

ORDINANCE NO. 247

AN ORDINANCE OF TINICUM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA, AMENDING THE ZONING ORDINANCE OF TINICUM TOWNSHIP TO PROVIDE REVISED STANDARDS FOR THE CRITICAL RECHARGE OVERLAY DISTRICT.

WHEREAS, Section 1516 (53 P.S. Section 665116) of the Pennsylvania Second Class Township Code provides that the corporate powers of the Board of Supervisors of Tinicum Township (the "Board of Supervisors") include the ability to plan for the development of the Township through Zoning, Subdivision and Land Development Regulations under the Act of July 13, 1968 (P.L. 805, No. 247), known as the "Pennsylvania Municipalities Planning Code; and

WHEREAS, the Board of Supervisors on or about September 1, 2005, duly adopted a revised and restated Tinicum Township Zoning Ordinance; and

WHEREAS, since its adoption, the Zoning Ordinance has from time to time been amended; and

WHEREAS, The Board finds it is in the interest of the Township and its citizens to amend the Zoning Ordinance to provide revised standards for the Critical Recharge Overlay District; and

WHEREAS, the Board of Supervisors finds and determines that this Zoning Ordinance Amendment is consistent with the Township Comprehensive Plan and the Community Development Objectives stated there in and in the Zoning Ordinance.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, and it is hereby **ENACTED AND ORDAINED** by the Board of Supervisors of Tinicum Township, Bucks County, Pennsylvania, after public hearing, duly advertised and held on the 17th day of December, 2019, as follows:

Section 01: Repeal Section 806(d)(3)(i) and replace with the following:

806(d)(3)(i) Maximum impervious surfaces within the Critical Recharge Area will be in accordance with the following, except allowable impervious in each of the following categories shall not be less than the maximum square footage of impervious surface in the preceding category.

[a] Parcels of land two (2) acres or less in area, the maximum allowable impervious surface shall remain the amount allowed in the underlying zoning district.

[b] Parcels greater than two (2) acres and no greater than five (5) acres the maximum allowable impervious surface shall be eighty five (85%) percent of the maximum impervious surface amount allowed in the underlying zoning district.

[c] Parcels greater than five (5) acres and no greater than nine (9) acres the maximum allowable impervious surface shall be seventy five (75%) percent of the maximum impervious surface amount allowed in the underlying zoning district.

[d] Parcels of land greater than nine (9) acres in area, the allowable impervious surface shall be fifty (50%) percent of the maximum impervious surface amount allowed in the underlying zoning district.

Section 02: All inconsistent provisions of other ordinances or resolutions are repealed to the extent of the inconsistency. All other provisions of the ordinances of Tinicum Township shall remain in full force and effect.


Section 03: The provisions of this ordinance are declared to be severable. If any provision of this ordinance is declared to be invalid or unconstitutional by a court of competent jurisdiction, such determination shall have no effect on the remaining provisions of this ordinance.


Section 04: This ordinance shall be effective five (5) days after adoption by the Tinicum Township Board of Supervisors.

ORDAINED and ENACTED this 11th day of December A.D. 2019.

TINICUM TOWNSHIP
BOARD OF SUPERVISORS


Richard Rosamilia, Chairman


James A. Helms, Vice Chairman


John Blanchard, Supervisor

Attest:


Teri Lewis, Township Manager