

ORDINANCE NO. 2023-03

AN ORDINANCE OF THE TOWNSHIP OF BERWICK, ADAMS COUNTY, PENNSYLVANIA, AMENDING AND SUPPLEMENTING THE BERWICK TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT ORDINANCE,

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: REVISE DEFINITION IN ARTICLE II

Definition 25 in Article II shall be amended to read as follows.

25. LAND DEVELOPMENT – Any of the following activities:

A. The improvement of one lot or two or more contiguous lots, tracts, or parcels of land for any purpose involving:

1. A group of two or more residential or non-residential buildings, whether proposed initially or cumulatively, or a single non-residential building on a lot or lots regardless of the number of occupants or tenure; or

2. The division or allocation of land or space, whether initially or cumulatively, between or among two or more existing or prospective occupants by means of, or for the purpose of streets, common areas, leaseholds, condominiums, building groups or other features.

B. A subdivision of land.

C. Land Development does not include the following.

1. Personal use buildings with a building footprint of one thousand (1,000) square feet or less.

2. Agricultural buildings with a building footprint of five thousand (5,000) square feet or less.

SECTION 2: 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Zoning Ordinance, which is inconsistent with the contents of the present Ordinance shall be, and the same is hereby, repealed insofar as the same is affected by or inconsistent with the provisions of the present Ordinance.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 3: 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 4: EFFECTIVE DATE

The Ordinance shall be effective five (5) days after enactment.

ENACTED AND ORDAINED into an Ordinance this __ day of _____, 2023.

ATTEST:

**BOARD OF SUPERVISORS OF
BERWICK TOWNSHIP**

Jean A. Hawbaker
Township Secretary

Pete Socks
Chair

(SEAL)

Tom Danner
Vice-Chair

Earle Black

Barry Cockley

Scott Kennedy