT AND SHALL NOT BE INCLUDED AS GROSS LEASABLE FLOOR AREA FOR PURPOSES OF CALCULATING THE CODE REQUIRED OFF-STREET PARKING REQUIREMENTS IF THE GARDEN CENTER IS CONTIGUOUS TO THE PRINCIPAL BUILDING, NOT ENCLOSED BY MORE THAN TWO WALLS (NOT INCLUDING ANY PRINCIPAL BUILDING WALL TO WHICH THE GARDEN CENTER IS ATTACHED), AND IF THE GARDEN CENTER IS NOT AIR-CONDITIONED OR HEATED; PROVIDING STANDARDS FOR OUTDOOR STORAGE OF MERCHANDISE, ARTICLES, AND EQUIPMENT IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT, AND PROVIDING STANDARDS FOR THE SEASONAL DISPLAY AND SALE OF GOODS OUTSIDE A BUILDING WITHIN THE C-5 SHOPPING CENTER DISTRICT; SECTION 182-706, PROVIDING A REFERENCE TO THE STANDARDS FOR THE OUTDOOR STORAGE OF MERCHANDISE, ARTICLES, AND EQUIPMENT FOR PLANNED COMMUNITY SHOPPING CENTERS; SECTION 182-707, AMENDING THE STANDARDS FOR PARKING FOR SHOPPING CENTERS; SECTION 182-708, AMENDING THE STANDARDS FOR OFF-STREET LOADING AND UNLOADING SPACES; SECTION 182-715, DELETING THE REQUIREMENTS FOR CONFORMITY OF BUILDING SETBACKS WITH NEARBY PROPERTIES WHEN A PARCEL IS DEVELOPED AS A PLANNED COMMUNITY SHOPPING CENTER; SECTION 182-718, AMENDING THE STANDARDS FOR BUFFERS BETWEEN OFFICE, COMMERCIAL, OFFICE-LABORATORY, OR INDUSTRIAL LAND AND ADJOINING RESIDENTIAL, TOWNHOUSE, OR APARTMENT LAND WHEN THE ADJOINING RESIDENTIAL, TOWNHOUSE, OR APARTMENT LAND IS OWNED BY THE OWNER OF THE OFFICE, COMMERCIAL, OFFICE-LABORATORY, OR INDUSTRIAL LAND AND IS NOT DEVELOPED FOR A RESIDENTIAL, TOWNHOUSE, OR APARTMENT USE, AMENDING

For drive-throughs with one pick-up location, a stacking lane of not less than 100 feet in length, not including the space at the pick-up location shall be provided. If multiple pick-up locations are provided, each pick-up location shall be provided with a stacking lane with a minimum length of 50 feet, not including the space at the pick-up locations. All stacking lanes required hereunder shall not be less than 10 feet in width, and shall not block or cross

follows:

- 1. By deleting Section 406.B(1)(f)[1] and adding a new Section 406.B(1)(f)[1] as follows:
- B. The General Laws of the Township of Havertord, Chapter 182, Zoning, Section 406, C-5 Shopping Center Commercial District, is hereby amended as follows:

A lot or area of land, together with any structure(s) thereon, used for the retail sale of motor vehicle fuel. The building area of any enclosure associated with the Vehicle Fueling Facility shall be limited to a floor area of one hundred fifty square feet (150 s.f.). Fuel sales provided by a Vehicle Fueling Facility shall not be offered in conjunction with: the sale/rental of motor vehicles or parts, or maintenance, painting, repair, servicing, and/or washing of motor vehicles.

- 2. By adding a definition of "Vehicle Fueling Facility" as follows:

Dedicated paved accommodation off the street for loading and unloading in the building or outside a building on the same lot within fifty-feet of the use being served.

"Loading Space" as follows:

- 1. By deleting the definition of "Loading Space" and inserting a new definition of

A. The General Laws of the Township of Havertord, Chapter 182, Zoning, Section 106.B, Definitions and word usage; interpretation of regulations, is hereby amended as follows:

ARTICLE I. Text Amendments

The Board of Commissioners of the Township of Havertord, Delaware County, Pennsylvania does hereby enact and ordain the following:

PERMITTED IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT.

PROVISIONS REGARDING OUTDOOR STORAGE OR DISPLAY FOR SALE OF MERCHANDISE, ARTICLES, AND EQUIPMENT OUTSIDE A BUILDING; AND AMENDING SECTION 182-722 BY PROVIDING THAT IT IS NOT APPLICABLE TO FAST FOOD, TAKE-OUT OR DRIVE-IN RESTAURANTS LOCATED IN THE C-5 SHOPPING CENTER COMMERCIAL DISTRICT ONLY IF SUCH RESTAURANT IS OTHERWISE

circulation patterns for vehicles not using the drive-through facilities.

2. By adding Section 406.B(1)(g) to read as follows:

Vehicle Fueling Facility provided that the following conditions have been met.

[1] The vehicle fueling facility is accessory to a principal use on the tract on which it is located and/or is operated by the owner of a principal use on the tract on which it is located.

[2] Underground fuel storage tanks, shall meet applicable state fire codes and regulations.

[3] Exterior lighting shall be shielded so that it is deflected downward and away from adjacent properties and passing motorists and shall comply with Township Design Standards for New Subdivision or Land Development.

3. By adding Section 406.B(3)(d) as follows:

Fast food or take-out restaurant, subject to the provisions of §182-722. Appropriate trash receptacles shall be provided for all fast food or take out restaurants.

4. By adding Section 406.B(2)(b) to read as follows:

A garden center shall be among the accessory uses permitted. Provided that the garden center is contiguous to the principal building, not enclosed by more than 2 walls (not including any principal building wall to which the garden center is attached), and is not air-conditioned or heated, the area of the garden center shall not be counted as part of the gross leasable area of the building for purposes of applying the off-street parking requirements of the Code. For purposes of this section a wall shall not include any fencing with openings in more than 50% of its surface area, column, pier, or similar structure or any fence or wall of four feet in height or less.

5. By deleting Section 406.D(2) and inserting a new Section 406.D(2) as follows:

Storage of merchandise, articles or equipment shall be permitted outside a building provided that all outdoor storage facilities shall be secured and enclosed by a fence, wall, or other enclosure, or

a) 4 parking spaces for each 1,000 square feet of gross leasable area, or fraction thereof. Gross Leasable Area shall be deemed to be 7.5% less than the total floor area of the shopping center.

Shopping Centers.

follows:

a. By deleting the requirements for "Shopping Centers" as provided under Section 707.B and adding a provision under Section 707.B as follows:

8. The General Laws of the Township of Haverford, Chapter 182, Zoning, Section 707, Off-street Parking Regulations, is hereby amended as follows:

(f) Outdoor storage facilities within a planned community shopping center in the C-5 Shopping Center Commercial District, shall be permitted in accordance with the provisions of 182-406.D(2).

a. By adding Section 706.A(3)(f) to read as follows:

7. The General Laws of the Township of Haverford, Chapter 182, Zoning, Section 706, Prohibited Uses, is hereby amended as follows:

Seasonally related goods may be displayed for sale outside a building or other enclosed area during the applicable season, provided the display of such goods, is arranged to provide safe pedestrian access to and around such goods and provided that pedestrian access of a minimum of 5 feet between the display and any adjoining vehicle access ways is maintained at all times. Goods stacked on pallets and general outdoor storage shall not be permitted by this provision.

6. By adding Section 406.D(5) to read as follows:

(a) Portions of outdoor storage facilities adjacent to a residential district shall be adequately screened with opaque fencing, walls, evergreen planting, or other means such that the materials stored within cannot be seen from the adjacent residential district when viewed by a person standing at ground level on the adjacent property.

combination thereof, adequate to properly enclose, secure and screen the stored items and not be located between the front of the building and the adjoining street.

This provision shall not apply to uses and buildings developed within the C-5 Shopping Center Commercial District if developed as part of a planned community shopping center.

a. By adding the following sentence to the end of Section 715:

10. The General Laws of the Township of Havertord, Chapter 182, Zoning, Section 715, Conformity of Building Setback Lines, is hereby amended as follows:

- d. No loading space shall be permitted within the required front yard setback from any street.
- c. No loading space shall overlap, occupy, or otherwise interfere with required, driveways and parking spaces.
- b. All loading spaces shall be designed to provide adequate maneuvering area to enter and exit the loading space.

708.A(1)(b) as follows:

b. By deleting Section 708.A(1)(b) and adding a new Section

- a. Be at least 12 feet wide by 60 feet long, shall have at least 15 feet vertical clearance, except that smaller spaces may be permitted provided that they are adequate for the size of the particular delivery vehicles.

708.A(1)(a) as follows:

a. By deleting Section 708.A(1)(a) and adding a new Section

follows:

9. The General Laws of the Township of Havertord, Chapter 182, Zoning, Section 708, Off-street Loading and Unloading Regulations, is hereby amended as

- b) Required parking for all permitted uses within the shopping center shall be calculated by applying section (a) above with the exception of any automobile sales and service agency which shall instead be governed by Code §182-406.B(1)(e)(5).

If any provision or part of this Ordinance is held invalid, the remaining provisions or parts of this Ordinance shall not be affected thereby. If the application of this Ordinance or any of its provisions or parts to any persons, property or circumstances is held invalid, the application of this Ordinance to other persons, property or circumstances shall not be affected thereby.

ARTICLE III.

Severability

Except as specifically hereby amended, the General Laws of the Township of Havertord are hereby ratified and confirmed in their entirety. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ARTICLE II.

Repealer

Special regulations for fast food, take-out and drive-in restaurants, (except for uses listed in Section 182-406.B(1)(c)) shall be as follows:

12. The General Laws of the Township of Havertord, Chapter 182, Zoning, Section 722 is hereby amended by deleting the introductory language which states: "Special regulations for fast food, take-out and drive-in restaurants in locations other than C-5 Shopping Center Commercial Districts shall be as follows" and in its place adding the following:

Except as otherwise permitted in this Chapter:

Section 718.C(2):

c. By adding the following to the beginning of the first sentence of

Except as otherwise permitted in this Chapter:

Section 718.C(1):

b. By adding the following to the beginning of the first sentence of

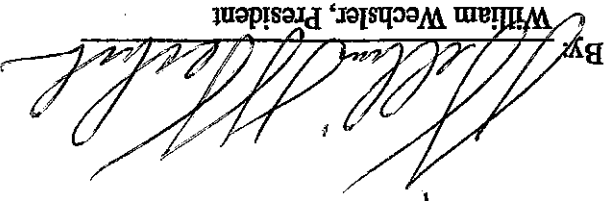
Where the contiguous residential, townhouse, or apartment land is owned by the same owner as the adjacent office, commercial, office-laboratory, or industrial land, and is not being developed for residential purposes, the required buffer may be relocated to the boundary between the residential, townhouse, or apartment land owned by the developer and any adjacent residential, townhouse, or apartment land not owned by the developer.

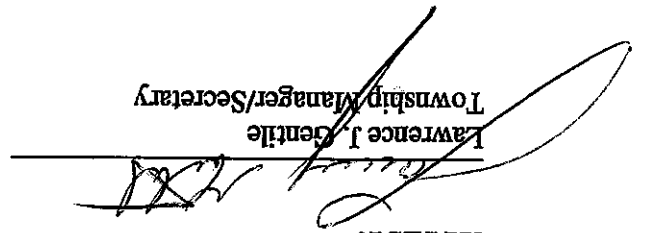
a. By adding the following sentence to the end of Section 718.B(1)(a):

718, Design Standards for Certain Districts; Used by Special Exception in Residential Districts, is hereby amended as follows:

TOWNSHIP OF HAVERFORD

ADOPTED THIS 12th DAY OF JULY, 2010.


 By William Wechsler, President
 Board of Commissioners

ATTEST:

Lawrence J. Gentile
 Township Manager/Secretary

TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania

ORDINANCE - 2605 - 2010

AUTHORIZING THE INCURRENCE OF NONELECTORAL DEBT OF THE TOWNSHIP OF HAVERFORD BY THE ISSUANCE, OF \$29,025,000 GENERAL OBLIGATION BONDS, SERIES OF 2010 FOR THE PURPOSE OF PROVIDING FUNDS FOR AND TOWARDS FINANCING A CAPITAL IMPROVEMENT PROGRAM, FINANCING A REFINANCING PROGRAM AND PAYING THE COSTS OF ISSUING THE BONDS; AUTHORIZING THE PREPARATION AND FILING OF A DEBT STATEMENT AND OTHER DOCUMENTATION; PROVIDING FOR THE CURRENT REFUNDING OF THE DEBT BEING REFUNDED; COVENANTING TO CREATE A SINKING FUND AND TO BUDGET, APPROPRIATE AND PAY DEBT SERVICE ON THE BONDS AND PLEDGING THE FULL FAITH, CREDIT AND TAXING POWER OF THE TOWNSHIP FOR THE BONDS; SETTING FORTH THE SUBSTANTIAL FORM OF BONDS; SETTING FORTH THE STATED PRINCIPAL MATURITY AMOUNTS AND DATES, INTEREST RATES AND INTEREST PAYMENT DATES, PLACE OF PAYMENT, SINKING FUND PROVISIONS AND OTHER DETAILS OF THE BONDS; AUTHORIZING THE EXECUTION OF A PAYING AGENT AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT; FINDING THAT A PRIVATE INVITED SALE OF THE BONDS IS IN THE BEST FINANCIAL INTEREST OF THE TOWNSHIP AND ACCEPTING A PROPOSAL FOR THE PURCHASE OF THE BONDS; APPOINTING A PAYING AGENT AND SINKING FUND DEPOSITORY; AND AUTHORIZING OTHER NECESSARY ACTION.

WHEREAS, the Township of Haverford (the "**Township**") is granted the power by the Local Government Unit Debt Act, 53 Pa. Cons. Stat. §3001 et seq., as amended (the "**Act**"), to incur indebtedness and to issue bonds for the purposes of funding capital improvement projects and refunding outstanding indebtedness; and

WHEREAS, the Township desires to finance capital projects, as more specifically set forth in Exhibit A attached hereto and made a part hereof (the "**Capital Improvement Program**"); and

WHEREAS, the Township previously issued its General Obligation Bonds, Series of 2001 (the "**2001 Bonds**"), General Obligation Bonds, Series A of 2005 (the "**2005A Bonds**") and General Obligation Note, Series of 2009 (the "**2009 Note**") to finance certain capital projects of the Township; and

WHEREAS, the Township has determined to undertake a refinancing program to achieve debt service savings (the "**Refinancing Program**") consisting of (a) the current refunding of that portion of the 2001 Bonds stated to mature on or after June 1, 2011 in the outstanding principal amount of \$1,940,000 (the "**Refunded 2001 Bonds**"); (b) the current refunding of that portion of the 2005A Bonds stated to mature on or after June 1, 2011 in the outstanding principal amount of \$8,540,000 (the "**Refunded 2005A Bonds**"); and (c) the current refunding of that portion of the 2009 Note that remains outstanding in the principal amount of approximately \$4,600,000 (the "**Refunded 2009 Note**", and together with the Refunded 2001 Bonds and the Refunded 2005A Bonds, the "**Refunded Obligations**") and

WHEREAS, the Township now proposes to issue \$29,025,000 aggregate principal amount of its General Obligation Bonds, Series of 2010 (the "**Bonds**") to finance the Capital Improvement Program, the Refinancing Program and the costs and expenses of issuing the Bonds; and

WHEREAS, the Township previously issued its General Obligation Bonds, Series B of 2005 (Federally Taxable) (the "**2005B Bonds**") to finance a capital project; and

WHEREAS, the Township desires to apply approximately \$3,250,000 from its general fund to redeem the 2005B Bonds stated to mature on or after June 1, 2011; and

WHEREAS, the Township has retained Public Financial Management, Inc., Ltd., Malvern, Pennsylvania, as financial advisor in connection with the issuance of the Bonds (the "**Financial Advisor**"); and

WHEREAS, pursuant to an Invitation to Bid for the Bonds (the "**Invitation to Bid**") prepared by the Financial Advisor, the Township competitively solicited, received and publicly opened bids for the Bonds, the results of which are summarized on **Exhibit B** attached hereto and made a part hereof; and

WHEREAS, upon the advice of its Financial Advisor, the Township has determined that the proposal for the purchase of the Bonds received from Roosevelt & Cross, Incorporated offers the lowest net interest cost to the Township, and the Board of Commissioners now desires to authorize the issuance of the Bonds for the purpose of financing costs of the Capital Improvement Program, undertaking the Refinancing Program and paying the costs and expenses of issuing the Bonds and to accept the proposal of such firm for the purchase of the Bonds.

NOW, THEREFORE, BE IT ENACTED by the Board of Commissioners of the Township of the Haverford and IT IS HEREBY ENACTED, as follows:

Section 1. Authorization of the Capital Improvement Program and the Refinancing Program and Incurrence of Indebtedness; Statement of Average Useful Life of the Projects Comprising the Capital Improvement Program; and Statement of Purpose of the Refinancing Program. The Township hereby authorizes and shall undertake the Capital Improvement Program and the Refinancing Program, as described in the preambles to this Ordinance and Exhibit A hereto. The Township shall incur indebtedness pursuant to the Act in

the aggregate principal amount of \$29,025,000 to finance the costs of the Capital Improvement Program, the Refinancing Program and the costs and expenses of issuing the Bonds.

It is hereby determined and declared that: (i) the estimated date of completion of the Capital Improvement Program is December 31, 2011; (ii) the projects comprising the Capital Improvement Program have varying useful lives as described in Exhibit A hereto and (iii) the Township has obtained realistic estimates of the costs of the projects listed in Exhibit A through bid prices or estimates from persons qualified by experience to provide such estimates.

The Township hereby reserves the right to undertake the individual components of the Capital Improvement Program in such order and at such time or times as it shall determine and to allocate a portion of the proceeds of the Bonds and other available moneys to the final costs of the projects in such amounts and order of priority as it shall determine; but the proceeds of the Bonds shall be used solely to pay "costs" as defined in the Act, of the Capital Improvement Program or, upon appropriate amendments to this Ordinance, to pay the costs of other capital projects for which the Township is authorized to incur indebtedness.

It is hereby determined and stated that the Bonds are scheduled to mature in accordance with the limitations set forth in Section 8142 (a)(2) of the Act taking into account the average useful lives of the Capital Improvement Program.

