

ORDINANCE NO. #221

AN ORDINANCE OF AMITY TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, AMENDING AND RESTATING IN ITS ENTIRETY, PART 2, ENTITLED "ON-LOT SEWAGE DISPOSAL SYSTEMS", OF CHAPTER XXIII, ENTITLED "SEWERS AND SEWAGE DISPOSAL", OF THE TOWNSHIP OF AMITY CODE OF ORDINANCES TO PROVIDE FOR THE MANAGEMENT OF ON-LOT SEWAGE DISPOSAL FACILITIES LOCATED WITHIN THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA; ESTABLISHING PROVISIONS FOR A TITLE, INTRODUCTION AND PURPOSE, TERMS AND DEFINITIONS, APPLICABILITY, SEWAGE PERMIT REQUIREMENTS, INSPECTIONS, OPERATION, MAINTENANCE, SYSTEM REHABILITATION, LIENS, DISPOSAL OF SEPTAGE, ADMINISTRATION, APPEALS, PENALTIES AND SEVERABILITY

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by the authority of the same as follows:

SECTION 1. Part 2, entitled "On-Lot Sewage Disposal Systems", of Chapter XXIII, entitled "Sewers and Sewage Disposal", of the Township of Amity Code of Ordinances is hereby amended and restated in its entirety as follows:

"Part 2

On-Lot Sewage Disposal Systems

Section 201. Title; Introduction; Purpose.

(a) This Ordinance shall be known as the Amity Township On-Lot Sewage Disposal System Management Ordinance.

(b) As required by the Pennsylvania Second Class Township Code, as amended, (53 P.S. 65101), the Pennsylvania Clean Streams Law, as amended, (35 P.S. 691.1. et seq.), and the Pennsylvania Sewage Facilities Act, as amended, (35 P.S. 750.1, et seq., also known as Act 537), municipalities have the authority and the obligation to provide for adequate sewage treatment facilities and for the protection of public health by preventing the discharge of untreated or inadequately treated sewage. The Official Sewage Facilities Plan for Amity

Township requires the Township to enact an Ordinance to formulate and implement a Sewage Management Program to effectively prevent and abate water pollution and hazards to the public health caused by improper treatment and disposal of sewage.

(c) The purpose of this Ordinance is to provide for the regulation, inspection, maintenance, and rehabilitation of on-lot sewage disposal systems within Amity Township; to further permit the Township to intervene in situations which are public nuisances or hazards to the public health due to improper management of on-lot SDS's; and to establish penalties and appeal procedures necessary for the proper administration of a Sewage Management Program.

Section 202. Terms and Definitions.

(a) **General Terms.** In the interpretation of this Part, the singular shall include the plural, and the masculine shall include the feminine and the neuter.

(b) **Specific Terms.** For the purposes of this Part, the listed terms shall be construed to have the following meanings:

**ACT** - The Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. (1965) 1535, No. 537, as amended, 35 P.S. Section 750.1 et. seq.

**AUTHORIZED AGENT** - A licensed Sewage Enforcement Officer, professional engineer or sanitarian, plumbing inspector, soils scientist, or any other qualified or licensed person who is delegated to function within the specified limits as the agent of the Board to carry out the provisions of this Part.

**BOARD** - The Board of Supervisors of Amity Township, Berks County, Pennsylvania.

**COMMUNITY SEWAGE SYSTEM** - any system, whether publicly or privately owned, for the collection of Sewage from two or more lots or uses, or two or more equivalent dwelling units, and the treatment and/or disposal of the Sewage on one or more of the lots or at any other site, and which shall comply with all applicable regulations of the DEP.

**DEP** - The Department of Environmental Protection of the Commonwealth of Pennsylvania or any successor agency.

**INDIVIDUAL SEWAGE SYSTEM** - Any system of piping, tanks, or other facilities serving a single lot and collecting and disposing of Sewage in whole or in part into the soil or any waters of the Commonwealth of Pennsylvania or by means of conveyance to another site for final disposal.

**L&I CERTIFIED PLUMBING INSPECTOR** - Any individual currently employed by Amity Township or their designated 3<sup>rd</sup> party agency who holds a current certification from L&I as a residential and or commercial plumbing inspector.

