

# ZONING HEARING BOARD APPLICATION GENERAL INSTRUCTIONS

- As per Section 2206 of the Solebury Township Zoning Ordinance all information requested on fees required to be paid with the application must be furnished with supporting documents and studies required by the Solebury Township Zoning Ordinance, before the application shall be deemed as filed within the meaning of the Municipalities Planning Code and the Solebury Township Zoning Ordinance.
- 2. The applicant must be present at all hearings; otherwise the petition will be dismissed unless postponed by the Zoning Hearing Board, upon cause shown on upon their motion.
- 3. At all hearings, proof of the authority of the applicant to make the application to the Board, if the applicant is not the owner, must be presented to the Zoning Hearing Board, whether the applicant's interest be as owner, tenant, purchaser or in any other capacity.
- 4. The following documents must accompany all applications:
  - a. Ten (10) paper copies and one (1) electronic copy (thumb drive preferred) of the attached Fee Schedule with signature of owner/applicant must accompany this application.
  - b. Ten (10) paper copies and one (1) electronic copy (thumb drive preferred) of the application, including one signed original application, deed and plot plan, drawn to scale of the real estate affected, indicating the location and size of the improvements now erected and/or proposed to be erected thereon.
  - c. Ten (10) paper copies and one (1) electronic copy (thumb drive preferred) of the Proof of title and the interest of both the Owner and Applicant must be attached, by photocopy of the Deed together with any lease, agreement of sale or other document containing the right or interest.
  - d. Ten (10) paper copies and one (1) electronic copy (thumb drive preferred) of the names and addresses of all property owners adjoining the subject parcel and within 1500 feet of the same on any road. The listing must be typed or hand-printed legibly.
- 5. All meetings of the Zoning Hearing Board shall be open to the public.
- 6. No decision by the Zoning Hearing Board shall relieve any applicant from the responsibility of obtaining any required permits in the manner prescribed by the Zoning Ordinance(s)



## **FEE SCHEDULE**

The filing fee for an appeal to the Zoning Hearing Board from an order, requirement, decision or determination of the Administrative Office, and for all requests to the Zoning Hearing Board for a variance or special exception shall be in accordance with the following schedule, and all filing fees are not refundable.

Description	Fee
Filing Fee – Single Family Residential	\$1,100
Filing Fee- Multi-Family Establishments	\$1,100 per unit
Filing Fee- Commercial	\$1,350
An appeal from the denial of a Certificate of Appropriateness under Township Ordinance No. 68	\$600
Other, including appeals from the granting of a Conditional use, subdivision, land development	\$1,850
Floodplain Special Exception	\$2,350
Curative Amendment / Substantive Validity Change	\$10,000

The filing fee shall be determined upon the present or proposed use of the property if it is different than the Zoning Classification of the property.

I, \_\_\_\_\_\_ having this day filed with Solebury Township and Appeal to the Zoning Hearing Board hereby acknowledge that I have read the above and I hereby agree to its terms.

APPLICANT SIGNATURE	DATE	



# ZONING HEARING BOARD APPLICATION

All submissions require ten (10) paper copies to be printed and one (1) electronic copy to be provided via USB Flash Drive or Compact Disc (CD). Please note that all plans and drawings must be included with each copy. Payment is required upon submission.

OFFICE USE ONLY		
PERMIT # TAX MAP PARCEL #		
PROJECT NAME		
I. APPLICANT		
-	Date of Application	
Property Location		
Applicant Mailing Address (If Different)		
Tax Map Parcel #	Size of Parcel	
II. OWNER (Only required when owner is not to Name Applicant's Authority to Title Interest		
III. PROPERTY		
	nd the improvements both erected and proposed):	
Description of structures, buildings and im existing:	provements presently	
Present use:	d /or	
Nature of proposed use, improvements an changes:	u/or	
снан <u>ъ</u> сэ.		
Reason for application:		
Appeal to the action of the Zoning Of	ficer <i>(Proceed to Step IV)</i>	
Request special exception (Proceed t		
Request a variance (Proceed to Step VI)		
	a non-conforming use (Proceed to Step VII)	
	inance or map on the following basis: (Proceed to Step VIII)	
Appeal to the decision of the Board o		
Other (Proceed to Step X)		
3092 SUGAN R	OAD, PO BOX 139, SOLEBURY, PA 18963 K (215) 297-8402 - PERMITDEPT@SOLEBURYTWP.ORG Last Revised 07/2023 Page 3	



