

**MIFFLINBURG BOROUGH  
UNION COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 2021 - \_\_**

A RESOLUTION OF THE BOROUGH OF MIFFLINBURG, UNION COUNTY, PENNSYLVANIA DECLARING ITS INTENT TO ADOPT A WIRELESS FACILITIES DESIGN MANUAL FOR THE REGULATION OF SMALL WIRELESS FACILITIES.

**WHEREAS**, the General Assembly of the Commonwealth of Pennsylvania has enacted the Small Wireless Facilities Deployment Act, Act of June 30, 2021, P.L. 232, No. 50 (“Act 50”), with an effective date of August 29, 2021; and

**WHEREAS**, Act 50 authorizes the Borough of Mifflinburg (the “Borough”) to adopt ordinances that comply with Act 50 and requires that the Borough amend existing ordinances as necessary to comply with Act 50; and

**WHEREAS**, the Borough determined it to be in the best interests of the health, safety, and welfare of the residents of the Borough to enact, and the Borough has enacted, an ordinance regulating certain aspects of Small Wireless Facilities installed within the public right-of-way pursuant to Act 50; and

**WHEREAS**, the Borough has further determined it to be in the best interests of the health, safety, and welfare of the residents of the Borough to enact certain design provisions related to the regulation of Small Wireless Facilities pursuant to and in accordance with Act 50; and

**WHEREAS**, the Borough desires to further clarify its existing regulations and provide for more specific aesthetic and design requirements for such Small Wireless Facilities.

NOW, THEREFORE, the Council of the Borough of Mifflinburg, in public session duly assembled, hereby RESOLVES as follows:

The Wireless Facilities Design Manual attached hereto as Exhibit “A” is adopted and may be further amended by resolution from time-to-time as warranted.

In the event that any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such in validity shall not affect or impair any remaining provision, section, sentence, clause or part of this Resolution. It is the intent of the Borough that such remainder shall remain in full force and effect.

All Resolutions or parts of Resolutions of this Borough which shall be inconsistent with the current Resolution are expressly repealed.

**DULY ADOPTED**, this 19<sup>th</sup> day of October, 2021 by the Council of the Borough of Mifflinburg in the lawful session duly assembled.

Borough Council of the Borough of  
Mifflinburg, Union County, Pennsylvania

By: \_\_\_\_\_

Beverly L. Hackenberg, Council President

ATTEST:

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Margaret A. Metzger, Secretary