

ORDINANCE NO. 189

AN ORDINANCE OF THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, AMENDING CHAPTER XXVII ENTITLED SUBDIVISION AND LAND DEVELOPMENT OF THE AMITY TOWNSHIP CODE OF ORDINANCES BY AMENDING SECTION 511(c)(11) TO STATE THAT STORM WATER ROOF DRAINS, STORM WATER, SURFACE WATER, GROUND WATER, ROOF RUNOFF, SUBSURFACE DRAINAGE, AND ANY EFFLUENT FROM ANY SUMP PUMP OR ANY OTHER TYPE OF PUMP WHICH PUMPS THE ABOVE SHALL NOT DISCHARGE DIRECTLY ONTO A SIDEWALK, STREET OR SANITARY SEWAGE FACILITY AND SHALL BE CONSTRUCTED TO RETAIN ALL DISCHARGE WHOLLY ON THE PROPERTY EXCEPT WHERE SUCH DRAINAGE CAN BE CONVEYED TO A STORM SEWER SYSTEM; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority of the same as follows:

Section 1. Section 511(c)(11) of Section 511 entitled "Storm Water Management" of Part 5 entitled "Design Standards and Required Improvements" of Chapter XXVII entitled "Subdivision and Land Development", of the Amity Township Code of Ordinances is hereby amended to read as follows :

"(11) Storm water roof drains, any storm water, surface water, ground water, roof runoff, subsurface drainage, or any effluent from any sump pump or any other type of pump which pumps any storm water, surface water, ground water, roof runoff, subsurface drainage, or basement drainage shall not discharge directly onto a sidewalk or a street nor into any sanitary sewage facility, and shall be constructed to retain all discharge wholly on the property except where such drainage can be conveyed to a storm sewer system."

Section 2. All ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance.

Section 3. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of the Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included therein.

Section 4. This Ordinance shall become effective five (5) days from the date of enactment.

DULY ENACTED AND ORDAINED this 3<sup>rd</sup> day of June, 2002.

TOWNSHIP OF AMITY  
BOARD OF SUPERVISORS

F. Eric Sills  
F. Eric Sills, PhD

D. Gene Hafer  
D. Gene Hafer

Leslie S. Sacks  
Leslie S. Sacks

Robert R. Yanos  
Robert R. Yanos

Kathleen Greenawalt  
Kathleen Greenawalt

Attest: Kelly J. Yanos  
Secretary

MUNICIPAL CERTIFICATION

I, KELLY YANOS, Secretary of the TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, do hereby certify that the foregoing Ordinance 189 was advertised in the Reading Eagle/Times, a daily newspaper of general circulation in Amity Township, on April 30, 2002, and was duly enacted and approved as set forth at a Regular Meeting of the Board of Supervisors held on June 3, 2002.

(SEAL)

Kelly J. Yanos  
Secretary

Date: June 3, 2002