

ORDINANCE NO. 2022-01

**AN ORDINANCE OF THE TOWNSHIP OF BERWICK, ADAMS COUNTY,
PENNSYLVANIA, AMENDING AND SUPPLEMENTING THE BERWICK TOWNSHIP
ZONING ORDINANCE, ORDINANCE NO. 50, AS AMENDED**

BE IT ENACTED, ADOPTED, AND ORDAINED by the Township of Berwick, Adams County, Pennsylvania, by the Berwick Township Board of Supervisors, and it is hereby **ENACTED, ADOPTED, AND ORDAINED** by the authority of the same as follows:

SECTION 1: REMOVE DEFINITION OF VEHICLE REFUELING STATION

Section 201 shall be amended by removing the definition of the term Vehicle Refueling Station.

SECTION 2: AMEND DEFINITION OF VEHICLE FUELING STATION

Section 201 shall be amended by revising the definition of Vehicle Fueling Station to read as follows.

VEHICLE FUELING STATION – A building where gasoline or comparable fuel is sold, and where no repairs are conducted except for work that is closely similar in character to the following: sale and installation of oil, lubricants, batteries, and similar parts and accessories.

SECTION 3: REMOVE DEFINITION OF VEHICLE REPAIR SERVICES AND GARAGES

Section 201 shall be amended by removing the definition of the term Vehicle Repair Services and Garages.

SECTION 4: AMEND SECTION CROSS REFERENCES FOR SOLAR ENERGY PRODUCTION FACILITY

Sections 306.B(1), 307.B(1), and 308.B(1) shall be amended by changing the section reference in the Use Regulations column for Solar Energy Production Facilities from Section 439A to Section 439B.

SECTION 5: AMEND SECTION NUMBER

Section 439A shall be renumbered as Section 439B.

SECTION 6: REENACT SECTION 439A

The language originally established in Section IX of Berwick Township Ordinance 2018-04 regarding use standards for Medical Marijuana Grower / Processor use shall be reenacted as Section 439A.

SECTION 7: REMOVE SECTION 603.A(4)

Section 603.A shall be amended by removing Subsection (4).

SECTION 8: REPEALER

All provisions of the Berwick Township Zoning Ordinance are hereby revised and amended, as necessary and appropriate, in order to insure and confirm consistency thereof with the provisions of the present Ordinance. Any Ordinance or Resolution, or any portion of any Ordinance or Resolution, or any portion of the Berwick Township Zoning Ordinance, which is inconsistent with the contents of the present Ordinance shall be, and the same is hereby, repealed insofar as the same is affected by or inconsistent with the provisions of the present Ordinance.

SECTION 9: SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed to be a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of the present Ordinance.

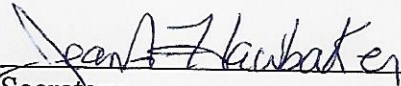
SECTION 10: EFFECTIVE DATE

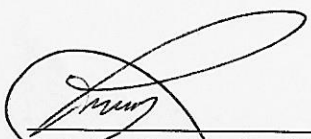
The Ordinance shall be effective five days after adoption.

ENACTED AND ORDAINED into an Ordinance this ~~44~~ day of Feb., 2022.

ATTEST:

**BOARD OF SUPERVISORS OF
BERWICK TOWNSHIP**


Secretary


Peter L. Socks, Jr., Chairman