

**ORDINANCE NO. \_\_\_\_\_**  
**UPPER MERION TOWNSHIP**  
**MONTGOMERY COUNTY, PENNSYLVANIA**

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**AN ORDINANCE AMENDING THE UPPER MERION TOWNSHIP  
OFFICIAL ZONING MAP TO REZONE CERTAIN PARCELS TO  
SC SHOPPING CENTER ZONING DISTRICT**

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**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 Official Zoning Map to rezone certain parcels to the SC Shopping Center Zoning District;

**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

**WHEREAS**, the Township, after due consideration of the proposed ordinance at a duly advertised public hearing, has determined that the health, safety and general welfare of the residents of Upper Merion Township will be served by this amendment of the Upper Merion Township Official Zoning Map.

**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 I. AMENDMENT OF THE UPPER MERION TOWNSHIP OFFICIAL ZONING MAP.**

**The Upper Merion Township Official Zoning Map is hereby amended to rezone parcels: 58-00-06112-00-4 and 58-00-06124-00-1 from their current zoning to the SC Shopping Center Zoning District, as further reflected on a portion of the revised Upper Merion Township Official Zoning Map attached hereto as Exhibit “A”.**

**SECTION II. 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any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.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 III. REVISIONS.**

The Upper Merion Township Board of Supervisors does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments of its Ordinance, including this provision.

**SECTION IV. 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 V. EFFECTIVE DATE.**

This amendment shall become effective five (5) days after date of adoption.

**SECTION VI. FAILURE TO ENFORCE NOT A WAIVER.**

The failure of Upper Merion Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

**ORDAINED AND ENACTED** by the Board of Supervisors for Upper Merion Township, Montgomery County, Pennsylvania, this 15<sup>th</sup> day of October, 2020.

**ATTEST:**

**UPPER MERION TOWNSHIP  
BOARD OF SUPERVISORS:**

\_\_\_\_\_  
**Anthony Hamaday, Township Secretary**

By: \_\_\_\_\_  
**William Jenaway, Chairman**

**EXHIBIT “A”**

**Revised Upper Merion Township Official  
Zoning Map Showing Impacted Parcels**