

MITCHELL K. MARCUS

Joined as a private party to the litigation brought this week to challenge Zoning Ordinance 176.

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I hereby recuse myself in my capacity as an elected official from all matters relating to the lawsuit; I will not participate in any decision-making by the Township relating to the lawsuit as I obviously have a direct conflict of interest. I will not exercise my right to vote, even to break a tie, on matters relating to the lawsuit. I will not comment at public meetings and will not attend any executive sessions relating to this lawsuit.

I take this opportunity, however, to caution my colleagues that they should take this matter seriously. Because this lawsuit raises environmental concerns, Pennsylvania law protects the plaintiffs from retaliatory litigation by the Township. And even if such protection did not exist, this Township must take its residents seriously and must calmly hear their concerns.

The course of controversial and questionable conduct of the other two members of this Board will continue to give rise to residents' requests for judicial intervention and will continue to expose us to litigation. I will not hesitate to support residents of this Township when they take appropriate action.

MITCHELL K. MARCUS
Mitchell K Marcus
Jan. 13, 2011