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August 5, 2020

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COMMITTEE MEETING MINUTES FOR AUGUST 5, 2020

*****The video of this meeting can be viewed in its entirety on [youtube.com/upperdarbytwp](https://www.youtube.com/upperdarbytwp)*****

Pledge of Allegiance to the United States of America

Moment of Silence

Mayor Keffer offered condolences on the death of Nicholas Micozzie and shared her thoughts on his many positive accomplishments in his service to the community.

DPB, TW and LF shared personal thoughts on Nicholas Micozzie and his service as a public official, a leader and a volunteer. LW added that his death was a great loss to the community and expressed condolences on behalf of the entire Township Council.

Opening of Meeting

Attendance of Council

Robert S. Gwin Jr. (RG), Brian K. Burke (BB), Danyelle Blackwell (DB), Michelle Billups (MB), Sheikh Siddique (SS), Lisa Faraglia (LF), Donald P. Bonnett (DPB), Matt Silva (MS), Thomas P. Wagner (TW), Laura A. Wentz (LW), Hafiz Tunis Jr. (HT)

Present at the Meeting

Barbarann Keffer, Mayor
Vincent A. Rongione Esq., CAO
Sean P. Kilkenny, Esquire
Courtney N. Richardson, Esquire
Alexis Cicchitti, Chief Municipal Clerk

Rules of Meeting Decorum

“Upper Darby Township Council and Residents will maintain professional respect for each other. Council encourages free speech, however, civility is required which would prohibit threats, profanity, scandalous, impertinent and redundant comment or any comment the discernible purpose of which is to disrupt or prevent the conduct of the business of the meeting”

Public Forum

Andrew Hayman, 309 Edmonds Avenue
L J. Steinig, 7543 Parkview Avenue
Michelle Faderon, 72 S. Harwood Avenue
Bart Everts, 7543 Parkview Road
Janice Haman, 727 Stanbridge Road

Nicole Lauria, 4103 Vernon Road

Mayor Keffer and CAO Rongione clarified that the K-9 Unit is not being disbanded after receiving questions from Council members. The CAO also clarified that a retired K-9 was given to the prison for use as a service animal as the dog was out of service for the K-9 Unit. The decision was made in consultation with the Superintendent and the dog's handler.

John Vizzari, 353 Kirks Lane

LW stated that she created the flyer in question that was distributed but also created flyers for other districts as well.

Olivia Taylor, 204 Kent Road

Questioned whether Mosque was following CDC guidelines

SS stated that the Mosque strictly follows social distancing protocol and CDC guidelines for masks and gloves.

Scott Keehn, 72 Concord Avenue

Joe Clark & Sadie Thomas, 75 Houston Road

Marlon Washington, 3420 Garrett Road

All comments were emailed to Council prior to the meeting.

Council President, Laura Wentz

LW thanked the first responders and the Public Works Department for all that they did during the massive storm/flooding in Upper Darby Township and offered the assistance of the Council to the Administration.

Mayor Barbarann Keffer

Mayor Keffer thanked the Public Works Department for all of their pre-storm work on Monday clearing out storm drains and then worked hard to address the aftermath of the storm. She also thanked the Police and Fire Departments who worked alongside of Public Works and L&I to re-direct traffic, clear the storm drains newly clogged with debris and help people who were trapped in stores and cars. There were 70 people who were rescued. The Mayor also thanked members of the Emergency Management team who worked directly with the County and the Red Cross to help re-locate affected Township families to hotels. She encouraged those affected by the storm to contact their insurance companies, save all receipts and take photographs of all damage. The ReadyPA website has resources to assist residents and can be reached at ready.pa.org or call the Mayor's Request Line for details at 610-734-7625.

Due to the devastation, Mayor Keffer issued an Emergency Declaration. This will set the foundation for any disaster relief funding that the Township will qualify for. She stated that the storm also disrupted the normal trash and recycling schedule and asks for patience as adjustments are made.

Mayor Keffer hopes that Council will support the appointment of the Reverend Keith Thomas to the Historic Commission who will be an asset to the Upper Darby Underground Railroad Project.

