

Upper Merion Township
Montgomery County, PA

NOTICE

Notice is hereby given that the Board of Supervisors of Upper Merion Township, at their regular Business meeting on December 7, 2023 at 7:00 PM in the Upper Merion Township Municipal Building, 175 W. Valley Forge Rd, King of Prussia, PA, will consider and take action on the following proposed Ordinance summarized as follows:

Upper Merion Township
ORDINANCE NO.
(summary)

AN ORDINANCE OF THE TOWNSHIP OF UPPER MERION, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING THE “CODE OF THE TOWNSHIP OF UPPER MERION” REPEALING CHAPTER 140A, STORMWATER, GRADING AND EROSION CONTROL: RESIDENTIAL AND 140B, STORMWATER, GRADING AND EROSION CONTROL: MULTIFAMILY, COMMERCIAL, INDUSTRIAL, INSTITUTIONAL, IN THEIR ENTIRETY AND ADDING A NEW CHAPTER 140, STORMWATER, GRADING AND EROSION CONTROL WHICH PROVIDES FOR THE REGULATION OF STORMWATER, GRADING AND EROSION CONTROL ON PROPERTIES WITHIN THE TOWNSHIP; DEFINITIONS; STORMWATER MANAGEMENT SYSTEMS; CRITERIA FOR REDEVELOPMENT; EROSION AND SEDIMENTATION CONTROL; ADMINISTRATIVE AND PERMIT REQUIREMENTS; PERFORMANCE BONDS, WAIVERS, MAINTENANCE AND INSPECTION OF FACILITIES; OPERATIONS AND MAINTENANCE AGREEMENTS; NONCOMPLIANCE, ENFORCEMENT OF PROVISIONS, VIOLATIONS, PENALTIES AND APPEALS; ILLICIT DISCHARGES AND CONNECTIONS AND REFERENCE STANDARDS.

Section 1. Repeals Chapter 140A, Stormwater, Grading and Erosion Control: Residential of the Code of Upper Merion in its entirety.

Section 2. Repeals Chapter 140B, Stormwater, Grading and Erosion Control: Multifamily, Commercial, Industrial, Institutional, of the Code of Upper Merion in its entirety.

Section 3. Adds New Chapter 140 of the Code of the Township of Upper Merion, titled “Stormwater, Grading and Erosion Control” and new subsections as follows:

Article 1. General Provisions

Section 140-1. Authority. Establishes authority for enactment of the ordinance

Section 140-2. Statutory Authority. Establishes the purpose of the ordinance to address deteriorated properties in the Township.

Section 140-3. Statement of Findings.

Section 140-4. Purpose: Provides for Township actions against owners of real property with Township Code Violations.

Section 140-5. Applicability. Establishes permit classes and applicable development.

Section 140-6. Exemptions. Provides for exempt of regulations.

Section 140-7. Repealer. Provides for a repealer.

Section 140-8. Severability. Provides for a severability provision.

Section 140-9. Compatibility with other requirements. Provides procedure for conflicts.

Section 140-10. Erroneous permit. Provides provisions for erroneous information and unlawful work.

Section 140-11. Definitions. Provides for definition of terms in the ordinances.

Article 2. Stormwater management Systems

Section 140-12. Applicability of Stormwater Regulations.

Section 140-13. General Requirements for all Stormwater Facilities. Provides design, maintenance and construction requirements.

Section 140-14. Stormwater Detention/Storage facilities. Provides for facility design, maintenance and construction or fee-in-lieu of requirements.

Section 140-15. Stormwater conveyance systems. Provides system design requirements.

Section 140-16 Criteria for redevelopment sites.

Article 3. Grading

Section 140-17. Applicability of Grading Standards

Section 140-18. Grading requirements. Provides for property protection

Article 4. Erosion and Sedimentation Control

Section 140-19. Applicability of erosion and sedimentation control standards.

Section 140-20. General Requirements. Provides for compliance with PA DEP regulations.

Section 140-21. Design requirements. Provides design standards and temporary control measures.

Article 5. Administrative Requirements.

Section 140-22. Permit requirements. Provides for requirements for classes of permits

Section 140-23. Submittal requirements. Provides requirements for plan submission.

Section 140-24. Performance Bond. Provides for an escrow or surety bond.

Section 140-25. Waivers. Provides for waivers from Chapter requirements.

Section 140-26. Maintenance/inspections. Provides for maintenance and inspection requirements.

Section 140-27. Operation and Maintenance agreements. Provides for operations/maintenance agreements for facilities in developments.

Section 140-28. Noncompliance; enforcement; violations and penalties; appeals.

Article 6. Illicit Discharge and Connections.

Section 140-29. Prohibited Discharge and connections. Designates

Section 4. Provides for an enforcement clause

Section 5. Provides for a repealer

Section 6. Provides for a severability provision.

Section 7. Provides for an effective date.

The full text of the ordinance is available for review in the office of the Township Secretary, 175 W. Valley Forge Rd, King of Prussia, Pa., during normal business hours, org M-F, 8:15 AM to 5PM; the Township website at www.umtownship; the Township Library, Montgomery County Law Library, 2 East Airy Street, Norristown, and in the offices of the Times Herald, 390 Eagleview Boulevard, Exton, PA 19341.

All interested persons may appear and be heard at the scheduled meeting. Any individual wishing to participate in the meeting and needing an auxiliary aid, service or other accommodation should contact the Township Administrative office at 610-265-2600 48 hours in advance of the meeting to determine how the Township can best provide assistance.

Anthony T. Hamaday
Township Secretary