ORdinance No. 2004-01

Zowing Ordinance

4

•

# Deaver County Times/Allegheny Times **400 FAIR AVENUE**

BEAVER, PA 15009-0400 (724) 775-3200

# LEGAL ADVERTISING INVOICE

Account Number: 7247749220A

Invoice Date: 12/5/03

Invoice Number: 10000141022-1128

Balance: \$ 2,762.76

REED LUCE TOSH WOLFORD & DOUGLAS ATTORNEYS AT LAW

804 TURNPIKE ST BEAVER, PA 15009

47 × 3 - 15 - 15

# PROOF CHARGE IS \$3.00 FOR AFFFIDAVIT, \$9.00 FOR CLERICAL FEE

ARTICLE XIX

REMITTANCE - DETACH & RETURN THIS PORTION WITH PAYMENT

ACCOUNT#	INVOICE DATE	DESCRIPTION				
7247749220A	12/5/03		LINES	TIMES	PROOF	TOTAL CHARGES
11/28/03, 12/		PUBLIC HEARINGORDINANCE N	2.00 x 283Line	2	12.00	\$ 2,762.76
		DATES APPEARED		- 4		

PROOF OF PUBLICATION The Beaver County Times/Allegheny Times, a daily n of general circulation, published by BEAVER NEWSPAPERS, INC., a Pennsylvan ARTICLE XVIII

ARTICLE XVIII

NSD - NEIGHBORHOOD SERVICE DISTRICT corporation, 400 Fair Avenue, West Bridgewater, Beaver County, Pennsylvania, v established in 1946, and has been issued regularly, except legal holidays since se

The attached advertisement, which is exactly as printed and published, appeared in the regular issue on 11/28/03, 12/5/03

BEAVER NEWSPAPERS, INC

# STATE OF PENNSYLVANIA, COUNTY OF BEAVER, SS:

Before me, a Notary Public in and for such county and state, personally appeared EDWIN METZGER , who being duly sworn according to law says that he CONTROLLER of BEAVER NEWSPAPERS, INC.; that neither affiant nor said corporation is interested in the subject matter of the attached advertiseme and that all of the allegations of the foregoing statement including those as to the place and character of publication are true.

Sworn to and subscribed before me this 5th day of December 2003

> Debbie L. Hays, Notary Public Bridgeweier Boro, Beaver County My Commission Expires May 2, 2008 Wember, Pennsyl and Francisch Clinical

The costs of adve has been paid.

**BEAVER NEW!** 

ARTICLE XX SIGNS SECTION 2000 PURPOSE SECTION 2001 SIGNS RESTRICTED TO CERTAIN DISTRICTS
SECTION 2002 SIGNS PERMITTED IN ALL DISTRICTS

SECTION 1/02 CONDITIONAL USES
SECTION 1703 USES BY SPECIAL EXCEPTION
SECTION 1704 LOT AND AREA REQUIREMENTS
SECTION 1705 BUFFERYARD
SECTION 1706 SCREENING OF EXTERIOR STORAGE

SECTION 1800 PURPOSE
SECTION 1801 PERMITTED USES
SECTION 1802 CONDITIONAL USES
SECTION 1803 USES BY SPECIAL EXCEPTION

SECTION 1804 LOT AND AREA REQUIREMENTS

PLANNED RESIDENTIAL DEVELOPMENTS

SECTION 1900 PURPOSE SECTION 1901 COORDINATION SECTION 1902 INTERPRETATION

SECTION 2003 SIGNS PROHIBITED IN ALL DISTRICTS SECTION 2003 SIGNS PROHIBITED IN ALL DISTRICTS SECTION 2004 SIGN RESTRICTIONS IN ALL DISTRICTS SECTION 2005 ADMINISTRATION AND ENFORCEMENT

SECTION 1903 VALIDITY
SECTION 1903 VALIDITY
SECTION 1904 ELIGIBILITY REQUIREMENTS
SECTION 1905 PERMITTED USES
SECTION 1906 DESIGN STANDARDS
SECTION 1907 STANDARDS FOR LOCATION AND
MÁINTENANCE OF COMMON OPEN SPACE
SECTION 1908 APRILICATION AND REAL RECUIREMENTS