Some job postings will be placed on the Township website on Thursday, August 6, 2020. Also, the street sweeping pilot program was resumed this week. Compliance was good and the Administration is hoping to fine tune the program and expand it throughout the Township.

The Mayor announced that the Community Center project is moving forward and the firm of Buell, Kratzner, Powell Ltd. has been awarded the contract for the feasibility study. A public meeting will be held along with the Recreation Committee and the Planning Committee to get input from residents on this exciting project.

Appointments:

The appointment of Kevin Colgan to the position of Municipal Emergency Management Coordinator

**This appointment will be put on the Agenda for the July 15, 2020 Council Meeting so that Kevin Colgan is able to be present at the meeting

Resolution No. 32-20, the appointment of the Reverend Keith M. Thomas to the Historic Commission for a 3-year term expiring December 31, 2022.

Moved and seconded: MS/HT; 11 in favor. Resolution No. 32-20 is approved.

COMMITTEE REPORTS

Finance and Appropriations Committee

Co-Chairs: Robert S. Gwin Jr. & Matt Silva
Members: Danyelle Blackwell, Brian K. Burke

Treasurer's Report, David Haman

A report will be given at the 2nd meeting of the month to allow time for the report to be generated.

Resolution No. 28-20, a Resolution of Upper Darby Township to enter into an intermunicipal cooperation agreement between the County of Delaware, the City of Chester, and the Borough of Darby regarding the 2020 Byrne Justice Assistance Grant Program Award; repealing all inconsistent Resolutions or parts thereof; providing a severability clause; and providing an effective date

Solicitor Kilkenny gave a brief on Resolution No. 28-20 and it was decided to change the date on the Resolution from August 19, 2020 to August 5, 2020 so that the Resolution could be voted on at this meeting.

RG/HT

Following a question from MS, the CAO explained that the JAG Grant has been used for the mountain bike unit and the 69th Street foot beat in the past.

11 in favor; Resolution No. 28-20 is approved.

Law and Government & Rules and Procedures Committee

Co-Chairs: Michelle Billups & Matt Silva
Members: Danyelle Blackwell, Sheikh M. Siddique

Introduction of Ordinance No. 3081, an Ordinance amending the Ordinances of Upper Darby Township to establish a mechanism to process the minor nonviolent offenses of personal possession or personal use of a small amount of marijuana and personal possession of marijuana paraphernalia within the limits of Upper Darby Township; providing a severability clause; repealing all inconsistent Ordinances; and providing an effective date

Solicitor Kilkenny gave a brief on Ordinance No. 3081.

HT spoke of decriminalization of marijuana as being beneficial as it would become a summary offense and not a misdemeanor. This is not legalizing marijuana.

LF asked if Superintendent Bernhardt weighed in on this and LW stated that he did support this. The CAO stated that the Administration reached out to the Superintendent to get his approval on this and that the Superintendent is named in the "whereas" portion of the Ordinance.

The question was asked if it would be the same as a DUI after consuming alcohol. It was clarified that if someone was under the influence while driving, it would be considered a DUI.

TW is in agreement with HT for the Ordinance but asked for clarification as to how this Ordinance would coincide with existing state law and the Solicitor explained that this Ordinance is not inconsistent with state law and that it is essentially directing the UDPD towards a ticketing system rather than charge people under the Crimes Code. Other municipalities have already adopted this as well.

DPB asked for clarification on what the state law says about small amounts of marijuana and what type of offense it is and wanted to be clear that local laws are consistent with state law. He looks forward to the Public Comment on this issue.

LW stated that there were comments from a resident during this evening's Public Comment section expressing

his support of the Ordinance and if the Committee decides to move this forward, there will be a first reading with a Motion to advertise.

DPB wanted to know if Superintendent Bernhardt has discussed this with members of the UDPD to solicit their opinions on this Ordinance. The CAO added that the Superintendent will be available for questions at the August 19, 2020 Council Meeting and suggested that Council wait to introduce this Ordinance until the Superintendent has an opportunity to speak at the Council meeting on August 19, 2020.