It is hereby determined and set forth that the purpose of that portion of the Refinancing Program relating to the refunding of the Refunded 2001 Bonds and the Refunded 2005A Bonds (the "**Bonds Refunding**") is to reduce the total debt service that would otherwise have been payable on the Refunded 2001 Bonds and Refunded 2005A Bonds over the life of the issue as authorized by Section 8241 (b) (1) of the Act. Attached hereto as Exhibit D and made a part hereof is the schedule of debt service savings in connection with the Bonds Refunding. It is hereby determined and set forth that the purpose of that portion of the Refinancing Program relating to the refunding of the Refunded 2009 Note is to substitute bonds for notes in accordance with Section 8241(a)(5) of the Act.

It is hereby determined and stated that the useful lives of the projects financed or refinanced with the proceeds of the Refunded Obligations are in excess of the term of the Bonds related to the Refinancing Program. The 2001 Bonds financed a portion of the Township's Capital Improvement Program with useful lives in excess of 30 years (Ordinance enacted July 9, 2001). The 2005A Bonds financed a portion of the Township's Capital Improvement Program with useful lives in excess of 30 years (Ordinance enacted April 11, 2005). The 2009 Notes financed a portion of the Township's Capital Improvement Program with useful lives in excess of 30 years (Ordinance enacted February 9, 2009).

The Township hereby approves the application of \$3,250,000 (or such other amount necessary to effectuate the redemption) from its general fund to redeem the 2005B Bonds stated to mature on or after June 1, 2011.

Section 2. Authorization of Issuance of Bonds. The Township shall issue, pursuant to the Act and this Ordinance, \$29,025,000 aggregate principal amount of its General Obligation Bonds, Series of 2010 to provide funds for and toward the costs of the Capital

Improvement Program, the Refinancing Program and paying the costs of issuing the Bonds as provided in Section 1 hereof. The proceeds of the Bonds will be applied to the Capital Improvement Program, the Refinancing Program and the costs of issuing the Bonds.

Section 3. Type of Indebtedness. The indebtedness authorized by this Ordinance is nonelectoral debt.

Section 4. Execution of Debt Statement, Bonds and Other Documents. The President or Vice President of the Board of Commissioners and the Secretary or Assistant Secretary of the Township and their successors are hereby authorized and directed to file the debt statement required by Section 8110 of the Act, to execute and deliver the Bonds in the name and on behalf of the Township and to take all other action required by the Act or this Ordinance in connection with the issuance of the Bonds. Said officers or any of them are further authorized to apply to the Department of Community and Economic Development for approval of the debt herein authorized and to file with such application a transcript of the proceedings including a certified copy of this Ordinance, the Debt Statement, a Borrowing Base Certificate signed by the appropriate officials of the Township or by the accountants of the Township responsible for auditing its financial affairs, and to take any and all such further action and to execute and deliver such other documents as may be necessary or proper to comply with all requirements of the Act or to carry out the intent and purpose of this Ordinance. Said officers and their successors are further hereby authorized if, in their opinion, it is advisable to do so, to prepare and file such statements and documents as may be required by Section 8024 of the Act in order to qualify all or any portion of the existing indebtedness of the Township or of the above authorized indebtedness as subsidized debt or self-liquidating debt.

Section 5. Type of Bonds. The Bonds when issued will be general obligation bonds.

Section 6. Covenant to Pay Debt Service - Pledge of Taxing Power. The Township hereby covenants with the registered owners of the Bonds outstanding pursuant to this Ordinance as follows: that the Township will include in its budget for each fiscal year during the life of the Bonds, the amount of the debt service on the Bonds issued hereunder which will be payable in each such fiscal year so long as any of the Bonds shall remain outstanding; that the Township shall appropriate from its general revenues such amounts to the payment of such debt service; that the Township shall duly and punctually pay or cause to be paid the principal of every Bond and the interest thereon at the dates and places and in the manner stated in the Bonds according to the true intent and meaning thereof; and for such budgeting, appropriation and payment the Township hereby pledges its full faith, credit and taxing power. The covenant contained in this Section 6 shall be specifically enforceable. The amounts to be budgeted, appropriated and paid pursuant to the foregoing covenant are those set forth in **Exhibit C** attached hereto and made a part hereof which are hereby incorporated in the foregoing covenant with the same effect as if the same were specified in the text of such covenant.

Section 7. Form of Bonds. The Bonds shall be substantially in the following form with appropriate omissions, insertions and variations:

[FORM OF BONDS]

No. R-

\$ _____

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA

TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania

GENERAL OBLIGATION BOND,
SERIES OF 2010

INTEREST RATE	MATURITY DATE	DATED DATE	CUSIP
%	June 1, ____	June 15, 2010	419416__

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM: _____ DOLLARS

The Township of Haverford, Delaware County, Pennsylvania (the "Township"), for value received, hereby promises to pay to the registered owner hereof on the maturity date set forth above the principal sum set forth above, and to pay interest thereon from June 15, 2010 or the most recent Interest Payment Date to which interest has been paid or duly provided for, semiannually on June 1 and December 1 of each year commencing December 1, 2010 (each, an "Interest Payment Date"), at the annual rate specified above, calculated on the basis of a 360-day year of twelve 30-day months until the principal sum is paid or has been provided for. The principal of this Bond is payable upon presentation and-surrender hereof at the corporate trust office of TD Bank, National Association (the "Paying Agent") in Philadelphia, Pennsylvania. Interest on this Bond will be paid on each Interest Payment Date by check mailed to the person in whose name this Bond is registered on the registration books of the Township maintained by the Paying Agent, as registrar, at the address appearing thereon at the close of business on the fifteenth day (whether or not a day on which the paying agent is open for business) next preceding such Interest Payment Date (the "Regular Record Date"). Any such interest not so timely paid or duly provided for shall cease to be payable to the person who is the registered owner hereof as of the Regular Record Date, and shall be payable to the person who is the registered owner hereof at the close of business on a Special Record Date (the "Special Record

Date”) for the payment of such defaulted interest. Such Special Record Date shall be fixed by the Paying Agent whenever monies become available for payment of the defaulted interest, and notice of the Special Record Date and of the payment date for such interest shall be given to registered owners of the Bonds not less than ten (10) days prior to the Special Record Date. The principal of and interest on this Bond are payable in lawful money of the United States of America.

This Bond is one of a duly authorized issue of General Obligation Bonds, Series of 2010, of the Township in the aggregate principal amount of \$29,025,000 (the “Bonds”). The Bonds are issued in fully registered form in the denomination of \$5,000 or any integral multiple thereof, all of like date and tenor, except as to dates of maturity, rates of interest and provisions for redemption, and all issued in accordance with the Local Government Unit Debt Act, 53 Pa. Cons. Stat. § 8001, et seq., as amended (the “Act”), and pursuant to an ordinance of the Township Board of Commissioners duly enacted on May 10, 2010 (the “Ordinance”). The Bonds are issued for the purpose of financing capital improvement projects and a refinancing program described in the Ordinance and paying the costs of issuing the Bonds.

Under the laws of the Commonwealth, this Bond and the interest thereon shall at all times be free from taxation within the Commonwealth of Pennsylvania, but this exemption does not extend to gift, estate, succession or inheritance taxes or to any other taxes not levied or assessed directly on this Bond or the interest thereon. Profits, gains or income derived from the sale, exchange or other disposition of this Bond are subject to state and local taxation.

The Bonds maturing on or after June 1, 2019 are subject to redemption prior to maturity at the option of the Township as a whole or from time to time in part, in any order of maturity or portion of a maturity as selected by the Township, on June 1, 2018 or any date thereafter, upon payment of a redemption price of 100% of principal amount plus interest accrued to the redemption date. If less than an entire year’s maturity of Bonds are to be redeemed at any particular time, such Bonds so to be called for redemption shall be chosen by lot by the Paying Agent.

On the date designated for redemption and upon deposit with the Paying Agent of funds’ sufficient for payment of the principal and accrued interest on the Bonds called for redemption, interest on the Bonds or portions thereof so called for redemption shall cease to accrue and the Bonds or portions thereof so called for redemption shall cease to be entitled to any benefit or security under the Ordinance, and registered owners of the Bonds so called for redemption shall have no rights with respect to the Bonds or portions thereof so called for redemption, except to receive payment of the principal of and accrued interest on the Bonds so called for redemption to the date fixed for redemption.

Notice of any redemption shall be given by first class mail, postage prepaid, mailed by the Paying Agent not less than thirty (30) days nor more than sixty (60) days before the redemption date to the registered owners of the Bonds at their addresses as they appear on the Bond register maintained by the Paying Agent. Such notice shall also be mailed to The Bond Buyer, or if no longer published, to such substitute financial journal as shall be acceptable to the Paying Agent. Such notice shall be given in the name of the Township, shall identify the Bonds to be redeemed (and, in the case of a partial redemption of any Bonds, the respective principal

amounts thereof to be redeemed), shall specify the redemption date and the redemption price, and shall state that on the redemption date the Bonds called for redemption will be payable at the corporate trust office of the Paying Agent in Philadelphia, Pennsylvania and that from the date of redemption interest will cease to accrue. The Paying Agent shall use "CUSIP" numbers (if then generally in use) in notices of redemption as a convenience to Bond owners, provided that any such notice shall state that no representation is made as to the correctness of such numbers either as printed on the Bonds or as contained in any notice of redemption and that reliance may be placed only on the identification numbers prefixed "R-" printed on the Bonds. Failure to mail any notice of redemption, or any defect therein, or in the mailing thereof, with respect to any Bond shall not affect the validity of any proceeding for redemption of other Bonds so called for redemption,

With respect to any optional redemption of Bonds, if at the time of mailing such notice of redemption, the Township shall not have deposited with the Paying Agent monies sufficient to redeem all the Bonds called for redemption, such, notice may state that it is conditional, that is, subject to the deposit of the redemption monies with the Paying Agent not later than the redemption date, and such notice shall be of no effect unless such monies are so deposited.

The Bonds are transferable by the registered owners thereof, subject to payment of any required tax, fee or other governmental charge, upon presentation and surrender thereof at the designated corporate trust office of the Paying Agent, together with a duly executed instrument of transfer in form satisfactory to the Paying Agent. The Paying Agent shall not be required: (i) to issue, transfer or exchange any of the Bonds during a period beginning at the close of business on the fifth (5th) day next preceding the day of selection of Bonds to be redeemed and ending at the close of business on the day on which the applicable notice of redemption is given; or (ii) to transfer or exchange any Bond selected for redemption in whole or in part.

The Township and the Paying Agent may treat the person in whose name this Bond is registered on the Bond register maintained by the Paying Agent as the absolute owner of this Bond for all purposes and neither the Township nor the Paying Agent shall be affected by any notice to the contrary.

No recourse shall be had for the payment of the principal of or interest on this Bond, or for any claim based hereon, against any member of the Board of Commissioners, officer or employee, past, present or future, of the Township or of any successor body, as such, either directly or through the Township or any such successor body, under any constitutional provision, statute or rule of law, or by the enforcement of any assessment or by any legal or equitable proceeding or otherwise, and all such liability of such members, officers or employees is released as a condition of and as consideration for the execution and issuance of this Bond.

Whenever the due date for payment of interest on or principal of this Bond shall be a Saturday, Sunday or a day on which banking institutions in the Commonwealth of Pennsylvania are authorized by law to close (a "Holiday"), then the payment of such interest or principal need not be made on such date, but may be made on the succeeding day which is not a Holiday, with the same force and effect as if made on the due date for payment of principal or interest.

It is hereby certified that the approval of the Department of Community and Economic Development of the Commonwealth of Pennsylvania for the Township to issue and deliver this

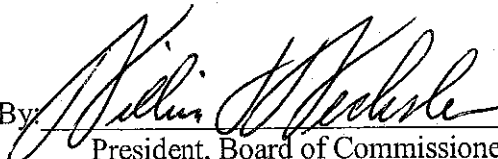
Bond has been duly given pursuant to the Act; that all acts, conditions and things required by the laws of the Commonwealth of Pennsylvania to exist, to have happened or to have been performed, precedent to or in the issuance of this Bond or in the creation of the debt of which this Bond is evidence, exist, have happened and have been performed in regular and due form and manner as required by law; that this Bond, together with all other indebtedness of the Township, is within every debt and other limit prescribed by the Constitution and the statutes of the Commonwealth of Pennsylvania; that the Township has established a sinking fund for the Bonds and shall deposit therein amounts sufficient to pay the principal of and interest on the Bonds as the same shall become due and payable; and that for the prompt and full payment of all obligations of this Bond, the full faith, credit and taxing power of the Township are hereby irrevocably pledged.

This Bond shall not be entitled to any benefit under the within mentioned Ordinance or be valid or become obligatory for any purpose until this Bond shall have been authenticated by the Paying Agent by execution of the certificate endorsed hereon.

IN WITNESS WHEREOF, Township of Haverford, Delaware County, Pennsylvania, has caused this Bond to be signed in its name and on its behalf by the signature of the President of its Board of Commissioners and its corporate seal to be hereunto impressed and duly attested by the signature of the Township Secretary.

TOWNSHIP OF HAVERFORD

(SEAL)

By: 
President, Board of Commissioners

Attest:


Secretary

AUTHENTICATION CERTIFICATE

This Bond is one of the Township of Haverford General Obligation Bonds, Series of 2010, described in the within mentioned Ordinance.

TD BANK, NATIONAL ASSOCIATION;
Paying Agent

Date of
Authentication: _____

By: _____
Authorized Signer

ASSIGNMENT AND TRANSFER

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR EMPLOYER
IDENTIFICATION NUMBER OF ASSIGNEE

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints

_____ attorney to
transfer said Bond on the books of the within named Paying Agent, with full power of substitution
in the premises.

Dated:

Signature Guaranteed by:

NOTICE: Signature(s) must be
guaranteed by an eligible guarantor
institution, an institution which is a
participant in a Securities Transfer
Association recognized signature
guaranteed program.

NOTICE: The signature to this Assignment
must correspond with the name as it appears
upon the face of the within Bond in every
particular, without alteration or enlargement
or any change whatever.

(Authorized Signature)

[END OF BOND FORM]

Section 8. Terms of Bonds. The Bonds shall be issued in fully registered form, in the denomination of \$5,000 or any integral multiple thereof, shall be dated the date of the issuance thereof (anticipated to be June 15, 2010), shall be issued in the aggregate principal amount of \$29,025,000, shall bear interest from the date of issuance, payable on June 1 and December 1 of each year commencing December 1, 2010, at the rates and shall mature on June 1 of the years as set forth in the Bond Amortization Schedule attached hereto as **Exhibit C** and made a part hereof.

The principal of the Bonds shall be payable in lawful money of the United States of America at the corporate trust office of TD Bank, National Association, in Philadelphia, Pennsylvania, which is hereby appointed paying agent and registrar for the Bonds and the sinking fund depository. Interest on the Bonds shall be payable in the manner provided in the Form of Bonds set forth herein.

Section 9. Redemption of Bonds. The Bonds maturing on or after June 1, 2019 shall be subject to redemption prior to maturity, at the option of the Township, as a whole or in part from time to time, in any order of maturity or portion of a maturity as selected by the Township, on June 1, 2018 or any date thereafter upon payment of a redemption price of 100% of principal amount plus interest accrued to the redemption date.

If less than an entire year's maturity of Bonds are to be redeemed at any particular time, such Bonds so to be called for redemption shall be chosen by lot by the Paying Agent.

For the purpose of selection of Bonds for redemption, any Bond of a denomination greater than \$5,000 shall be treated as representing such number of separate Bonds, each of the denomination of \$5,000, as is obtained by dividing the actual principal amount of such Bond by \$5,000. Any Bond which is to be redeemed only in part shall be surrendered at the designated corporate trust office of the Paying Agent in Philadelphia, Pennsylvania, together with a duly executed instrument of transfer in form satisfactory to the Paying Agent, and the registered owner of such Bond shall receive, without service charge, a new Bond or Bonds, of any authorized denomination as requested by such registered owner in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

On the date designated for redemption and upon deposit with the Paying Agent of funds sufficient for payment of the principal of and accrued interest on the Bonds called for redemption, interest on the Bonds or portions thereof so called for redemption shall cease to accrue and the Bonds or portions thereof so called for redemption shall cease to be entitled to any benefit or security hereunder, and registered owners of the Bonds so called for redemption shall have no rights with respect to the Bonds or portions thereof so called for redemption, except to receive payment of the principal of and accrued interest on the Bonds so called for redemption to the date fixed for redemption.

Notice of any redemption shall be given by first class mail, postage prepaid, mailed by the Paying Agent not less than thirty (30) days nor more than sixty (60) days before the redemption date to the registered owners of the Bonds at their addresses as they appear on the

Bond register maintained by the Paying Agent. Such notice shall also be mailed to The Bond Buyer, or if no longer published, to such substitute financial journal as shall be acceptable to the Paying Agent. Such notice shall be given in the name of the Township, shall identify the Bonds to be redeemed (and, in the case of a partial redemption of any Bonds, the respective principal amounts thereof to be redeemed), shall specify the redemption date and the redemption price, and shall state that on the redemption date the Bonds called for redemption will be payable at the corporate trust office of the Paying Agent in Philadelphia, Pennsylvania, and that from the date of redemption interest will cease to accrue. The Paying Agent shall use "CUSIP" numbers (if then generally in use) in notices of redemption as a convenience to Bond owners, provided that any such redemption notice shall state that no representation is made as to the correctness of such numbers either as printed on the Bonds or as contained in any notice of redemption and that reliance may be placed only on the identification numbers prefixed "R-" printed on the Bonds. Failure to mail any notice of redemption, or any defect therein, or in the mailing thereof, with respect to any Bond shall not affect the validity of any proceeding for redemption of other Bonds so called for redemption.

Section 10. Appointment of Securities Depository. The Depository Trust Company, New York, New York ("DTC"), shall act as securities depository for the Bonds on behalf of the firms which participate in the DTC book-entry system ("**DTC participants**"). The ownership of one fully registered Bond for each maturity of Bonds will be registered in the name of Cede & Co., as nominee for DTC. Each bond certificate will be in the aggregate principal amount of such maturity as shown on **Exhibit C** attached hereto. The Township shall cause the Bonds to be delivered to DTC or the Paying Agent, as custodian for DTC, on or before the date of issuance of the Bonds.

Pursuant to the book-entry only system, any person for whom a DTC Participant acquires an interest in the Bonds (the "**Beneficial Owner**") will not receive bond certificates and will not be the registered owner thereof. Ownership interest in the Bonds may be purchased by or through DTC Participants. Receipt by the Beneficial Owners (through any DTC Participant) of timely payment of principal, premium, if any, and interest on the Bonds, is subject to DTC making such payment to DTC Participants and such DTC Participants making payment to Beneficial Owners. Neither the Township nor the Paying Agent will have any direct responsibility or obligation to such DTC Participants or the persons for whom they act as nominees for any failure of DTC to act or make any payment with respect to the Bonds.