SECTION 1908 APPLICATION AND PLAN REQUIREMENTS SECTION 1909 ADMINISTRATION AND REVIEW

SECTION 2006 REMOVAL OF PROHIBITED ADVERTISING DEVICES SECTION 2007 QUICK REFERENCE TABLE OF PERMITTED SIGN USES

ARTICLE XXI PARKING AND LOADING FACILITIES

SECTION 2100 GENERAL REGULATIONS SECTION 2101 PARKING FACILITIES SECTION 2102 LOADING AND UNLOADING SPACE SECTION 2103 PARKING AND LOADING AREA SETBACKS ARTICLE XXII SUPPLEMENTAL REGULATIONS

SECTION 2200 CELLAR DWELLINGS SECTION 2201 CLEAR SIGHT TRIANGLE SECTION 2202 CONSTRUCTION OF ACCESSORY BUILDING SECTION 2203 FENCES, HEDGES AND BUFFERYARDS -SECTION 2204 GENERAL STORAGE SECTION 2205 HEIGHT REGULATION EXCEPTIONS

SECTION 2206 JUNK YARDS SECTION 2207 PATIOS

SECTION 2208 PRIVATE SWIMMING POOLS SECTION 2209 RECREATIONAL VEHICLES AND RECREATIONAL EQUIPMENT SECTION 2210 MOBILE HOMES

SECTION 2211 REDUCTION IN LOT AREA

400 FAIR AVE.

SPECIAL EXCEPTIONS AND CONDITIONAL USES
SECTION 2300 GENERAL STANDARDS AND CRITERIA
SECTION 2301 PROCEDURE FOR REVIEW FOR USES
BY SPECIAL EXCEPTION
SECTION 2302 SPECIFIC CRITERIA FOR USES BY
SPECIAL EXCEPTION
SECTION 2303 PROCEDURE FOR REVIEW FOR
CONDITIONAL USES
SECTION 2304 SPECIFIC CRITERIA FOR
CONDITIONAL USES
SECTION 2305 PERFORMANCE STANDARDS
ARTICLE XXIV
NONCONFORMING USES
SECTION 2400 USE OF PROPERTY NONCONFORMING USES
SECTION 2400 USE OF PROPERTY
SECTION 2401 PERMITTED CONTINUATION
SECTION 2402 ALTERATIONS
SECTION 2403 EXTENSION OR EXPANSION
SECTION 2404 CHANGES
SECTION 2404 CHANGES
SECTION 2405 RESTORATIONS
SECTION 2405 RESTORATIONS
SECTION 2406 ABANDONMENT
SECTION 2406 USES SECTION 2407 UNSAFE STRUCTURES
SECTION 2408 UNLAWFUL USES NOT AUTHORIZED
SECTION 2409 DISTRICT CHANGES
SECTION 2410 CONSTRUCTION APPROVED PRIOR
TO LEGAL ENACTMENT OF
ORDINANCE
SECTION 2411 REGISTRATION
RTICLE XXV ARTICLE XXV ZONING HEARING BOARD ZONING HEARING BOARD
SECTION 2500 CREATION AND APPOINTMENT
SECTION 2501 FINANCES AND EXPENDITURES
SECTION 2502 REMOVAL OF MEMBERS
SECTION 2503 ORGANIZATION OF ZONING
HEARING BOARD
SECTION 2504 BOARD FUNCTIONS, VARIANCES AND
SECTION 2505 JURISDICTION
SECTION 2505 JURISDICTION
SECTION 2506 PROCEDURES
SECTION 2507 APPEALS
ARTICLE XXVI
ADMINISTRATION
SECTION 2600 ZONING OFFICER
SECTION 2601 PERMITS
SECTION 2602 INSPECTION
ARTICLE XXVII ARTICLE XXVII AMENDMENTS AMENDMENTS
SECTION 2700 ZONING ORDINANCE AMENDMENTS
SECTION 2701 PROCEDURE FOR LANDOWNER
CURATIVE AMENDMENTS
SECTION 2702 PROCEDURE FOR MUNICIPAL
CURATIVE AMENDMENTS
RTICLE XXVIII ARTICLE XXVIII INTERPRETATION, PURPOSE AND CONFLICT SECTION 2800 STRICT INTERPRETATION SECTION 2801 EXEMPTIONS SECTION 2801 EXEMPTIONS
ARTICLE XXIX
ENFORCEMENT REMEDIES
SECTION 2900 PENALTIES
SECTION 2901 ENFORCEMENT NOTICE
SECTION 2902 REMEDIES
ARTICLE XXX
REPEALER
ARTICLE XXXI
ENACTMENT ENACTMENT HOPEWELL TOWNSHIP Gerald G. Orsini, Manager 11/28 -12/5 HOUUWORK, KIICHEDS, UAINS, AUGI