# IV. Appeal from the action of the Zoning Officer

a. The action taken was:
b. The date the action taken
was:
c. The foregoing action was in error
because:
V. Request special exception
a. Nature of special exception
sought:
b. The special exception is allowed under
Article Section Subsection of the
Solebury Township Zoning Ordinance. If more than one exception is requested, list ordinance references
on a separate page.
c. Reason for request:
d. Please attach a narrative explaining in detail how the applicant complies with the requirements for special
exceptions, set forth in Sections <u>27-2914.1-4</u> and <u>27-3005.1.C</u> of the Township's Zoning Ordinance.
e. For projects proposed for the Floodplain Conservation District, please attach a narrative explaining in
detail
how the applicant complies with the requirements in Section <u>27-2110</u> of the Township's Zoning
Ordinance.
VI. Request a variance
a. Nature of variance
sought:
b. The variance is from Article Section Subsection of the Solebury Township
Zoning Ordinance.
c. The nature of the unique circumstances and the unnecessary hardship justifying this request:
d. Please attach a narrative explaining in detail how the applicant complies with the requirements for
Variances
in Section <u>27-3005.1.B</u> of the Township's Zoning Ordinance and Section 910.2 of the Municipalities Code.
e. For projects proposed for the Floodplain Conservation District, please attach a narrative explaining in
detail
how the applicant complies with the requirements in Section <u>27-2110</u> of the Township's Zoning
Ordinance.
VII. Change in non-conforming use
a. Present use:
b. Established:
c. Number of buildings devoted to
use:
d. Square footage devoted to
use:
e. Proposed change in terms of items a through d:



#### VIII. Challenge the validity of a zoning ordinance or map

a. The ordinance or map challenged is as follows:
b. The challenge is ripe for decision because:
c. The ordinance challenged is invalid because:

#### IX. Appeal to the decision of the Board of Supervisors

a. Reasoning:

#### X. Other

a. If other relief is sought, please specify the nature and basis for the same:

## ADJACENT PROPERTY LIST

To identify properties within a 1500 foot radius, you may use the <u>Bucks County Planning</u> <u>Commission's Parcel Viewer</u>. Choose the 'Query Parcels' feature from the navigation menu to query by parcel buffer.

To identify owner information, you may use the <u>Bucks County Board of Assessment Property Search</u> <u>Site</u>. Select 'Property Records' from the navigation menu and search for owner information by property address or Parcel ID.

NOTE: Effective 7/24/23, No sooner than 30 days prior to the hearing date, nor later than 21 days prior to the hearing date, the applicant shall notify the abutting owners and owners of all properties within 1,500 feet of the lot line of the lot, building or structure at issue, at the addresses certified by the applicant. Such notice shall be made by regular mail. No later than 10 days prior to the hearing date, the applicant shall Provide the Township with proof of mailing. No sooner than 30 days prior to the hearing date, nor later than 21 days prior to the hearing date, the applicant shall Provide the Township with proof of mailing. No sooner than 30 days prior to the hearing date, nor later than 21 days prior to the hearing date, the applicant shall also post a copy of the notice at a minimum of two conspicuous locations on the subject property. The size of the postings shall be greater than 200 square inches. The applicant shall submit photographs of the posting to the Township no later than 10 days prior to the hearing date. See attached ordinance for more information.



## VERIFICATION

states that he/she is the Applicant in this Solebury Township Zoning Hearing Board Application, that the foregoing facts are true and correct to the best of his/her knowledge, information and belief; and that this statement is made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.

### APPLICANT

SIGNATURE			
PRINTED			
NAME		DATE	
PROPERTY OWNER (I	f Different from Applicant)		
SIGNATURE			
PRINTED			
NAME		DATE	
ZONING OFFICER			
SIGNATURE			
PRINTED			
NAME	Zach Zubris	DATE	

## **PROPERTY ACCESS AUTHORIZATION**

Property Location	
Applicant's Name	
Tax Map Parcel No.	

In accordance with Solebury Township Subdivision and Land Development Ordinance, Section 4.00 E, permission is hereby granted to enter upon the above property at any reasonable hour as part of the review process of the submitted application.

