

TOWNSHIP OF MAXATAWNY, BERKS COUNTY, PENNSYLVANIA

ORDINANCE NO. 2018-05

AN ORDINANCE OF THE TOWNSHIP OF MAXATAWNY, BERKS COUNTY, PENNSYLVANIA, AMENDING THE MAXATAWNY TOWNSHIP ZONING ORDINANCE OF 2012, SECTION 508.1(a)(5) TO REVISE THE PROVISIONS GOVERNING OFF-STREET PARKING SPACES FOR RETAIL STORES WITHIN THE TOWNSHIP.

WHEREAS, Maxatawny Township has duly adopted and does maintain a zoning ordinance titled the "Maxatawny Township Zoning Ordinance of 2012, as amended" (the "Zoning Ordinance"); and

WHEREAS, Section 609 of the Pennsylvania Municipalities Planning Code ("MPC") authorizes municipalities to amend their zoning ordinances; and

WHEREAS, the Board of Supervisors of Maxatawny Township believes it is in the best interest of the community to modify and/or revise certain provisions that have been identified, prepared and/or evaluated by the Maxatawny Township Planning Commission; and

WHEREAS, the Board of Supervisors has considered the comments of the Berks County Planning Commission, the Maxatawny Township Planning Commission and the general public after a public hearing duly conducted in accordance with the provisions of the MPC and the Zoning Ordinance.

NOW THEREFORE, BE IT ENACTED and ORDAINED by the Board of Supervisors of the Township of Maxatawny, Berks County, Pennsylvania and it is hereby enacted and ordained by the authority of the same that the Maxatawny Township Zoning Ordinance of 2012, as amended ("Zoning Ordinance"), is hereby amended as follows:

SECTION 1. That the requirements for the number of off-street parking spaces contained in Section 508.1(a)(5) of the Zoning Ordinance, specifically those requirements applicable to "Retail Stores" be amended and restated to read as follows:

Retail Stores: One (1) off-street parking space for each three hundred (300) square feet of gross floor area plus one (1) space for each employee at maximum shift. The provisions for shopping centers shall be further regulated under Section 505.5 of the Zoning Ordinance.

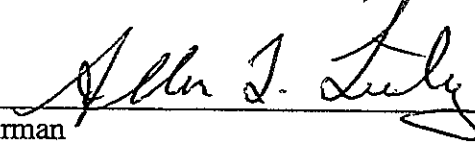
SECTION 2. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed.

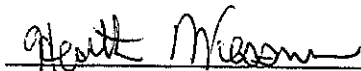
SECTION 3. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of the Township of Maxatawny that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

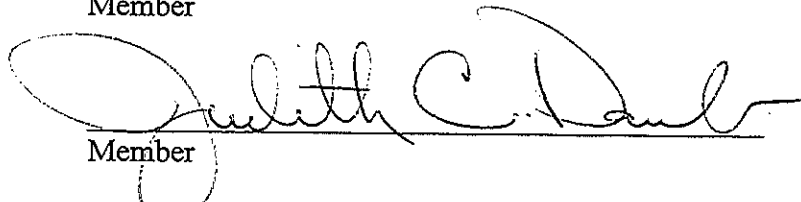
SECTION 4. This Ordinance shall become effective five (5) days after enactment as provided by law.

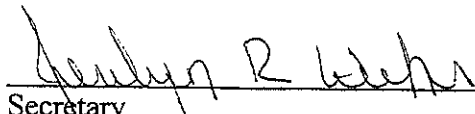
ENACTED AND ORDAINED into an Ordinance this 12th day of December, 2018, by the Board of Supervisors of Maxatawny Township, Berks County, Pennsylvania in lawful session duly assembled.

BOARD OF SUPERVISORS OF MAXATAWNY
TOWNSHIP, BERKS COUNTY, PENNSYLVANIA

By: 
Chairman


Member


Member

ATTEST: 
Secretary

CERTIFICATE OF ENACTMENT

I hereby certify the foregoing to be an exact copy of an Ordinance adopted by the Board of Supervisors of Maxatawny Township, Berks County, Pennsylvania, at a regular meeting of the Board on December 12, 2018.

Deilyn R. Wehr
Secretary