BB felt that the fine is too low as compared to the fine for alcohol. Although he agrees with the decriminalization, he doesn't agree with the low fine as they do not hold the parent or the child accountable. He added that he has had discussion with other Council members and they all shared their input.

MB fully supports this Ordinance and shared past experience with a family member and this issue and feels that the \$75 definitely is a deterrent as it does add up.

RG suggested adding a clause that makes it clear that driving under the influence is considered a DUI the same as alcohol.

LF agreed with BB that the fine is too low as compared to alcohol.

HT strongly stated that this Ordinance is simply for decriminalization of possession of a small amount of marijuana.

Other Council members continued a discussion on the potential benefits of moving forward with this Ordinance and the question was asked regarding the different fine amounts throughout the state. BB would like to have that information by the August 19, 2020 Council meeting for comparison. RG suggested that a higher fine could possibly be offset by community service.

LW stated that the Ordinance could still move forward with the support of the majority of Council even though questions still need to be answered by the Superintendent when he returns from vacation.

MS stated his reasons for being in favor of this Ordinance and added that it affects many age groups and many areas in the Township.

The Ordinance was moved out of Committee and the Committee did choose to move forward keeping the \$75 fine as this is a pilot program that will be reviewed and adjustments could be made in the future.

LW asked the Solicitor to do the first reading and he suggested that he had already done a thorough summary and could incorporate that reading into the meeting. LW asked him to read the "whereas" portion of the Ordinance.

**Motion to advertise: HT/MB; 8 in favor (HT, MB, MS, DB, RG, SS, TW, LW)
3 opposed (DPB, LF, BB)
Motion to advertise is approved**

This Ordinance will be placed on the Agenda for the August 19, 2020 Council Meeting.

Resolution No. 29-20, a Resolution of Upper Darby Township, Delaware County, Pennsylvania in support of a Citizens Commission for Legislative and Congressional Redistricting; repealing all inconsistent Resolutions or parts thereof; providing a severability clause; and providing an effective date

Solicitor Kilkenny gave a brief on Resolution No. 29-20.

MB and MS support the Resolution and would like to come on board with other municipalities. The Committee wants the Resolution to move forward for a vote on August 19, 2020.

This Resolution will be placed on the Agenda for the August 19, 2020 Council Meeting.

Planning, Zoning and Building Code Committee

Co-Chairs: Robert S. Gwin Jr. Michelle Billups

Members: Hafiz Tunis Jr., Donald P. Bonnett

Resolution No. 30-20, a Resolution for plan revision for new land development at Drexeline Shopping Center

Solicitor Kilkenny gave a brief on Resolution No. 30-20.

DPB urged Council to approve this as the project cannot move ahead without DEP approval. He advised that this is routine. It is asking for this project to be assigned sewage capacity meaning that the DEP will determine that there is sufficient capacity in our system and the treatment facilities to which the fluent will go to. It is possible that DEP could require the Township to conduct inflow/infiltration mitigation in that the sanitary sewage system is old and could have areas where stormwater could infiltrate it to break into the system through manholes. There may be a requirement to institute mitigation by installing manholes or manhole covers.

Mayor Keffer asked if the developer could be billed if work to the infrastructure was necessary and DPB agreed that should be the approach to be taken, but to consider the benefits that this project will bring to the community.

DPB/RG, 11 in favor. Resolution No. 30-20 is approved.

Public Safety Committee

Co-Chairs: Brian K. Burke & Danyelle Blackwell

Members: Matt Silva, Hafiz Tunis Jr.

TW asked the Committee to undertake an independent review of the status of UDPD at this time, including the K-9 Unit, which was addressed earlier by the Mayor and the CAO, the SWAT vehicles, unfilled positions and repair of police vehicles and equipment. He suggested that they ask questions, meet with Superintendent Bernhardt, and bring back any issues for all Council to review.

DB stated that she attended an event where there was a first dialog for diversity at Delaware County Community College Center for Equity and Social Justice that was very provocative and had a lot of information.