The Township is authorized to execute such documents as may be necessary or desirable in connection with DTC's services as securities depository including a blanket letter of representation obligating the Township to give certain notices to DTC and to meet certain requirements relating to Bond payments.

If DTC determines to discontinue providing its services as securities depository with respect to the Bonds at any time, the Township officials then holding the offices set forth in Section 4 of this Ordinance are hereby authorized to designate a successor securities depository or to deliver certificates to or upon the order of the registered owners of the Bonds.

Section 11. Sale of Bonds. The Bonds shall be sold competitively at invited private sale as hereinafter set forth in Section 14. After due consideration, the Board of Commissioners hereby finds and determines, on the basis of the advice and recommendation of its Financial Advisor and all available information, that such an invited private sale of the Bonds is in the best financial interest of the Township. The form and use of various materials utilized in connection with such private sale, including the Invitation to Bid, are hereby approved and ratified.

Section 12. Creation of and Deposits in Sinking Fund. The Township covenants that there shall be and there is hereby established and that it shall hereafter maintain a sinking fund (the "**Sinking Fund**") designated as the "Sinking Fund - General Obligation Bonds, Series of 2010" for the Bonds to be held by the Paying Agent (or such substitute or successor Paying Agent which shall hereafter be appointed in accordance with the provisions of the Act) in the name of the Township, but subject to withdrawal only by the Paying Agent.

The Township covenants and agrees to deposit in the Sinking Fund not later than June 1 and December 1 of each year beginning December 1, 2010 the debt service payable on the Bonds on such dates, all as set forth in Exhibit C attached hereto, or such greater or lesser amount as at the time shall be sufficient to pay principal of and interest on the Bonds becoming due on each such date.

Pending application to the purposes for which the Sinking Fund is established, the President or Vice President of the Township Board of Commissioners or the Treasurer or Director of Finance of the Township is hereby authorized and directed to cause the monies therein to be invested or deposited and insured or secured as permitted and required by Section 8224 of the Act. All income received on such deposits or investments of monies in the Sinking Fund during each applicable period shall be added to the Sinking Fund and shall be credited against the deposit next required to be made in the Sinking Fund.

The Paying Agent is hereby authorized and directed, without further action by the Township, to pay from the Sinking Fund the principal of and interest on the Bonds as the same shall become due and payable in accordance with the terms hereof, and the Township hereby covenants that such monies, to the extent required, will be applied to such purposes.

All monies deposited in the Sinking Fund for the payment of the Bonds which have not been claimed by the registered owners thereof after two years from the date payment is due, except where such monies are held for the payment of outstanding checks, drafts or other instruments of the Paying Agent, shall be returned to the Township. Nothing contained herein shall relieve the Township of its liability to the registered owners of unrepresented Bonds.

Section 13. No Taxes Assumed. The Township shall not assume the payment of any tax or taxes in consideration of the purchase of the Bonds.

Section 14. Award and Sale of Bonds. The Township hereby awards and sells the Bonds to Roosevelt & Cross, incorporated (the "**Underwriter**"), at a price of \$29,236,160.90 (representing the face amount of the Bonds plus net original issue premium of \$500,830.40 and less the underwriter's discount of \$289,669.50) plus accrued interest and in

accordance with the terms and conditions contained or incorporated in the proposal of the Underwriter dated May 10, 2010, which is hereby approved and accepted. A copy of said proposal shall be attached to this Ordinance and lodged with the official minutes of this meeting and is hereby incorporated herein by reference. The proper officers of the Township are hereby authorized and directed to endorse the acceptance of the Township on said proposal and to deliver a copy thereof to the Underwriter. Delivery of the accepted proposal to the Underwriter shall constitute conclusive evidence that the award and sale of the Bonds under this Ordinance have become final.

Section 15. Contract with Paying Agent. The proper officers of the Township are authorized to contract with TD Bank, National Association, Philadelphia, Pennsylvania in connection with the performance of its duties as the Paying Agent and Sinking Fund Depository on usual and customary terms, including an agreement to observe and comply with the provisions of this Ordinance and of the Act.

Section 16. Redemption of Refunded Obligations and the 2005B Bonds and Deposit of Funds. The Township hereby calls for redemption on June 16, 2010 (or such other date as the President or Vice President shall designate), the Refunded Obligations and the 2005B Bonds. The Township shall (a) certify to TD Bank, National Association, as the paying agent for the Refunded Obligations and the 2005B Bonds (the "**Refunded Obligations Paying Agent**") the amounts required to pay the principal of and interest on the Refunded Obligations and the 2005B Bonds to the date of redemption; (b) deposit with said Refunded Obligations Paying Agent amounts sufficient to meet such requirements; and (c) irrevocably pledge all amounts held for the payment of the Refunded Obligations and the 2005B Bonds to such purposes. The President or Vice President and Secretary or Assistant Secretary of the Township are hereby authorized and directed to execute all documents necessary to effect such redemption.

Section 17. Federal Tax Covenants. The Township hereby covenants not to take or omit to take any action so as to cause interest on the Bonds to be no longer excluded from gross income for the purposes of federal income taxation and to otherwise comply with the requirements of Sections 103 and 141 through 150 of the Code, and all applicable regulations promulgated with respect thereto throughout the term of the Bonds. The Township further covenants that it will make no investments or other use of the proceeds of the Bonds which would cause the Bonds to be "arbitrage bonds" as defined in Section 148 of the Code. The Township further covenants to comply with the rebate requirements (including the prohibited payment provisions) contained in Section 148(f) of the Code and any regulations promulgated thereunder, to the extent applicable, and to pay any interest or penalty imposed by the United States for failure to comply with said rebate requirements, to the extent applicable.

The Township hereby represents and warrants, after due investigation and to the best of its knowledge, that (i) the Bonds are not "private activity bonds" within the meaning of Section 141 of the Code and (ii) the aggregate face amount of "qualified tax-exempt obligations" within the meaning of Section 265(b)(3)(B) of the code (which includes qualified 501(c)(3) bonds but not any other private activity bonds) issued or to be issued by the Township (and all "subordinate entities" thereof) during the 2010 calendar year, including the Bonds, is not reasonably expected to exceed \$30,000,000. The Township hereby designates \$24,390,000 of the Bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3)(B) of

the Code and has demonstrated that \$4,635,000 of the Bonds are "deemed designated" under Section 265(b)(3) of the Code. The Township hereby authorizes the proper officers of the Township to execute a certificate to that effect at the time of the closing.

Based on consultations with the Township's Engineer, the Township reasonably expects that (a) the Township will enter into binding obligations to spend at least five percent (5%) of the proceeds of the Bonds related to the Capital Improvement Program within six months of the date of issuance of the Bonds, (b) the Township will proceed with due diligence to complete the Capital Improvement Program, and (c) at least 85% of the proceeds of the Bonds related to the Capital Improvement Program will be expended on the Capital Improvement Program within three years of the date of issuance of the Bonds.

To the extent that any approval of an applicable elected representative is required prior to the issuance of the Bonds pursuant to Section 147(f) of the Code, the President and Vice President of the Board of Commissioners of the Township are each hereby delegated to grant such approval, following notice and a public hearing as required by Section 147(f) of the Code, in addition to the Board of Commissioners of the Township.

Section 18. Execution and Authentication of Bonds. As provided in Section 4, the Bonds shall be executed by the President or Vice President of the Board of Commissioners of the Township and the Secretary or Assistant Secretary of the Township and each such execution may be by manual signature. If any officer whose signature appears on the Bonds shall cease to hold such office before the actual delivery date of the Bonds, such signature shall nevertheless be valid and sufficient for all purposes as if such person had remained in such office until the actual delivery date of the Bonds. The Bonds shall be authenticated by the manual signature of the Paying Agent.

Section 19. Application of Bond Proceeds. The balance of the purchase price for the Bonds, and any accrued interest payable by the Underwriter, shall be paid by the Underwriter to the Paying Agent on behalf of the Township. Upon receipt of the balance of such purchase price for the Bonds, including interest thereon accrued to the date of delivery, if any, the Paying Agent shall deposit the same in a settlement account. From the settlement account, the Paying Agent shall pay, or establish reserves for payment of, the costs and expenses of the financing in the amounts presented to the Board of Commissioners by the Financial Advisor which are hereby approved, and the proper officers of the Township are authorized to direct the Paying Agent to pay the issuance costs on behalf of the Township as set forth in written directions to the Paying Agent. The portion of the proceeds of the Bonds issued to finance the refinancing of the Refunded Obligations shall be deposited with TD Bank, National Association, as Refunded Obligations Paying Agent, as provided in Section 16 hereof. The Township hereby approves the establishment of a segregated account for the net proceeds of the Bonds and the balance of the proceeds shall be deposited in such account pending disbursement to pay the costs of the Capital Improvement Program as set forth in instructions from the Township to the Paying Agent. The moneys in such account will be invested in accordance with Section 8224 of the Act.

Any reserves in the above-described account shall be disbursed from time to time by the Paying Agent pursuant to written instructions from the President or Vice President of the Township Board of Commissioners and any balance ultimately remaining in any such reserve

shall, upon written instructions of the President or Vice President of the Township Board of Commissioners, be deposited in the general fund of the Township.

Section 20. Officers Authorized to Act. For the purpose of expediting the closing and the issuance and delivery of the Bonds, or in the event that the President or the Secretary of the Township shall be absent or otherwise unavailable for the purpose of executing documents, or for the purpose of taking any other action which they or either of them may be authorized to take pursuant to this Ordinance, the Vice President or the Assistant Secretary of the Township, respectively, are hereby authorized and directed to execute documents, or otherwise to act on behalf of the Township in their stead.

Section 21. Approval of Official Statement. The Preliminary Official Statement for the Bonds dated May 10, 2010, is hereby approved and “deemed final” by the Township as of its date for purposes of United States Securities and Exchange Commission Rule 15c2-12. A final Official Statement to be dated May 10, 2010, substantially in the form of the Preliminary Official Statement presented to this meeting, and also containing the final terms of the Bonds, shall be prepared and delivered to the Underwriter within seven (7) business days from the date hereof, and the Township hereby approves the use thereof in-connection with the public offering and sale of the Bonds.

Section 22. Covenant to Pledge Sufficient Funds. The Township hereby covenants and agrees that, concurrently with the issuance of and payment for the Bonds, the Township will have irrevocably pledged with the Refunded Obligations Paying Agent, amounts sufficient, to pay all principal of and interest on the Refunded Obligations to the date of redemption thereof so that the Refunded Obligations will no longer be outstanding under the Act.

Section 23. Continuing Disclosure. The Township hereby authorizes and directs the appropriate officers to execute and deliver a Continuing Disclosure Agreement or a supplement to an existing Continuing Disclosure Agreement of the Township (the “**Continuing Disclosure Agreement**”) if and to the extent required by law. The Township further covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Agreement. Notwithstanding any other provision of this Ordinance, failure of the Township to comply with the Continuing Disclosure Agreement shall not be considered an event of default hereunder; however, the Paying Agent, any Participating Underwriters (as defined in the Continuing Disclosure Agreement), or any Bondholder may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the Township to comply with its obligations under this Section.

Section 24. Further Action. The proper officers of the Township are hereby authorized and directed to take all such action, execute, deliver, file and/or record all such documents, publish all notices and otherwise comply with the provisions of this Ordinance and the Act in the name and on behalf of the Township. The proper officers of the Township are hereby specifically authorized to make all necessary submissions to the various Departments of the Commonwealth of Pennsylvania in order to obtain the maximum state reimbursements, if any, in connection with the Capital Improvement Program being financed with the proceeds of the Bonds.

Section 25. Compliance Policies and Procedures. The policies and procedures set forth in **Exhibit E** hereto are intended to address post-issuance compliance matters. The Township hereby approves and adopts the policies and procedures set forth in **Exhibit E**. These policies and procedures may be amended from time to time by resolution of the Board of Commissioners.

Section 26. Act Applicable to Bonds. This Ordinance is enacted pursuant to, and the Bonds issued hereunder shall be subject to, the provisions of the Act and all of the mandatory provisions thereof shall apply hereunder whether or not explicitly stated herein.

Section 27. Contract with Bondholders. This Ordinance constitutes a contract with the registered owners of the Bonds from time to time outstanding hereunder and shall be enforceable in accordance with the provisions of the laws of the Commonwealth of Pennsylvania.

Section 28. Severability. In case any one or more of the provisions contained in this Ordinance or in any Bond issued pursuant hereto shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision of this Ordinance or of said Bonds and this Ordinance or said Bonds shall be construed and enforced as if such invalid, illegal or unenforceable provisions had never been contained therein.

Section 29. Repealer. All ordinances and parts of ordinances heretofore enacted to the extent that the same are inconsistent herewith are hereby repealed.

Section 30. Effective Date. This Ordinance shall take effect on the earliest date permitted by the Act.

ORDAINED AND ENACTED this 10th day of May, 2010.

(TOWNSHIP SEAL)

BOARD OF COMMISSIONERS
TOWNSHIP OF HAVERFORD

ATTEST:

Township Secretary

President of Township
Board of Commissioners

EXHIBIT A

TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania
\$29,025,000 GENERAL OBLIGATION BONDS, SERIES OF 2010

PROJECTS

The Township is financing capital projects for Township facilities and equipment, including without limitation the following:

<u>Project Description</u>	<u>Estimated Cost</u>	<u>Estimated Useful Life</u>
1. Road Restoration Project	\$3,000,000	20 years
2. Fire Apparatus	\$2,000,000	20 years
3. Skatium Renovations (replacement of existing ice surface including removal and replacement of concrete floor, refrigerant, distribution piping dasher boards, mechanical equipment and related appurtenances, installation of new humidifier system)*	\$1,500,000	20 years
4. Bridge and Sewer Projects (repair, construction and deferred maintenance of East Hathaway Lane Bridge and Cobbs Creek Wall; repair, construction and deferred maintenance of approximately 200 feet of storm sewer lines at Brookline parking lot; acquisition, installation, construction and deferred maintenance to the Township storm sewer system at various locations throughout the Township)**	\$1,500,000	20 years
5. Haverford Community Center (Indoor Recreation Facility)	\$5,600,000	25 years
6. Park and Open Space Improvements	\$400,000	25 Years
7. Public Works Equipment	<u>\$400,000</u>	20 years
	TOTAL	\$14,400,000

* Related to Reimbursement Resolution 1750-2010 (03/08/2010)

* Related to Reimbursement Resolution 1728-2009 (10/13/2009)

EXHIBIT B

**TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania
\$29,025,000 GENERAL OBLIGATION BONDS, SERIES OF 2010**

Results of the Competitive Bid Opening On May 10, 2010

TOWNSHIP OF HAVERFORD
 (Delaware County, Pennsylvania)
 General Obligation Bonds, Series of 2010

May 10, 2010

1	2	3	4	5
<u>Bidder</u>	True Interest <u>Cost</u>	Bond <u>Discount</u>	Interest* <u>Rate Range</u>	Number <u>of Bids</u>
1. Roosevelt & Cross	3.706657%	9.98	2.500-5.000	6
2. BNY Mellon Capital Markets	3.717446%	4.58	0.700-4.200	28
3. BMO Capital Markets	3.737164%	Unavailable	2.000-4.125	7
4. Robert Baird	3.767409%	11.40	0.700-4.125	1
5. Wells Fargo	3.842617%	Unavailable	3.000-5.000	7
6. Stone & Youngberg	3.890966%	Unavailable	3.650-5.000	2
7. Janney Montgomery Scott	3.957744%	3.70	2.000-5.000	4
TOTAL				55

Based on Preliminary Issue Size of \$29,500,000*
 *2011 through 2030

- | | | |
|----|--------------------------|-----------|
| 1. | Moody's Aa2
Uninsured | Bid Alone |
| 2. | Moody's Aa2
Uninsured | Bid Alone |
| 3. | Moody's Aa2
Uninsured | Bid Alone |
| 4. | Moody's Aa2
Uninsured | Bid Alone |
| 5. | Moody's Aa2
Uninsured | Bid Alone |
| 6. | Moody's Aa2
Uninsured | Bid Alone |
| 7. | Moody's Aa2
Uninsured | Bid Alone |

INSURANCE

Assured Guaranty Corp	\$149,430
Assured Guaranty Municipal	\$149,430

PAYING AGENT:

TD Bank

OPTIONAL REDEMPTION DATE:

6/1/2018 @ Par

*** Elected officials should review the Preliminary Official Statement for this issue. An electronic version can be found at www.pfmauction.com under the "results" tab. Please provide any comments for the final Official Statement to the Township Office within five business days from the date of the bond sale, as referenced above, which would be no later than Monday, May 17, 2010. ***

