

**WHITEMARSH TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF WHITEMARSH TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING SECTION 116-290.B. OF THE CODE OF ORDINANCES OF WHITEMARSH TOWNSHIP TO REMOVE REFERENCE TO THE VC-4 DISTRICT AS PERMITTING CERTAIN USES IN WHITEMARSH TOWNSHIP BY CONDITIONAL USE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of Supervisors of Whitemarsh Township has enacted the Code of Ordinances of Whitemarsh Township which contains, *inter alia*, provisions providing for certain uses in the VC – Village Commercial Zoning District; and

WHEREAS, the Code of Ordinances currently contains reference to certain uses being permitted by conditional use in all four (4) subdistricts of the VC – Village Commercial Zoning District; and

WHEREAS, the Board of Supervisors desires to limit certain conditional uses in the VC District to the VC-1, VC-2, and VC-3 subdistricts of the VC – Village Commercial District;

NOW, THEREFORE, be it, and it is hereby **ORDAINED** by the Board of Supervisors of Whitemarsh Township, Montgomery County, Pennsylvania, and it is hereby **ENACTED** and **ORDAINED** by authority of same as follows:

I. The introductory paragraph to Section 116-290.B. of the Code of Ordinances of Whitemarsh Township is amended to read as follows:

“B. The following uses may be permitted as conditional uses in VC-1, VC-2, and VC-3, provided they meet the requirements of §116-37, Conditional use procedures, as well as the conditions listed in §116-291, Conditions of approval for all uses and §116-292, Conditions of approval for all conditional uses:”

II. All ordinances or parts thereof inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency.

III. The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Ordinance or on the provisions of the Code of Ordinances of Whitemarsh Township.

IV. This Ordinance shall go into effect at the earliest date permitted by the Whitemarsh Township Charter.

ENACTED and **ORDAINED** this _____ day of _____, 2019.

ATTEST:

BOARD OF SUPERVISORS OF WHITEMARSH TOWNSHIP

Richard L. Mellor, Jr., Manager

By: _____
Melissa S. Sterling, Chair