**MALFUNCTION** - The condition which occurs when an On-lot Sewage Disposal System causes pollution to the ground or surface waters, contamination of private or public drinking water supplies, nuisance problems, or hazards to public health. Indications of malfunctioning systems include, but are not limited to, foul odors, lush grass growing over the system, backup of wastewater in the attached buildings, soggy ground over the system, surfacing Sewage effluent flowing over the ground and occurring at any time of the year.

**OFFICIAL SEWAGE FACILITIES PLAN** - A comprehensive plan for the provision of adequate Sewage disposal systems adopted by the Township and approved by the DEP in accordance with the Act and with applicable DEP regulations.

**ON-LOT SEWAGE DISPOSAL SYSTEM** - Any system for disposal of domestic Sewage involving pretreatment and subsequent disposal of the clarified Sewage into a subsurface soil absorption area or retaining tank.

**OWNER** - Any Person holding deed or title to lands within the Township.

**PERSON** - Any individual, association, partnership, public or private corporation whether for profit or not-for-profit, trust, estate, or other legally recognized entity. Whenever the term "Person" is used in connection with any clause providing for the imposition of a fine or penalty or the ordering of action to comply with the terms of this Part, the term "Person" shall include the members of an association, partnership, or firm and the officers of any public or private corporation, whether for profit or not-for-profit.

**PROPERTY** - A tract or parcel of land, held in Single and Separate

ownership, located in Amity Township.

**PROPERTY AREA** - The gross acreage as specified on the deed or deeds, and contained within the boundaries of a Property.

**PUMPER/HAULER** - Any Person approved and licensed by the Township, which engages in cleaning Community or Individual Sewage Systems and transporting the Septage cleaned from these systems.

**REHABILITATION** - Work done to modify, alter, repair, enlarge, or replace an existing On-lot Sewage Disposal System.

**REPLACEMENT AREA** - An area designated as the future location of an Individual On-lot Sewage System that shall be installed should the initial Individual On-lot System installed or to be installed fail or otherwise become inoperable and which shall meet all the regulations of the DEP and all applicable Township ordinances for an Individual Sewage System, and shall be protected from encroachment by an easement recorded in the Berks County Recorder of Deeds (this easement requirement may be satisfied by the recording of the Final Plan of a subdivision or land development plan upon which the easement appears).

**SEPTAGE** - The residual scum and sludge pumped from septic systems.

**SEWAGE** - Any substance that contains any of the waste products or excrements or other discharge from the bodies of human beings or any noxious or deleterious substance being harmful or inimical to the public health, or to animal or aquatic life or to the use of water for domestic water supply or for recreation.

**SEWAGE ENFORCEMENT OFFICER** (hereinafter called SEO) - A person appointed by the Board to administer various provisions of this Part and authorized by the DEP in accordance with Chapter 71, Administration of Sewage Facilities Program of Title 25, Rules and Regulations, Department of Environmental Protection, of the Pennsylvania Code. Such person is authorized to conduct investigations and inspections, review permit applications, issue or deny permits, and do all other activities as they may be provided for such person in the Sewage Facilities Act, the rules and regulations promulgated thereunder, and this or any other Ordinance adopted by the Board.

**SEWAGE MANAGEMENT DISTRICT** - Any area or areas of the Township designated in the Official Sewage Facilities Plan adopted by the Board as an area for which a Sewage Management Program is to be implemented.

**SEWAGE MANAGEMENT PROGRAM** - A comprehensive set of legal and administrative requirements encompassing the requirements of this Part, the Act, The Clean Streams Law, the regulations promulgated thereunder and such other requirements adopted by the Board to effectively enforce and administer this Part.

**SINGLE AND SEPARATE OWNERSHIP** - The ownership of a contiguous land area consisting of one or more lots by an Owner irrespective of the fact that parts of the land may have been acquired at different times or that the area may have been divided into parts on any plan or plat.

**TOWNSHIP** - Amity Township, Berks County, Pennsylvania.

All other definitions of words and terms used in this Part shall have the same meaning as set forth in the Sewage Facilities Act and the Regulations promulgated thereto, currently found in Chapter 73, Standards for Sewage Disposal Facilities of Title 25, Rules and Regulations, Department of Environmental Protection, of the Pennsylvania Code.

