

ORDINANCE NO. 334

## EAST NORRITON TOWNSHIP

## MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE AMENDING THE CODE OF EAST NORRITON TOWNSHIP, SPECIFICALLY, THE EAST NORRITON TOWNSHIP ZONING ORDINANCE BY AMENDING THE DEFINITION OF "FAMILY"; AMENDING THE DEFINITION OF "YARD, FRONT"; AMENDING SECTION 205-102(2) J-PARKING SO THAT PARKING REQUIREMENTS ARE BASED ON THE SQUARE FOOTAGE OF THE BUILDING; AMENDING SWIMMING POOL SETBACKS TO PROVIDE MINIMUM SETBACKS IN THE RP AND RO ZONING DISTRICTS; AMENDING SECTION 205-46A TO PROVIDE FOR ACCESSORY USES IN THE RP ZONING DISTRICT; AND AMENDING SECTION 205-54.2 A TO INCLUDE ACCESSORY USES FOR THE RO ZONING DISTRICT; AMENDING SECTION 205-65A(10)(i) ALLOWING CERTAIN DRIVE THROUGH OR DRIVE IN RESTAURANTS WITHIN THE COMMERCIAL DISTRICT; AMENDING SECTION 205-68M(1) TO EXCLUDE DRIVE THROUGH OR DRIVE IN RESTAURANTS DESIGNED FOR FOOD CONSUMPTION OUTSIDE THE BUILDING IN WHICH THE BUSINESS IS CONDUCTED, IN THE SHOPPING CENTER DISTRICT.

THE BOARD OF SUPERVISORS OF EAST NORRITON TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA UNDER AND BY VIRTUE OF AUTHORITY GRANTED BY THE SECOND CLASS TOWNSHIP CODE DOES HEREBY ENACT AND ORDAIN;

**SECTION I.**

The code of East Norriton Township, Chapter 205, being the East Norriton Township Zoning Ordinance is hereby amended as follows:

Section 205-5 is amended by adding the following to that definition: " 'Family' shall include no more than five(5)unrelated persons living together as a single, non-profit housekeeping unit and doing their cooking on the premises on a single cooking facility."

Section 205-5 is further amended by adding the following to the end of the second sentence of the definition of "yard, front": "and among the yards other than those defined as "front yards" shall include a rear yard opposite the street to which the principle building is generally faced and a side yard, opposite the other street."

Section 205-102(2)(j) is amended by deleting the words "devoted to patron use" therefrom.

Section 205-16B(2) is hereby amended by restating the second sentence thereof as follows: "the minimum setback for swimming pools in an AR, BR, RP or RO residential district shall be 20 feet to all property lines."

Section 205-46A is hereby amended by adding the following to the end of that sentence: "and accessory uses in accordance with Section 205-16B."

Section 205-54.2A is hereby amended by adding the following to the end of that section: "and accessory uses in accordance with Section 205-16B."

Section 205-65A(10)(i) is hereby amended by adding to the end of that sentence: "including drive in or drive through restaurant service provided no restaurant or similar use shall be conducted such as a drive in or drive through service establishment or refreshment stand (sometimes called a snack bar, dairy bar, hamburger stand or hot dog stand), where customers and patrons are served food and/or drinks for immediate consumption outside the building in which the business is conducted. All preparation, serving and consumption of food shall be within the building in

which the business is conducted, except for food taken out for consumption off the premises."

Section 205-68M(1) is hereby amended by adding to the end of that sentence: "except drive in or drive through service, or refreshment stands where food and/or drinks are served for immediate consumption outside the building in which the business is conducted."

**SECTION II. Severability.**

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provisions shall be separate, distinct and independent and such holding shall not effect the validity of the remaining portions of this Ordinance.

**SECTION III. Ratification.**

This Ordinance shall in no other way affect, amend or modify the Zoning Ordinance contained in Chapter 205 of the Code of East Norriton Township.

**ENACTED AND ORDAINED** by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, this eight day of November, 1993.

BOARD OF SUPERVISORS  
EAST NORRITON TOWNSHIP

ATTEST:

  
Secretary

By:   
Chairman