LW asked the Committee to look into a hobby vehicle Ordinance as other municipalities have. Joe Clark and Sadie Thomas, residents of the 7th District have requested this.

BB thanked all Upper Darby Township employees for all that they did during the storm. He specifically thanked Bill Gaul, former Emergency Management Coordinator for his many years of service and also thanked the Upper Darby Fire Department for all that they did throughout such a difficult day. DB echoed his sentiments.

Nothing for the August 19, 2020 Council Meeting Agenda

Municipal Services, Licensing and Public Works Committee

Co-Chairs Brian K. Burke & Sheikh M. Siddique

Members: Hafiz Tunis Jr., Thomas P. Wagner

Nothing for the August 19, 2020 Council Meeting Agenda

Public Health and Environmental Affairs Committee

Co-Chairs Matt Silva & Hafiz Tunis Jr.

Members: Michelle Billups, Sheikh M. Siddique

SS asked the Township to clean up at the stores after the storm, as it is very muddy. The Mayor stated that businesses should be insured and that should pay for their clean-up. DPB asked if the Administration knows how much money the Township could get in state assistance for storm

clean-up. He also asked if any money would apply to personal loss and the CAO stated that they had no specific information on that.

SS stated that after the last flood, Governor Wolf visited and the state gave money to the store owners and he would like that to happen again. RG stated that the Governor declared a State of Emergency for that last storm which allowed funding.

MS spoke of the areas prone to flooding and asked if anything could be done to alleviate the issue for the future. The Mayor stated that it would be a multi-million dollar project through the Army Corps of Engineers to truly address the problem but that the Township would keep an eye on future developer's plans and where they would try to make cuts and shave things off of the Zoning Code and the County SALDO.

BB inquired about employee status for COVID-19. The Mayor stated that social distancing continues to be encouraged along with wearing masks. The CAO added that everyone is doing what they can to protect themselves and others.

**DB added that MB also attended the event at DCCC

Leisure Services Committee

Co-Chairs: Lisa Faraglia & Matt Silva

Members: Danyelle Blackwell, Hafiz Tunis Jr.

DB stated that Parkview Park needs to be fixed/re-modeled as it needs attention. The CAO stated that Parkview Park was addressed with new mulch and weeding which is the first step in the process. No new park or playground equipment has been purchased for any park or playground so far this year. When the inspections are completed and the Capital Funding is put in place, more can be done.

SS stated that Cardington Field needs to be re-mulched and the ground needs to be leveled.

MS asked about the status of the fencing adjacent to the James Street Park. The CAO stated that he would look into it and added that there is a project to repair the sidewalk around Cardington Field.

Nothing for the August 19, 2020 Council Meeting Agenda

Event Planning Committee

Co-Chairs: Michelle Billups & Danyelle Blackwell

Members: Hafiz Tunis Jr., Matt Silva

HT stated that the Council needs to make an effort to promote the Census. The CAO wholeheartedly agreed that all Council members should encourage their constituents to fill out the Census as it would benefit their Districts.

BB asked if permits were being issued during COVID-19. The CAO stated that permits for outdoor events are extremely limited with very strict COVID-19 protocols.

The CAO also added how important it is for Council to be very involved with constituents regarding the Census.

RG stated that Myron McNeely is doing a produce giveaway at BHMS parking lot on Friday, August 7, 2020 beginning at 11am.

SS stated that his slogan for the 2020 Census is "more heads, more money."

Nothing for the August 19, 2020 Council Meeting Agenda

Old Business

SS thanked the Mayor and CAO for the weekly food giveaway and also thanked everyone for their quick response during the flood.

BB asked for an update for the Whalen Tract. Mayor Keffer stated that they are in negotiations with the developer and that this can be discussed during an Executive Session. The CAO stated that since the Mayor took office, they have actively been trying to address this issue with engineers and lawyers for this old problem.

