

**BERWICK TOWNSHIP
ADAMS COUNTY, PENNSYLVANIA**

ORDINANCE NO. 21-05

**AN ORDINANCE AMENDING ORDINANCE NO. 50 THE BERWICK TOWNSHIP
ZONING ORDINANCE OF 1999, AS AMENDED, BY AMENDING SECTION 601 D.**

WHEREAS, Berwick Township (the "Township") has enacted the Berwick Township Zoning Ordinance, Ordinance No. 50, as amended; and

WHEREAS, the Township is empowered to amend its Zoning Ordinance pursuant to the authority of the Pennsylvania Municipalities Planning Code, Article 6, 53 P.S. Section 10609.

BE IT ENACTED AND ORDAINED, by the Board of Supervisors of Berwick Township, Adams County, Pennsylvania, and **IT IS HEREBY ENACTED AND ORDAINED**, as follows:

SECTION I

Section 601 D of Ordinance No. 50, as amended to add:

(4) a. A fence or wall (except a retaining wall) may be located up to the property line, provided however, a fence or wall cannot be located within two (2) feet of a neighboring structure, fence or wall.

b. Structural members such as stringers, rails, or the like that are used to support or stabilize a fence, wall, or barrier shall only be situated upon the interior side of the fence, wall or barrier facing the interior of the lot and not the adjacent lots or rights-of-way. For fences, walls, or barriers constructed of a combination of materials, the structural material shall only be situated on the interior of the structure.

SECTION II

The revision, modification, and amendment herein provided shall not be construed to in any manner conflict or abrogate the provisions of the Berwick Township Zoning Ordinance, as amended, other than as herein provided.

SECTION III

All Ordinances or portions of Ordinances inconsistent herewith are hereby repealed.

SECTION IV

The provisions of this Ordinance are severable. If any sentence, clause, or section 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, or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Berwick Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, or section not been included herein.


SECTION V

This Ordinance shall be effective five (5) days from the date of its adoption.

ENACTED AND ORDAINED the 8th day of November, 2021.

ATTEST:

**BERWICK TOWNSHIP
ADAMS COUNTY, PENNSYLVANIA**


Jean A. Hawbaker
Secretary

By: 

Peter L. Socks, Jr., Chairman