EXHIBIT C

**TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania
\$29,025,000 GENERAL OBLIGATION BONDS, SERIES OF 2010**

Bond Amortization Schedule

TOWNSHIP OF HAVERFORD
SERIES OF 2010

SETTLE 6/16/2010
 DATED 6/15/2010

1	2	3	4	5	6	7	8	9	10	11
Date	Principal	Yield		Yield to Maturity	Interest	Semi-Annual Debt Service	Less:	Fiscal Year Debt Service	Existing Debt Service	Total Debt Service
		Coupon	to Call				Accrued Interest			
12/1/2010					486,535.63	486,535.63	(2,930.94)	483,604.69	1,187,033.75	1,670,638.44
6/1/2011	765,000	2.500	0.600		527,568.75	1,292,568.75				
12/1/2011					518,006.25	518,006.25		1,810,575.00	196,175.00	2,006,750.00
6/1/2012	980,000	2.500	1.000		518,006.25	1,498,006.25				
12/1/2012					505,756.25	505,756.25		2,003,762.50	0.00	2,003,762.50
6/1/2013	1,000,000	2.500	1.350		505,756.25	1,505,756.25				
12/1/2013					493,256.25	493,256.25		1,999,012.50	0.00	1,999,012.50
6/1/2014	1,030,000	2.500	1.700		493,256.25	1,523,256.25				
12/1/2014					480,381.25	480,381.25		2,003,637.50	0.00	2,003,637.50
6/1/2015	1,140,000	3.000	2.050		480,381.25	1,620,381.25				
12/1/2015					463,281.25	463,281.25		2,083,662.50	0.00	2,083,662.50
6/1/2016	1,210,000	3.000	2.500		463,281.25	1,673,281.25				
12/1/2016					445,131.25	445,131.25		2,118,412.50	0.00	2,118,412.50
6/1/2017	1,260,000	5.000	2.800		445,131.25	1,705,131.25				
12/1/2017					413,631.25	413,631.25		2,118,762.50	0.00	2,118,762.50
6/1/2018	1,325,000	5.000	3.000		413,631.25	1,738,631.25				
12/1/2018					380,506.25	380,506.25		2,119,137.50	0.00	2,119,137.50
6/1/2019	1,380,000	3.125	3.200		380,506.25	1,760,506.25				
12/1/2019					358,943.75	358,943.75		2,119,450.00	0.00	2,119,450.00
6/1/2020	1,420,000	3.250	3.350		358,943.75	1,778,943.75				
12/1/2020					335,868.75	335,868.75		2,114,812.50	0.00	2,114,812.50
6/1/2021	1,475,000	3.500	3.450	3.462	335,868.75	1,810,868.75				
12/1/2021					310,056.25	310,056.25		2,120,925.00	0.00	2,120,925.00
6/1/2022	1,525,000	3.500	3.550		310,056.25	1,835,056.25				
12/1/2022					283,368.75	283,368.75		2,118,425.00	0.00	2,118,425.00
6/1/2023	1,575,000	3.650	3.650		283,368.75	1,858,368.75				
12/1/2023					254,625.00	254,625.00		2,112,993.75	0.00	2,112,993.75
6/1/2024	1,640,000	3.750	3.750		254,625.00	1,894,625.00				
12/1/2024					223,875.00	223,875.00		2,118,500.00	0.00	2,118,500.00
6/1/2025	1,700,000	3.750	3.780		223,875.00	1,923,875.00				
12/1/2025					192,000.00	192,000.00		2,115,875.00	0.00	2,115,875.00
6/1/2026	1,775,000	4.000	3.850	3.914	192,000.00	1,967,000.00				
12/1/2026					156,500.00	156,500.00		2,123,500.00	0.00	2,123,500.00
6/1/2027	1,840,000	4.000	3.930	3.961	156,500.00	1,996,500.00				
12/1/2027					119,700.00	119,700.00		2,116,200.00	0.00	2,116,200.00
6/1/2028	1,915,000	4.000	4.000		119,700.00	2,034,700.00				
12/1/2028					81,400.00	81,400.00		2,116,100.00	0.00	2,116,100.00
6/1/2029	1,995,000	4.000	4.070		81,400.00	2,076,400.00				
12/1/2029					41,500.00	41,500.00		2,117,900.00	0.00	2,117,900.00
6/1/2030	2,075,000	4.000	4.110		41,500.00	2,116,500.00				
12/1/2030					0.00	0.00		2,116,500.00	0.00	2,116,500.00
TOTALS	29,025,000				13,129,679.38	42,154,679.38	(2,930.94)	42,151,748.44	1,383,208.75	43,534,957.19

EXHIBIT D

TOWNSHIP OF HAVERFORD
Delaware County, Pennsylvania
\$29,025,000 GENERAL OBLIGATION BONDS, SERIES OF 2010

Schedule of Debt Service Savings For Bonds Refunding of
Refunded 2001 Bonds and Refunded 2005A Bonds

TOWNSHIP OF HAVERFORD
SERIES OF 2010
REFUNDS THE SERIES OF 2001

SETTLE 6/16/2010
 DATED 6/15/2010

1	2	3	4	5	6	7	8	9	10	11
	842					Less:				
<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>Yield</u>	<u>Interest</u>	<u>Semi-Annual Debt Service</u>	<u>Accrued Interest</u>	<u>Fiscal Year Debt Service</u>	<u>Existing Debt Service</u>	<u>Savings</u>	<u>P/V Savings</u>
12/1/2010				23,747.22	23,747.22	(143.06)	23,604.17	45,636.25	22,032.08	21,533.42
6/1/2011	315,000	2.500	0.600	25,750.00	340,750.00					
12/1/2011				21,812.50	21,812.50		362,562.50	369,931.25	7,368.75	6,821.48
6/1/2012	285,000	2.500	1.000	21,812.50	306,812.50					
12/1/2012				18,250.00	18,250.00		325,062.50	371,765.00	46,702.50	43,311.03
6/1/2013	290,000	2.500	1.350	18,250.00	308,250.00					
12/1/2013				14,625.00	14,625.00		322,875.00	372,616.25	49,741.25	44,583.40
6/1/2014	300,000	2.500	1.700	14,625.00	314,625.00					
12/1/2014				10,875.00	10,875.00		325,500.00	372,455.00	46,955.00	40,662.40
6/1/2015	355,000	3.000	2.050	10,875.00	365,875.00					
12/1/2015				5,550.00	5,550.00		371,425.00	371,251.25	(173.75)	(195.86)
6/1/2016	370,000	3.000	2.500	5,550.00	375,550.00					
12/1/2016				0.00	0.00		375,550.00	373,942.50	(1,607.50)	(1,299.20)
6/1/2017				0.00	0.00					
12/1/2017				0.00	0.00		0.00	0.00	0.00	0.00
TOTALS	1,915,000			191,722.22	2,106,722.22	(143.06)	2,106,579.17	2,277,597.50	171,018.33	155,416.67

Savings as a % of Refunded Par	8.82%	8.01%
---------------------------------------	--------------	--------------

TOWNSHIP OF HAVERFORD

SERIES OF 2010
REFUNDS THE SERIES A OF 2005

SETTLE 6/16/2010
DATED 6/15/2010

1	2	3	4	5	6	7	8	9	10	11	12
	5,350						Less:				
<u>Date</u>	<u>Principal</u>	<u>Coupon</u>	<u>to Call</u>	<u>Yield to Maturity</u>	<u>Interest</u>	<u>Semi-Annual Debt Service</u>	<u>Accrued Interest</u>	<u>Fiscal Year Debt Service</u>	<u>Existing Debt Service</u>	<u>Savings</u>	<u>P/V Savings</u>
12/1/2010					146,901.35	146,901.35	(884.95)	146,016.41	179,690.00	33,573.59	32,157.59
6/1/2011	5,000	2,500	0.600		159,290.63	164,290.63					
12/1/2011					159,228.13	159,228.13		323,518.75	457,455.00	133,936.25	129,108.01
6/1/2012	5,000	2,500	1.000		159,228.13	164,228.13					
12/1/2012					159,165.63	159,165.63		323,393.75	458,813.75	135,420.00	125,989.70
6/1/2013	5,000	2,500	1.350		159,165.63	164,165.63					
12/1/2013					159,103.13	159,103.13		323,268.75	450,022.50	126,753.75	113,798.85
6/1/2014	5,000	2,500	1.700		159,103.13	164,103.13					
12/1/2014					159,040.63	159,040.63		323,143.75	456,030.00	132,886.25	115,159.07
6/1/2015	100,000	3,000	2.050		159,040.63	259,040.63					
12/1/2015					157,540.63	157,540.63		416,581.25	456,641.25	40,060.00	33,374.84
6/1/2016	145,000	3,000	2.500		157,540.63	302,540.63					
12/1/2016					155,365.63	155,365.63		457,906.25	456,970.00	(936.25)	(927.29)
6/1/2017	1,210,000	5,000	2.800		155,365.63	1,365,365.63					
12/1/2017					125,115.63	125,115.63		1,490,481.25	1,490,380.00	(101.25)	(327.26)
6/1/2018	1,270,000	5,000	3.000		125,115.63	1,395,115.63					
12/1/2018					93,365.63	93,365.63		1,488,481.25	1,490,667.50	2,186.25	1,322.50
6/1/2019	1,325,000	3,125	3.200		93,365.63	1,418,365.63					
12/1/2019					72,662.50	72,662.50		1,491,028.13	1,493,160.00	2,131.88	1,317.37
6/1/2020	1,370,000	3,250	3.350		72,662.50	1,442,662.50					
12/1/2020					50,400.00	50,400.00		1,493,062.50	1,492,700.00	(362.50)	(399.27)
6/1/2021	1,415,000	3,500	3.450	3.462	50,400.00	1,465,400.00					
12/1/2021					25,637.50	25,637.50		1,491,037.50	1,489,232.50	(1,805.00)	(1,297.72)
6/1/2022	1,465,000	3,500	3.550		25,637.50	1,490,637.50					
12/1/2022					0.00	0.00		1,490,637.50	1,492,120.00	1,482.50	966.94
6/1/2023					0.00	0.00					
TOTALS	8,320,000				2,939,441.98	11,259,441.98	(884.95)	11,258,557.03	11,863,782.50	605,225.47	550,243.33

Savings as a % of Refunded Par	7.09%	6.44%
---------------------------------------	--------------	--------------

EXHIBIT E

TOWNSHIP OF HAVERFORD

COMPLIANCE POLICIES AND PROCEDURES FOR TAX-EXEMPT BONDS AND BUILD AMERICA BONDS

1. Purpose. The purpose of these compliance policies and procedures (“Compliance Policy”) is to ensure compliance with (a) requirements of the Internal Revenue Code of 1986, as amended (the “Code”), that must be satisfied to maintain the tax-exempt status of any tax-exempt bonds (the “tax-exempt bonds”) issued by the Township of Haverford (the “Issuer”) and/or to maintain the eligibility for subsidy payments with respect to any Build America Bonds (“BABs,” and together with tax-exempt bonds, “bonds”) issued by Issuer, and (b) requirements of the Securities and Exchange Commission (the “SEC”) and the Municipal Securities Rulemaking Board (the “MSRB”) under SEC Rule 15c2-12 (the “Rule”) regarding secondary market disclosure filings relating to the Issuer’s bonds. In connection with the issuance of each series of bonds, the Issuer will also execute a tax certificate, a continuing disclosure agreement and other documentation as advised by bond or tax counsel (“collectively, the “Issuance Documentation”) which will require it to take certain actions with respect to the requirements under the Code and the Rule for such bonds.

2. Responsibility for Monitoring Compliance. The Board of Commissioners of Issuer (the “Governing Body”) has the overall, final responsibility for monitoring ongoing compliance with the requirements of the Code, the Rule, this Compliance Policy and the Issuance Documentation. The Governing Body assigns to the Director of Finance (the “Compliance Officer”) the primary operating responsibility to monitor such compliance. The Compliance Officer may delegate aspects of such responsibility to other employees or contractors of Issuer, but shall retain overall responsibility for ensuring compliance and coordinating compliance when more than one individual or contractor is given responsibility. The Compliance Officer shall update Exhibit A hereto to the extent that any such responsibility is delegated.

This Compliance Policy shall be used in conjunction with the Issuance Documentation. This Compliance Policy is not a substitute for the specific compliance requirements related to each bond issue contained in the applicable Issuance Documentation, and the Compliance Officer shall review the Issuance Documentation in connection with each bond issue and consult with bond counsel and other professionals as to monitoring ongoing compliance with the requirements contained in the applicable Issuance Documentation.

3. Arbitrage Yield Restriction and Rebate Requirements. The Compliance Officer shall maintain or cause to be maintained records of:

(a) purchases and sales of investments made with proceeds of bonds (including amounts treated as “gross proceeds” of bonds under section 148 of the Code), any documentation required to establish the fair market value of investments upon purchase and receipts of earnings on those investments;

(b) expenditures made with proceeds of bonds (including investment earnings on bond proceeds) for the governmental purposes of the bonds, such as for the costs of purchasing, constructing and/or renovating property and facilities;

(c) calculations that will be sufficient to demonstrate that the expenditure of proceeds has complied with an available spending exception to the arbitrage rebate requirement in respect of that bond issue;

(d) calculations that will be sufficient to demonstrate that the rebate amount, if any, that was payable to the United States of America in respect of investments made with gross proceeds of that bond issue and records showing that such rebate amount, if any, was paid and a Form 8038-T filed with the IRS on a timely basis;

(e) for any issue of BABs:

1. calculation of the "available project proceeds," as defined under the Code, and records sufficient to that the expenditure of "available project proceeds" has complied with the restrictions with respect thereto under the Code;
2. calculations and records showing that proceeds of the BABs applied for costs of issuance did not exceed the limitations of the Code; and
3. copies of the Form 8038-CP submitted for each interest payment date for which a subsidy payment is requested, proof of timely filing with the IRS and calculations showing the interest payable on the BABs on each such interest payment date;

(f) information and records showing that investments held in yield-restricted advance refunding or defeasance escrows for refunded bonds, investments made with unspent bond proceeds after the expiration of the applicable temporary period and any other bond proceeds subject to yield restriction were not invested in higher-yielding investments; and

(g) such other information and records as required by the Issuance Documentation.

4. Restrictions on Private Business Use and Private Loans. The Compliance Officer shall enforce the restrictions on private business use that apply to land, buildings, facilities and equipment ("property") which are financed with proceeds of bonds, and of the restriction on the use of proceeds of bonds to make or finance any loan to any person other than a state or local government unit., including:

(a) under section 141 of the Code, no more than generally 10% of the proceeds (5% in certain cases) of any bond issue (including the property financed with the bonds) may be used for private business use, and no more than the lesser of \$5,000,000 or 5% of the proceeds of a bond issue may be used to make or finance a loan to any person other than a state or local government unit;

(b) “private business use” means use by any person other than a state or local government unit, including business corporations, partnerships, limited liability companies, associations, nonprofit corporations, natural persons engaged in trade or business activity, and the United States of America and any federal agency, as a result of ownership of the property or use of the property under a lease, management or service contract (except for certain “qualified” management or service contracts), output contract for the purchase of electricity or water, privately sponsored research contract (except for certain “qualified” research contracts), “naming rights” contract, “public-private partnership” arrangement, or any similar use arrangement that provides special legal entitlements for the use of the bond-financed property;

(c) before entering into any use arrangement with a nongovernmental person that involves the use of bond-financed property, the Compliance Officer will evaluate whether that use arrangement, if put into effect, will be consistent with the restrictions on private business use of the bond-financed property; and

(d) in connection with the evaluation of any proposed nongovernmental use arrangement under paragraph (c), the Compliance Officer shall determine whether to engage nationally recognized bond counsel to obtain advice on whether that use arrangement, if put into effect, will be consistent with the restrictions on private business use of the bond-financed property, and, if not, whether any “remedial action” permitted under section 141 of the Code may be taken as a means of enabling that use arrangement to be put into effect without adversely affecting the tax-exempt status of any tax-exempt bonds or the eligibility for receipt of the subsidy for any BABs, as applicable; and

(e) records shall be maintained of such nongovernmental uses, if any, of bond-financed property, including copies of the pertinent leases, contracts or other documentation, and the related determination that those nongovernmental uses are not inconsistent with the status of the bonds that financed the property, including any advice received from bond counsel.

5. Determination of the Issue Price of Bonds. In connection with the issuance of any bonds, the Compliance Officer will consult with bond counsel, any financial advisor to the Issuer and any underwriter or placement agent of the bonds to determine the proper method for evaluating whether the issue price of the bonds is in compliance with any restrictions under the Code and the regulations promulgated thereunder at the time of such issuance.

6. Form 8038-CP. The Compliance Officer shall review each Form 8038-CP filed for an issue of BABs including whether the proper interest payment is listed, the Form 8038-CP will be timely filed and the payment of the subsidy is directed to the proper person, consistent with the Issuance Documentation.

7. Secondary Market Disclosure. The Compliance Officer shall be responsible for the filing of annual reports and notices of material events as required by the Rule and the Issuer’s continuing disclosure agreements. Such filings shall be made by the Compliance Officer using the MSRB’s electronic filing system (currently referred to as the Electronic Municipal Market Access system or EMMA) in accordance with the applicable continuing disclosure agreement. The Compliance Officer shall retain copies of each filing together with a receipt of filing or other acknowledgement from the MSRB.

8. Records to be Maintained for Bonds. It is the policy of the Issuer that, unless otherwise permitted by future IRS regulations or other guidance, written records (which may be in electronic form) will be maintained with respect to each issue of bonds for as long as those bonds remain outstanding plus six (6) years. For this purpose, bonds include refunding bonds that refinance the property that was financed by the original bonds.

The records to be maintained are to include:

1. the official Transcript of Proceedings (including the Issuance Documentation) for the original issuance of the bonds;
2. the records showing compliance with the requirements of paragraph 3 above;
3. the records described in paragraph 4(e) above; and
4. the filings and receipts/acknowledgments described in paragraph 7 above.

The basic purpose of the foregoing record retention policy is to enable the Issuer to readily demonstrate to the IRS upon an audit of any bond issue that the Issuer has complied with all applicable requirements that it must satisfy after the issue date of the bonds under the Code and to demonstrate compliance with the Rule.

9. Remedial Action.

(a) Internal Revenue Code. If the applicable requirements of the Code have been violated with respect to any issue of bonds, the Compliance Officer shall determine whether to pursue any remedial actions available under the Code or through the IRS to maintain the tax-exempt status of any tax-exempt bonds or the eligibility for subsidy payments with respect to any BABs.

(b) Secondary Market Disclosure. If any required filings described in paragraph 7 or any of the Issuance Documentation have not been timely made or are inaccurate or incomplete, the Compliance Officer shall determine if and to what extent remedial action is required.

Date Compliance Policy

Adopted by Governing Body: May 10, 2010

Exhibit A

Delegation of Compliance

<u>Specific Responsibility Delegated</u>	<u>Person to whom Responsibility Delegated</u>	<u>Date</u>
--	--	-------------

PHILADELPHIA\5535200\3 225275.000

PHILADELPHIA\5535200\3 225275.000

CERTIFICATE OF SECRETARY

The undersigned, Secretary of the Board of Commissioners of the Township of Haverford, HEREBY CERTIFIES that:

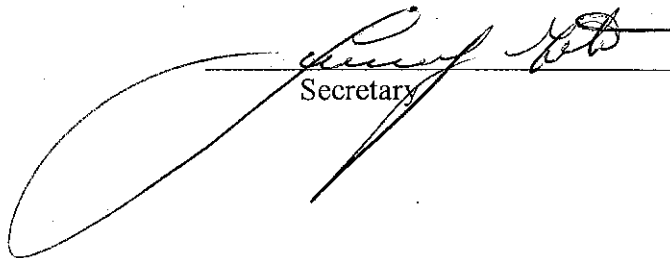
The foregoing Ordinance authorizing the issuance of General Obligation Bonds, Series of 2010 of the Township was duly moved and seconded and enacted by a majority vote of all the Board of Commissioners of said Township at a duly called and convened public meeting of said Board held on May 10, 2010; that public notice of said meeting was given as required by law; and that the roll of the Township Board of Commissioners was called and such members voted or were absent as follows:

<u>Name</u>	<u>Vote</u>
William F. Wechsler, President	<i>AYE</i>
Steve D'Emilio, Vice President	<i>AYE</i>
Chris Connell, Sr.	<i>AYE</i>
Jeff Heilmann	<i>AYE</i>
Larry Holmes, Esquire	<i>AYE</i>
James E. McGarrity	<i>AYE</i>
Mario Oliva	<i>AYE</i>
Daniel J. Siegel, Esquire	<i>AYE</i>
Robert E. Trumbull	<i>AYE</i>

and that such Ordinance and the votes thereon have been duly recorded in the minutes.