LF added that the erosion is really bad and that the Township needs to address this quickly before the four houses are lost. Also, she is going to meet with the Pastor and Parish Council from St. Eugene's regarding the purchase of the property and preserving the open space to create the athletic fields for the youth athletic associations and will report back to the Administration.

The Solicitor added that the discussion should take place at an Executive Session.

DPB added that he is working along with LF on the St. Eugene's issue and respects the fact that it is a matter for an Executive Session but wanted to ask for the status of identified grants as soon as the Administration has that information.

MS asked if an Executive Session could be scheduled to discuss St. Eugene's and the Whalen Tract issues.

New Business

SS requested that the Mayor, Township officials and Council to visit the disaster area in 69th Street and part of District 7-2. He stated that the business owners are waiting to see them. LW suggested that Bond Shopping Center and Drexeline may be involved as well.

BB asked the Administration to look into glitches with the monthly compensation to the Fire Houses.

LW stated that there was an Executive Session at 6:30 pm to discuss personnel issues and St. Eugene's. There will be another Executive Session between this meeting and the next one to further discuss St. Eugene's.

Motion to adjourn: HT/SS

Adjournment at 10:10 p.m.

******The video of this meeting can be viewed in its entirety on [youtube.com/upperdarbytwp](https://www.youtube.com/upperdarbytwp)******

Respectfully submitted,

Alexis Cicchitti

Alexis Cicchitti
Chief Municipal Clerk

UPPER DARBY TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA

RESOLUTION NO. 32-20

A RESOLUTION OF THE TOWNSHIP OF UPPER DARBY, DELAWARE COUNTY,
APPOINTING KEITH THOMAS TO THE HISTORICAL COMMISSION; AND PROVIDING
AN EFFECTIVE DATE

WHEREAS, Upper Darby Township established a Historical Commission by Resolution 38-91 on July 17, 1991;

WHEREAS, Section 403 of the Home Rule Charter of Upper Darby Township ("Home Rule Charter") provides that the Mayor appoints, with the approval of Council, all members of authorities, boards, and commissions; and

WHEREAS, the Mayor desires to make an appointment to the Historical Commission, and

NOW, THEREFORE, BE IT RESOLVED by the Upper Darby Township Council that Keith Thomas is approved as a member of the Historical Commission of Upper Darby Township, Delaware County, Pennsylvania, with a 3 year term of office expiring on December 31, 2022.

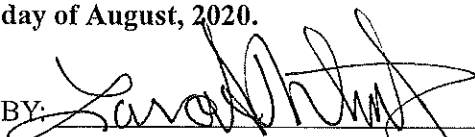
FURTHER RESOLVED, all resolutions or parts thereof inconsistent with this Resolution are hereby repealed to the extent of the inconsistency.


FURTHER RESOLVED, the provisions of this Resolution are declared to be severable. If any provision of this Resolution is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Resolution.

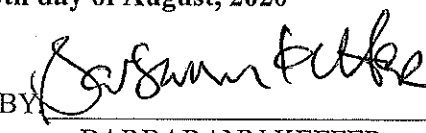
FURTHER RESOLVED, this Resolution shall become effective immediately upon its legal adoption.

ADOPTED and RESOLVED this 5th day of August, 2020.

ATTEST: 
MICHELLE BILLUPS
Secretary of Council

BY: 
LAURA A. WENTZ
President of Council

ATTEST: 
VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

BY: 
BARBARANN KEFFER
Mayor

**UPPER DARBY TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA**

RESOLUTION NO. 28-20

A RESOLUTION OF UPPER DARBY TOWNSHIP TO ENTER INTO AN INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF DELAWARE, THE CITY OF CHESTER, AND THE BOROUGH OF DARBY REGARDING THE 2020 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD; REPEALING ALL INCONSISTENT RESOLUTIONS OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, this Agreement is made and entered into and between the County of Delaware, acting by and through its governing body, the Delaware County Council (“County”), the City of Chester, Borough of Darby (collectively the “municipalities”), and Township of Upper Darby, acting by and through their respective governing bodies.

