

Incorporated March 12, 1738

TINICUM TOWNSHIP

Bucks County

BOARD OF SUPERVISORS

163 Municipal Road
Pipersville, Pennsylvania 18947

ORDINANCE NO. 256

AN ORDINANCE AMENDING ARTICLE IX, DESIGN REGULATIONS, SUBSECTION 900.12.C AND CREATING A NEW SUBSECTION D OF THE ZONING ORDINANCE OF TINICUM TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA TO PROVIDE UNIFORM STANDARDS FOR DEER FENCES THROUGHOUT THE TOWNSHIP

B A C K G R O U N D:

WHEREAS, Section 1516 (53 P.S. Section 66516) 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 Ordinances under the Act of July 13, 1968 (P.L. 805, No. 247), known as the “Pennsylvania Municipalities Planning Code”;

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

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

WHEREAS, The Board finds it is in the interest of the Township and its citizens to amend the Zoning Ordinance to provide uniform standards for deer fences throughout the Township;

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 therein 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 5th day of April, 2022, as follows:

Section 01: Amends Article IX. Section 900.12.C as set forth below creates new subsection D and re-letters the remaining subsections in sequence.

C. Galvanized fence and posts may be used within the side and rear yards, and within the front yard to repair or replace existing galvanized fence posts. Galvanized material may not be used within the front yard for new installations.

D. A deer fence constructed of polypropylene mesh, woven wire, or hexagonal steel (black, brown, or green in color) with a height of seven-eight (7-8) feet may be installed within the front, side and rear yard setbacks, but shall be located a minimum of fifteen (15) feet behind the ultimate right-of-way and shall be located a minimum of ten (10) feet from the side and rear property lines. And shall not enclose more than twenty (20) acres without conditional use approval. Posts shall be black, brown, green, natural wood, or natural wood color.

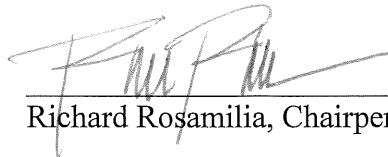
Section 02: All inconsistent provisions of other ordinances or resolutions are repealed to the extent of the inconsistency. All other provisions of the ordinances of Tincum Township shall remain in full force and effect.

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 Tincum Township Board of Supervisors.

ORDAINED and ENACTED *this 5th day of April, A.D. 2022.*


TINICUM TOWNSHIP
BOARD OF SUPERVISORS


Richard Rosamilia, Chairperson

Attest:


Teri Lewis, Township Manager


James Helms, Vice Chairperson


Eleanor Breslin, Member