

Amends zoning Ordinance  
Pet Crematoriums

Ordinance No. 2008-02

Date Enacted 4/28/08

**ORDINANCE NO. 2008-02**

**AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, BEAVER COUNTY, PENNSYLVANIA, A FIRST CLASS TOWNSHIP UNDER THE LAWS OF THE COMMONWEALTH OF PENNSYLVANIA, AMENDING THE HOPEWELL TOWNSHIP ZONING ORDINANCE NO. 2004-01 TO ADD ANIMAL CREMATORIUM FACILITIES AS CONDITIONAL USES IN THE C-1 COMMERCIAL HIGHWAY ZONING DISTRICT AND DEFINING AND PROVIDING CRITERIA AND STANDARDS FOR ANIMAL CREMATORIUM FACILITIES IN SAID DISTRICT**

**WHEREAS**, the Hopewell Township Planning Commission and Board of Commissioners have reviewed the proposed zoning amendment; and

**WHEREAS**, the Hopewell Township Planning Commission reviewed the Ordinance on April 24, 2008 and made a recommendation for approval to the Board of Commissioners on April 28, 2008; and

**WHEREAS**, the Beaver County Planning Commission reviewed the Ordinance on April 15, 2008 and did not object to the proposed amendment as documented in correspondence to the Board of Commissioners dated April 16, 2008; and

**WHEREAS**, the Board of Commissioners held a public hearing on April 28, 2008 as provided by the Hopewell Township Code and the Pennsylvania Municipalities Planning Code at which time testimony was received concerning the amendment; and

**WHEREAS**, the Board of Commissioners advertised the public hearing and notice of intent to adopt the proposed amendment on March 31, 2008 and April 7, 2008 as provided by the Hopewell Township Code and the First Class Township Code; and

**WHEREAS**, it is the judgment of the Board of Commissioners for Hopewell Township that such an amendment to the Zoning Ordinance of the Township of Hopewell, Beaver County, Pennsylvania is consistent with the overall Comprehensive Plan adopted by the Township.

**NOW, THEREFORE**, in consideration of the foregoing, it is hereby ordained and enacted by the authority of the Board of Commissioners of the Township of Hopewell:

**SECTION 1.** Article III DEFINITIONS, Section 301 "MEANING OF WORDS" is hereby amended by adding the following:

**ANIMAL CREMATORIUM FACILITY**– Establishments that operate sites, facilities or structures reserved for cremating animal remains consistent with accepted and approved industry standards for such facilities.

**SECTION 2.** Article XII C-1 COMMERCIAL HIGHWAY DISTRICT, Section 1202 "CONDITIONAL USES" is hereby amended by adding the following text:

B. Animal Crematorium Facilities. (See Section 2304 BB.)

**SECTION 3.** Article XXIII STANDARDS AND CRITERIA GOVERNING ALLOWANCE OF SPECIAL EXCEPTIONS AND CONDITIONAL USES, Section 2304 "SPECIFIC CRITERIA FOR CONDITIONAL USES" is hereby amended by adding the following section and text:

Section BB. Animal Crematorium Facilities: Conditional Use in the C-1 District

1. The expansion and/or establishment of an animal crematorium facility must be in conjunction with, adjacent to or within a reasonable proximity to a licensed veterinary practice as demonstrated by the applicant.
2. An animal crematorium facility shall have frontage on and direct vehicular access to an arterial or collector street.
3. An animal crematorium facility may be located within an existing building or structure on property being used for the practice of veterinary medicine.
4. All animal crematorium facilities and similar structures shall be screened from adjacent residential properties by appropriate planting or fences approved by the Township on the basis of design, aesthetic quality and general adequacy.
5. All equipment for the use shall be properly stored when not in use.
6. The building architecture and design for any crematorium building use shall have an architectural design or a residential character to be compatible with the existing neighborhood. The applicant shall submit architectural design plans for review by the Township with the Conditional Use application.

**SECTION 4.** Severability

If any chapter, section, subsection, paragraph, sentence or phrase of this ordinance is for any reason declared invalid by a court of competent jurisdiction, such decision shall not effect the validity of the ordinance as a whole or any section or part thereof other than the section or part thereof so declared to be invalid.

**SECTION 5.** Repealer

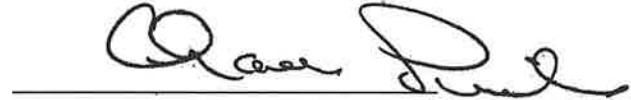
Any ordinance, chapter, section, subsection, paragraph, sentence or phrase of any ordinance conflicting with the provisions of this ordinance shall and the same is hereby repealed to the extent of such conflict.

Ordained and enacted this 28th day of April 2008, by the Board of Commissioners of the Township of Hopewell.

ATTEST:

  
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Gerald Orsini, Township Manager

Board of Commissioners  
Hopewell Township

  
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Chuck Piroli, Chairman