Section 203. Applicability. From the effective date of this Part, its provisions shall apply as follows:

(a) All Persons owning any Property serviced by an On-lot Sewage Disposal System shall be subject to Sections 205 and 207 of this Part. All Persons owning any Property serviced by a Community Sewage System shall be subject to Sections 205 and 207 of this Part. All Persons owning Property intended to be served with public sewer, as delineated in the Township's latest Act 537 Plan, shall not be subject to Sections 205 and 207 of this Part. All Persons owning Property within the delineated public sewer service area (until public sewers are actually installed), may participate in the requirements of Sections 205 and 207 of this Part on a voluntary basis.

(b) All Persons installing, altering or rehabilitating an On-lot Sewage Disposal System (whether individual or community) on a Property, regardless of the Property Area, shall be subject to Sections 204 and 208 of this Part.

(c) All Persons owning Property not presently served by public sewer, including those described in paragraphs (a) and (b), shall be subject to Sections 201, 202, 203, 206, 209, 210, 211, 212, and 213 of this Part.

Section 204. Sewage Permit Requirements.

(a) No Person shall request bid proposals for construction or alteration of an Individual Sewage System or Community Sewage System, install or construct an Individual or Community Sewage System, or occupy any building or structure for which an Individual or Community Sewage System is to be installed, without first obtaining a permit indicating that the site and the plans and specifications of such system are in compliance with the provisions of the Act, and the standards adopted pursuant thereto.

(b) No Community Sewage System shall be approved for installation or operation until and unless the Owner enters into an agreement with the Township specifying the duties of the Owner, its successors and assigns, for the operation, maintenance and repair of said system, and posts with the Township a bond, cash, or other financial instrument, equal to 50% of the initial cost of the equipment and installation for the first two years of operation. After the first two years of operation, and throughout the remaining life of the system, the amount shall be 10% of the cost of replacing and installing the equipment, as determined by the SEO at the time and from time to time during the remaining life of the system.

(1) The bond or financial instrument shall be in the name of the Township as payee, except that if the Community Sewage System is to be owned and operated by a homeowners' association, then, in that event, the bond or financial instrument shall be in the joint name of that homeowners' association and the Township.

(2) The financial instrument shall provide for the use of the annual income from the instrument, if any, to cover the costs of operation and inspection of the Community Sewage System if those costs are not paid directly by the Owner of homeowners' association. If no annual income is derived, or if the annual income so derived is insufficient to cover the costs of operation and inspection of the system, the Owner or homeowners' association shall provide the amount necessary to recover the costs of operation and inspection.

(3) In the event that the Board, or the Board's Authorized Agent, determines that there has been a Malfunction of the system, and the

Owner or homeowners' association fails, after notice, to repair the Malfunction, the principal of the financial instrument may be employed to fund the correction of the Malfunction. Payment will be made from the principal to the Township upon receipt of notification from the Township of the Malfunction and delivery of a contract between the Township and the contractor for the repair of the Malfunction.

(4) No such Community Sewage System shall be approved unless the Owner evidences to the Township a bona fide contract employing a qualified Sewage plant operator, for regular maintenance and operation of the system, with the operator's annual fees being paid by the Owner or homeowners' association and in default thereof, from the aforementioned financial instrument or bond.

(5) Where the system is to be owned by a homeowners' association which has legal responsibility for the operation and maintenance of the system, the contract with the plant operator may be on an annual basis. Otherwise, the contract for the operation and maintenance shall cover a period representative of the anticipated life of the system.

(c) No system or structure designed to provide individual or community Sewage disposal shall be covered from view until approval to cover the same has been given by the Township SEO. If after written notice has been given to the SEO, seventy-two (72) hours, excepting Sundays and holidays, have elapsed without inspection by the SEO, then the applicant may cover said system or structure, unless permission has been specifically refused by the SEO.

(d) The Township may require applicants for Sewage permits to notify the Township's SEO of the schedule for construction of the permitted On-lot Sewage Disposal System so that inspection(s) in addition to the final inspection required by Act 537 may be scheduled and performed by the Township's SEO at the cost of the applicant.

(e) No building or occupancy permit shall be issued by the Township for a new building which will contain Sewage generating facilities until a valid Sewage permit has been obtained from the Township's SEO or from a municipal authority or other public entity if the building is serviced by a public sewer system.