WITNESS my hand and seal of the Township this 10th day of May, 2010.

(TOWNSHIP SEAL)


Secretary

ORDINANCE NO. 2606-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-28, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "PARKING OF COMMERCIAL VEHICLES PROHIBITED AT ALL TIMES - Subsection C - 8,000 lbs and over":

The entire length of E. Park Road

SECTION 2. That Section 175-95, Schedule XX, be and the same is hereby amended and supplemented so as to establish "SPECIAL PURPOSE PARKING ZONES":

In front of 632 Dayton Road

SECTION 3. That Section 175-91, Schedule XVI, be and the same is hereby amended and supplemented so as to establish "NO PARKING OF VEHICLES AT ALL TIMES":

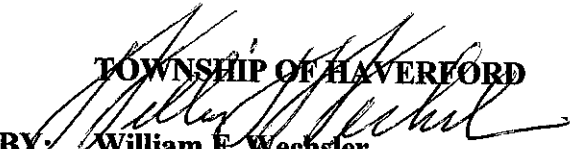
**On the east side of Penfield Avenue - 65 feet north of Merion Avenue
On the west side of Penfield Avenue - 85 feet north of Merion Avenue**

SECTION 4. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 5. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 12th day of July, A.D. 2010.


**Attest: Lawrence J. Gentile
Township Manager/Secretary**

TOWNSHIP OF HAVERFORD

**BY: William F. Wechsler
President
Board of Commissioners**

Ordinance No. 2607-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPPLEMENTING THE GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD, CHAPTER 182, "ZONING", REVISING THE ZONING MAP BY RECLASSIFYING THE ZONING DESIGNATION OF PROPERTIES ON EAGLE ROAD KNOWN AS FOLIOS NO. 22-03-01872-00 (PECO SUBSTATION), NOW SPLIT ZONED INS INSTITUTIONAL DISTRICT AND R-4 RESIDENTIAL DISTRICT, AND A PART OF 22-03-00958-50 (FORMER RAILROAD BED PARCEL) NOW ZONED R-5 RESIDENTIAL DISTRICT TO LIN LIGHT INDUSTRIAL DISTRICT.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania by the authority granted to the Board in §601 of the Pennsylvania Municipalities Planning Code, Act of 1968, P.L. 805, No. 247, as amended that the General Laws of the Township of Haverford is hereby amended as follows:

ARTICLE 1. MAP AMENDMENTS

A. Chapter 182, §105, *Zoning Map; establishment of boundary lines*, is amended by reclassifying the following properties on the Zoning Map of Haverford Township, dated March, 1994 and last revised January, 2007, as follows:

- (1) Delaware County Folio Number 22-03-01872-00, also known as Delaware County Tax Map Number 22-26-038:000, from the INS Institutional District and the R-4 Residential District to LIN Light Industrial District.
- (2) Delaware County Folio No. 22-03-00958-50, also known as Delaware County Tax Map Number 22-26-116:006.

B. A copy of the relevant portion of the zoning map showing the affected parcels, prepared by Penmoni Associates, Inc., dated June 8, 2010, is attached hereto is shown on Exhibit "A".

C. A copy Legal Description of the subject area is attached hereto as Exhibit "B".

D. Except as specifically amended herein, Chapter 182, *Zoning*, Section 105, *Zoning Map; establishment of boundary lines* remains unchanged in full force and effect.

Ordinance No. 2607-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPPLEMENTING THE GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD, CHAPTER 182, "ZONING", REVISING THE ZONING MAP BY RECLASSIFYING THE ZONING DESIGNATION OF PROPERTIES ON EAGLE ROAD KNOWN AS FOLIOS NO. 22-03-01872-00 (PECO SUBSTATION), NOW SPLIT ZONED INS INSTITUTIONAL DISTRICT AND R-4 RESIDENTIAL DISTRICT, AND A PART OF 22-03-00958-50 (FORMER RAILROAD BED PARCEL) NOW ZONED R-5 RESIDENTIAL DISTRICT TO LIN LIGHT INDUSTRIAL DISTRICT.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania by the authority granted to the Board in §601 of the Pennsylvania Municipalities Planning Code, Act of 1968, P.L. 805, No. 247, as amended that the General Laws of the Township of Haverford is hereby amended as follows:

ARTICLE 1. MAP AMENDMENTS

A. Chapter 182, §105, *Zoning Map; establishment of boundary lines*, is amended by reclassifying the following properties on the Zoning Map of Haverford Township, dated March, 1994 and last revised January, 2007, as follows:

- (1) Delaware County Folio Number 22-03-01872-00, also known as Delaware County Tax Map Number 22-26-038:000, from the INS Institutional District and the R-4 Residential District to LIN Light Industrial District.
- (2) Delaware County Folio No. 22-03-00958-50, also known as Delaware County Tax Map Number 22-26-116:006.

B. A copy of the relevant portion of the zoning map showing the affected parcels, prepared by Pennoni Associates, Inc., dated June 8, 2010, is attached hereto is shown on Exhibit "A".

C. A copy Legal Description of the subject area is attached hereto as Exhibit "B".


D. Except as specifically amended herein, Chapter 182, *Zoning*, Section 105, *Zoning Map; establishment of boundary lines* remains unchanged in full force and effect.


ARTICLE 2. SEVERABILITY. Should any section, sentence, word or provision of this ordinance be declared to be invalid by any court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole.

ARTICLE 3. REPEALER. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of December, A.D., 2010.

TOWNSHIP OF HAVERFORD

By 
William F. Wechsler
President
Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager/Secretary

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, PROHIBITING THE DRILLING OR USE OF PRIVATE GROUNDWATER WELLS AS A SOURCE OF WATER FOR EITHER POTABLE OR INDUSTRIAL PURPOSES WITHIN A CERTAIN AREA OF THE TOWNSHIP OF HAVERFORD.

BE IT ENACTED AND ORDAINED BY THE Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION 1. DEFINITIONS.

Unless the context clearly indicates otherwise, the meaning or the terms and phrases used in this Ordinance shall be as follows:

- (A) "Property" shall mean any real property located within the Township intended for continuous or periodic habitation, occupancy or use by human beings or animals.
- (B) "Owner" shall mean the person, custodian, guardian, trustee, caretaker, executor or administrator in whose name the deed for a property is designated.
- (C) "Person" shall mean any individual, partnership, company, corporation, association, corporate political body, joint ownership or any other entity capable of functioning in the context used herein.
- (D) "Premises" shall mean any building or other structure to which water service is or can be furnished.

SECTION 2. PROHIBITION.

It shall be unlawful for any owner, occupier or lessee of any property within the areas designated by this Ordinance to use or drill a private groundwater well, as a source of water, for use for potable purposes or industrial purposes.

SECTION 3. AREAS OF PROHIBITION.

The prohibition set forth in Section 2 of this Ordinance shall be applicable within the Township of Haverford as follows:

- (A) any property located within three hundred feet (300') of a public water supply by a licensed provider;

- (B) the area bounded by North Eagle Road to the west, West Hillcrest Avenue to the north, Darby Road to the east and West Chester Pike to the south;
- (C) any property down gradient of a present or former automotive fueling station with;
- (D) any private water supply which does not meet the standards of §91-45 to §91-47 of these General Laws.

SECTION 4. SEVERABILITY.

The provisions of this Ordinance shall be severable and, if any of the provisions hereof shall be held unconstitutionally, void or otherwise unenforceable, such shall not affect the validity of any of the remaining provisions of said Ordinance.

SECTION 5. REPEALER.

All ordinances or parts of ordinances conflicting with any of the provisions of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall become effective ten (10) days after final consideration and approval by the Board of Commissioners, Township of Haverford.

ADOPTED this 9th day of August, 2010.

TOWNSHIP OF HAVERFORD

BY:



William F. Wechsler

President

Board of Commissioners

ATTEST:



Lawrence J. Gentile

Township Manager/Secretary

ORDINANCE NO. 2609-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-95, Schedule XX, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to install a "SPECIAL PURPOSE PARKING SPACE" on the following highway:

In front of 2940 Oakford Road

SECTION 2. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 3. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of September, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY: 
William F. Wechsler

President

Board of Commissioners


Attest: Lawrence J. Gentile

Township Manager/Secretary

ORDINANCE NO. 2610-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE ACQUISITION OF PROPERTY KNOWN AS DELAWARE COUNTY FOLIO NO. 22-03-00958-10, A FORMER RAILROAD RIGHT OF WAY AND COMPRISING APPROXIMATELY 6.5 ACRES AND LOCATED IN THE 7TH AND 3RD WARDS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

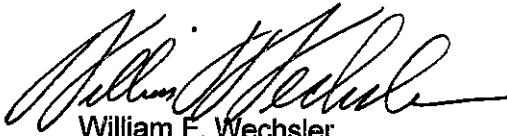
SECTION 1. Pursuant to Section 707, paragraph A of the Home Rule Charter, the Township hereby authorizes an Agreement of Sale with Jacob L. Bond, for the aforesaid 6.5 acre property known as Delaware County Tax Parcel No. 22-03-00958-10 as shown on the attached plan attached as Exhibit "A" in consideration in the sum of up to \$30,000.00, subject to review by the Township Solicitor and further subject to the approval of the Township Manager of the final document.

SECTION 2. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of September, 2010.

TOWNSHIP OF HAVERFORD

BY:



William F. Wechsler
President

Board of Commissioners



Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2611-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-91, Schedule XVI, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to **AMEND** Parking of Vehicles at All Times:

Monday thru Friday except legal holiday's on Railroad Avenue east beginning at the driveway located at 987 Railroad Avenue to a point 940 feet south thereof from County Line Road stopping at the driveway of 915 Railroad Road.


SECTION 2. That Section 175-28, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "Parking of Commercial Vehicles Prohibited at All Times" to reflect the following:

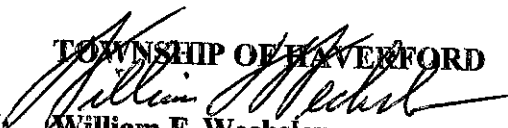
No Parking of Commercial Vehicles/Trucks which weigh over GVW 8,000 lbs from parking on the east side of the 2100 block of Haverford Road from Karakung Drive to Olcott Avenue.

SECTION 3. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 4. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8th day of November, A.D., 2010.


Attest: Lawrence J. Gentile
Township Manager/Secretary

TOWNSHIP OF HAVERFORD

BY: William F. Wechsler
President
Board of Commissioners

ORDINANCE NO. 2610-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE ACQUISITION OF PROPERTY KNOWN AS DELAWARE COUNTY FOLIO NO. 22-03-00958-10, A FORMER RAILROAD RIGHT OF WAY AND COMPRISING APPROXIMATELY 6.5 ACRES AND LOCATED IN THE 7TH AND 3RD WARDS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

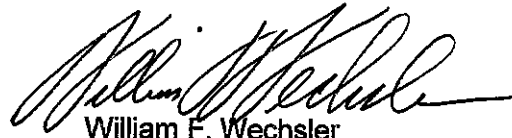
SECTION 1. Pursuant to Section 707, paragraph A of the Home Rule Charter, the Township hereby authorizes an Agreement of Sale with Jacob L. Bond, for the aforesaid 6.5 acre property known as Delaware County Tax Parcel No. 22-03-00958-10 as shown on the attached plan attached as Exhibit "A" in consideration in the sum of up to \$30,000.00, subject to review by the Township Solicitor and further subject to the approval of the Township Manager of the final document.

SECTION 2. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of September, 2010.

TOWNSHIP OF HAVERFORD

BY:



William F. Wechsler

President

Board of Commissioners



Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2611-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-91, Schedule XVI, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to **AMEND** Parking of Vehicles at All Times:

Monday thru Friday except legal holiday's on Railroad Avenue east beginning at the driveway located at 987 Railroad Avenue to a point 940 feet south thereof from County Line Road stopping at the driveway of 915 Railroad Road.

SECTION 2. That Section 175-28, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "Parking of Commercial Vehicles Prohibited at All Times" to reflect the following:

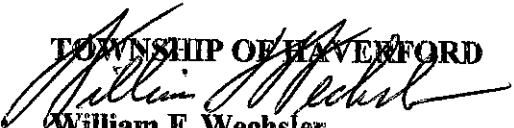
No Parking of Commercial Vehicles/Trucks which weigh over GVW 8,000 lbs from parking on the east side of the 2100 block of Haverford Road from Karakung Drive to Olcott Avenue.

SECTION 3. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 4. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8th day of November, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY: 
William F. Wechsler

President

Board of Commissioners


Attest: Lawrence J. Gentile

Township Manager/Secretary

ORDINANCE NO. 2612-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, BY REVISING THE USE PROVISIONS OF CHAPTER 182 (ZONING), SECTION 503, LIN LIGHT INDUSTRIAL DISTRICT.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same that Ordinance No. 1960, Chapter 182, is hereby amended as follows:

ARTICLE I. TEXT AMENDMENTS

A. The provisions of §182-106.B are hereby amended by the addition of the following:

COMMUNITY CENTER

A facility operated principally by a nonprofit entity and used as a community center and for community-based activities, that includes, but is not limited to, facilities for community meetings, gatherings and conferences, child-care facilities, gymnasiums, exercise facilities, swimming pool, locker rooms, tracks, playing fields for various sports, recreational facilities and such other accessory facilities and uses as are normal and customary for a community center.

B. The provisions of §182-503, *LIN Light Industrial District*, subsection B *Use regulations*, are hereby amended as follows:

(1) f. **Community Center**, governmental or utility uses of buildings as permitted in §182- 202.B(1)(c).

ARTICLE 2. SEVERABILITY


Should any section, sentence, word or provision of this ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole.

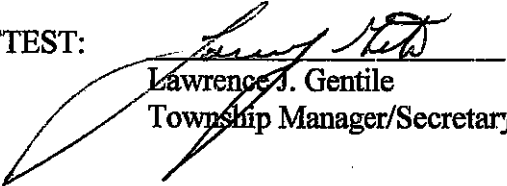
ARTICLE 3. REPEALER

Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of December, A.D., 2010.

TOWNSHIP OF HAVERFORD


BY: William F. Wechsler
President
Board of Commissioners

ATTEST: 
Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2613-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-14, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "STOP INTERSECTIONS" to reflect the following:

On both corners of Edgewood Road where it intersects with Oxford Road, making this a three way stop.

SECTION 2. That Section 175-28, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish Commercial Vehicles Prohibited, subsection C Prohibiting the Parking of Commercial Vehicles and Trucks GVW 8,000 lbs and over At All Times on the following highway:

On the west side of Darby Road from 420 Darby to West Langhorne.

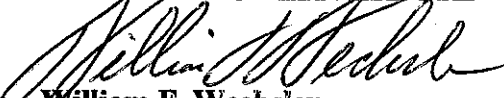
SECTION 3. REPEAL of Ordinance No. 2159 added on 11/9/1992 prohibiting overnight parking in the 2500 block of Olcott.

SECTION 4. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 5. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8TH day of November , A.D., 2010.

TOWNSHIP OF HAVERFORD


BY: William F. Wechsler
President
Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2614-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", AMENDING AND SUPPLEMENTING THE PROVISIONS OF CHAPTER 175, "VEHICLES AND TRAFFIC" BY REVISING SCHEDULE II TRAFFIC CONTROL SIGNALS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION 1. LANGUAGE AMENDMENTS.

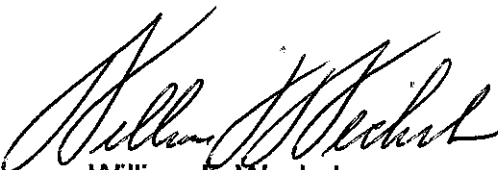
Chapter 175, Vehicles and Traffic, § 175-77. Schedule II: *Traffic Control Signals* is hereby revised by the addition of the following:

Darby Road and Marple Road

SECTION 2. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 8TH day of November, 2010.

TOWNSHIP OF HAVERFORD

BY: 
William F. Wechsler
President
Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2615-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-11, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "Prohibited Turns at Intersections" on:

Twin Oaks at Wickford Road – No left turns 8-9 am & 3-4 pm (School Days)
PineRidge Road at Allston Road – No Right Turns 8-9 am & 3-4 pm (School Days)
Farnham Road at Allston Road – No Right Turns 8-9 am & 3-4 pm (School Days)
Twin Oaks Drive at the Exit of Chatham Park School – No Left Turns 8-9 am & 3-4 pm (School Days)
Llandillo Road at Twin Oaks – No Left Turns 8-9 am & 3-4 pm (School Days)

SECTION 2. That Section 175-21.1, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "Through Traffic Restricted" on:

Pineridge Road at Allston Road 8-9 am & 3-4 pm (School Days)
Farnham Road at Pembroke Road 8-9 am & 3-4 pm (School Days)
Twin Oaks Road at Wickford Road 8-9 am & 3-4 pm (School Days)

SECTION 3. That Section 175-91, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "No Parking Anytime Zone" on:

The dead end circle of Rockwood Drive between the areas designated by the signage stating "No Parking Between Signs".

Effective January 15, 2011 Lancaster Avenue North Beginning at a point 225' west of the intersection of Penn Street through and including a point 250' east of Penn Street.

SECTION 4. That Section 175-95, Schedule XX, Ordinance No. 1960, "Special Purpose Parking Zones" be and the same is hereby amended and supplemented to add:

Special Parking Zone for the parking of Police Vehicles Only in front of 511 West Chester Pike on the North Side for 200 feet in a west direction on West Chester Pike; thereby repealing Ordinance West Chester Pike (added 11/14/94 by Ordinance No. 2213).

In front of 660 Dayton Road

SECTION 5. That Section 175-92, Schedule XVII: "Parking of Commercial Vehicles Prohibited at all Times", Ordinance No. 1960, be and the same is hereby amended and

supplemented so as to:

REPEAL Darby Road, East – on the west side from 220 East Darby Road to West Chester Pike which was added 10-12-2004 by Ordinance No. 2430-2004

SECTION 6. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.


