

ORDINANCE NO 259

AN ORDINANCE OF THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, AMENDING AND RESTATING IN ITS ENTIRETY SUBSECTION A OF SECTION 1106 ENTITLED "HEARING PROCEDURES" OF PART 11 ENTITLED "ADMINISTRATION AND ENFORCEMENT" OF CHAPTER XXXII, ENTITLED "ZONING", OF THE TOWNSHIP OF AMITY CODE OF ORDINANCES TO ESTABLISH THAT ADJACENT PROPERTY OWNERS INCLUDE PROPERTIES ACROSS THE STREET FROM APPLICANT PROPERTY

NOW, THEREFORE, 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. Subsection (a) of Section 1106 entitled "Hearing Procedures" of Part 11 entitled "Administration and Enforcement" of Chapter XXXII, entitled "Zoning," of the Township of Amity Code of Ordinances, is hereby amended and restated in its entirety as follows:

"(a) Public notice, as defined by law, and written notice shall be given to the public, the applicant, adjoining property owners of the applicant property (which includes property owners across the street from the applicant property), the zoning officer, such other persons as the Township Board of Supervisors shall designate by ordinance and to any person who has made timely request for the same. Written notices shall be given at such time and in such manner as shall be prescribed by ordinance or, in the absence of ordinance provision, by rules of the Board. In addition to the written notice provided herein, notice of said hearing shall be conspicuously posted on the affected tract of land at least one (1) week prior to the hearing."

SECTION 2. 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 3. Any and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 4. This Ordinance shall be come effective five (5) days following the date of adoption.

SECTION 5. The Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, shall be and remain unchanged and in full effect except as amended, supplemented and/or modified by this Ordinance. This Ordinance shall become a part of the Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, upon adoption.

DULY ENACTED AND ORDAINED into law this 7th day of October, 2009 by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania.

TOWNSHIP OF AMITY
BOARD OF SUPERVISORS

Kim McGrath

Robert B. [unclear]

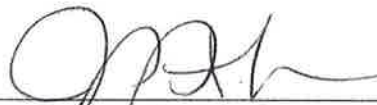
Paul R. Weller

Attest: [Signature]
Secretary

MUNICIPAL CERTIFICATION

I, Joanne Sowers-Smith, Secretary of the TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, do hereby certify that the foregoing Ordinance No. 259 was advertised in the Reading Eagle/Times, a daily newspaper of general circulation in the Township of Amity, on 10/7, 2009, and was duly enacted and approved as set forth at a Regular Meeting of the Board of Supervisors held on October 7, 2009.

(SEAL)



Joanne Sowers-Smith, Secretary

Date: October 7, 2009