(f) No building or occupancy permit shall be issued and no work shall begin on any alteration or conversion of an existing structure which is served by

an On-lot Sewage Disposal System, if said alteration or conversion will result in the increase or potential increase in Sewage flows from the structure, until the Township and the structure's owner receive from the Township's SEO either a permit for alteration or a replacement of the existing Sewage disposal system or written notification that such a permit will not be required. In accordance with the regulations contained in Chapter 73, Section 73.1, et seq., Title 25 of the Pennsylvania Code, the SEO shall determine whether the proposed alterations of the structure will result in increased Sewage flows if on-site Sewage disposal is being used.

(g) Sewage permits for an On-lot Sewage Disposal System may be issued only by an SEO employed by the Township for that express purpose. The DEP shall be notified during January of each year after the effective date of this Ordinance by the Township as to the identity (by name, address, and SEO Certification Number) of its currently employed SEO and alternate SEO. The DEP shall also be notified in writing within 15 days of a change in the SEO or his address.

#### Section 205. Inspections.

(a) All On-lot Sewage Disposal Systems subject to this section of the Ordinance shall be inspected by a Township Sewage Enforcement Officer or L&I Certified Plumbing Inspector every *three (3)* years in conjunction with a pumping schedule and regions established by the Township, or at any other reasonable time as of the effective date of this Ordinance. A report of the inspection shall be delivered to the property owner within 30 days of the inspection. The report shall be prepared on forms provided by the Township. In cases where there is an evident Malfunction posing a substantial imminent health hazard, the SEO, should he not have performed the inspection, shall be notified within twenty-four (24) hours of the inspection.

(b) The On-lot Sewage Disposal inspection may include a physical tour of the Property, and an inspection of the septic tank, piping and absorption area.

(c) The Township's SEO shall inspect On-lot Sewage Disposal Systems known to be, or alleged to be, malfunctioning at any time, in addition to the routine scheduled inspections. Should said inspections reveal that the system is malfunctioning, the Township's SEO shall take immediate action in accordance with Section 7 of the Act (35 P.S. Section 750.7) to require the correction of the Malfunction. If total correction is not technically feasible in the opinion of the Township and/or a representative of the DEP, action by the Owner to mitigate the Malfunction shall be required.



(d) There may arise geographical areas within the Township where numerous On-lot Sewage Disposal Systems are malfunctioning. A resolution of these area wide problems may necessitate detailed planning and a Township sponsored revision to that area's Act 537 Official Sewage Facilities Plan. When a DEP authorized Official Sewage Facilities Plan Revision has been undertaken by the Township, mandatory repair or replacement of malfunctioning Individual Sewage Disposal Systems within the study area may be delayed at the discretion of the Township pending the outcome of the plan revision process. However, the Township may compel immediate corrective action whenever a Malfunction, as determined by the Township and the DEP, represents a serious public health or environmental threat.

Section 206. Operation. Only normal domestic wastes shall be discharged into any On-lot Sewage Disposal System. The following shall not be discharged into the system:

- (a) Industrial waste.
- (b) Automobile oil and other non-domestic oil.
- (c) Toxic or hazardous substances or chemicals, including but not limited to, pesticides, disinfectants, acids, paints, paint thinners, herbicides, gasoline and other solvents.
- (d) Clean surface or ground water, including water from roof or cellar drains, springs, basement sump pumps and French drains.

Section 207. Maintenance.

(a) Any person, subject to the provisions of this Part, owning a building served by an On-lot Sewage Disposal System shall have the septic tank pumped by a licensed Pumper/Hauler within *three (3)* years after the effective date of this Part in accordance with a schedule and regions developed by the Township. Thereafter, that Person shall have the tank pumped at least once every *three (3)* years in accordance with a schedule and regions developed by the Township. Receipts from the Pumper/Hauler shall be submitted to the Township within 30 days following the pumping.

(b) The Township will be divided into three (3) management areas, with 1 area designated to be pumped each year. The management areas will be evaluated with the area with greatest number of older systems to be pumped the

first year, and the area with the greatest number of new systems will be pumped in the 3<sup>rd</sup> year.

(c) To assure that septic tanks are properly pumped, septic tank lids shall be exposed prior to pumping. The exposure of the septic tank lid shall be the responsibility of the tank Owner. After pumping, the lid must remain accessible until the Sewage Enforcement Officer or Plumbing Inspector performs his inspection.

