

RESOLUTION NO. 788

BOROUGH OF MALVERN
CHESTER COUNTY, PENNSYLVANIA

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MALVERN,
CHESTER COUNTY, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE ACT 537
SPECIAL STUDY FOR THE VALLEY CREEK TRUNK SEWER SYSTEM.

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 Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, required the municipality to adopt an Official Sewage Facilities Plan (Facilities Plan), providing for sewage services adequate to prevent contamination of water and/or environmental health hazards with sewage wastes, and to revise said plan whenever it is necessary to meet the sewage disposal needs of the municipality; and

WHEREAS, Tredyffrin Township has prepared a "Act 537 Special Study for the Valley Creek Trunk Sewer System" dated January 2019, which provides for sewage facilities serving a portion of the Borough of Malvern; and

WHEREAS, the plan supplement was developed to address the Department's planning requirements for the sale of a public wastewater collection system, the Valley Creek Trunk Sewer (VCTS) System to a private entity, Aqua Resources, Inc. Topics covered include previous wastewater planning, written description and graphical mapping of the existing assets being sold in relation to municipal boundaries and physical characteristics, future growth and how that will be addressed, evaluation of alternatives, institutional evaluation and a description of the legal and administrative activities to support the implementation of the asset transfer and future ongoing operation and maintenance of the transferred assets and,

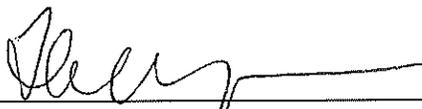
WHEREAS, the Borough of Malvern finds that the Special Study described above conforms to applicable zoning, subdivision, other municipal ordinances and plans and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Malvern, hereby adopt and submit to the Department for its approval as a revision to the "Official Plan" of the municipality, the above referenced Facility Plan. The municipality hereby assures the Department of the complete and timely implementation of the said plan as required by law. (Section 5, Pennsylvania Sewage Facilities Act as amended).

Passed by Borough Council,
this 7 day of May, 2019.

Approved by the Mayor,
this 7 day of May, 2019.

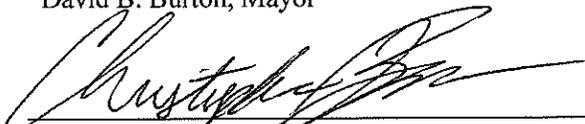
Enacted,
this 7 day of May, 2019.



Jamie S. Grossman, President



David B. Burton, Mayor



Christopher Bashore, Secretary

CERTIFICATION

I, Christopher Bashore, Secretary for the Borough Council of the Borough of Malvern hereby certify that the foregoing is a true copy of the Township's Resolution No. 788, adopted May 7, 2019.

AUTHORIZED SIGNATURE

A handwritten signature in cursive script, appearing to read "Christopher Bashore", is written over a horizontal line. The signature is fluid and extends to the right of the line.

BOROUGH SEAL