OWNER SIGNATURE DATE
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# **CERTIFICATE OF OWNERSHIP AND AUTHORIZATION OF AGENTS**

Owner Name	Tax Map Parcel #
Email	Phone
Property Location	

The individual(s) listed below is/are authorized to act on my behalf regarding the following submissions to Solebury Township:

AP	PEAL	VARIANCE	OTH	IER
Agent 1 Name				
Address				
Phone			Email	
Agent 2 Name				
Address				
Phone			Email	
OWNER SIGNATURE				DATE



## TOWNSHIP ZONING ORDINANCES

#### *Section* <u>27-2914.1-4</u> *of the Township Zoning Ordinance states the following:*

- 1. In evaluating an application to the Board of Supervisors for a conditional use or the Zoning Hearing Board for a special exception, the respective Boards shall require the applicant to provide information to indicate that the standards and criteria have been met. The applicant shall submit a report which describes how the standards and criteria have actually been met or will be met to ensure that:
  - a. The proposed use is consistent with the purpose of the part whereby it is permitted, the overall purpose of the zoning as contained in Part 1 of the Township's Zoning Ordinance, and all applicable provisions of this chapter.
  - b. The proposed use will satisfy all of the relevant provisions and requirements of the Township Subdivision and Land Development Ordinance [Chapter 22] and any other applicable ordinance, code and/or regulation which are hereby incorporated by reference.
  - c. The proposed use and its location are consistent with and responsive to the Comprehensive Plan, in particular, the plans for land use, circulation, community facilities and utilities.
  - d. The proposed use will not adversely affect the health, safety, morals and general welfare of the Township.
  - e. The proposed land use is consistent with the nature of the conforming land uses existing on any immediately adjacent properties; and, it will not detract from or cause harm to neighboring properties and will be maintained in a manner in keeping with the character of the neighborhood.
  - f. The proposed use is consistent in concept and design with other conditional uses or special exceptions for which approval may have been previously granted, and/or it is located in an area or areas for which the lot is suited.
  - g. If public services are planned for the property, the proposed use is consistent with the planned extensions of public services and utilities, such as a public water and public sewer, and will not have a negative effect on the public services and utilities of the surrounding properties.
  - h. Proposed construction will be consistent with good design principles, and sound engineering and land development practices, and is in keeping with the character of any existing quality construction within the neighborhood.
  - i. The proposed use reflects an environmentally sensitive approach to land planning and design based on thorough site analysis and evaluation related to topography, soils, vegetation, hydrology, geology, especially limestone and diabase, visual quality and related site conditions and characteristics.
  - j. The proposed use will provide safe and adequate access to roads and public services (existing or proposed); will not result in excessive traffic volumes; will make any improvements needed to guarantee compatibility with adjacent roads and public services; and will reflect a well-designed internal circulation system.
  - k. The proposed use will provide for effective sanitation.
  - I. The proposed use will create the required screening and landscaping as required in this chapter and the Township Subdivision and Land Development Ordinance. [Chapter 22].
  - m. The proposed use, as depicted in the plans for subdivision and/or land development, includes proposals for landscaping, in addition to that required as stated above, in areas such as the entrance, along property boundaries, in areas which are highly visible, such as along roads, walks or trails, and in other places deemed by the Township, where the use of trees, shrubs and ground covers would be functional and appropriate.
  - n. The proposed use will be properly sited, and not be disruptive to existing topography, streams and ponds, vegetation and other natural resources, especially within the Floodplain Conservation District and the Steep Slope Conservation District.



# TOWNSHIP ZONING ORDINANCES

- o. The proposed use will provide for adequate off-street parking and loading in accordance with Part 23.
- p. The proposed use will provide for adequate signage in accordance with Part 24.
- q. The proposed use will provide for adequate environmental controls in accordance with Part 25.
- r. A satisfactory environmental impact assessment (EIA) report is submitted for any proposed use for which a conditional use or special exception application has been submitted, subject to the provisions of Part 25.
- s. The proposed use can be adequately serviced by the type of water supply and sewage disposal system which is proposed.
- t. The proposed use will be developed using effective stormwater management techniques, and soil erosion and sedimentation control techniques.
- 2. The report required under Subsection 1 shall include clear legible inventory maps and plans and site analysis maps and plans drawn to scale to indicate the location, extent, quality, significance and/or importance of the land and water resources and the facilities which are discussed within the report.
- 3. The Board may impose such conditions as are necessary to insure any or all of the above amenities as well as compliance with any other relevant ordinances, regulations and codes.
- 4. Special exceptions related to the Floodplain Conservation District shall also be evaluated in accordance with the provisions of § 27-2110. Conditional uses related to the Steep Slope Conservation District shall also be evaluated in accordance with the provisions of § 27-2207. Conditional uses related to: the open space option in the RA District; the open space requirements of Part 11; the open space option in the RB District; and the open space requirements of Part 10, shall also be evaluated in accordance with the provisions of § 27-2808.

