

## Part 7

## Administration and Enforcement

Section 701. Amendments

(a) Before voting on the enactment of a proposed amendment to this Chapter, the Board of Supervisors shall hold a public hearing pursuant to public notice. The amendment or a summary setting forth the principal provisions of the amendment shall be published once each week for two (2) successive weeks in a newspaper of general circulation in the Township. Such notice shall state the time and place of the hearing and the particular nature of the matter to be considered at the hearing. The first publication shall not be more than thirty (30) and the second publication shall not be less than seven (7) days from the date of the hearing. The notice shall include a reference to the place within the Township where copies of the proposed amendment may be secured or examined.

(b) In case of an amendment other than that prepared by the Planning Commission, the Board of Supervisors shall submit each such amendment to the Planning Commission for recommendation at least thirty (30) days prior to the date fixed for the public hearing on such proposed amendment.

(c) The recommendation of the Planning Commission shall be made in writing to the Board of Supervisors within forty-five (45) days. The recommendation shall include a specific statement as to whether or not the proposed amendment is in accordance with the objectives of the Amity Township Comprehensive Plan.

(d) At least thirty (30) days prior to the hearing on the proposed amendment, the Board of Supervisors shall submit the proposed amendment to the Berks County Planning Commission for recommendations.

(e) The recommendation of the Berks County Planning Commission shall be made to the Board of Supervisors within forty-five (45) days and the proposed action shall not be taken until such recommendation is made. If, however, the County Planning Commission fails to act within forty-five (45) days, the Board of Supervisors shall proceed without its recommendation.

(f) Before voting on the enactment of a proposed amendment to this Chapter, the Board of Supervisors shall publish the proposed amendment once in one (1) newspaper of general circulation in the Township not more than sixty (60) days nor less than seven (7) days prior to passage. Publication of the proposed amendment shall include either the full text or the title and a brief summary, prepared by the Township Solicitor and setting forth all the provisions in reasonable detail.

(g) In the event substantial amendments are made to the proposed amendment before voting on enactment, the Board of Supervisors shall, at least ten (10) days prior to enactment, re-advertise in one (1) newspaper of general circulation in the Township, a brief summary setting forth all the provisions in reasonable detail together with a summary of the amendments.

(Ordinance 135, November 18, 1992, Section 701)

Section 702. Records. The Planning Commission and the Board of Supervisors shall keep a record of their findings, decisions and recommendations

relative to all subdivision and land development plans filed for review and action. Such records shall be made available to the public for review. (Ordinance 135, November 18, 1992, Section 702)

Section 703. Preventive Remedies.

(a) In addition to other remedies, the Township may institute and maintain appropriate actions by law or in equity to restrain, correct or abate violations, to prevent unlawful construction, to recover damages and to prevent illegal occupancy of a building, structure or premises. The description by metes and bounds in the instrument of transfer or other documents used in the process of selling or transferring shall not exempt the seller or transferor from such penalties or from the remedies provided.

(b) The Township may refuse to issue any permit or grant any approval necessary to further improve or develop any real property which has been developed or which has resulted from a subdivision of real property in violation of this Chapter.

(Ordinance 135, November 18, 1992, Section 703)

Section 704. Enforcement Remedies. Any person, partnership or corporation who or which has violated the provisions of this Chapter shall, upon being found liable in a civil enforcement proceeding commenced by the Township, pay a judgment of not more than Six Hundred Dollars (\$600.00) plus all court costs, including reasonable attorney fees incurred by the Township. Judgments shall commence or be imposed as provided for in Section 515.3 of the Pennsylvania Municipalities Planning Code (Act 247), as amended. (Ordinance 135, November 18, 1992, Section 704)