SECTION 7 Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of December, A.D., 2010.

TOWNSHIP OF HAVERFORD



**BY: William F. Wechsler
President
Board of Commissioners**



**Attest: Lawrence J. Gentile
Township Manager/Secretary**

ORDINANCE NO. 2616-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 818 AND ORDINANCE NO. 1796, AS FURTHER AMENDED, FIXING THE ANNUAL SEWER RENTAL OR CHARGE TO EACH PROPERTY CONNECTED TO THE SEWER FOR EACH ONE THOUSAND GALLONS OF WATER CONSUMED AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF.

BE IT ENACTED AND ORDAINED by the Board of Commissioners, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same that:

SECTION 1. The total amount of the annual sewer rental or charge for the year 2011 to be required is hereby determined to be \$4,960,550 pursuant to and as part of the Budget Adoption procedures of the Home Rule Charter.

SECTION 2. The Board of Commissioners does hereby determine Four Dollars and fifty cents (\$4.50) per one thousand (1000) gallons of water used by properties connected with the sewage of the Township as the amount of money to be charged to each property connected to the Township Sewer System for the sewer rental or charge for the year 2011.

SECTION 3. The sewer rent or charge for the year 2011 for each property within the Township of Haverford using the sewer system and facilities of the Township shall be charged at the rate of \$4.50 per 1000 gallons for water consumed or used by said property.

SECTION 4. A two percent (2%) discount shall be allowed if the bill is paid on or before sixty (60) days from the date of the bills. The face amount of all final bills shall be payable on or before one hundred and twenty (120) days from the date of the bills if discount period is disregarded. All sewer rental charges shall be a lien against the property serviced by the sewer facilities of the Township until said sewer rental charges are paid. Failure on the part of the Township to remit a bill due to administrative error or federal postal delivery problems does not exonerate the property owner from paying the sewer rental fee and penalties imposed. It shall be the duty of the Director of Finance to certify to the Township Manager/Secretary the date that all bills are mailed. If said bills are not paid on or before one hundred and twenty (120) days from the date of the bill, a penalty of ten percent (10%) shall be added. It shall be the duty of the Director of Finance during or after the twelfth month following the month in which bills were mailed to certify the unpaid bills to the Township Solicitor, who shall proceed to collect such delinquent sewer rental together with penalties and costs accrued thereon in addition to attorneys' fees pursuant to Act 1, Commonwealth of Pennsylvania, February 2, 1996 either by action at laws, or by filing a lien or liens for the same in the office of Judicial Support of the Court of Common Pleas of Delaware County, Pennsylvania and such liens, together with penalty and costs accrued thereon in addition to attorneys' fee shall be filed and collected in accordance with law. All sewer rentals not paid prior to the date on which penalty shall be added as herein provided shall be deemed to be delinquent.

SECTION 5. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of December, A.D., 2010.

TOWNSHIP OF HAVERFORD

BY:



William F. Wechsler

President

Board of Commissioners



Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2617-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AUTHORIZING THE IMPOSITION OF A FEE FOR THE COLLECTION OF GARBAGE, RUBBISH, AND REFUSE MATERIALS, AND ESTABLISHING PENALTIES FOR NON-PAYMENT THEROF.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. The Board of Commissioners of the Township of Haverford is hereby authorized to impose a fee and other regulations for the collection of garbage, rubbish, and refuse, pursuant to Article XV, Section 1501 and Section 1502, clause XXVIII of the First Class Township Code Act of 1931, June 24, P.L. 1206, as amended, 53 P.S. §§56501, 56527 and to adopt this Ordinance pursuant to and as part of the Budget Adoption Procedures under the Home Rule Charter of the Township.

SECTION 2. The Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, hereby establishes a fee of **One Hundred Seventy-two Dollars (\$172.00)** per calendar year, per resident building containing one (1) dwelling unit for the purpose of collecting garbage, rubbish, and other refuse materials. The owner of record of any residence building containing one or more dwelling units shall be charged the **sum of One Hundred Seventy-two Dollars (\$172.00)** per calendar year for each dwelling unit it contained in sale resident building up to a maximum of four (4) units for the collection of said refuse from the resident building by the Township of Haverford. The responsibility for this charge remains with the owner of record

SECTION 3. The **One Hundred Seventy-two Dollar (\$172.00)** fee does not apply to commercial and industrial establishments and/or apartment units exceeding four (4) dwelling units as these are not normally picked up.

SECTION 4. All bills for the collection of this fee shall be forwarded to the Director of Finance of the Township of Haverford or his duly authorized representative at such a time and such a manner as may be directed by the Township Board of Commissioners.

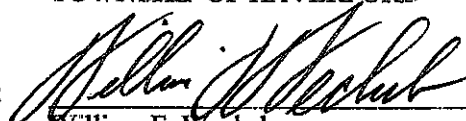
SECTION 5. Payment Schedule. A two percent (2%) discount shall be applied to all bills paid within sixty (60) days from the date of the bill. The face amount of the bills shall be due and payable On or after sixty (60) days from the date of the bill. If said bills are not paid on or before one hundred and twenty days (12) from the date of the bills, an additional penalty often percent (10%) shall be added.

SECTION 6. All Ordinances or parts of ordinances in conflict herewith are hereby repealed.

ENACTED and ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, this 13th day of December, 2010.

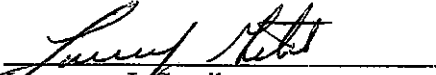
TOWNSHIP OF HAVERFORD

BY:



William F. Wechsler
President
Board of Commissioners

ATTESTED BY:



Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2618-2010

TAX LEVY 2011

Motion: To adopt Ordinance No. 2618-2010 establishing the tax levy for 2010 for the Township of Haverford at 6.359 mills.

Approved



President, Board of Commissioners

Attest:



Township Manager/Secretary

I hereby certify that the Tax Levy was enacted by Ordinance No. 2618-2010 of the Township of Haverford in the County of Delaware on the 13th day of December, A.D., 2010.



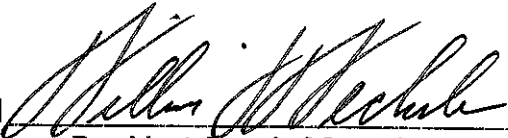
Lawrence J. Gentile
Township Manager/Secretary

ANNUAL BUDGET 2011

APPROPRIATIONS

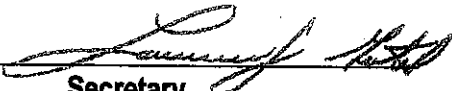
Motion: To adopt Ordinance No. 2619-2010 appropriating funds established to be required for the specific purpose of financing the municipal government for the year 2011 including all taxes, fees, service charges and other revenue sources provided in all funds.

Approved



President, Board of Commissioners

Attest:



Secretary

I hereby certify that the Annual Budget was enacted by Ordinance No. 2619-2010 of the Township of Haverford in the County of Delaware on the 13th day of December, 2010.



Lawrence J. Gentile, Township Manager/Secretary

ORDINANCE Number

2620-2010

Not USED

ORDINANCE NO. 2621-2010

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", ADOPTED JUNE 30, 1986, BY REVISING THE PROVISIONS OF CHAPTER 30 (PENSIONS AND EMPLOYEE BENEFITS), PROVIDING FOR THE DISCONTINUATION OF PARTICIPATION WITHIN THE DEFINED BENEFIT FOR NON-UNIFORM EMPLOYEES HIRED ON OR AFTER JANUARY 1, 2011.

WHEREAS, Haverford Township, Delaware County, Pennsylvania, did by establish a Non-Uniform Defined Benefit Pension Plan for its full-time employees, elected officials and salaried employees of the Haverford Township Free Library Association, as provided in Ordinance 1960, Chapter 30, and;

WHEREAS, the aforementioned individuals will no longer be permitted to become a participant within the Non-Uniformed Defined Benefit Pension Plan, and;

WHEREAS, the Board of Commissioners of Haverford Township has established a Defined Contribution Pension Plan for full-time non-uniformed employees hired on or after January 1, 2011 and elected officials taking office after January 1, 2011, and;

THEREFORE, BE IT ORDAINED, that the Board of Commissioners of Haverford Township, Delaware County, Pennsylvania, hereby discontinues participation within the Non-Uniformed Defined Benefit Pension Plan for all full-time employees, elected officials and salaried employees of the Haverford Township Free Library Association hired or taking office after January 1, 2011.

SEVERABILITY


Should any section, sentence, word or provision of this ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole.


REPEALER

Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 13th day of December, A.D., 2010.

TOWNSHIP OF HAVERFORD


BY: WILLIAM F. WECHSLER
President
Board of Commissioners

ATTEST: 
Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE # 2622-2010 _____

DEFINED CONTRIBUTION PENSION PLAN
FOR FULL-TIME NON-UNIFORMED EMPLOYEES
OF HAVERFORD TOWNSHIP

**DEFINED CONTRIBUTION PENSION PLAN FOR
NON-UNIFORMED EMPLOYEES OF
HAVERFORD TOWNSHIP, DELAWARE COUNTY, PENNSYLVANIA**

ORDINANCE # 2622-2010

**ESTABLISHING A DEFINED CONTRIBUTION PENSION PLAN
FOR THE NON-UNIFORMED EMPLOYEES OF HAVERFORD TOWNSHIP**

WHEREAS, Haverford Township, Delaware County, Pennsylvania did by Ordinance No. 1960, Chapter 30, Article IV, as amended, establish a Non-Uniformed Defined Benefit Pension Plan for its full-time non-uniformed employees; and

WHEREAS, all full-time, non-uniform employees hired on or after January 1, 2011 will no longer be permitted to become a participant within the Non-Uniformed Defined Benefit Pension Plan; and

WHEREAS, the Board of Commissioners of Haverford Township wishes to establish a Defined Contribution Pension Plan for these new employees.

THEREFORE, BE IT ORDAINED, that the Board of Commissioners of Haverford Township, Delaware County, Pennsylvania, hereby establishes a Defined Contribution Pension Plan for full-time non-uniform employees hired on or after January 1, 2011.

TABLE OF CONTENTS

<u>PAGE</u>	<u>ARTICLE</u>	
	Ordinance	1
I	Definitions	2-4
II	Eligibility	5
III	Contributions	5-7
IV	Retirement Benefits	7
V	Death Benefits	7-8
VI	Method of Distribution of Benefits	8
VII	Termination of Employment	9
VIII	Management of Fund	9
IX	The Board	10-11
X	Provisions Relating to the Township	11-12
XI	Termination or Amendment of Plan	12-13
XII	Miscellaneous Provisions	13-14

ARTICLE I

DEFINITIONS

- 1.01 "Age" shall mean the age attained by the Employee at his or her last birthday.
- 1.02 "Anniversary Date" shall mean any January 1 after the effective Date.
- 1.03 "Board" shall mean the Board of Commissioners of Haverford Township, Delaware County, Pennsylvania.
- 1.04 "Compensation" shall mean all W-2 earnings paid by the Township to the Member during a Plan Year.
- 1.05 "Effective Date" of this Ordinance shall be January 1, 2011.
- 1.06 "Employee" shall mean any non-uniform personnel hired on or after January 1, 2011 in the full-time employ of the Township or Library whose customary employment by the Township or Library is for not less than 35 hours per week.
- 1.07 "Forfeiture" shall mean the non-vested portion of a member's account.
- 1.08 "Fund" shall mean all assets held by the Trustee under the Trust Agreement and related insurance and investment contracts relating to this Plan.
- 1.09 "Late Retirement Date" shall mean any date later than Normal Retirement at which a member retires.
- 1.10 "Member" shall mean any employee who has satisfied the eligibility requirements established in Article II hereof.
- 1.11 "Member Account" shall mean each Member's individual account maintained within the Fund to include the prorated share of investment earnings or losses.

ARTICLE I

DEFINITIONS (con't)

- 1.12 "Normal Retirement Date" shall mean the first day of the month coincident with or next following the date on which the Member completes five (5) years of Service or on the date which the Member attains Age sixty-two (62).
- 1.13 "Pay Period" shall mean the period of time at which end an Employee is compensated for his Services to the Township.
- 1.14 "Plan" shall mean the Defined Contribution Pension Plan for the Non-Uniformed Employees of Haverford Township, as herein set forth and as the same may hereafter be amended.
- 1.15 "Plan Year" shall mean a period of twelve (12) consecutive months commencing on any January 1st and ending on the following December 31st.
- 1.16 "Rollover Account" shall mean the distribution amount transferred to the Plan by a Member from a qualified pension or profit sharing plan.
- 1.17 "Service shall mean the aggregate of a Member's total periods of employment as a full-time Employee of the Township. If a Member enters military Service, either voluntarily or by conscription, after he has been employed for at least six months, such time spent in the armed forces of the United States during a period of national emergency shall be counted as Service for purposed of this Plan, provided such Member returns to Service with the Township within 6 months after his discharge or release from such active duty in the armed forces of the United States. The time spent in military Service due to voluntary extension of such military Service during a period of peacetime shall not be included as Service for the purpose of this Plan.

ARTICLE I

DEFINITIONS (con't)

- 1.18 "Township" shall mean Haverford Township, Delaware County, Pennsylvania.
- 1.19 "Trust Agreement" shall mean the contract between the Township and the TRUSTEE establishing the terms by which and under which the Fund is invested, distributed, accounted for and terminated, as the same now exists and as it may hereafter be amended.
- 1.20 "Trustee" shall mean the Board of Commissioners of Haverford Township or any other agency or person appointed by the Board to serve in that capacity as set forth in the Trust Agreement.
- 1.21 "Vested Interest" shall mean the nonforfeitable right to any immediate or deferred benefit in the amount which is equal to the sum of (a) and (b) below:
- (a) The value on that date of that portion of the Participant's Account that is attributable to and derived from a Participant's own contributions, if any.
 - (b) The value on that date of that portion of the Participant's Account that is attributable to and derived from Employer Contributions multiplied by his Vesting Percentage determined on the date applicable.
- 1.22 "Vesting Percentage" shall mean the Member's non-forfeitable interest to his account plus earnings, thereon computed in accordance with the following schedule based on years of Service with the Township:

<u>Full Years of SERVICE</u>	<u>% Vested</u>
Less than five (5) years	0%
5 or more	100%

ARTICLE II

ELIGIBILITY

- 2.01 All persons who are EMPLOYEES (as defined in this PLAN) as of the EFFECTIVE DATE hereof may elect to be a MEMBER as of the Effective Date.
- 2.02 Any person who becomes an EMPLOYEE after the EFFECTIVE DATE hereof shall become a MEMBER on the last day of the PLAN YEAR coincident with or next following completion of one-half year of SERVICE.

ARTICLE III

CONTRIBUTIONS

- 3.01 TOWNSHIP Contributions: The TOWNSHIP shall contribute, on behalf of each MEMBER who was a MEMBER on the last day of a PLAN YEAR, an amount equal to the fixed percentage of his COMPENSATION for such PLAN YEAR, as has been established by the BOARD and which may, from time to time, be changed by the BOARD. The current level, as of the EFFECTIVE DATE of this Ordinance, is one percent (1%). Should the TOWNSHIP, for any reason, fail to make a contribution as provided for herein, then such deficiency shall be made up in subsequent years. The TOWNSHIP, at its own discretion may contribute more than the fixed percentage. However, any additional contributions would be distributed on an equal basis.
- 3.02 Members Contributions: MEMBERS shall not be required to contribution into this PLAN.
- 3.03 Rollovers and Transfers: The TRUSTEE may receive on behalf of a MEMBER all or part of the entire amount of any distribution from a terminated pension or profit sharing plan or any lump sum distribution theretofore received by such MEMBER from a pension or profit sharing plan meeting the requirements of Internal Revenue Code section 401(a).

ARTICLE III

CONTRIBUTIONS (con't)

3.04 State Aid: The portion of the payments made by the State Treasurer to the TOWNSHIP and designated by the BOARD to be allocated to the Non-uniformed EMPLOYEE'S Pension Fund from money received from taxes paid upon premiums by foreign casualty insurance companies shall be used to reduce or eliminate the TOWNSHIP'S Contributions pursuant to Section 3.01 hereof and offset the payment of any administrative expenses.

3.05 Other Contributions: The FUND shall be authorized to receive by gift, grant, devise or bequest, any money or property, real, personal or mixed, in trust for the benefit of the FUND. The TRUSTEE shall be subject to such directions not inconsistent with this PLAN as the donors of such funds and property may prescribe.

3.06 Forfeiture: Forfeiture will remain assets of the Trust and at the TOWNSHIP'S discretion, be used to reduce or eliminate future TOWNSHIP contributions pursuant to Section 3.01 and/or reduce the administrative cost to the PLAN and/or to be reallocated to the MEMBER Account in the proportion that an individual MEMBER'S account balance (excluding Rollover Account balances) bears to the total of all MEMBER accounts.

3.07 Accounting and Allocations:

(a) The Administrator shall establish and maintain an account in the name of each MEMBER to which the Administrator shall credit as of each ANNIVERSARY DATE all amounts allocated to each such MEMBER as hereafter set forth.

(b) The TOWNSHIP shall provide the Administrator with all information required by the Administrator to make a proper allocation of the TOWNSHIP'S contribution for each PLAN YEAR. Within forty-five (45) days after the date of receipt by the Administrator of such information, the Administrator shall allocate such contribution to each MEMBER'S Account in accordance with Section 3.01.

ARTICLE III

CONTRIBUTIONS (CON'T)

- (c) As of each ANNIVERSARY DATE before allocation of TOWNSHIP contributions, any earnings or losses (net appreciation or net depreciation) of the Trust Fund shall be allocated in the same proportion that each MEMBER's and Former MEMBER's nonsegregated account bear to the total of all MEMBERS' and Former MEMBERS' non-segregated account as of such date.

ARTICLE IV

RETIREMENT BENEFITS

- 4.01 Normal Retirement: A MEMBER who attains his NORMAL RETIREMENT DATE shall be considered fully vested. If a MEMBER retires on his NORMAL RETIREMENT DATE he shall receive a distribution of the vested value of his MEMBER Account valued as of his Prior Anniversary Date.
- 4.02 Late Retirement: A MEMBER may continue in the SERVICE of the TOWNSHIP after his NORMAL RETIREMENT DATE, and in such event shall retire on his Late Retirement Date. Such MEMBER shall continue as a MEMBER under this PLAN until such LATE RETIREMENT DATE. The MEMBER shall have a VESTING PERCENTAGE as determined by Section 1.22 hereof and shall receive a distribution of the vested value of his MEMBER Account valued as of his Prior Anniversary Date.