 $\bigcap$ 

# November 25, 2003

Ms. Lisa Lewis Legal Advertisements Beaver County Times 400 Fair Avenue Beaver, PA 15009

Re:

Publication in the Beaver County Times of the Public Hearing Notice Concerning Hopewell Township Zoning Ordinance No. 2004-01

Dear Ms. Lewis:

Kindly make certain that the enclosed legal ad is published in the Beaver County Times no later than Friday, November 28, 2003, and Friday, December 5, 2003. Your questions are welcome.

Very truly yours,

REED, LUCE, TOSH, WOLFORD & DOUGLASS

Bernard J. Rabik

BJR:pm Enclosure

cc:

Hopewell Township Board of Commissioners Hopewell Township Planning Commission

# **PUBLIC HEARING**

# ORDINANCE NO. 2004-01

AMENDED AND RESTATED ZONING ORDINANCE OF HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA

AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 95-2, REGULATING LOCATION AND USE OF STRUCTURES AND LAND FOR RESIDENCES, BUSINESS, INDUSTRY AND OTHER PURPOSES; REGULATING THE HEIGHT OF STRUCTURES, THE PERCENTAGE OF LOT AREA COVERED THEREBY, THE SIZE OF LOTS, THE SIZE OF YARDS AND OTHER OPEN SPACES, SPECIFYING STANDARDS AND CRITERIA FOR CONDITIONAL USES AND USES BY SPECIAL EXCEPTION; ESTABLISHING REQUIREMENTS FOR OFF-STREET PARKING AND LOADING, SIGNAGE, LANDSCAPING AND OTHER LOT IMPROVEMENTS; ESTABLISHING STANDARDS FOR PLANNED RESIDENTIAL DEVELOPMENTS: **REGULATING NON-CONFORMING USES, STRUCTURES AND LOTS:** ESTABLISHING PROVISIONS FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE; PRESCRIBING POWERS AND DUTIES OF THE ZONING HEARING BOARD; ESTABLISHING PROCEDURES FOR ORDINANCE AMENDMENTS; AND DEFINING TERMS USED IN THIS ORDINANCE.

The Hopewell Township Board of Commissioners will conduct a Public Hearing to consider the adoption of the proposed Ordinance No. 2004-01, AMENDED AND RESTATED ZONING ORDINANCE OF HOPEWELL TOWNSHIP, BEAVER COUNTY, PENNSYLVANIA, previously reviewed by the Beaver County Planning Commission and recommended by the Hopewell Township Planning Commission. This Hearing is scheduled for December 15, 2003, 6:30 p.m., Municipal Building, 1700 Clark Boulevard. A copy of the proposed Ordinance No. 2004-01, Amended and Restated Zoning Ordinance of Hopewell Township, Beaver County, Pennsylvania, which includes the Zoning Map, is available for public inspection at the Hopewell Township Municipal Building, 1700 Clark Boulevard, Monday through Friday, 8:30 a.m. - 4:30 p.m. These are the contents of proposed Hopewell Township Zoning Ordinance No. 2004-01:

# **ARTICLE I**

BASIC PROVISIONS
SECTION 100 TITLE
SECTION 101 PURPOSE

SECTION 102 EFFECTIVE DATE

SECTION 103 AUTHORITY

**SECTION 104 INTERPRETATION** 

#### **ARTICLE II**

# STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES

SECTION 200 PURPOSE

SECTION 201 COMMUNITY DEVELOPMENT OBJECTIVES

SECTION 202 STATEMENT OF CONSISTENCY

SECTION 203 COMPLIANCE

# ARTICLE III

# **DEFINITIONS**

SECTION 300 INTERPRETATION

SECTION 301 MEANING OF WORDS

# **ARTICLE IV**

# **DESIGNATION OF DISTRICTS**

SECTION 400 DESIGNATION

SECTION 401 OFFICIAL ZONING MAP

SECTION 402 DISTRICT BOUNDARIES

SECTION 403 INTERPRETATION OF BOUNDARIES

# **ARTICLE V**

# APPLICATION OF REGULATIONS

SECTION 500 USE OF PROPERTY

SECTION 501 RESTRICTIONS

SECTION 502 PRINCIPAL USES

# **ARTICLE VI**

# R-1 RESIDENTIAL-AGRICULTURAL DISTRICT

SECTION 600 PURPOSE

SECTION 601 PERMITTED USES

SECTION 602 CONDITIONAL USES

SECTION 603 USES BY SPECIAL EXCEPTION

SECTION 604 LOT AND AREA REQUIREMENTS

# **ARTICLE VII**

# **R-2 LOW DENSITY RESIDENTIAL DISTRICT**

SECTION 700 PURPOSE

SECTION 701 PERMITTED USES

SECTION 702 CONDITIONAL USES

SECTION 703 USES BY SPECIAL EXCEPTION

SECTION 704 LOT AND AREA REQUIREMENTS

# ARTICLE VIII

# R-3 MEDIUM DENSITY RESIDENTIAL DISTRICT

SECTION 800 PURPOSE

SECTION 801 PERMITTED USES

SECTION 802 CONDITIONAL USES

SECTION 803 USES BY SPECIAL EXCEPTION

SECTION 804 LOT AND AREA REQUIREMENTS

#### **ARTICLE IX**

# R-4 HIGH DENSITY RESIDENTIAL DISTRICT

SECTION 900 PURPOSE

SECTION 901 PERMITTED USES

SECTION 902 CONDITION USE

SECTION 903 USES BY SPECIAL EXCEPTION

SECTION 904 LOT AND AREA REQUIREMENTS

#### **ARTICLE X**

# RESERVED FOR FUTURE USE

#### **ARTICLE XI**

# **MU - MIXED USE DISTRICT**

SECTION 1101 PERMITTED USES

SECTION 1102 CONDITIONAL USES

SECTION 1103 USES BY SPECIAL EXCEPTION

SECTION 1104 LOT AND AREA REQUIREMENTS

# **ARTICLE XII**

# C-1 HIGHWAY COMMERCIAL DISTRICT

SECTION 1200 PURPOSE

SECTION 1201 PERMITTED USES

SECTION 1202 CONDITIONAL USES

SECTION 1203 USES BY SPECIAL EXCEPTION

SECTION 1204 LOT AND AREA REQUIREMENTS

#### ARTICLE XIII

# C-2 COMMERCIAL SHOPPING CENTER DISTRICT

SECTION 1300 PURPOSE

SECTION 1301 PERMITTED USES

SECTION 1302 CONDITIONAL USES

SECTION 1303 USES BY SPECIAL EXCEPTION

SECTION 1304 LOT AND AREA REQUIREMENTS

#### ARTICLE XIV

# I-P INDUSTRIAL PARK DISTRICT

SECTION 1400 PURPOSE

SECTION 1401 PERMITTED USES

SECTION 1402 CONDITIONAL USES

SECTION 1403 USES BY SPECIAL EXCEPTION

SECTION 1404 LOT AND AREA REQUIREMENTS

SECTION 1405 BUFFERYARD

SECTION 1406 SCREENING OF EXTERIOR STORAGE

