

ORDINANCE No. 340 2018

AN ORDINANCE AMENDING THE EAST LAMPETER  
TOWNSHIP POLICE PENSION

BE IT ORDAINED AND ENACTED by the Board of Supervisors (the "Board") of East Lampeter Township (the "Township") that the East Lampeter Township Police Retirement Plan ("Plan") which was established as of December 31, 1975 under the provisions of Pub. Law 1804, 53 Pa. Con. Stat. Ann. 767, et seq., (sometimes referred to as Act 600) for the benefit of the Township's police officers and which has been amended and restated, in accordance with the provisions of Section 10.01 of the Plan, by ordinances and resolutions of the Township's Board of Supervisors thereafter, shall be, and hereby is, amended and supplemented in the following respects:

**Section 1.** Amendment. Amendment. Article 1, Section 1.02—Definitions is amended to change the definition of Normal Retirement Date. Normal Retirement Date shall now be defined as "Normal Retirement Date means, for officers hired after December 31, 2018, the date the Participant reaches his/her 55th birthday and the Participant completes 25 years of Accrual Service. A Participant's retirement benefits shall begin during the first month following a Participant's Normal Retirement Date if he/she has ceased to be an Employee on such date. The definition of Normal Retirement Date for any officer hired before January 1, 1994 shall mean the date the Participant reaches his/her 50th birthday and the Participant completes 20 years of Accrual Service. For officers hired after January 1, 1994 but before December 31, 2018, the definition of Normal Retirement Date shall mean the date the Participant reaches his/her 50th birthday and the Participant completes 25 years of Accrual Service.

**Section 2.** Effect of Amendment. Except with respect to the contents of this Ordinance, the Plan, as has been amended from time to time, is hereby ratified and confirmed. It remains intended that the Plan, including the amendment contemplated by this Ordinance, shall continue to meet the requirements for a governmental plan under the Internal Revenue Code of 1986, including any later amendments to the Code. The plan is also intended to meet the requirements of any other laws governing police pension plans of Pennsylvania for boroughs, towns and townships.

**Section 3.** Severability. The provisions of this ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional such finding shall not affect or impair the remaining sections, sentences or provisions of this ordinance. It is hereby declared to be the intent of the township that this ordinance would have been enacted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included in the ordinance.

**Section 4.** Effective Date. The Effective Date for the changes to the Plan described above shall be January 1, 2019.

