

RESOLUTION # 2016 - 197

**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL
OF THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY OF MORRIS, NEW
JERSEY, CONSENTING TO THE SALE AND TRANSFER OF 1,450 GALLONS PER DAY
OF SEWER CAPACITY ALLOCATION RESERVATION BY THE BOROUGH OF
STANHOPE TO THE TOWNSHIP OF BYRAM**

WHEREAS, the Musconetcong Sewerage Authority ("MSA") is a regional sewer authority which serves the Borough of Stanhope, the Borough of Netcong, the Township of Roxbury, the Township of Mount Olive, the Borough of Mount Arlington and the Borough of Hopatcong (the "Members"); and

WHEREAS, the Members have entered into Service Agreements with the MSA which provide for, among other things, the amount of gallons per day ("gpd") each Member may discharge into MSA's facilities; and

WHEREAS, the Borough of Stanhope presently has an allocation reservation in the amount of 541,000 gpd and the Township of Byram presently has an allocation reservation in the amount of 100,000 gpd; and

WHEREAS, the Borough of Stanhope desires to sell and transfer 1,450 gpd to the Township of Byram, and the Township of Byram desires to purchase said gallonage from the Borough of Stanhope; and

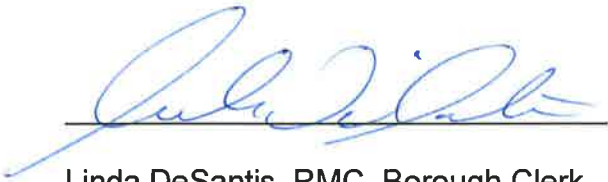
WHEREAS, any transfer of allocation between Members requires the consent of the MSA and of all of the members.

NOW THEREFORE BE IT RESOLVED,

1. The Borough of Mount Arlington hereby consents to the transfer by the Borough of Stanhope of 1,450 gpd of its sewer allocation reservation from the MSA to the Township of Byram; and

2. The Borough of Mount Arlington hereby authorizes the MSA to take such steps as are reasonably necessary to effectuate the transfer including but not limited to modifying the Service Agreements to reflect the transfer of gallonage contemplated herein.

I HEREBY CERTIFY this to be a true and correct Resolution of the Borough Council of the Borough of Mount Arlington, adopted on December 20, 2016.



Linda DeSantis, RMC, Borough Clerk

MUSCONETCONG SEWERAGE AUTHORITY

110 Continental Drive
Budd Lake, New Jersey 07828

Phone: (973) 347-1525

Fax: (973) 347-8356

November 28, 2016

Mayor & Council
Mt. Arlington Borough
Municipal Building
419 Howard Blvd.
Mt. Arlington, NJ 07856

Honorable Mayor and Council Members:

The Musconetcong Sewerage Authority ("MSA") has been approached regarding a proposed transfer of 1,450 gallons per day of sewer allocation from the Borough of Stanhope to the Township of Byram. Pursuant to the applicable Service Agreement this transfer would require the consent of all MSA Members.

Enclosed, please find for your ready reference, a proposed Resolution which would indicate your consent to the transfer. Kindly place this matter on the agenda for consideration at your next Council meeting.

If you have any questions about the details of the proposed transfer you may contact Stanhope Borough Administrator, Brian McNeilly, at (973) 347-0159 ext. 14.

Sincerely,



James Schilling, Director

JS/pd

cc: Patrick Dwyer, Esq.
Brian McNeilly

Linda DeSantis, Clerk
Borough Clerk

DEC - 6 2016

Borough of
Mount Arlington