ARTICLE V

DEATH BENEFITS

- 5.01 Death Prior to Retirement: If a MEMBER dies prior to the commencement of pension benefits, his designated beneficiary shall be entitled to the Vested Interest of the MEMBER's Account determined pursuant to

ARTICLE V

DEATH BENEFITS (CON'T)

Section 1.22 hereof and valued as of the Prior Anniversary Date. If no such beneficiary survives, the amount will be paid to the MEMBER's estate.

- 5.02 Death After Retirement: If a MEMBER dies after distribution has commenced, the remaining portion of such interest will continue to be distributed in accordance with the method of distribution elected pursuant to Article VI hereof.

ARTICLE VI

METHOD OF DISTRIBUTION OF BENEFITS

- 6.01 Settlement Options: Distributions may be made in a lump sum, however, if not made in a lump sum, may be made over one of the following periods (or a combination thereof):

- A. The life of the MEMBER
- B. The life of the MEMBER and a designated beneficiary
- C. A period certain not extending beyond the life expectancy of the MEMBER
- D. A period certain not extending beyond the joint and last survivor expectancy of the MEMBER and a designated beneficiary.

- 6.02 Joint and Survivor Annuity: Unless an optional form of benefit is selected by a MEMBER and agreed to by the MEMBER's spouse, the MEMBER's vested MEMBER Account balance will be paid in the form of a 50% joint and survivor annuity.

ARTICLE VII

TERMINATION OF EMPLOYMENT

- 7.01 Distribution: As of a MEMBER's termination of employment, he shall receive a distribution of his entire Vested Interest valued at the end of the prior ANNIVERSARY DATE during which termination occurred.
- 7.02 Reemployment Rights: If the terminated MEMBER is rehired by the TOWNSHIP and re-enrolls in the PLAN within 12 consecutive months of termination he shall continue to participate in the PLAN as if such termination had not occurred.

ARTICLE VIII

MANAGEMENT OF FUND

- 8.01 It is the duty of the TRUSTEE to pay the benefits to MEMBERS and their beneficiaries, as provided in Articles IV, V, VI and VII, in accordance with the instructions received from the BOARD provided, however, that the duty of the TRUSTEE to make such payments is wholly contingent upon the sufficiency of the FUND for such purpose.
- 8.02 The TOWNSHIP may employ an actuary, investment advisors, counsel, or other professional consultants from time to time in connection with the operation of the FUND or of this PLAN. Such persons or entities shall be compensated by the TOWNSHIP at such rates as may be agreed upon by the BOARD. Such compensation may be paid from the FUND.
- 8.03 The TRUSTEE shall make an annual determination of the fair market value of the FUND as of the ANNIVERSARY DATE and as of such additional dates as the BOARD may direct. The fair market value of the FUND shall be reported to the MEMBERS at least annually.

ARTICLE IX

THE BOARD

- 9.01 The PLAN shall be administered by the BOARD. The BOARD shall make and adopt rules and regulations for the efficient administration of the PLAN.
- 9.02 The BOARD shall keep all data, records and documents pertaining to the administration of the PLAN and shall execute all documents necessary to carry out the provisions of the PLAN, and shall provide all such data, records and documents to the TRUSTEES, and any other professional whose Services are employed pursuant to Section 8.02 of this PLAN.
- 9.03 The BOARD shall construe the PLAN, shall determine any questions of fact arising under the PLAN and shall make all decisions required of it under the PLAN and its construction thereof, and decisions and actions taken thereon in good faith shall be final and conclusive. It may correct any defect or supply any omission or reconcile any inconsistency in such manner to such extent as it shall deem expedient to carry the PLAN into effect, and it shall be the sole judge of such expediency. The BOARD shall act uniformly with respect to matters coming before it concerning EMPLOYEES in similar circumstances.
- 9.04 The BOARD shall serve without bond except as may be otherwise required by law and without compensation for its services as such.
- 9.05 The members of the BOARD and each of them, shall be free of all liability for any act or omission except by willful misconduct or gross negligence, and each of them shall be fully indemnified by the TOWNSHIP against all judgments not involving findings of their respective personal or collective willful misconduct or gross negligence and against all costs, including counsel fees, incurred in defense of actions brought against them.

ARTICLE IX

THE BOARD (CON'T)

- 9.06 The BOARD shall make available to MEMBERS, retired MEMBERS and terminated MEMBERS and to their beneficiaries, for examination during business hours, such records as pertain to the person examining.
- 9.07 To enable the BOARD to perform its functions, the TOWNSHIP shall supply full and timely information to it on all matters relating to the pay of all MEMBERS, their retirement, death, termination of employment and such other pertinent facts as the BOARD may require.
- 9.08 The BOARD shall enact such rules and regulations for the conduct of its business and for the administration of the PLAN as it may consider desirable, provided the same shall not be in conflict with any of the provisions of the PLAN. All actions of the BOARD shall be taken at meetings at which at least four members shall be present, or by written resolution and any resolutions concurred in by not less than four of its members shall be the action of the entire BOARD. Written minutes shall be kept of the meetings and actions of the BOARD.
- 9.09 The President and Secretary, acting on behalf of the BOARD, shall have the power to execute all documents necessary to carry out the actions of the BOARD, and any person, partnership, corporation or government agency shall accept such documents over such signature or signatures as if executed by the BOARD.

ARTICLE X

PROVISIONS RELATING TO THE TOWNSHIP

- 10.01 It is the expectation of the TOWNSHIP that it will continue this Pension Plan indefinitely and will from time to time contribute to the FUND such amounts as may be needed to provide the benefits set forth in the PLAN; but continuance of the PLAN is not assumed as an obligation of the TOWNSHIP and the right is reserved by the TOWNSHIP at any time to reduce, suspend or discontinue its contributions hereunder.

ARTICLE X

PROVISIONS RELATING TO THE TOWNSHIP (con't)

- 10.02 The TOWNSHIP assumed no obligation or responsibility with respect to the operation of the PLAN and does not guarantee the payment of the benefits provided for MEMBERS of the PLAN. The TOWNSHIP shall have no liability with respect to the administration of the FUND and payments made under the provisions of any Ordinance establishing, amending, or maintaining the PLAN shall not be a charge on any other fund in the treasury of the TOWNSHIP or under its control, save the Non-Uniformed EMPLOYEES' Pension FUND herein provided for.
- 10.03 Nothing contained in the PLAN shall be held or construed as a contract or guarantee of employment nor to create any liability upon the TOWNSHIP to retain any person in its SERVICE. The TOWNSHIP reserves the full right to discontinue the SERVICE of any person without any liability except for salary or wages that may be due and unpaid, whenever in its judgment its best interests so require, and such discontinuance shall be without regard to this PLAN.

ARTICLE XI

TERMINATION OR AMENDMENT OF PLAN

- 11.01 The TOWNSHIP may amend, curtail or terminate this PLAN at any time, provided, however, that no amendment affecting the TRUSTEE shall be made without its consent (other than an amendment having the effect of termination of the PLAN); nor shall any amendment be made which will in any manner divert any part of the FUND to any purpose other than the exclusive benefit of MEMBERS or their beneficiaries (except upon termination such diversion may be made after all of the fixed and contingent liabilities to MEMBERS and their beneficiaries have been met); nor shall any amendment be made at any time which will in any manner divest any benefit then vested in a MEMBER.

ARTICLE XI

TERMINATION OR AMENDMENT OF PLAN (CON'T)

- 11.02 In the event of termination of this PLAN, the BOARD shall allocate the assets then remaining in the FUND, to the extent that such assets are sufficient, to MEMBERS and retired MEMBERS in an amount equal to their respective MEMBER Account Balance reduced in the cases of retired MEMBERS by any prior distributions made to them.
- 11.03 After allocation of the funds, the BOARD shall determine whether to operate the FUND as the source of whatever payments the money so allocated will provide.

ARTICLE XII

MISCELLANEOUS PROVISIONS

- 12.01 No benefit under this PLAN shall be subject in any manner to anticipation, alienation, sale, transfer, assignment, pledge or encumbrance, nor to seizure attachment or other legal process for the debts of any MEMBERS or MEMBER's beneficiary.
- This provision shall not apply to a "qualified domestic relations order" defined in Code Section 414(p), and those other domestic relations orders permitted to be so treated by the BOARD under the provisions of the Retirement Equity Act of 1984. The BOARD shall establish a written procedure to determine the qualified status of domestic relations orders and to administer distributions under such qualified orders. Further, to the extent provided under a "qualified domestic relations order", a former spouse of a Participant shall be treated as the spouse or surviving spouse for all purposes under this PLAN.
- 12.02 Any person dealing with the TRUSTEE may rely upon a copy of this PLAN and any amendments thereto certified to be a true and correct copy by the TRUSTEE.

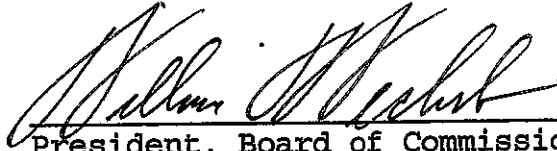
ARTICLE XII

MISCELLANEOUS PROVISIONS (con't)

- 12.03 Anything heretofore contained in this PLAN to the contrary notwithstanding, it is the intention of the TOWNSHIP that any action herein provided to be taken by the TRUSTEE shall be taken only in accordance with written instructions of the BOARD given in such detail as to preclude the exercise by the TRUSTEE of discretion in the performance thereof.
- 12.04 Under no circumstances, whether upon amendment or termination of this PLAN or otherwise shall any part of the Fund be used for or diverted to any purpose other than the exclusive benefit of MEMBERS or their beneficiaries until all of the actuarial obligations to such MEMBER or MEMBER's beneficiaries have been met.
- 12.05 If the BOARD deems any person incapable of receiving benefits to which he is entitled by reason of minority, illness, infirmity, or other incapacity, it may direct the TRUSTEE to make payment directly for the benefit of such person, to the guardian or TRUSTEE of such person whose receipt shall be a complete acquittance therefore. Such payment shall, to the extent therefore, discharge all liability of the TOWNSHIP, the TRUSTEE and the FUND.
- 12.06 Should any provision of this PLAN be determined to be void by any court, the PLAN will continue to operate and, to the extent necessary, will be deemed not to include the provision determined to be void.
- 12.07 Headings and captions provided herein are for convenience only and shall not be deemed part of the PLAN.
- 12.08 This PLAN shall be construed and applied under the laws of the Commonwealth of Pennsylvania where not in conflict with Federal laws which shall prevail.
- 12.09 All Ordinances or resolutions or portions thereof, inconsistent herewith are hereby repealed.

Adopted, by the Board of Commissioners of the Township of
Haverford this 13th day of December, 2010.

HAVERFORD TOWNSHIP



President, Board of Commissioners

ATTEST



Township Manager/Secretary

ORDINANCE NO. 2623-2011

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD" CHAPTER 175, VEHICLES AND TRAFFIC.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. That Section 175-91, Schedule XVI, Ordinance No. 1960 be and the same is hereby amended and supplemented so as to establish "PARKING OF ALL VEHICLES PROHIBITED AT ALL TIMES on the following highway:

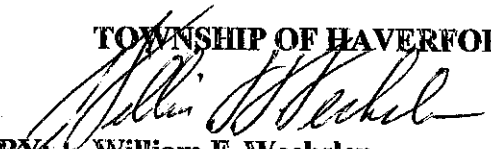
In the 200 block of Pembroke Road on the east side of the street located at Chatham Glen Park (NO parking area is between the areas designated by the signage, which is adjacent to the park)

SECTION 2. Upon effective date of this ordinance, the Highway Department shall install appropriate signs in the designated section or zones giving notice of the regulations aforesaid.

SECTION 3. Any ordinance or part of an ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 10th day of January, A.D., 2011.

TOWNSHIP OF HAVERFORD


BY: William F. Wechsler
President
Board of Commissioners


Attest: Lawrence J. Gentile
Township Manager/Secretary

ORDINANCE NO. 2624-2011

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", CHAPTER 182, ZONING, ARTICLE XIII, BY INCREASING THE HISTORICAL COMMISSION FROM SEVEN MEMBERS TO NINE MEMBERS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION 1. Text Amendments

Chapter 182, Article 1305 of the General Laws of the Township of Haverford (hereafter "the General Laws") is hereby amended to read as follows:

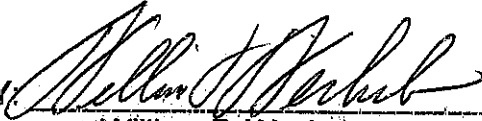
1305. HAVERFORD TOWNSHIP HISTORICAL COMMISSION

A. Establishment and Membership. There shall be a Historical Commission which shall consist of **nine** members who shall be appointed by the Board of Commissioners. The membership of the Historical Commission shall include individuals who are residents of the Township and have documented knowledge and/or expertise in history, archeology, architecture, or historic preservation. Whenever practicable, the Board of Commissioners shall seek to have at least one licensed architect on the Historical Commission. At least one member shall be a member of the Planning Commission. Each Historical Commission member shall serve for a term of four (4) years which shall be so fixed that no more than **three (3)** terms shall expire each year. Initially, two members shall be appointed for four years, two members shall be appointed for three years, two members shall be appointed for two years and one member shall be appointed to a one-year term. **The terms of the two (2) members added as a result of this ordinance, shall run concurrent with single member term expiration such that on December 31, 2014, three terms will expire.** The Historical Commission shall notify the Board of Commissioners of any vacancies in the Historical Commission and the Board of Commissioners shall act within 90 days to fill those vacancies. Appointments to fill vacancies for unexpired terms shall be only for the unexpired portion of the term. Members shall serve without pay, but shall be reimbursed for any personal expenditure in the conduct of Historical Commission business when authorized by the Board of Commissioners.

REPEALER. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

ADOPTED this 14th day of February, 2011.

TOWNSHIP OF HAVERFORD

BY: 

**William F. Wechsler
President
Board of Commissioners**


Attest. **Lawrence J. Gentile
Township Manager/Secretary**

AN ORDINANCE OF THE TOWNSHIP OF HAVERFORD, COUNTY OF DELAWARE, COMMONWEALTH OF PENNSYLVANIA, FURTHER AMENDING AND SUPPLEMENTING ORDINANCE NO. 1960, ADOPTED JUNE 30, 1986, AND KNOWN AS THE "GENERAL LAWS OF THE TOWNSHIP OF HAVERFORD", FURTHER AMENDING AND SUPPLEMENTING CHAPTER 58, ARTICLE II, 'PROPERTY MAINTENANCE' BY ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE OF 2006

BE IT ENACTED AND ORDAINED by the Board of Commissioners of the Township of Haverford, County of Delaware, Commonwealth of Pennsylvania, and it is enacted and ordained by the authority of the same:

SECTION I. Text Amendments

A. Section 58-3 *Adoption of standards; modification of standards*, subsections A and B, are hereby deleted entirely and the following inserted in lieu thereof:

§A. Certain documents, three (3) copies of which are on file in the office of Codes Enforcement for the Township of Haverford, being marked and designated as the "International Property Maintenance Code, (delete 2006) 2009 edition" as published by the International Code Council, be and are hereby adopted as the Property Maintenance Code of the Township of Haverford, for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structure unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Township of Haverford are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any prescribed in Section 2 of this Ordinance.

§B. The following sections are hereby revised:
(1) In Section 101.1 insert: "Township of Haverford."
(2) In Section 103.5 insert: "The fees for activities and services performed by the Department in carrying out its responsibilities under this code shall be in accordance with the fee schedule (delete - located in the General Law of Haverford Township), (add - as) adopted by Resolution (delete - No.

(3) In Section 302.4 insert: ten inches (10")

(4) Add Section 302.10 as follows:

302.10. Accumulation of lumber, barrels, cans and similar materials restricted. It shall be unlawful for any person to place or permit to accumulate on any premises, improved or vacant, or on any open lot or alley in the Township of Haverford any lumber, boxes, barrels, bottles, cans, containers or similar materials unless same shall be placed on open racks that are elevated not less than 18 inches above the ground, evenly piled or stacked and screened from any public way or adjoining property.

302.10.1. Residential property firewood. Firewood which is located upon residential premises, intended for use by the owner or occupants of that premises, shall be neatly and evenly stacked on supports which are not subject to infestation by insects or vermin, at a height of eight inches above the ground. The stack and supports shall be arranged to provide adequate stability and resistance to collapse or overturning in the event of inadvertent contact by humans, pets or toys. Firewood shall not be stacked higher than three feet above said supports. The requirements of Section 138.20 and 130.20.1 shall not apply to the use of prefabricated (commercial) firewood stacking devices or racks when such are located upon paved surfaces.

(5) In Section 304.14 insert: "April 1" and "November 15"

(6) Add Section 504.4 as follows:

Backwater Valve: Any plumbing fixture below grade at street level connected to the public sanitary sewer system must have a backwater valve installed

(7) In Section 602.3 insert: "October 15" and "April 1"

(8) In Section 602.4 insert: "October 15" and "March 15"

(9) Add Subsection 605.2.1 as follows:

605.2.1. Ground fault circuit interrupter protection. Ground fault circuit interrupter protection must be provided upon receptacles in the following locations:

1. All receptacles in bathrooms and toilet rooms.
2. All convenience outlets located outdoors or in any space which can become subjected to inclement weather.
3. All convenience outlets in garages.
4. All convenience outlets in unfinished cellar or basement areas.
5. All outlets in shed, pool houses and crawl spaces.
6. All outlets in a kitchen, pantry, food preparation, storage or handling area, or dishwashing area within six feet of any sink or apparatus connected with the potable water supply.
7. All outlets in the vicinity of a pool, in conformance with the provisions of NFPA 70, Article 680.

8. All temporary wiring and receptacles in conformance with the provisions of NFPA 70, Article 305.
9. All fixed outdoor electric de-icing and snow-melting equipment in conformance with the provisions of NFPA 70, Article 426.

(10) Add Subsection 704.2-4 Carbon Monoxide Detector: at least one detector mounted outside every sleeping unit.

SECTION II. Any ordinance or part of ordinance to the extent that it is inconsistent herewith is hereby repealed.

SECTION III. Should any section, sentence, word or provision of this Ordinance be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Commissioners hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

ADOPTED this 14th day of March, 2011.

