

RESOLUTION NO. 61 OF 2023

A RESOLUTION ESTABLISHING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM IN THE COUNTY OF LANCASTER AND TAKING AND AUTHORIZING OTHER ACTION IN CONNECTION THEREWITH.

On motion of Commissioner Trescot, seconded by Commissioner Parsons,

WHEREAS, Title 12 of the Pennsylvania Consolidated Statutes, 12 P.S. §4301, *et seq.*, as amended, authorizes counties and municipalities to establish a Commercial Property Assessed Clean Energy (“C-PACE”) Program; and

WHEREAS, Section 4303 of Title 12 authorizes a county to establish the Program by adopting a resolution establishing the Program, defining an area or group of qualifying commercial properties designated for the purpose of establishing C-PACE (the “District”) and provide other operational standards and guidelines; and

WHEREAS, presentations have been made in the Lancaster County business community on the nature and potential benefits of establishing C-PACE in Lancaster County which has received positive feedback; and

WHEREAS, Section 4303 (1) of Act 30 specifically authorizes a county to establish its own C-PACE program within a defined district by adopting a Resolution or Ordinance and to provide standards and guidelines for the operation of a county C-PACE Program; and

WHEREAS, The Lancaster County Commissioners previously stated its intent to establish a Program for a District consisting of the entire County; and

WHEREAS, in compliance with Section 4303 (2) of Act 30, the County has provided written notice to every municipality within Lancaster County, which would be included in the C-PACE Program District.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF Lancaster COUNTY, PENNSYLVANIA that:

1. A Property Assessed Clean Energy program shall be established in the County and shall be known as the “Lancaster County C-PACE Program”.
2. The Lancaster County Commissioners designate the entire County as the District as defined in Section 4302 of Title 12 of the Pennsylvania Consolidated Statutes, 12 P.S. §4302.
3. The operational standards and guidelines for the Lancaster County C-PACE Program attached to this Resolution as Exhibit A shall be approved and implemented by the Lancaster County Chief Clerk or a Program Administrator designated by the Lancaster County Board of Commissioners. Any changes to the approved operational standards and guidelines shall be done by Resolution and approved by the Board of Commissioners.

4. The Lancaster County Commissioners authorize the Lancaster County Chief Clerk or designee to execute any and all other necessary documents as may be required to facilitate the successful implementation of the Lancaster County C-PACE Program.

5. Any reference in this Resolution to any officer of the County or any officer or member of the Lancaster County Commissioners shall be deemed to refer to his or her duly qualified successor in office, if applicable.

6. In the event any provision, section, sentence, clause or part of this Resolution shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Resolution, it being the intent of the Lancaster County Commissioners that such remainder shall be and shall remain in full force and effect.

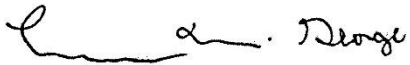
7. All prior resolutions or parts of prior resolutions that are inconsistent with this Resolution are hereby repealed.

8. This Resolution shall become effective immediately upon it having been recorded in the minutes of the Lancaster County Commissioners, and the Lancaster County Commissioners hereby directs that this Resolution be recorded immediately following its adoption.


Motion passed unanimously.

ADOPTED this 6th day of September, 2023, by the County Commissioners of the County of Lancaster, Pennsylvania, in lawful session duly assembled.

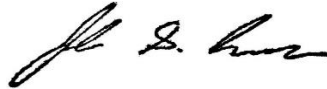
ATTEST:



Lawrence M. George
County Administrator/Chief Clerk
County of Lancaster, PA



By: _____
Ray D'Agostino, Chairman



By: _____
Joshua G. Parsons, Vice Chairman



By: _____
John B. Trescot, Commissioner


**Board of Commissioners of Lancaster
County, Pennsylvania**

CERTIFICATE

I, the undersigned, Chief Clerk of the Board of Lancaster County Commissioners (the “County”), certify that the foregoing Resolution was adopted by majority vote at a meeting convened and held according to law on September 6, 2023; said Resolution and the vote thereon has been recorded in the minutes of said meeting; said Resolution; a notice of intent to adopt said Resolution duly was published as required by law; said Resolution has been recorded in the minute book of the County; and said Resolution has not been altered, modified, amended or repealed as of the date of this Certificate.

I further certify that the Board of Lancaster County Commissioners met the advance notice requirements of the Sunshine Act, 65 Pa. C. S. §701, *et seq.*, by advertising the time and place of said meeting, by posting prominently a notice of said meeting at the administrative office of the County or at the public building in which said meeting was held, and by providing a reasonable opportunity for public comment at such meeting prior to the adoption of said Resolution.

IN WITNESS WHEREOF, I affix my hand and the official seal of the County, this 6th day of September, 2023.



Lawrence M. George
Chief Clerk

(SEAL)