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March 21, 2013

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

George W. Broseman, Esquire
Kaplin Stewart
910 Harvest Drive
Blue Bell, PA 19422-1900

**Re: Upper Merion Township Zoning Hearing Board
Application No. 2013-03
Family Dining, Inc.
568 DeKalb Pike**

Dear Mr. Broseman:

This letter provides notice of the decision of the Upper Merion Township Zoning Hearing Board at the conclusion of the hearing on March 20, 2013.

The following constitutes the decision of the Zoning Hearing Board.

The Zoning Hearing Board voted to grant the following relief:

1. A variance from section 165-168.A(1) of the Upper Merion Township Zoning Ordinance of 1942, as amended, to permit a maximum total business sign area of 204 square feet, specifically a 29 square foot, 15 foot high Burger King free-

standing sign; a 20 square foot Burger King logo on the front of the building; a 20 square foot Burger King logo on the side of the building; a 19 square foot "Home of the Whopper" sign on the side of the building; a 42.75 square foot manually changeable sign on the side of the building; and 70 square feet of light banding;

2. A variance from section 165-168.A(3) to permit signage on more than one building frontage, specifically, a Burger King sign on two building facades and light banding on portions of the rear (north) and west side of the building as set forth above; and
3. A variance from section 165-168.Q to permit a 42.75 square foot manually changeable sign.

The approval is conditioned upon the applicant's agreement not to display window signs, such as static cling signs, on the windows of the building.

Since this application was granted and not contested, the Zoning Hearing Board will not issue an opinion with findings of fact and conclusions of law.

This decision is subject to a 30-day appeal period beginning on the date of entry (mailing) of this notice of decision.

The applicant is directed to section 165-257 "Expiration of Special Exceptions or Variances" and applicable statutory provisions governing the expiration of special exceptions and variances.

Very truly yours,

Marc D. Jonas

MDJ:ccs

cc: Mark Zadroga, Zoning Officer
Gregory W. Philips, Esquire