

**AMENDMENT OF INTERMUNICIPAL COOPERATION AGREEMENT FOR
TRANSPORTATION OF SANITARY SEWAGE**

THIS AMENDMENT OF INTERMUNICIPAL COOPERATION AGREEMENT FOR TRANSPORTATION OF SANITARY SEWAGE (the "Amendment") is made as of the ___ day of _____, 2020 (the "Effective Date") by **TOWNSHIP OF HANOVER**, Northampton County, Commonwealth of Pennsylvania (hereinafter referred to as "Hanover") and **TOWNSHIP OF LOWER NAZARETH**, Northampton County, Commonwealth of Pennsylvania (hereinafter referred to as "Lower Nazareth").

WITNESSETH:

- A. Hanover and Lower Nazareth entered into an Intermunicipal Cooperation Agreement for Transportation of Sanitary Sewage ("Agreement") dated November 13, 2015.
- B. Under the Agreement, the property located at 4730 Hanoverville Road, Lower Nazareth Township, Map Number 21 ("4730") was assigned one (1) Equivalent Dwelling Unit ("EDU") of sewer transportation capacity through the Hanover Facilities (as defined in the Agreement) – *see* Sewer Service Area Map, attached as Exhibit "A" to the Agreement.
- C. In connection with an application for the consolidation of 4730 and the adjacent property known as 229 Georgetown Road, Lower Nazareth Township (together, the "Properties") and development of the combined Properties, the equitable owner of the Properties has requested that Hanover and Lower Nazareth amend the Agreement to assign 4730 an additional fourteen (14) EDUs of sewer transportation capacity (the "Additional EDUs"), for a total of fifteen (15) EDUs;
- D. Hanover and Lower Nazareth agree that the Additional EDUs of sewer transportation capacity are available for allocation to 4730 under the terms of the existing Agreement, and that the Hanover Facilities are capable of accommodating the Additional EDUs;
- E. Hanover and Lower Nazareth now desire to amend the terms of the Agreement, as set forth herein.

NOW, THEREFORE, the parties hereto, intending to be legally bound hereby, do grant, covenant and agree as follows:

- 1. Exhibit A of the Agreement is hereby deleted in its entirety and replaced with Exhibit A attached hereto, reflecting the fourteen (14) Additional EDUs that are hereby allocated to 4730.
- 2. This Amendment shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

3. This Amendment may be executed in two or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument.

[Signature page to follow]

