

ORDINANCE NO. 403

EAST NORRITON TOWNSHIP

MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE AMENDING THE CODE OF EAST NORRITON TOWNSHIP, SPECIFICALLY, CHAPTER 205, KNOWN AS THE EAST NORRITON TOWNSHIP ZONING ORDINANCE, BY MODIFYING SECTION 205-118 TO REGULATE TEMPORARY POLITICAL SIGNS; BY MODIFYING SECTION 205-137.1 ESTABLISHING CRITERIA AND STANDARDS TO BE ESTABLISHED AT A CONDITIONAL USE HEARING; MODIFYING SECTION 205-145 SETTING FORTH THE MAXIMUM TIME FRAME WITHIN WHICH TO FILE AN APPEAL TO THE ZONING HEARING BOARD AFTER RECEIPT OF AN ENFORCEMENT NOTICE.

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

SECTION 1.

The Code of East Norriton Township, Chapter 205, known as the East Norriton Township Zoning Ordinance is hereby amended as set forth below.

Amend Section 205-118, Temporary Political Signs, by deleting the existing section and replacing it with the following: "In addition to temporary political signs permitted under Section 205-120A, a nonrenewable permit may also be granted to any candidate or group of candidates sharing sign space who's name(s) will appear on the voting ballot for residents of East Norriton Township to erect any number of election campaign signs not exceeding four (4) square feet in no event shall more than one campaign sign be permitted on a property or a collection of properties put to one use. Such sign(s) may be erected not earlier than sixty (60) days prior to the election. The signs may not be placed within **the legal right-of-way of any roadway within the Township** and shall not obstruct vehicular or pedestrian line of sight or ingress or egress nor affixed to utility poles, street signs or upon any other structure within the right-of-way of public streets or highways in East Norriton Township. It is the responsibility of the candidate or his representative to obtain permission of the property owner prior to the erection of signs on private property."

Amend Section 205-137.1 by adding paragraph "E" as follows: Criteria and Standards. The Board of Supervisors may grant approval of a conditional use; provided, that the following standards and criteria are complied with by the applicant. The burden of proof rests with the applicant.

- 1. The applicant shall establish, by credible evidence, that the conditional use complies with the intent of this Chapter.

2. The applicant shall establish, by credible evidence, compliance with all conditions of the conditional use enumerated in that Section which gives the applicant the right to seek a conditional use.
3. The applicant shall establish, by credible evidence, that the proposed conditional use shall not adversely affect neighboring land uses in any way and shall impose upon its neighbors in any way, but rather shall blend in with them in a harmonious manner.
4. The applicant shall establish, by credible evidence, that the proposed conditional use will be properly serviced by all existing public service systems. The peak traffic generated by the conditional use must be accommodated for in a safe and efficient manner, or improvement must be made in order to effect the same. Similar responsibility must be assumed with respect to other public service systems, including, but not limited to, police protection, fire protection, utilities, parks and recreation.
5. The applicant shall establish, by credible evidence, that the proposed conditional use shall be in accord with the comprehensive plan and any of its implementing or supporting plans or policies.
6. The applicant shall establish, by credible evidence, that the proposed conditional use shall comply or shall be subject to waiver therefrom under all other applicable criteria and standards of East Norriton Township Ordinances and any other applicable state or federal laws or regulations.
7. The applicant shall establish, by credible evidence, that the plan for development for said conditional use shall be properly designed with regard to internal circulation, parking, building relationships, landscaping, ingress and egress, stormwater management and buffering.

Amend Section 205-145A(2)(e) Investigation of violations; notices by deleting and replacing it with the following:

That the recipient of the notice has the right to appeal to the Zoning Hearing Board within 30 days of receipt of the said notice of violation.

Amend Section 205-148 by adding paragraph "F" as follows:

Application for Conditional Use request by the Board of Supervisors shall be \$500.00 per request.

SECTION 2. 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 affect the validity of the remaining portions of this ordinance.

SECTION 3. Ratification.

This Ordinance shall in no other way affect, amend or modify the said 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 9th day of FEBRUARY, 1999.

BOARD OF SUPERVISORS
EAST NORRITON TOWNSHIP

By: Joseph C. Ronca Jr.

ATTEST:

J. J. K. Zawada
Secretary

conduse.ord.

