



Upper Gwynedd Township

1 Parkside Place
North Wales, PA 19454

BOARD OF COMMISSIONERS ACTION ITEM REQUEST

Date: June 8, 2022

To: Sandra Brookley Zadell, Township Manager

From: Megan Weaver, Assistant Township Manager

Re: Authorization to Advertise Ordinance 02-2022, Amending Chapter 195 "Zoning" to repeal section 10.2 "Sumneytown Pike In-Fill and TOD"

Meeting Date: June 13, 2022 & June 21, 2022

Background:

The Township is looking to amend Ordinance 02-2022, Amending Chapter 195 "Zoning" to repeal section 10.2 "Sumneytown Pike in Fill and Traffic Management Overlay District". The attached proposed ordinance will repeal this section 10.2 in its entirety. Due to the current use of this district, the overlay would no longer be deemed necessary or appropriate. The attached ordinance has been sent to the Montgomery County Planning Commission and the Upper Gwynedd Township Planning Commission for their review.

Budget Impact:

There is no spending impact to the budget.

Interdepartmental Action:

There is no interdepartmental action required.

Recommended Motion/Resolution/Ordinance:

Motion to authorize the advertisement of Ordinance 02-2022, Amending Chapter 195 "Zoning" to repeal section 10.2

**UPPER GWYNEDD TOWNSHIP MONTGOMERY COUNTY, PENNSYLVANIA
ORDINANCE NO. 2022-02**

**AN ORDINANCE AMENDING THE CODE OF UPPER GWYNEDD TOWNSHIP AT
CHAPTER 195 – “ZONING,” TO REPEAL SECTION 10.2 – “SUMNEYTOWN PIKE
IN-FILL AND TRAFFIC MANAGEMENT OVERLAY DISTRICT”**

WHEREAS, the Township of Upper Gwynedd is a duly organized Township of the first class, existing and operating in accordance with the laws of the Commonwealth of Pennsylvania; and

WHEREAS, pursuant to Section 56502 of the First Class Township Code of the Commonwealth of Pennsylvania, 53 P.S. §56502, the Board of Commissioners is empowered to adopt resolutions and ordinances prescribing the manner in which powers of the Township shall be carried out; and

WHEREAS, the Board of Commissioners has determined that Chapter 195 – “Zoning,” should be amended to repeal Section 10.2 – “Sumneytown Pike In-Fill and Traffic Management Overlay District,” in the best interests of the maintenance of peace, good government, health and welfare of the Township and its residents.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED THAT:

Section 1.

The Upper Gwynedd Township Code of Ordinances is hereby amended at Chapter 195 – “Zoning,” such that Section 10.2 – “Sumneytown Pike In-Fill and Traffic Management Overlay District” is repealed in its entirety.

Section 2. **Severability.** In the event that any section, sentence, clause, phrase or word of this Ordinance shall be declared illegal, invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose enforcement of any of the remaining portions of this Ordinance.

Section 3. **Repealer.** All Ordinances or parts of Ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

Section 4. **Effective Date.** This Ordinance shall become effective five (5) days after its enactment.

ORDAINED and **ENACTED** this _____ day of _____, 2022.

ATTEST:

**BOARD OF COMMISSIONERS
UPPER GWYNEDD TOWNSHIP**

Sandra Brookley Zadell
Township Secretary

Denise M. Hull
President