SECTION 1407 STORAGE OF HAZARDOUS MATERIALS

# **ARTICLE XV**

# I - INDUSTRIAL DISTRICT

SECTION 1500 PURPOSE

SECTION 1501 PERMITTED USES

SECTION 1502 CONDITIONAL USES

SECTION 1503 USES BY SPECIAL EXCEPTION

SECTION 1504 LOT AND AREA REQUIREMENTS

SECTION 1505 BUFFERYARD

SECTION 1506 SCREENING OF EXTERIOR STORAGE

#### ARTICLE XVI

# RID - RIVERFRONT INDUSTRIAL DISTRICT

SECTION 1600 PURPOSE

SECTION 1601 PERMITTED USES

SECTION 1602 CONDITIONAL USES

SECTION 1603 USES BY SPECIAL EXCEPTION

SECTION 1604 LOT AND AREA REQUIREMENTS

SECTION 1605 BUFFERYARDS

SECTION 1606 SCREENING OF EXTERIOR STORAGE

SECTION 1607 STORAGE OF HAZARDOUS MATERIALS

# ARTICLE XVII

# SP SPECIAL GROWTH DISTRICT

SECTION 1700 PURPOSE

SECTION 1701 PERMITTED USES

SECTION 1702 CONDITIONAL USES

SECTION 1703 USES BY SPECIAL EXCEPTION

SECTION 1704 LOT AND AREA REQUIREMENTS

SECTION 1705 BUFFERYARD

SECTION 1706 SCREENING OF EXTERIOR STORAGE

# ARTICLE XVIII

# NSD - NEIGHBORHOOD SERVICE DISTRICT

SECTION 1800 PURPOSE

SECTION 1801 PERMITTED USES

SECTION 1802 CONDITIONAL USES

SECTION 1803 USES BY SPECIAL EXCEPTION

# SECTION 1804 LOT AND AREA REQUIREMENTS

# **ARTICLE XIX**

# PLANNED RESIDENTIAL DEVELOPMENTS

SECTION 1900 PURPOSE

SECTION 1901 COORDINATION

SECTION 1902 INTERPRETATION

SECTION 1903 VALIDITY

SECTION 1904 ELIGIBILITY REQUIREMENTS

SECTION 1905 PERMITTED USES

SECTION 1906 DESIGN STANDARDS

SECTION 1907 STANDARDS FOR LOCATION AND MAINTENANCE OF COMMON OPEN SPACE

SECTION 1908 APPLICATION AND PLAN REQUIREMENTS

SECTION 1909 ADMINISTRATION AND REVIEW

# ARTICLE XX

#### **SIGNS**

SECTION 2000 PURPOSE

SECTION 2001 SIGNS RESTRICTED TO CERTAIN DISTRICTS

SECTION 2002 SIGNS PERMITTED IN ALL DISTRICTS

SECTION 2003 SIGNS PROHIBITED IN ALL DISTRICTS

SECTION 2004 SIGN RESTRICTIONS IN ALL DISTRICTS

SECTION 2005 ADMINISTRATION AND ENFORCEMENT

SECTION 2006 REMOVAL OF PROHIBITED ADVERTISING DEVICES

SECTION 2007 QUICK REFERENCE TABLE OF PERMITTED SIGN USES

#### ARTICLE XXI

# PARKING AND LOADING FACILITIES

SECTION 2100 GENERAL REGULATIONS

SECTION 2101 PARKING FACILITIES

SECTION 2102 LOADING AND UNLOADING SPACE

SECTION 2103 PARKING AND LOADING AREA SETBACKS

# ARTICLE XXII

# SUPPLEMENTAL REGULATIONS

SECTION 2200 CELLAR DWELLINGS

SECTION 2201 CLEAR SIGHT TRIANGLE

SECTION 2202 CONSTRUCTION OF ACCESSORY BUILDING

SECTION 2203 FENCES, HEDGES AND BUFFERYARDS

SECTION 2204 GENERAL STORAGE

SECTION 2205 HEIGHT REGULATION EXCEPTIONS

SECTION 2206 JUNK YARDS

SECTION 2207 PATIOS

SECTION 2208 PRIVATE SWIMMING POOLS