(d) In the event that a Person provides a receipt or other written evidence demonstrating that the Person's septic tank has been pumped within *three (3)* years prior to the effective date of this Part, the Township may delay that Person's initial required pumping.

(e) The required pumping frequency may be increased at the discretion of the Authorized Agent if the septic tank is undersized, if solids buildup in the tank is above average, if the hydraulic load on the system increases significantly above average, if a garbage grinder is used in the building, if the system Malfunctions, or for other good cause shown.

(f) Should maintenance be required as determined by the Sewage Enforcement Officer or Plumbing Inspector, such maintenance must be performed by the property owner. If permits are required, the property owner must first secure the necessary permits.

#### Section 208. System Rehabilitation.

(a) No person shall operate and maintain an On-lot Sewage Disposal System in such a manner that it Malfunctions. All liquid wastes, including kitchen and laundry wastes and water softener backwash, shall be discharged to a treatment tank. No Sewage system shall discharge untreated or partially treated Sewage to the surface of the ground or into the waters of the Commonwealth of Pennsylvania, unless a permit to discharge has been obtained from the DEP.

(b) A written notice of violation shall be issued to any Person who is the Owner of any Property which is found to be served by a malfunctioning On-lot Sewage Disposal System or which is discharging Sewage without a permit.

(c) Within seven (7) days of notification by the Township that a Malfunction has been identified, the Property Owner shall make application to the SEO for a permit to repair or replace the malfunctioning system. Within

thirty (30) days of initial notification by the Township, construction of the permitted repair or replacement shall commence. Within sixty (60) days of the original notification by the Township, the construction shall be completed unless seasonal or unique conditions mandate a longer period, in which case the Township shall set an extended completion date.

(d) An SEO shall have the authority to require the repair of any Malfunction by the following methods: cleaning, repair or replacement of components of the existing system, adding capacity or otherwise altering or replacing the system's treatment tank, expanding the existing disposal area, replacing the existing disposal area, replacing a gravity distribution system with a pressurized system, replacing the system with a holding tank, or any other alternative appropriate for the specific site.

(e) In lieu of, or in combination with, the remedies described in Paragraph 4 above, an SEO may require the installation of water conservation equipment and the institution of water conservation practices in structures served. Water using devices and appliances in the structure may be required to be retrofitted with water saving appurtenances or they may be required to be replaced by water conserving devices.

(f) In the event that the Rehabilitation measures set forth in the preceding 5 paragraphs are not feasible or do not prove effective, the Township may require the Owner to apply for a permit to construct a holding tank in accordance with any applicable Township ordinance. Upon receipt of said permit, the Owner shall complete construction of the system within thirty (30) days. Until that time, the Owner is responsible to keep the system pumped to keep it from discharging to the surface of the ground.

(g) Should none of the remedies described above prove totally effective in eliminating the Malfunction of an existing On-lot Sewage Disposal System, the Owner is not absolved of responsibility for that Malfunction. The Township may require whatever action is necessary to lessen or mitigate the Malfunction, including imposition of fines and other penalties under the authority granted to the Township under Section 7, 8, 12, 13, 13.1, 14, 15, and 16 of the Act (35 P.S. Sections 750.7, 750.8, 750.12, 750.13, 750.13.1, 750.14, 750.15, and 750.16).

Section 209. Liens. The Township, upon written notice from the SEO that an imminent health hazard exists due to failure of a Property Owner to maintain, repair, or replace an On-lot Sewage Disposal System as provided under the terms of this Part, shall have the authority to perform or contract to have performed, the work required by

the SEO. The Owner shall be charged for the work performed and, if necessary, a lien shall be entered therefore in accordance with law.

Section 210. Disposal of Septage.

(a) All Septage shall be disposed of in accordance with the requirements of the Solid Waste Management Act (Act 97 of 1980, P.S. §§6018.101 et seq.) and all other applicable laws and at sites or facilities approved by DEP. Approved sites or facilities shall include the following: Septage treatment facilities, wastewater treatment plants, composting sites, and approved farm lands.

