

CALN TOWNSHIP

CHESTER COUNTY, PENNSYLVANIA

RESOLUTION #2023-13

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CALN TOWNSHIP
DECLARING AN EMERGENCY CONDITION PURSUANT TO SECTION 1802 OF THE
FIRST CLASS TOWNSHIP CODE, 53 P.S. §56802, AND AUTHORIZING THE
TOWNSHIP TO ENTER A CONTRACT FOR THE TEMPORARY SHORING OF A
RETAINING WALL ALONG A PORTION OF G.O. CARLSON BOULEVARD.**

WHEREAS, the Township has discovered that a retaining wall located along the south side of G.O. Carlson Boulevard between N. Bailey Road and James Buchanan Drive (the "Wall") is deteriorating and in danger of collapse; and

WHEREAS, if the Wall collapses, it will cause danger to the public, health safety and general welfare; and

WHEREAS, Section 1802 of the First Class Township Code, 53 P.S. § 56802, authorizes the Board of Commissioners to enter a contract without advertising, bidding or price quotations for emergency maintenance, repairs or replacements of public works of the Township and in instances where it is necessary to mitigate a real or potential emergency involving a clear and present danger to the health, safety and welfare of the residents of the Township; and

WHEREAS, if the Board of Commissioners determines that there is a need for emergency maintenance to a public work such as a Township road, or where it is necessary to enter a contract to mitigate a real or potential emergency involving a clear and present danger to the health, safety, and welfare of the residents of the Township, the Board must adopt a resolution declaring and describing the emergency and the nature of the procurement;

WHEREAS, the Board of Commissioners desires to enter a contract with a contractor for the purpose of installing temporary shoring of the Wall;

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

Section 1. Incorporation of Recitals. The recitals to this Resolution as set forth above are incorporated herein by reference.

Section 2. Declaration of Emergency. The Board of Commissioners hereby declares that the current condition of the Wall presents a real or potential emergency involving a clear and present danger to the health, safety, and welfare of the residents of the Township.

Section 3. Authorization to Enter Contract with Contractor for Temporary Shoring. The Board of Commissioners authorizes the Township Manager and/or the Director of Public Works and/or the Director of Building & Life Safety, with consultation

Resolution 2023-13 A Resolution of the Board of Commissioners of Caln Township Declaring an Emergency Condition Pursuant to Section 1802 of the First-Class Township Code, 53 P.S. §56802, and Authorizing the Township to enter a contract for the temporary shoring of a retaining wall along apportion of G.O. Carlson Boulevard

with the Township’s engineering consultant for this matter, to enter a contract with a qualified contractor who has experience in performing temporary shoring work that is necessary to repair the Wall and mitigate the emergency.

RESOLVED this 11th day of May 2023.

ATTEST:

**CALN TOWNSHIP
BOARD OF COMMISSIONERS**

Kristen Denne,
Township Secretary

Paul Mullin, President

Jane Kennedy, Vice President

Lorraine Tindaro, Commissioner

Joshua B. Young, Commissioner

Mark Evans, Commissioner