

RESOLUTION NO. 20-30

A RESOLUTION OF THE BOARD OF SUPERVISORS OF AMITY TOWNSHIP, BERKS COUNTY, PENNSYLVANIA TO RE-ADOPT AND RE-AUTHORIZE THE 2014 LAND USE ASSUMPTIONS REPORT SUBMITTED TO THE AMITY TOWNSHIP ADVISORY COMMITTEE.

WHEREAS, in accordance with the Pennsylvania Municipalities Planning Code, 53 P.S. Section 10101, *et seq.* (the "MPC") and Act 209 of 1990 (the "Act"), on December 16, 1991, the Amity Township Board of Supervisors adopted the initial Act 209 Transportation Impact Fee Ordinance by Ordinance No. 91-132; and

WHEREAS, on December 19, 2006, the Amity Township Board of Supervisors amended the initial Act 209 Transportation Impact Fee Ordinance by Ordinance No. 230; and

WHEREAS, on January 15, 2014, the Amity Township Board of Supervisors created the Transportation Advisory Committee by Resolution No. 14-03 to review the Capital Improvements Plan and impact fee charges to make recommendations for revisions thereto; and

WHEREAS, the Transportation Advisory Committee commissioned the preparation of a Land Use Assumptions Report, Roadway Sufficiency Analysis and Transportation Capital Improvements Plan; and

WHEREAS, after a hearing held on June 18, 2014, the Transportation Advisory Committee recommended approval of the Land Use Assumptions Report, the Roadway Sufficiency Analysis, and the Transportation Capital Improvements Plan; and

WHEREAS, the Amity Township Board of Supervisors adopted the Land Use Assumptions Report dated June 2014 by Resolution No. 14-09, the Roadway Sufficiency Analysis dated August 13, 2014 by Resolution 14-12 on August 20, 2014, and the Transportation Capital Improvements Plan dated December 17, 2014 by Resolution 14-21 on December 17, 2014; and

WHEREAS, on January 21, 2015, the Act 209 Transportation Impact Fee Ordinance was amended by Ordinance No. 286, which is contained in the Code of Ordinances at Chapter 16; and

WHEREAS, on February 5, 2020, the Amity Township Traffic Impact Fee Advisory Committee was reconstituted by Resolution 2020-07 to review the Capital Improvements Plan and impact fee charges to make recommendations for revisions thereto; and

WHEREAS, the Amity Township Traffic Impact Fee Advisory Committee commissioned a revised Roadway Sufficiency Analysis and revised Transportation Capital Improvements Plan; and

WHEREAS, the Amity Township Traffic Impact Fee Advisory Committee, together with its consulting engineers, Bogia Engineering, Inc., and LTL Consultants, Ltd., concluded that the Land Use Assumptions Report approved by Resolution No. 14-09 was still valid and would be re-approved and re-authorized in this 2020 Traffic Impact Plan revision.

WHEREAS, utilizing the information provided by the Land Use Assumptions Report and the revised Roadway Sufficiency Analysis, the Amity Township Traffic Impact Fee Advisory Committee has established the need for road improvements to remedy existing deficiencies, accommodate future projected traffic volumes and identified those capital projects as set forth in the revised Transportation Capital Improvements Plan; and

WHEREAS, in accordance with the MPC and the Act, the Amity Township Traffic Impact Fee Advisory Committee held a hearing on October 21, 2020.

WHEREAS, the Advisory Committee has submitted a Land Use Assumptions Report to the Amity Township Board of Supervisors for the implementation of impact fees for capital improvements; and

WHEREAS, the Amity Township Board of Supervisors desires to take action on the Land Use Assumptions Report.

NOW, THEREFORE, the Amity Township Board of Supervisors does hereby resolve as follows:

1. The Land Use Assumptions Report dated June 2014, by LTL Consultants, Ltd., and prepared for the Amity Township Advisory Committee is hereby re-adopted and re-authorized.
2. This Resolution is enacted in order to comply with the requirements of the MPC, and in particular Section 10504-A(c)(1) of the MPC.

DULY RESOLVED, this 21st day of October 2020, by the Amity Township Board of Supervisors, Berks County, Pennsylvania, in lawful session duly assembled.

**BOARD OF SUPERVISORS
AMITY TOWNSHIP
BERKS COUNTY, PENNSYLVANIA**



Kim McGrath, Chairperson

absent

David Hackett, Vice Chairperson



Paul Weller

absent

Terry Jones



Kevin Keifrider

Attest: 

Pamela Kisch, Secretary