

ORDINANCE NO. 2 - 2014

BOROUGH OF WEST CHESTER

CHESTER COUNTY, PENNSYLVANIA

**AN ORDINANCE OF THE BOROUGH OF WEST CHESTER, CHESTER COUNTY, PENNSYLVANIA, AMENDING THE ADMINISTRATIVE CODE OF THE BOROUGH OF WEST CHESTER, WHICH IS CODIFIED IN CHAPTER 3 OF THE BOROUGH CODE TO ESTABLISH THE ADVISORY AD-HOC COMMITTEE TO REESTABLISH RAIL SERVICE TO WEST CHESTER.**

BE IT ENACTED AND ORDAINED, and it is hereby enacted by authority of the Council of the Borough of West Chester, as follows:

**SECTION 1.** The Administrative Code of the Borough of West Chester, which is codified in Chapter 3 of the Code of the Borough of West Chester, is amended to add a new Section 3-38.Q which shall provide as follows:

**“§ 3-38.Q.** Committee to Reestablish Rail Service to West Chester. Pursuant to the authority in Section 3-38.A, there is hereby established for the Borough of West Chester an Ad-Hoc Committee known as the “Committee to Reestablish Rail Service to West Chester” which shall be organized for the purposes hereinafter set forth.

- (1) The term of this Committee shall commence on the effective date of this Ordinance and shall terminate on a date established by Resolution or motion of Council.
- (2) The Committee shall consist of 7 members appointed by a majority of the Borough Council. Initially two members will be appointed to a term to December 31, 2015, two members will be appointed to a term to December 31, 2016, three members will be appointed to a term to December 31, 2017 and thereafter all member will be appointed to a term of three years. A majority of Council may from time to time change the number of members on the Committee, but such change shall occur no more than once every calendar year. Not less than three members of the Committee shall be residents of the Borough of West Chester.
- (3) The purpose of the Committee is to cause, as soon as possible, the reestablishment of rail service to West Chester through the following activities:
  - (a) Compiling on a continuing basis as much information and data on the issues relating to the return of rail service as is necessary to obtain that goal.

- (b) Preparing a history of the rail line most recently designated the R3 from its beginning through its discontinuance in the 1980's and the efforts and circumstances since then concerning reestablishment of the service.
  - (c) Ascertaining and promptly advising Council of County, state, regional, national and private plans, actions, meetings, hearings, conferences and the like, as they develop, that have or may have a bearing on the return of rail service.
  - (d) Ascertaining what groups, organizations, individuals and the like, that are, or are likely to become, allied in securing reestablishment of rail service to West Chester and contacting and interacting with such individuals and entities at the direction of Council.
  - (e) Attending and/or participating in activities and gatherings, at the request of Council, in furtherance of reestablishing rail service.
  - (f) Serving as advocates for the return of rail service at events and forums at the direction of Council.
  - (g) Recommending to Council publicity and public outreach activities designed to increase widespread public support for the reestablishment of rail service and to engage in such activities at the direction of Council.
  - (h) Advising Council, on an on-going basis, of actions that Council might take to achieve to goal of reestablishing rail service.
  - (i) Other activities that Council may from time to time assign.
- (4) The Committee shall report to Borough Council annually, or at anytime as requested by Council, either by submission of a written report sent to Council members or by a Committee member or members presenting an oral report at a meeting of Council or a Council Committee."

**SECTION 2. SEVERABILITY.** If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof. It is hereby declared as the intent of Council of the Borough of West Chester that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

**SECTION 3. REPEALER.** All Ordinances or parts of Ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

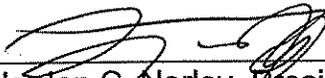
**SECTION 4. EFFECTIVE DATE.** This Ordinance shall become effective upon enactment as provided by law.

ENACTED AND ORDAINED THIS 19<sup>th</sup> DAY OF March, 2014.

ATTEST:

**COUNCIL FOR THE BOROUGH  
OF WEST CHESTER**



By:   
Jordan C. Norley, President

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.

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Carolyn Comitta, Mayor