

MIDDLETOWN TOWNSHIP
DELAWARE COUNTY, PENNSYLVANIA

ORDINANCE NO. 834

AN ORDINANCE AMENDING THE MIDDLETOWN TOWNSHIP CODE OF ORDINANCES OF THE TOWNSHIP OF MIDDLETOWN, DELAWARE COUNTY, PENNSYLVANIA, CHAPTER 275, ZONING, ARTICLE XXXIII GENERAL PROVISIONS, SECTION 199 LOT AND YARD REQUIREMENTS BY CREATING A NEW SUBSECTION 275-199 K. RELATING TO LOT AREA AS IT PERTAINS TO PUBLIC STORMWATER FACILITY EASEMENTS ON PRIVATE PROPERTY.

The Council of the Township of Middletown, Delaware County, Pennsylvania, hereby ENACTS AND ORDAINS the following amendments to the Code of Ordinances of the Township of Middletown:

Section 1. The Middletown Township Code of Ordinances, Chapter 275, Zoning is hereby amended by creating a new Section 275-199 K. as follows:

K. Lot area for Township easements on private property for stormwater facilities. In the case where an easement is granted to the Township on private property for a stormwater facility (basin or like structure constructed as a BMP to store water) for use in part as a Township facility, that portion of the private property on which the basin easement is located shall not be deducted from the Lot Area.

Section 3. If any section, subsection, sentence, clause, phrase, or word of this Ordinance is for any reason held invalid or unconstitutional by any courts of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not render this Ordinance invalid.

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby superseded to the extent of any inconsistency with any provision contained herein.

Section 5. This Ordinance shall be effective thirty-one (31) days after its enactment.

ENACTED AND ORDAINED by the Council of Middletown Township, Delaware County, Pennsylvania, this 27th day of September 2021 at a regularly scheduled public meeting.


ATTEST:

By: _____


John McMullan
Township Manager

TOWNSHIP OF MIDDLETOWN
COUNCIL

By: _____


Mark Kirchgasser
Chairman of Council