TOWNSHIP OF HAVERFORD

BY: WILLIAM F. WECHSLER
 President
 Board of Commissioners

Attest: Larry Gentile
 Township Manager/Secretary

ORDINANCE

NO. 2626-2011

AN ORDINANCE To Amend The General Laws of the Township Of Haverford, adding Chapter 183, To Provide For The Creation of The Haverford Township Human Relations Commission, and to Prohibit Discrimination In Housing, Commercial Property, Employment and Public Accommodations Based Upon Race, Color, Religious Creed, Ancestry, Age, Sex, National Origin, Handicap Or Disability, Use Of Guide Or Support Animals Because Of The Blindness, Deafness Or Physical Handicap Of The User Or Because The User Is A Handler Or Trainer Of Support Or Guide Animals, Or Because Of An Individual's Sexual Orientation, Gender Identity Or Gender Expression.

The Board of Commissioners of the Township of Haverford hereby ordains:

Section 1. The General Laws of the Township of Haverford shall be amended by the addition of a new Chapter 183, Human Relations Commission, to provide as follows:

Chapter 183

Human Relations Commission

§ 183-1- Purpose and Declaration of Policy.

- A. In order to ensure that all persons, regardless of race, color, religious creed, ancestry, age, sex, national origin, handicap or disability, use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals, or because of a person's sexual orientation, gender identity or gender expression enjoy the full benefits of citizenship and are afforded equal opportunities for employment, housing, commercial property, and the use of public accommodations, it is necessary that appropriate legislation be enacted.
- B. It is hereby declared to be the public policy of Haverford Township to foster the employment of all individuals in accordance with their fullest capacities regardless of their race, color, religious creed, ancestry, age, sex, national origin, handicap or disability, use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals, or because of a person's sexual orientation, gender identity or gender expression.
- C. It is the intention of this chapter that all persons be treated fairly and equally, and it is the express intent of this chapter to guarantee fair and equal treatment under the law to all people of the Township.

- D. This chapter shall be deemed an exercise of the police power of Haverford Township for the protection of the public welfare, prosperity, health and peace of the Township, its residents and the Haverford Township community.
- E. No power or duty granted hereunder to the Haverford Human Relations Commission is intended to exceed nor shall it be construed as exceeding those powers and duties granted to the Pennsylvania Human Relations Commission by the Pennsylvania Human Relations Act, the Act of October 27, 1955, as amended.

§ 183-2 - Definitions.

The following words and phrases when used in this chapter shall have the meanings given to them in this subsection. To the extent words and phrases appearing in this chapter are not expressly defined herein, their meaning for purposes of this chapter shall be the same as such words are defined in the Pennsylvania Human Relations Act and such words, if not therein defined, shall be construed consistently with the Pennsylvania Human Relations Act.

- A. **BOARD OF COMMISSIONERS** -- The duly elected Board of Commissioners of Haverford Township.
- B. **DISCRIMINATION** -- Any discriminatory act(s) taken by any person, employer, entity, employment agency, or labor organization, with respect to or involving a transaction related to employment, public accommodations, commercial property or housing accommodations, on the basis of a person's race, color, religious creed, ancestry, age, sex, national origin, handicap or disability, use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals, or a person's actual or perceived sexual orientation, gender identity or gender expression.
- C. **DISCRIMINATORY ACTS** -- All acts or actions defined in the Pennsylvania Human Relations Act as unlawful discriminatory practices as related to employment, public accommodations, commercial property or housing accommodations, when those acts or actions are taken on the basis of a person's race, color, religious creed, ancestry, age, sex, national origin, handicap or disability, use of guide or support animals because of the blindness, deafness or physical handicap of the user or because the user is a handler or trainer of support or guide animals, or a person's actual or perceived sexual orientation, gender identity or gender expression.
- D. **EMPLOYER** -- Any person, including the Township, its departments, boards and Commissions, and any other government agency or school district within its jurisdiction, and any person employing four or more persons within the Township, but except as hereinafter provided, does not include religious, fraternal, charitable or sectarian corporations or associations, except such corporations or associations supported, in whole or in part, by governmental appropriations. The term "employer" with respect to discriminatory practices based on race, color, age, sex, national origin, non-job related handicap or

disability, includes religious, fraternal, charitable and sectarian corporations and associations employing four or more persons within the Township. The term "employer" excludes persons acting in a supervisory capacity unless they are an owner of the entity employing the Complainant.

- E. GENDER EXPRESSION -- The manner in which a person's gender identity is communicated to or perceived by others, through appearance, behavior, or physical characteristics that may be in accord with, or opposed to, one's physical anatomy, chromosomal sex, or sex at birth, and shall include, but is not limited to, persons who are undergoing or have completed sex change.
- F. GENDER IDENTITY -- The gender(s), or lack thereof, a person self-identifies as, whether or not based on biological fact or sexual orientation.
- G. HOUSING ACCOMMODATIONS -- Includes (1) any building, structure, mobile home site or facility, or portion thereof, which is used or occupied or is intended, arranged or designed to be used or occupied as the home residence or sleeping place of one or more individuals, groups or families whether or not living independently of each other; and (2) any vacant land offered for sale, lease or held for the purpose of constructing or locating thereon any such building, structure, mobile home site or facility. The term "Housing Accommodation" shall not include any personal residence offered for accommodation by the owner or lessee thereof or by his or her broker, salesperson, agent or employee.
- H. PERSON -- One or more individuals, partnerships, associations, organizations, corporations, limited liability entities, legal representatives, trustees in bankruptcy or receivers, including by not limited to any owner, lessor, assignor, builder, manager, broker, salesman, agent, employee, independent contractor, lending institution and the Commonwealth of Pennsylvania, and all political subdivisions, authorities, boards and Commissions thereof.
- I. PUBLIC ACCOMMODATION -- Any accommodation, resort or amusement which is open to, accepts or solicits the patronage of the general public, but shall not include any accommodations which are in their nature distinctly private.
- J. SEXUAL ORIENTATION -- Actual or perceived homosexuality, heterosexuality and/or bisexuality.
- K. TOWNSHIP -- The Township of Haverford, County of Delaware, Commonwealth of Pennsylvania.

§ 183-3 - Unlawful Practices.

- A. Discrimination in housing, commercial property transactions, employment or public accommodations is prohibited under this chapter.
- B. Retaliation against any individual because such individual has opposed any practice forbidden by this chapter, or because such individual has made a charge,

testified or assisted in any manner in any investigation, proceeding or hearing under this chapter is prohibited under this chapter.

- C. Aiding, abetting, inciting, compelling or coercing the doing of any act declared by this chapter to be an unlawful practice, or obstructing or preventing any person from complying with the provisions of this chapter is prohibited under this chapter.

§ 183-4 - Exception.

Notwithstanding any other provision of this chapter, it shall not be an unlawful practice for a religious corporation or association, not supported in whole or in part by governmental appropriations, to refuse to hire, employ, house or otherwise accommodate an individual on the basis of actual or perceived sexual orientation, gender identity or gender expression, nor shall an employer be prevented from enforcing a dress code which is reasonably related to the business or profession being conducted.

§ 183-5 - Establishment of Human Relations Commission.

- A. Pursuant to Section 962.1 of the Pennsylvania Human Relations Act, there is hereby established a Human Relations Commission in and for the Township of Haverford (hereinafter referred to as the "Haverford Township Human Relations Commission" or the "Commission").
- B. The Commission shall consist of seven (7) members who shall serve overlapping terms of three years each. All members of the Commission shall be appointed by the Board of Commissioners. Members shall be residents of Haverford Township. No member of the Commission shall hold any office in any political party. Members of the Commission shall serve without salary but may be paid expenses incurred in the performance of their duties, as approved by Board of Commissioners. Paid staff may be hired, as approved by the Board of Commissioners, to assist in the performance of the duties of the Commission.
- C. One of the Commission's members shall be appointed by the members thereof as Chairperson. The Chairperson will be responsible for setting Commission meetings, coordinating with the Township Manager regarding received complaints and answers, and generally ensuring that the duties of the Commission are fulfilled. The Chairperson may delegate responsibility for Commission duties to specific Commissioners or to paid staff, if applicable.
- D. The Commission shall have jurisdiction over Discriminatory Acts committed within the Township of Haverford.
- E. The Board of Commissioners hereby grants to the Commission, with respect to Discriminatory Acts as defined herein, all of the powers necessary to the execution of its duties as set forth below, provided that those powers shall not exceed those exercised by the Pennsylvania Human Relations Commission under the Pennsylvania Human Relations Act.

- F. The Commission shall be empowered to promulgate such additional procedures to those set forth herein as it determines, subject to Section 183-6(D) below, to be necessary or desirable to implement the intent of this chapter.

§ 183-6 - Procedures and Expanded Procedures

A. Filing a complaint.

- (1) Any person(s) claiming to be aggrieved by a Discriminatory Act may make, sign and file a verified complaint alleging violations of this chapter, which shall include the following information:
 - (a) The name and address of the aggrieved person(s);
 - (b) The name and address of the person(s) alleged to have committed the prohibited practice;
 - (c) A concise statement of the facts, including pertinent dates, constituting the alleged Discriminatory Act;
 - (d) If applicable, the address and a description of any property which is involved; and
 - (e) Such other information as may be required by the Commission.
- (2) Complaints may be filed in person or by mail at the Township Manager's office. All complaints must be received by the Township Manager's office within 180 days of the alleged Discriminatory Act, or the complaint will not be considered timely.
- (3) The Township Manager shall convey each original complaint received by the Township to the Chairperson of the Haverford Township Human Relations Commission within 10 days of the receipt of such complaint.

B. Notification and answer.

- (1) Within 30 days of its receipt of a complaint, the Haverford Township Human Relations Commission shall determine if it has jurisdiction hereunder to hear the complaint. If the Commission determines that it does not have such jurisdiction, it shall dismiss the complaint and notify the aggrieved party. If the Commission determines it has jurisdiction to hear the complaint, it shall proceed as follows:
 - (a) Send a copy of the complaint to the person(s) charged with a Discriminatory Act (the "Respondent") and to the Pennsylvania Human Relations Commission; and
 - (b) Send a notice to the person(s) aggrieved (the "Complainant"), informing them that the complaint has been received. If the complaint alleges discrimination on a basis proscribed under state or federal law, the notice shall also advise the Complainant of their

right to cross-file with the Pennsylvania Human Relations Commission and/or Federal Equal Employment Opportunity Commission.

- (2) The Respondent shall file with the Township Manager a written verified answer to the complaint within thirty (30) days of Respondent's receipt of the complaint from the Township. It shall be conveyed by the Township Manager to the Chairperson of the Haverford Township Human Relations Commission within 10 days of its receipt by the Township Manager. The Commission shall promptly send a copy of the answer to the Complainant.

C. Mediation.

- (1) After the answer has been received, the Commission shall, within fifteen (15) days, invite the parties to voluntarily participate in the mediation of their dispute. The parties shall respond to the invitation to mediate within fifteen (15) days of being invited to mediate. Mediation shall be conducted in accordance with procedures promulgated by the Commission.
- (2) If mediation is elected by the parties, the parties may jointly select a mediator, in which case they shall be jointly responsible for all financial costs and expenses associated with mediation. If the parties do not jointly select a mediator, pursuant to procedures promulgated by the Commission, the Chairperson of the Commission shall select a mediator, who may be a member of the Commission, a volunteer from the community, or a contracted mediation service. The Commission shall use cost-free volunteer mediators only, unless funds are approved for contracted mediation services by the Board of Commissioners, or are obtained from an outside funding source.
- (3) The parties shall notify the Commission as to whether the mediation successfully resolved the complaint. Mediation proceedings shall otherwise be confidential. Neither the results thereof nor any record made in connection therewith shall be made public unless agreed to in writing by both parties to the dispute.
- (4) Dismissal of the Complaint Following Mediation.
 - a. If the mediation has successfully resolved the complaint, the Commission shall promptly notify the parties that it has dismissed the complaint.
 - b. If the mediation has not successfully resolved the complaint, and if the complaint alleges only a violation(s) proscribed under the Pennsylvania Human Relations Act, the Commission shall notify the parties that the complaint has been dismissed, but that the

Complainant has the right to pursue the complaint before the Pennsylvania Human Relations Commission.

- c. Provided the Commission has not elected under Section D below to use expanded procedures, the Commission shall, following unsuccessful mediation of a complaint which does not allege a violation under the Pennsylvania Human Relations Act, promptly notify the parties that it has dismissed the complaint. This notice shall also indicate that the Complainant has a right to pursue the matter in court for any violations of this chapter, and shall have available rights and remedies at law and in equity, including those set forth in § 183-6 (D)(10) hereafter.
- D. Expanded Procedures. If mediation was not successful in resolving the complaint, and the Commission, with the approval of the Board of Commissioners, has adopted expanded procedures, the Commission shall not dismiss the complaint but shall instead undertake the following procedures.
- (1) Investigation. The Commission shall, in a timely fashion, investigate the allegations of a Discriminatory Act set forth in the complaint by designating an investigator, who may be a member of the Commission. The Commission may, in the conduct of such investigation and upon request of the investigator, issue subpoenas to any person charged with a Discriminatory Act, commanding such person to furnish information, records or other documents, as necessary to assist in the Commission's investigation.
 - (2) Finding of No Cause. If it shall be determined after the Commission's investigation that there is no basis for the allegations of the complaint, the Commission shall cause to be issued and served upon the parties written notice of such determination and dismissal of the complaint. This notice shall inform the person aggrieved that he/she has the right to pursue the matter in court.
 - (3) Conciliation. If the Commission, after investigation, determines that probable cause exists for the allegations of the complaint, the Commission shall immediately endeavor to eliminate the Discriminatory Act complained of by persuasion, conference and conciliation. If it determines that conciliation may be a useful approach, the Commission shall designate one of its members as a conciliator, who shall undertake conciliation following procedures promulgated by the Commission.
 - (4) Public Hearing
 - (a) If the Commission finds it is not possible to eliminate the Discriminatory Act by persuasion, conference and conciliation, the Commission, in its discretion, shall cause to be issued and served a

written notice scheduling a hearing before the Commission at a time and place to be specified in such notice.

- (b) The Commission may designate one or more of its members to preside at such a hearing or it may, at its election, conduct such hearing en banc. Any Commission member who acted as an investigator, mediator or conciliator shall not participate in such hearing except as a witness to present the results of the investigation.
 - (c) At the public hearing, both the Complainant and the Respondent shall be given the opportunity to appear, with or without counsel, to provide testimony and submit evidence. Formal rules of evidence shall not apply, but irrelevant or unduly repetitious evidence may be excluded by the Commission in its discretion. In addition, both the Complainant and the Respondent may introduce the testimony of additional witnesses and may submit documentary evidence.
 - (d) At the public hearing, the Commission shall be represented by the Township Solicitor. A court reporter shall make a formal record of the proceedings.
- (5) Findings and Award. If upon all the evidence at the hearing the Commission shall find that a Respondent has engaged in or is engaging in any unlawful Discriminatory Act as defined in this chapter, the Commission shall state its findings of fact and shall issue and cause to be served on such Respondent an order requiring such Respondent to cease and desist from such unlawful Discriminatory Act and to take such affirmative action, including, but not limited to: reimbursement of certifiable travel expenses in matters involving the complaint, compensation for loss of work in matters involving the complaint, hiring, reinstatement or upgrading of employees, with or without back pay, admission or restoration to membership in any respondent labor organization, the making of reasonable accommodations, or selling or leasing specified housing accommodations or commercial property upon such equal terms and conditions and with such equal facilities, services and privileges or lending money, whether or not secured by mortgage or otherwise for the acquisition, construction, rehabilitation, repair or maintenance of housing accommodations or commercial property, upon such equal terms and conditions to any person discriminated against or all persons, and any other verifiable, reasonable out-of-pocket expenses caused by such unlawful discriminatory practice. Back pay liability shall not accrue from a date more than three years prior to the filing of a complaint charging violations of this chapter.

- (6) **Civil Penalties.** The Commission's order may also assess a civil penalty against the Respondent in an amount not exceeding five thousand dollars (\$5,000).
- (7) **Attorney's fees.** If, upon all the evidence at the hearing the Commission finds that a Respondent has engaged in or is engaging in any unlawful Discriminatory Act as defined in this chapter, the Commission may award attorney fees and costs to prevailing Complainants. If, upon all the evidence at the hearing the Commission finds that a Respondent has not engaged in or is not engaging in any unlawful Discriminatory Act as defined in this chapter, the Commission may award attorney fees and costs to a prevailing Respondent if the Respondent proves that the complaint was brought in bad faith.
- (8) **Finding of No Discrimination.** If upon all the evidence the Commission shall find that a Respondent has not engaged in any unlawful Discriminatory Act, the Commission shall state its findings of fact and shall issue and cause to be served on the parties an order dismissing the complaint as to such Respondent.
- (9) **Appeal.** Any order of the Commission may be appealed to the Court of Common Pleas of Delaware County within 30 days of its date as provided by law.
- (10) **Enforcement.** When the Commission has heard and decided any complaint brought before it, enforcement of its order shall be initiated by the filing of a petition in court, together with a transcript of the record of the hearing before the Commission, and issuance and service of a copy of said petition as in proceedings in equity.

§ 183-7 - Private Right of Action.

Having exhausted the administrative remedies set forth herein, nothing in this chapter shall limit the right of an aggrieved person to pursue any other rights or causes of action at law or in equity to which such person may be entitled.

Section 2. Nothing in this Ordinance shall be construed to affect any suit or proceedings in any Court, any rights acquired or liability incurred, any permit issued, or any cause or causes of action existing under the General Law of the Township of Haverford prior to the adoption of this amendment.

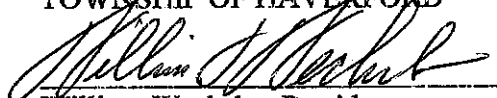
Section 3. The provisions of this Ordinance are severable, and if any section, sentence, clause, part, or provision thereof shall be held illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such decision of this court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this ordinance. It is hereby declared to be the

intent of the Board that this ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included herein.

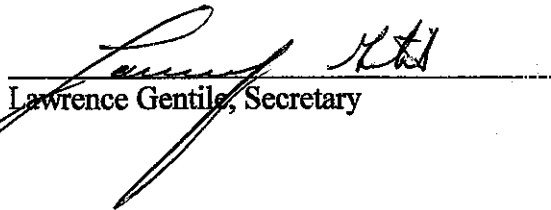
Section 4. This Ordinance shall take effect and be in force from and after its approval date as required by law.

Approved by the Board this 14th day of February , 2011.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF HAVERFORD


William Wechsler, President

ATTEST:


Lawrence Gentile, Secretary