

WEST HANOVER TOWNSHIP WATER AND SEWER AUTHORITY



7901 Jonestown Road, Harrisburg PA 17112

Telephone 717.540.0124

<http://www.whtsa.com>

WEST HANOVER TOWNSHIP WATER & SEWER AUTHORITY DAUPHIN COUNTY

RESOLUTION 2023-A-1

A RESOLUTION OF THE BOARD OF THE WEST HANOVER TOWNSHIP WATER & SEWER AUTHORITY, DAUPHIN COUNTY, PENNSYLVANIA, HEREBY AUTHORIZING THE LEASE OF AUTHORITY PROPERTY TO GRIFFIN RESIDUALS, LLC AND AUTHORIZING THE FACILITIES AGREEMENT WITH GRIFFIN RESIDUALS, LLC TO PROCESS BIOSOLIDS ON LANDS OWNED BY THE AUTHORITY

WHEREAS, the West Hanover Township Water & Sewer Authority, (hereinafter the "Authority"), is a body politic corporation, organized and existing under the provisions of the Municipality Authorities Act; and

WHEREAS, the Authority, in accordance with the power vested in it by law, desires to lease a portion of its property known as the Annex Building pursuant to the Municipality Authorities Act, Section 5607(d)(4) to Griffin Residuals, LLC; and

WHEREAS, the Authority in accordance with the power invested in it by the Municipality Authorities Act, Section 5607 (d)(13), the Authority desires to enter a Facilities Agreement with Griffin Residuals, LLC to provide biosolids processing; and

WHEREAS, Griffin Residuals, LLC of Owensboro, Kentucky desires to enter into a 20 year lease for Authority property known as the Annex Building and related pad sites; and

WHEREAS, Griffin Residuals, LLC of Owensboro, Kentucky wishes to enter into a Facilities Agreement to provide biosolids processing for the Authority and other nearby Authorities and to provide additional services to the Authority, including the disposition of the Authority biosolids.

WHEREAS, Griffin Residuals, LLC of Owensboro, Kentucky plans to process biosolids at the Annex Building. In exchange for rent and other consideration, Griffin Residuals, LLC also will process Authority biosolids without charge.

WHEREAS, in recognition of the cost savings to the Authority estimated at \$57,000.00 per year, the Authority will grant a credit equivalent to 83 EDUs of sewer capacity to Griffin Residuals, LLC.

WHEREAS, Griffin Residuals, LLC will agree to maintain its Facility for at least six (6) years or there will be pro-rata payment made by Griffin Residuals, LLC to pay off any remaining unearned credit for the tapping fee.

BE IT ADOPTED BY THE West Hanover Township Water & Sewer Authority, Dauphin County, Pennsylvania, it is hereby enacted and adopted by the same as follows:

SECTION I

1. Pursuant to authority granted to the Board by the Municipality Authorities Act, Section 5607(d)(4), the Authority authorizes the lease of the Annex Building located on Authority premises at 7901 Jonestown Road, Harrisburg, PA to Griffin Residuals, LLC by lease attached hereto; and
2. Pursuant to the authority granted to the Board by the Municipality Authorities Act, Section 5607(d)(13), the Authority hereby authorizes the entry into a Facilities Agreement with Griffin Residuals, LLC to provide biosolid processing and revenue sharing with the Authority (attached hereto); and
3. The Authority Board hereby authorizes the Manager and Solicitor of the Authority to take all necessary action to negotiate the above-referenced Lease; and
4. The Authority Board hereby authorizes the Manager and Solicitor of the Authority to take all necessary action to negotiate the Facilities Agreement with Griffin Residuals, LLC; and
5. Pursuant to authority granted to the Board by the Municipality Authorities Act, Section 5607(d)(24), the Authority authorizes the issuance of 83 EDU's of sewer capacity to Griffin Residuals, LLC in exchange for Griffin Residuals, LLC agreement to process biosolids without charge; and
6. Pursuant to the authority granted to the Board by the Municipality Authorities Act, Section 5607(d)(13), the Authority further authorizes a Facilities Agreement with Griffin Residuals, LLC requiring repayment of any unused credit within a six (6) year period of entry of the Facilities Agreement; and
7. The Authority Board hereby authorizes the Chairman and Secretary to enter the above-referenced Lease;
8. The Authority Board hereby authorizes the Chairman and Secretary to authorize the Facilities Agreement with Griffin Residuals, LLC as referenced above

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SECTION II

This Resolution will take effect *immediately*.

DULY ADOPTED into a Resolution this 18th day of April, 2023, by the Board of the West Hanover Township Water & Sewer Authority in lawful session duly assembled.

ATTEST:

**WEST HANOVER TOWNSHIP
WATER & SEWER AUTHORITY**

(Authority Seal)

By:



Joseph Sembrot, Secretary

By:



Michael Kreiser, Chairman