#### Section <u>27-2110</u> of the Township's Zoning Ordinance states the following:

- During consideration of applications for special exceptions, variances or conditional uses, the Zoning Hearing Board (in the case of a special exception or variance) and the Board of Supervisors (in the case of a conditional use) shall review the materials submitted, together with all relative factors and procedures as specified in all other sections of the Zoning Ordinance, Floodplain Ordinance [Chapter 8] and Subdivision and Land Development Ordinance [Chapter 22], as well as the following:
  - The danger to life and property due to increased flood heights or velocities caused by encroachments. No special exception or conditional use shall be granted for any proposed use, development or activity that will cause any increase in flood levels in the Floodplain Conservation District.
  - b. The danger that materials may be swept into other lands or downstream to the injury of others.
  - c. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination and unsanitary conditions.
  - d. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owners.
  - e. The importance of the services provided by the proposed facility to the community.
  - f. The requirements of the facility for a waterfront location.
  - g. The availability of alternative locations not subject to flooding for the proposed use.
  - h. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.
  - i. The relationship of the proposed use to the Comprehensive Plan and floodplain management program for the area.
  - j. The safety of access to the property by ordinary and emergency vehicles in times of flood.



# **TOWNSHIP ZONING ORDINANCES**

- k. The expected heights, velocity, duration, rate of rise and sediment transport of the floodwater at the site.
- I. The Zoning Hearing Board (in the case of a special exception or variance), or the Board of Supervisors (in the case of a conditional use) may request additional studies be performed by, or under the direction of, the Township Engineer or other expert designated by the Board of Supervisors for further technical assistance in evaluating the proposed project in relation to flood heights and velocities, and the adequacy of the plans for protection and other related matters. All costs, charges and expenses shall be paid by the applicant.
- m. Special exception, variances and/or conditional uses shall only be issued after the Zoning Hearing Board (in the case of a special exception or variance) or the Board of Supervisors (in the case of a conditional use) has determined that the granting of such will not result in:
  - i. Any increase in the base flood elevation. [Amended by Ord. 2017-7, 8/15/2017]
  - ii. Additional threats to public safety.
  - iii. Extraordinary public expense.
  - iv. Creation of nuisances.
  - v. Fraud or victimization of the public.
  - vi. Conflict with local laws or ordinances.
  - vii. Modification greater than that necessary to obtain relief.

## Section <u>27-3005.B</u> of the Township's Zoning Ordinance states the following:

The Board shall hear requests for variances where it is alleged that the provisions of this chapter inflict unnecessary hardship upon the applicant. The Board may grant a variance provided the following findings are made where relevant in a given case:

- There are unique physical circumstances or conditions, including irregularity, narrowness or shallowness of lot size or shape, or exceptional topographical or other physical conditions peculiar to the particular property, and that the unnecessary hardship is due to such conditions, and not the circumstances or conditions generally created by the provisions of this chapter in the neighborhood or district in which the property is located.
- 2. Because of such physical circumstances or conditions, there is no possibility that the property can be developed in strict conformity with the provisions of this chapter and that the authorization of a variance is therefore necessary to enable the reasonable use of the property.
- 3. Such unnecessary hardship has not been created by the applicant.
- 4. The variance, if authorized, will not alter the essential character of the neighborhood or district in which the property is located, nor substantially or permanently impair the appropriate use or development of adjacent property, nor be detrimental to the public welfare.
- 5. The variance, if authorized, will represent the minimum variance that will afford relief, and will represent the least modification possible of the regulation or ordinance in issue.

