

**ORDINANCE NO. 2020-
AN ORDINANCE AMENDING THE UPPER MERION TOWNSHIP ZONING
ORDINANCE, CHAPTER 165, TO REMOVE THE 18 MONTH
CONSTRUCTION COMMENCEMENT REQUIREMENT IN THE R-3A ZONING
DISTRICT UNDER 165-65.A**

WHEREAS, pursuant to the Second Class Township Code, 53 P.S. 65101, *et seq.*, Upper Merion Township (the “Township”) is authorized to make and adopt Ordinances it deems necessary for the proper management and control of the Township and welfare of the Township and its citizens that are consistent with the Constitution and the laws of the Commonwealth;

WHEREAS, the Township deems it to be in the best interest and general welfare of the citizens and residents of the Township to amend the Upper Merion Township Code to comply with Pennsylvania law;

WHEREAS, the Board of Supervisors of Upper Merion Township has met the procedural requirements of 53 P.S. § 10101, *et seq.*, the Pennsylvania Municipalities Planning Code, for the adoption of the proposed ordinance, including holding a public hearing; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors for Upper Merion Township, and it is hereby ordained and enacted, by the authority of the same, to wit:

Section 1. Code Amendment. Section 165-65.A. of the Upper Merion Township Zoning Code shall be amended by deleting the following provision:

Construction of the approved buildings and improvements shall commence within 18 months of approval of the development plan or the zoning of said tract shall revert to its former classification.

Section 2. Severability. In the event that any section, sentence, clause, phrase or word of this ordinance shall be declared illegal, invalid or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose enforcement of any of the remaining portions of this ordinance.

Section 3. Repealer. All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

Section 4. Effective Date. This Ordinance shall take effect and shall be enforced from and after its approval as required by law.

ENACTED AND ORDAINED by the Board of Supervisors of the Township of Upper Merion on this _____ day of _____, 2020.

BOARD OF SUPERVISORS
Upper Merion Township

By: _____
William Jenaway, Chairperson

Attest:

Anthony Hamaday
Township Manager/Secretary/Treasurer

Advertised Proposed Ordinance in Times Herald:

Proof of Publication Dated:

Hearing Held:

Ordinance Adopted:

Ordinance Entered:

as Township Ordinance No.