

**EXTENSION AGREEMENT
DANBURY – BROOKFIELD
INTERLOCAL SEWER SERVICE AGREEMENT**

THIS AGREEMENT is made this ___ day of _____, 2014, by and between the City of Danbury (“Danbury”), a municipal corporation organized and existing under the laws of the State of Connecticut and having an office and place of business at 155 Deer Hill Avenue, Danbury, Connecticut 06810, acting herein by Mark D. Boughton, its Mayor, hereunto duly authorized by action of the City Council acting as the Danbury Water Pollution Control Authority, and the Town of Brookfield (“Brookfield”), a municipal corporation organized and existing under the laws of the State of Connecticut and having an office and place of business at 100 Pocono Road, Brookfield, Connecticut 06804, acting herein by Nelson Malwitz, Chairman of its Water Pollution Control Authority, hereunto duly authorized;

W I T N E S S E T H:

WHEREAS, the City of Danbury and the Town of Brookfield entered into an Interlocal Agreement dated April 3, 1974, hereinafter designated as the “Interlocal Agreement”, which defined the rights and responsibilities of the City of Danbury and the Town of Brookfield with respect to the treatment by Danbury of an average daily flow of sewage generated in Brookfield of 500,000 gallons per day; and

WHEREAS, the City of Danbury and the Town of Brookfield amended said Interlocal Agreement by an agreement entitled, “Amendment to Danbury – Brookfield Interlocal Sewer Service Agreement,” dated April 9, 1992; and

WHEREAS, the Interlocal Agreement, as amended by Section 5 of said Amendment to Danbury – Brookfield Interlocal Sewer Service Agreement, ran for a term of twenty (20) years from April 9, 1992, and provided further, that at the end of said twenty (20) year term, the Town of Brookfield had the option to renew said Interlocal Agreement, as amended, for an additional term of twenty (20) years; and

WHEREAS, the Brookfield Water Pollution Control Authority, acting on behalf of the Town of Brookfield pursuant to its statutory powers under Section 7-247 of the Connecticut General Statutes, desires to exercise said option and to extend said Interlocal Agreement, as amended, for an additional term of twenty (20) years, or until April 9, 2032, and has authorized Chairman Nelson Malwitz to execute this Extension Agreement with Danbury, and

WHEREAS, the Danbury City Council acting as the Danbury Water Pollution Control Authority on behalf of the City of Danbury pursuant to its statutory powers under Section 7-247 of the Connecticut General Statutes, has authorized Mayor Mark D Boughton to execute this Extension Agreement with Brookfield.

NOW THEREFORE, in consideration of the covenants therein contained and for a good and valuable consideration, the City of Danbury and the Town of Brookfield, acting by approval of their Water Pollution Control Authorities, agree that said Interlocal Agreement, dated April 3, 1974, as amended by said Amendment to Danbury – Brookfield Interlocal Sewer Service Agreement, dated April 9, 1992, shall continue in force for an additional term of twenty (20) years to April 9, 2032, upon the same terms and conditions as contained in said Interlocal Agreement, as amended by said Amendment to Danbury – Brookfield Interlocal Sewer Service Agreement.

IN WITNESS WHEREOF, the Municipalities have caused this Extension Agreement to be executed by their duly authorized officers as of the date first above written.

Signed, sealed and delivered
in the presence of:

CITY OF DANBURY acting by
authority of its WATER
POLLUTION CONTROL
AUTHORITY

By: _____
Mark D. Boughton, Mayor

TOWN OF BROOKFIELD,
acting by its WATER
POLLUTION CONTROL
AUTHORITY

By: _____
Nelson Malwitz, Chairman