

ORDINANCE NO. 2341

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE
BOROUGH OF CARLISLE, CUMBERLAND COUNTY,
PENNSYLVANIA APPROVING LICENSE AGREEMENTS
WITH NORFOLK SOUTHERN RAILROAD COMPANY.**

WHEREAS, Article VI, Section 602.A.6 of the Carlisle Home Rule Charter requires that the authorization to lease property by the Borough of Carlisle be approved by Ordinance; and

WHEREAS, the Borough of Carlisle (“Borough”) maintains certain portions of its existing sanitary sewer system within rights-of-way of Norfolk Southern Railroad Company (“Norfolk”); and

WHEREAS, the Borough has undertaken a rehabilitation project with respect to the sanitary sewer system that will require certain repairs to that system to be made within Norfolk’s rights-of-way; and

WHEREAS, in order to permit the Borough of Carlisle to maintain existing sewer facilities within Norfolk’s rights-of-way, Norfolk requires the Borough to enter into a license agreement for each area or location where the Borough will need to perform maintenance within Norfolk’s rights-of-way; and

WHEREAS, Council believes it is in the best interest of the Borough of Carlisle to enter into three license agreements with Norfolk to ensure the proper operation and functioning of the sanitary sewer system.

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Borough Council of the Borough of Carlisle as follows:

SECTION 1. The three separate license agreements between Norfolk and the Borough which are attached hereto and collectively incorporated herein as “Exhibit A”, are hereby approved.

SECTION 2. The appropriate officer of the Borough is hereby authorized and directed to execute the three license agreements on behalf of the Borough of Carlisle.

ENACTED AND ORDAINED this 10th day of March, 2016.

ATTEST:

BOROUGH OF CARLISLE

Signature on file in Borough Manager's Office

Joyce Stone, Secretary

(Borough Seal)

Signature on file in Borough Manager's Office

By: _____
Timothy Scott, Mayor