

**EAST COVENTRY
BOARD OF SUPERVISORS
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2018-225

“Neighborhood Commercial and Commercial Districts Ordinance”

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF EAST COVENTRY TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA, CHAPTER 27 (ZONING), PART 9 (NC NEIGHBORHOOD COMMERCIAL DISTRICT AND C COMMERCIAL DISTRICT), SECTION 27-902 (USE REGULATIONS) BY ADDING A NEW SUBSECTION 27-902.1.I. TO ALLOW GOVERNMENT OWNED ACTIVE OR PASSIVE RECREATIONAL FACILITIES AND RELATED PUBLIC AMENITIES SUCH AS, BUT NOT LIMITED TO, PARKING AREAS AND RESTROOMS TO THE LIST OF PERMITTED USES IN THE NC NEIGHBORHOOD COMMERCIAL DISTRICT WHICH USES ARE ALSO PERMITTED BY RIGHT IN THE C COMMERCIAL DISTRICT.

The Board of Supervisors of East Coventry Township does hereby **ENACT** and **ORDAIN** as follows:

SECTION I. – Amendment to Code.

The Code of Ordinances of East Coventry Township, Chapter 27 (Zoning), Part 9 (NC Neighborhood Commercial District and C Commercial District), Section 27-902 (Use Regulations) is hereby amended by adding a new Section 27-902.1I as follows:

- I – Active or passive recreational facilities such as, but not limited to, parks and trails, and related public amenities such as, but not limited to, parking areas and restrooms, which facilities and amenities are owned and operated by a government entity other than East Coventry Township. Such facilities and related amenities shall not be subject to bulk, area and dimensional standards set forth in this Chapter when approved by the Board of Supervisors.

SECTION II. – Severability

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION III. – Failure to Enforce not a Waiver

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION IV. – Effective Date

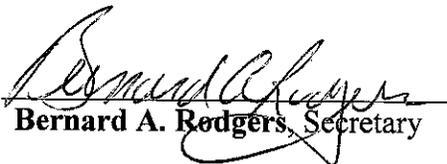
This Ordinance shall take effect and be in force from and after its approval as required by the law.

SECTION V. – Repealer

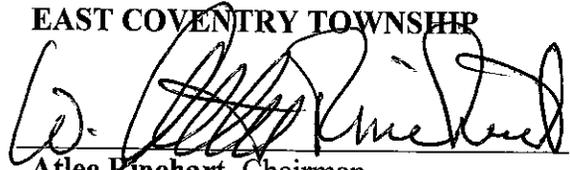
All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

ORDAINED AND ENACTED by the Board of Supervisors of East Coventry Township, Chester County, Pennsylvania, this 10th day of September, 2018.

Attest:


Bernard A. Rodgers, Secretary

By:

EAST COVENTRY TOWNSHIP

Atlee Rinehart, Chairman

NOTICE

NOTICE is hereby given that the Board of Supervisors of East Coventry Township, at its public meeting on September 10, 2018 at the Township Building, 855 Ellis Woods Road, Pottstown, Pennsylvania, will consider and could vote to adopt an ordinance amending the Code of Ordinances of East Coventry Township, Chester County, Pennsylvania, Chapter 27 (Zoning), Part 9 (NC Neighborhood Commercial District and C Commercial District), Section 27-902 (Use Regulations) by adding a new Subsection 27-902.1I to allow government owned active or passive recreational facilities and related public amenities such as, but not limited to, parking areas and restrooms to the list of permitted uses in the NC Neighborhood Commercial District which uses are also permitted by right in the C Commercial District.

Copies of the full text of the proposed ordinance are available for examination during normal business hours without charge at the offices of *The Pottstown Mercury*, 24 North Hanover Street, Pottstown, Pennsylvania 19464, the Chester County Law Library, 201 West Market Street, Suite 2400, West Chester, Pennsylvania 19380-0989 and the East Coventry Township Building, 855 Ellis Woods Road, Pottstown, Pennsylvania 19465, where a copy of the proposed ordinance may be obtained for a charge not greater than the cost thereof.

**MARK A. HOSTERMAN, ESQUIRE
WISLER PEARLSTINE, LLP**

Solicitor for East Coventry Township