SECTION 2209 RECREATIONAL VEHICLES AND RECREATIONAL EQUIPMENT

SECTION 2210 MOBILE HOMES

SECTION 2211 REDUCTION IN LOT AREA

SECTION 2212 STRUCTURE ON SMALL LOTS OF RECORD

SECTION 2213 HOME OCCUPATION

SECTION 2214 TEMPORARY USES

SECTION 2215 YARD REQUIREMENTS

SECTION 2216 USES NOT LISTED

SECTION 2217 PERFORMANCE STANDARDS

# ARTICLE XXIII

# STANDARDS AND CRITERIA GOVERNING ALLOWANCE OF SPECIAL EXCEPTIONS AND CONDITIONAL USES

SECTION 2300 GENERAL STANDARDS AND CRITERIA

SECTION 2301 PROCEDURE FOR REVIEW FOR USES BY SPECIAL EXCEPTION

SECTION 2302 SPECIFIC CRITERIA FOR USES BY SPECIAL EXCEPTION

SECTION 2303 PROCEDURE FOR REVIEW FOR CONDITIONAL USES

SECTION 2304 SPECIFIC CRITERIA FOR CONDITIONAL USES

SECTION 2305 PERFORMANCE STANDARDS

# **ARTICLE XXIV**

#### NONCONFORMING USES

SECTION 2400 USE OF PROPERTY

SECTION 2401 PERMITTED CONTINUATION

SECTION 2402 ALTERATIONS

SECTION 2403 EXTENSION OR EXPANSION

**SECTION 2404 CHANGES** 

SECTION 2405 RESTORATIONS

SECTION 2406 ABANDONMENT

SECTION 2407 UNSAFE STRUCTURES

SECTION 2408 UNLAWFUL USES NOT AUTHORIZED

SECTION 2409 DISTRICT CHANGES

SECTION 2410 CONSTRUCTION APPROVED PRIOR TO LEGAL ENACTMENT OF ORDINANCE

SECTION 2411 REGISTRATION

#### ARTICLE XXV

# **ZONING HEARING BOARD**

SECTION 2500 CREATION AND APPOINTMENT

SECTION 2501 FINANCES AND EXPENDITURES

SECTION 2502 REMOVAL OF MEMBERS

SECTION 2503 ORGANIZATION OF ZONING HEARING BOARD

SECTION 2504 BOARD FUNCTIONS, VARIANCES AND SPECIAL

**EXCEPTIONS** 

SECTION 2505 JURISDICTION

SECTION 2506 PROCEDURES

SECTION 2507 APPEALS

# ARTICLE XXVI

# **ADMINISTRATION**

SECTION 2600 ZONING OFFICER

SECTION 2601 PERMITS

SECTION 2602 INSPECTION

# ARTICLE XXVII

#### **AMENDMENTS**

SECTION 2700 ZONING ORDINANCE AMENDMENTS

SECTION 2701 PROCEDURE FOR LANDOWNER CURATIVE

**AMENDMENTS** 

SECTION 2702 PROCEDURE FOR MUNICIPAL CURATIVE AMENDMENTS

# ARTICLE XXVIII

# INTERPRETATION, PURPOSE AND CONFLICT

SECTION 2800 STRICT INTERPRETATION

**SECTION 2801 EXEMPTIONS** 

#### ARTICLE XXIX

# **ENFORCEMENT REMEDIES**

SECTION 2900 PENALTIES

SECTION 2901 ENFORCEMENT NOTICE

**SECTION 2902 REMEDIES** 

# ARTICLE XXX

REPEALER

# ARTICLE XXXI

**ENACTMENT** 

HOPEWELL TOWNSHIP

Gerald G. Orsini, Manager

# ARTICLE XXX REPEALER

This Ordinance hereby amends and replaces Ordinance No. 95-2, adopted May 23, 1995.

# ARTICLE XXXI ENACTMENT

	20
	THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF HOPEWELL
	BEAVER COUNTY, PENNSYLVANIA
	Im Force
	√ \ Offgirman
	Ed Jennerman
	Vice Chairman
~	g d
ATTEST:	Commissioner
	Commissioner
Secretary	
	Commissioner