In granting any variance, the Board may attach such reasonable conditions and safeguards as it may deem necessary to implement the purposes of this chapter and the Municipalities Planning Code, 53 P.S. § 10101 et seq.

# ORDINANCE NO. 2023 - 003

# AN ORDINANCE OF THE TOWNSHIP OF SOLEBURY, BUCKS COUNTY, PENNSYLVANIA AMENDING SOLEBURY TOWNSHIP ORDINANCE REGARDING THE UNIFORM SYSTEM OF NOTICE OF PENDING APPLICATIONS AND HEARINGS

WHEREAS, Section 1601 of the Second Class Township Code provides that the Board of Supervisors may adopt Ordinances in which general or specific powers of Solebury Township ("Solebury" or the "Township") may be exercised, and, by the enactment of subsequent Ordinances, the Board of Supervisors may amend, repeal, or revise existing Ordinances (53 P.S. § 66601); and

WHEREAS, on or about May 17, 2007, the Township Board of Supervisors adopted an ordinance to provide for a uniform method of supplying adequate notice of hearings as required by the Municipalities Planning Code, 53 P.S. § 10101 *et seq.*, and the ordinances of Solebury Township (Ordinance No. 2007-005) ("Ordinance"); and

WHEREAS, it is in the public interest of the residents of the Township for the Township to amend and update this Ordinance for clarity, and to more closely conform with the statutory requirements of the Municipalities Planning Code; and

WHEREAS, the Township now enacts an amendment to the Ordinance.

**NOW THEREFORE,** in consideration of the foregoing, be it **ENACTED** and **ORDAINED** by the Board of Supervisors of Solebury Township, Bucks County, Pennsylvania, as follows:

I. Chapter 1, Part 6 of the Solebury Township Ordinances is hereby AMENDED as follows:

A. AMEND Section 1-601 "Purpose; Applicability" as follows:

1. **REPLACE** Section 1-601.1. (including Section 1-601.1.A. and Section 1-601.1.B) with the following:

The procedures set forth herein are adopted for the purpose of providing notice of the hearings on issues of public interest and as required by the ordinances of Solebury Township and Municipalities Planning Code, 53 P.S. § 10101 et seq., including, but not necessarily limited to, Chapter 27, Zoning, Chapter 22, Subdivision and Land Development, an ordinance establishing a Historical Architectural Review Board and other ordinances that provide for public hearings.

**B. AMEND** Section 1-602 "Definitions" as follows:

1. AMEND the term, "APPLICANT," to ADD the word "or" between "variance" and "conditional use;" to STRIKE the phrase "or permit;" and to STRIKE the sentence "Applicant specifically includes every person and/or entity that seeks or is entitled to a hearing before the Board of Supervisors of Solebury Township, Solebury Township Planning Commission, the Solebury Township Zoning Hearing Board and/or the Historical Architectural Review Board," so that the definition now reads:

> A landowner or developer, including heirs, successors, assigns and grantees, who has filed a complete application for subdivision and/or land development, or a complete application for a special exception, variance, or conditional use, or a complete application for a certificate of appropriateness. Applicant also includes a person or entity who applies for the placement/location of a telecommunications facility.

2. AMEND the term, "APPLICATION," to ADD the word "or" between "variance" and "conditional use;" to STRIKE the phrase "or permit;" and to STRIKE the sentences "The term 'application' also includes every duly filed request that requires a hearing before the Board of Supervisors of Solebury Township, the Solebury Township Zoning Hearing Board and/or the Historical Architectural Review Board. The meetings of the Solebury Township Planning Commission are not subject to the requirements of this part," so that the definition now reads:

A duly filed application for subdivision and/or land development; or, a duly filed application for a special exception, variance, or conditional use; or, a duly filed application for a certificate of appropriateness; or, a duly filed application for the placement/location of a telecommunications facility.

3. **AMEND** the term, "DULY FILED," to **STRIKE** the words "for permits" so that the definition now reads:

An application for approval by the Township, which is complete in terms of plans, reports, studies, maps, investigations, analyses, exhibits, fees, and the like. Applications for variances, special exceptions, conditional uses, subdivision, land development, certificates of appropriateness and the like shall not be considered as being duly filed unless all plans and papers are submitted as required by the Township.