WHEREAS, this Agreement is made under the authority of the Home Rule Charter of Delaware County, the Home Rule Charter of Upper Darby Township, the Pennsylvania Third Class City Code, the Pennsylvania First Class Township Code and the Pennsylvania Borough Code, as applicable to each municipality; and,

WHEREAS, each governing body in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and,

WHEREAS, each governing body finds that the performance of this agreement is in the best interest of each party, that the undertaking will benefit the public, and, that the division of costs fairly compensates the performing party for the services or functions under this agreement, and,

WHEREAS, the County agrees to be the recipient of funding in the amount of \$100,917.00 from the United States Department of Justice from the Edward Byrne Memorial Justice Assistance Grant (“JAG”) for fiscal year 2020; and,

WHEREAS, the County, the Township, and the Municipalities believe it to be in their

best interests to reallocate the JAG funds as follows:

Chester City \$46,806
Darby Borough \$17, 646
Upper Darby Township \$36,465

WHEREAS, the County is ineligible for direct JAG funding in FY 2020, for JAG purposes the County remains a partner with the municipalities receiving JAG funding, and must be a signatory on the Memorandum of Understanding (“MOU”) required of disparate jurisdictions;

NOW, THEREFORE, it is hereby **RESOLVED** by the Upper Darby Township Council that the following shall govern the Intermunicipal Cooperation Agreement between the Township, the County, and the Municipalities, and it is hereby **ADOPTED** and **RESOLVED** by authority of same as follows:

SECTION 1. The County agrees to pay to each municipality the amount of JAG funds, as stated above.

SECTION 2. Each municipality agrees to use the JAG funds allocated to it for the program in accordance with all federal, state and local laws and as described in the JAG application and will utilize those funds during the four-year period following the award of the grant.

SECTION 3. Nothing in the performance of this agreement shall impose any liability for claims against the County or any municipality other than claims for which liability may be imposed by the Pennsylvania Political Subdivisions Tort Claims Act, 42 Pa. C.S. § 8541, *et seq.*

SECTION 4. Each party to this agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other parties.

SECTION 5. The parties to this Agreement do not intend for any third party to obtain any right by virtue of this agreement.

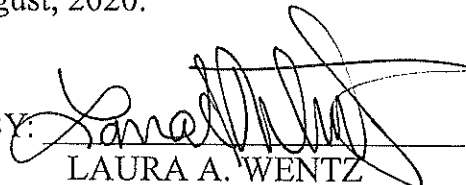
SECTION 6. By entering into this Agreement, the parties do not intend any obligations, express or implied, other than those set out herein: further, this Agreement should not create any rights in any party not a signatory hereto.


SECTION 7. REPEALER. Any resolutions or parts thereof inconsistent with the provisions of this Resolution are hereby repealed to the extent of the inconsistency.

SECTION 8. SEVERABILITY. If any provision of this Resolution is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Resolution.

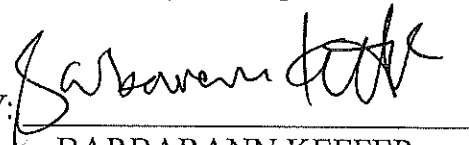
SECTION 9. EFFECTIVE IMMEDIATELY. This Resolution shall become effective immediately following its legal enactment and shall remain in effect hereafter until revised, amended, or revoked by action of the Upper Darby Township Council.

ADOPTED and RESOLVED this 5th day of August, 2020.

BY: 
LAURA A. WENTZ
President of Council

ATTEST: 
MICHELLE BILLUPS
Secretary of Council

Resolution No. 28-20 is hereby approved this 5th day of August, 2020

BY: 
BARBARANN KEFFER
Mayor

ATTEST: 
VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

RESOLUTION FOR PLAN REVISION FOR NEW LAND DEVELOPMENT

RESOLUTION OF THE (SUPERVISORS) (COMMISSIONERS) (COUNCILMEN) of Upper Darby
(TOWNSHIP) (BOROUGH) (CITY), Delaware COUNTY, PENNSYLVANIA (hereinafter "the municipality").