(b) Pumper/Haulers of Septage operating within the Township shall operate in a manner consistent with the provisions of the Pennsylvania Solid Waste Management Act (Act 97 of 1980, 35 P.S. §§6018.101-6018.1003) and all other applicable laws.

(c) Pumper/Haulers of Septage operating within the Township shall be licensed by the Township.

(d) Septage from residential and commercial properties within the Township will be accepted at the Amity Township Sewage Treatment Plant. Industrial waste will not be accepted. A manifest indicating the origin of the load will be required.

Section 211. Administration.

(a) The Township shall fully utilize those powers it possesses through enabling statutes and ordinances to effect the purposes of this Part.

(b) The Township shall employ qualified individuals to carry out the provisions of this Part. Those employees shall include an SEO and may include an administrator and such other persons as may be necessary. The Township may also contract with private qualified persons or firms as necessary to carry out the provisions of this Part.

(c) All permits, records, reports, files and other written material relating to the installation, operation and maintenance and Malfunction of On-lot Sewage Disposal Systems in the Township shall become the property of, and be maintained by, the Township. Existing and future records shall be available for public inspection during regular business hours at the official office of the Township. All records pertaining to Sewage permits, building permits,

occupancy permits and all other aspects of the Sewage Management Program shall be made available, upon request, for inspection by representatives of the DEP, or at a frequency required by Chapter 73 of Title 25 of the Pennsylvania Code.

(d) The Township shall establish all administrative procedures necessary to properly carry out the provisions of this Part.

(e) The Township Board shall establish a fee schedule, and authorize the collection of fees, to cover the cost of the Township of administering this program.

#### Section 212. Appeals.

(a) Appeals from final decisions of the Township or any of its Authorized Agents under this Part shall be made to the Board in writing within thirty (30) from the date of written notification of the decision in question. The appeal must be made on an official appeal form and be accompanied by the appropriate appeal fee as established from time to time through resolution of the Board of Supervisors.

(b) The appellant shall be entitled to a hearing before the Board of Supervisors at its next regularly scheduled meeting, if a written appeal is received at least fourteen (14) days prior to that meeting. If the appeal is received within fourteen (14) days of the next regularly scheduled meeting, the appeal shall be heard at the next regularly scheduled meeting. The Board shall thereafter affirm, modify, or reverse the aforesaid decision. The hearing may be postponed for a good cause shown by the appellant or the Township. Additional evidence may be introduced at the hearing provided that it is submitted with the written notice of appeal.

(c) A decision shall be rendered in writing within thirty (30) days of the date of the hearing.

Section 213. Penalties. For each violation of the provisions of this Part, the Owner, agent, lessee, or contractor or any other person who commits, takes part in, or assists in any such violation shall be liable upon conviction thereof in a summary proceeding to pay a fine of not less than five hundred (\$500.00) dollars nor more than five thousand (\$5,000.00) dollars for each offense, together with the costs of prosecution. Each day or portion thereof in which a violation exists shall be considered to be a separate violation, and each Section of this Part which is violated shall be considered a separate violation. In default of payment of such fine, such Person shall be liable to

imprisonment for a period not exceeding ninety (90) days. In addition, the Township may also institute an action at law or in equity to require compliance with the terms of this Part. All such Persons shall be required to correct or remedy such violations or noncompliance within the time period set forth in an enforcement notice. Any development initiated or any structure or building constructed, reconstructed, enlarged, altered, or relocated in noncompliance with this Part may be declared to be a public nuisance and abatable as such.

Section 214. Severability. If any sentence, clause, section or part of this Part is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Part. It is hereby declared as the intent of the Board of Supervisors of the Township of Amity that this Part would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein."

SECTION 2. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall become effective five (5) days after enactment.

SECTION 4. The Township of Amity Code of Ordinances, Berks County, Pennsylvania, as amended, shall be and remain unchanged and in full force and effect except as amended, supplemented and modified by this Ordinance. This Ordinance shall become a part of the Township of Amity Code of Ordinances, Berks County, Pennsylvania, as amended, upon adoption.

DULY ENACTED AND ORDAINED this 17<sup>th</sup> day of JANUARY 2006.

TOWNSHIP OF AMITY  
BOARD OF SUPERVISORS

Richard P. Stofey  
Kevin J. Sykes  
Joseph Kaupisch  
Kim McElhath  
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Attest:

J. P. H.  
Secretary