4. **AMEND** the term, "ORDINANCE," to **REPLACE** the word "cilia" with "alia" so that the definition now reads:

The duly enacted ordinances of Solebury Township, including, but not limited to, Chapter 27, Zoning, as amended; Chapter 22, Subdivision and Land Development, as amended, the Solebury Township ordinance establishing, inter alia, the Historical Architectural Review Board; and every other Solebury Township ordinance and Solebury Township resolution that provides for public hearings.

C. AMEND Section 1-604 "Applicant's Obligations" as follows:

1. **AMEND** Section 1-604.1. to **STRIKE** the sentence "The applicant shall be responsible for the legal adequacy of the text of the notice and the accuracy of the addresses furnished to the Township," so that it now reads:

Contemporaneous with the filing of an application, the applicant shall certify to the Zoning Officer or HARB Administrator, if applicable, and the Township Secretary, the mailing addresses of all abutting landowners, and owners of all properties within 1,500 feet of the lot line of the lot, building or structure at issue in order for all affected individuals and entities to receive notice by mail of the application. In addition, the applicant shall provide the proposed text of the notice to be mailed, in conformance with Appendix K-101, to the affected individuals and entities, which shall include the location of the lot, building or structure involved, the relief sought, and the general nature of the question/issue involved.

2. Existing Sections 1-604.2. and 1-604.3. shall be **RENUMBERED** as Sections 1-604.4. and 1-604.5., respectively, and the following language shall be **ADDED** as new Sections 1-604.2. and 1-604.3.:

- 2. No sooner than 30 days prior to the hearing date, nor later than 21 days prior to the hearing date, the applicant shall notify the abutting owners and owners of all properties within 1,500 feet of the lot line of the lot, building or structure at issue, at the addresses certified by the applicant. Such notice shall be made by regular mail on a form attached hereto as Appendix K-101. No later than 10 days prior to the hearing date, the applicant shall provide the Township with proof of mailing.
- 3. No sooner than 30 days prior to the hearing date, nor later than 21 days prior to the hearing date, the applicant shall also post a copy of the Appendix K-101 notice at a minimum of two conspicuous locations on the subject property. The size of the postings shall be greater than 200 square inches. The applicant shall submit photographs of the posting to the Township no later than 10 days prior to the hearing date.

**D. AMEND** Section 1-605 "Township Notice Obligations" as follows:

1. **AMEND** Section 1-605.1. to **STRIKE** Subsections B. through D. in their entirety.

**E. AMEND** Section 1-607 "Costs" as follows:

1. **STRIKE** the section in its entirety.

**F. AMEND** the Township of Solebury Code of Ordinances Appendix to **ADD** a new Appendix K-101 "Notification of Plan Submission" as follows:

## Dear Property Owner:

This letter is written to inform you that \_\_\_\_\_ has filed a \_\_\_\_\_ application for property located on \_\_\_\_\_ Road in Solebury Township comprising \_\_\_\_\_\_ acres and identified as Tax Map Parcel Number(s) . The legal owner of the property is \_\_\_\_\_. The application proposes to \_\_\_\_\_. Copies of application are available for inspection at the Solebury the \_\_\_\_ Township Municipal Building. The telephone number of Solebury Township is 215-297-5656. You may also contact (insert developer / applicant contact information) a representative of to answer any questions you at may have concerning the application. The developer / applicant intend to present the above referenced proposal at the (insert reviewing body, i.e.: Planning Commission) \_\_\_\_\_ meeting on (insert date, time and location) . Electronic copies of the plans and other documents submitted for this application can be found at the Township website at www.soleburytwp.org.

## II. Partial Repealer

All other provisions of the Ordinances of Solebury Township, as amended, shall remain in full force and effect. All other Ordinances or provisions of Ordinances inconsistent herewith or in conflict with any of the terms hereof are, to the extent of said inconsistencies or conflicts, hereby specifically repealed.

#### III. Severability

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

## IV. Effective Date

All provisions of this Ordinance shall be in full force and effect five (5) days after the approval and adoption of this Ordinance.

## V. 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.

ORDAINED AND ENACTED this 18th day of \_\_\_\_\_, 2023.

BOARD OF SUPERVISORS OF SOLEBURY TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA Mark Baum Baicker, Chair the Hanna Howe, Vice Chair John Francis, Member 15 1-Robert A. McEwan, Member Kevin Morrissey, Member

Attest:

Catherine Cataldi, Township Secretary