WHEREAS Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the *Pennsylvania Sewage Facilities Act*, as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (DEP) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management; and

WHEREAS MCBHDrexeline Plaza, LP has proposed the development of a parcel of land identified as
Drexeline Shopping Center and described in the attached Sewage Facilities Planning Module; and
Drexeline Shopping Center
land developer
name of subdivision
proposes that such subdivision be served by: (check all that apply), sewer tap-ins, sewer extension, new treatment facility, individual onlot systems, community onlot systems, spray irrigation, retaining tanks, other, (please specify).

WHEREAS, Upper Darby Township finds that the subdivision described in the attached
municipality
Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans; and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the (Supervisors) (Commissioners) (Councilmen) of the (Township) (Borough) (City) of Upper Darby hereby adopt and submit to DEP for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module which is attached hereto.

I _____, Secretary, Upper Darby
(Signature)

Township Board of Supervisors (Borough Council) (City Councilmen), hereby certify that the foregoing is a true copy of the Township (Borough) (City) Resolution # 30-20, adopted, August 5, 2020.

Municipal Address:

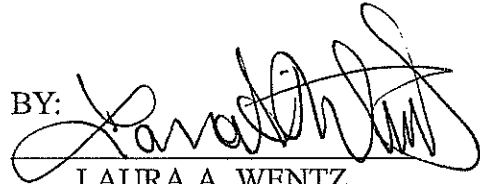
Upper Darby Township
100 Garrett Road
Upper Darby, PA 19082
Telephone (610) 734-7625

Seal of
Governing Body

This Resolution shall be effective immediately upon its legal adoption.

ENACTED and ORDAINED this 5th day of August, 2020

BY:



LAURA A. WENTZ
President of Council

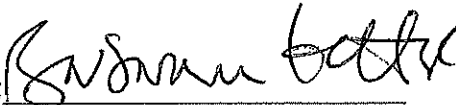
ATTEST:



MICHELLE BILLUPS
Secretary of Council

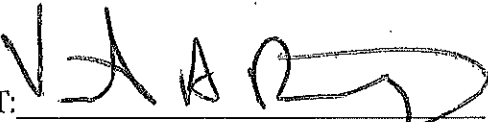
Approved this 5th day of August, 2020

BY:



BARBARANN KEFFER
Mayor

ATTEST:



VINCENT A. RONGIONE, ESQ.
Chief Administrative Officer

**UPPER DARBY TOWNSHIP
COMMONWEALTH OF PENNSYLVANIA**

DECLARATION OF DISASTER EMERGENCY DUE TO TROPICAL STORM ISAIAS

WHEREAS, on August 4, 2020, Tropical Storm Isaias has caused injury, damage, and suffering to the persons and property Upper Darby Township and created a significant impact on municipal resources through, among other things, flooding, water damage and wind damage; and

WHEREAS, the event has endangered the health, safety, and welfare of a substantial number of persons residing in the Township and threatens to create problems greater in scope than the municipality may be able to resolve; and

WHEREAS, emergency management measures are required to reduce the severity of this disaster and to protect the health, safety, and welfare of affected residents in the Township;

NOW THEREFORE, IT IS HEREBY DECLARED, by the Mayor of the Upper Darby Township, County of Delaware, Pennsylvania, that a disaster emergency is declared for the Township under 35 Pa.C.S.A. § 7501 (b).

FURTHER, Upper Darby Township Emergency Management is directed to coordinate the activities of the emergency response, to take all appropriate action needed to alleviate the effects of this disaster, to aid in the restoration of essential public service, and to take any emergency response actions deemed necessary to respond to this disaster emergency.

STILL FURTHER, Upper Darby Township officials are authorized to act as necessary to meet the current exigencies of this emergency.


ADOPTED by the Mayor of Upper Darby Township, County of Delaware, Pennsylvania, this 5th day of August, 2020.

BY: UPPER DARBY TOWNSHIP



Barbarann Keffer, Mayor

ATTESTED:



Vincent A. Rongione, Esq., Chief Administrative Officer