

ORDINANCE NO. 343

AN ORDINANCE OF THE TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, AMENDING SUBSECTION (b) ENTITLED "RESIDENTIAL PROVISIONS" OF SECTION 902 ENTITLED "ACCESSORY USES OR STRUCTURES" BY ADDING A NEW PARAGRAPH (10) TO CLARIFY PERMITTED ACCESSORY BUILDINGS OR STRUCTURES; AMENDING SUBSECTION (c) ENTITLED "COMMERCIAL AND INDUSTRIAL PROVISIONS" OF SECTION 902 ENTITLED "ACCESSORY USES OR STRUCTURES" TO CLARIFY PERMITTED ACCESSORY USES; AMENDING SUB-PARAGRAPH (i) OF PARAGRAPH (17) OF SUBSECTION (b) ENTITLED "STANDARDS" OF SECTION 924 ENTITLED "OFF-STREET PARKING FACILITIES" TO CLARIFY PERMITTED TRACTOR TRAILER PARKING; AND AMENDING PARAGRAPH (14) OF SUBSECTION (b) OF SECTION 951 ENTITLED "SELF-STORAGE UNITS" TO CLARIFY PERMITTED TYPES OF SELF-STORAGE UNITS; ALL OF PART 9 ENTITLED "SUPPLEMENTARY REGULATIONS" OF CHAPTER XXXII ENTITLED "ZONING" OF THE TOWNSHIP OF AMITY CODE OF ORDINANCES

NOW, THEREFORE, 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 as aforesaid as follows:

SECTION 1. Subsection (b) entitled "Residential Provisions" of Section 902 entitled "Accessory Uses or Structures" of Part 9 entitled "Supplementary Regulations" of Chapter XXXII entitled "Zoning" of the Township of Amity Code of Ordinances is hereby amended by adding a new Sub-Paragraph (10) as follows:

"(10) In the LDR, MDR, RC, MHP and RV-Amityville Zoning Districts, accessory buildings or structures shall not include truck bodies, truck trailers, gutted mobile homes, used fuel tanks, trailers, rail box cars, sea containers or similar impermanent or moveable structures which were manufactured for another purpose."

SECTION 2. Subsection (c) entitled "Commercial and Industrial Provisions" of Section 902 entitled "Accessory Uses or Structures" of Part 9 entitled "Supplementary Regulations" of Chapter XXXII entitled "Zoning" of the Township of Amity Code of Ordinances is hereby amended and restated in its entirety as follows:

" (c) Commercial and Industrial Provisions.

- (1) Accessory buildings or structures are permitted provided that they are located in areas which have direct access to a street or driveway.

- (2) The outdoor storage of materials shall be screened from the view of adjacent properties.
- (3) Living quarters are permitted only for proprietors, watchmen, caretakers or similar employees.
- (4) Restaurants, cafeterias and/or recreational facilities are permitted provided they are intended for the use of employees only, unless they are permitted as principal uses in the district in which they are constructed.
- (5) In the HC, SCC, LI/O and PBOI Zoning Districts, accessory buildings or structures shall not include truck bodies, truck trailers, gutted mobile homes, used fuel tanks, trailers or rail box cars.
- (6) In the HC, SCC, LI/O and PBOI Zoning Districts, permitted accessory buildings or structures are not permitted in the front yard."

SECTION 3. Sub-Paragraph (i) of Paragraph (17) of Subsection (b) entitled "Standards" of Section 924 entitled "Off-Street Parking Facilities" of Part 9 entitled "Supplementary Regulations" of Chapter XXXII entitled "Zoning" of the Township of Amity Code of Ordinances is hereby amended and restated in its entirety as follows:

"(i) No tractor trailer truck, or trailer from a tractor trailer truck, shall be stored or parked for more than 48 hours within any Zoning District other than the Light Industrial/Office District (LI/O District) or Planned Business/Office Industrial District (PBOI District), unless it is stored within a completely enclosed building."

SECTION 4. Paragraph (14) of Subsection (b) of Section 951 entitled "Self-storage Units" of Part 9 entitled "Supplementary Regulations" of Chapter XXXII entitled "Zoning" of the Township of Amity Code of Ordinances is hereby amended and restated in its entirety as follows:

"(14) Each building shall be a fully enclosed building, built of durable materials on a permanent foundation. Truck bodies, truck trailers, gutted mobile homes, used fuel tanks, trailers, rail box cars, sea containers or similar impermanent or moveable structures which were manufactured for another purpose shall not be used as buildings for self-storage units."

SECTION 5. If any sentence, clause, section or part of this Ordinance 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 Ordinance. It is hereby declared as the intent of the Board of Supervisors of the Township that this Ordinance would have been adopted had such

unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included therein.

SECTION 6. Any and all Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 7. This Ordinance shall become effective five (5) days following the date of adoption.


SECTION 8. The Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, shall be and remain unchanged and in full effect except as amended, supplemented and/or modified by this Ordinance. This Ordinance shall become a part of the Code of Ordinances, as amended, of the Township of Amity, Berks County, Pennsylvania, upon adoption.

DULY ENACTED AND ORDAINED into law this 18th day of December, 2024 by the Board of Supervisors of the Township of Amity, Berks County, Pennsylvania.

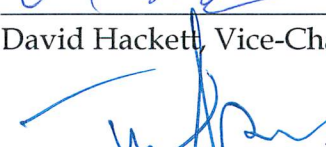
TOWNSHIP OF AMITY
BOARD OF SUPERVISORS




Kim McGrath, Chairperson




David Hackett, Vice-Chairperson



Terry Jones

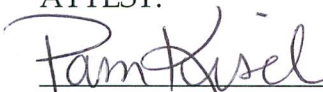


Kevin Keifrider



Paul Weller

ATTEST:

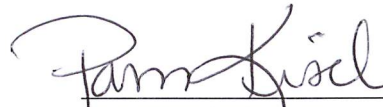


Pam Kisch, Secretary
(SEAL)

MUNICIPAL CERTIFICATION

I, Pam Kisch, Secretary of the TOWNSHIP OF AMITY, BERKS COUNTY, PENNSYLVANIA, do hereby certify that the foregoing Ordinance No. 343 was advertised in the *Reading Eagle*, a daily newspaper of general circulation in the Township of Amity, on December 4, 2024, and was duly enacted and approved as set forth at a Regular Meeting of the Board of Supervisors held on December 18, 2024.

(SEAL)



Pam Kisch, Secretary

Date: December 18, 2024