

ORDINANCE NO. 2005-05

**AN ORDINANCE OF BETHEL TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, AMENDING THE BETHEL TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT ORDINANCE (ORDINANCE 1999-3), AS AMENDED BY AUTHORIZING AND SPECIFYING REVIEW OF LAND DEVELOPMENT AND SUBDIVISION PLANS BY THE TOWNSHIP SOLICITOR AND PROVIDING FOR THE PAYMENT OF THE SAME BY THE APPLICANT**

The Board of Supervisors of the Township of Bethel, County of Berks, Commonwealth of Pennsylvania, hereby finds and determines that:

**Premises**

1. On July 19, 1999, the Bethel Township Board of Supervisors enacted Ordinance 1999-3, known as the "Subdivision and Land Development Ordinance" (hereinafter "SALDO").

2. Bethel Township Planning Commission has recommended to the Board of Supervisors that further amendments to the SALDO be made to expressly provide for plan reviews by the Township Solicitor and for the payment of fees associated with any such reviews by the Applicant.

NOW THEREFORE, in consideration of the above recitals which are incorporated herein by reference, the Board of Supervisors of the Township of Bethel, County of Berks, Commonwealth of Pennsylvania therefore enacts and ordains the following:

**Section I. SALDO Amendments**

The Bethel Township Subdivision and Land Development Ordinance (Ordinance 1999-3), as amended, is hereby further amended as follows:

(a) Section 3.03.C - Review - is amended by adding the words: "Township Solicitor" after the words "Township Engineer" in the fourth line of said Section.

(b) Section 3.04.C - Review - is amended by adding the words: "Township Solicitor" after the words "Township Engineer" in the first line of the second paragraph of said Section.

(c) Section 3.05.C - Review - is amended by deleting the third sentence that begins with: "the Plan..." and ends with "review and comment" and replacing it with the following two sentences: "The Plan may be forwarded to the Township Engineer, Township Solicitor, or other appropriate agency and/or professional

for review and comment. The Plan shall also be examined to determine if required site improvements have been installed or in lieu of the installation of the same, a bond or appropriate financial security may be required as a condition of final approval in accordance with the Pennsylvania Municipalities Planning Code.”

**Section II. Ratification and Repeals**

All Ordinances or parts of Ordinances that are inconsistent with the Provisions of this Ordinance are hereby repealed, but except as expressly modified herein, the Bethel Township Subdivision and Land Development Ordinance, as amended, is hereby ratified and confirmed and shall remain in full force and effect.

**Section III. Severability**

If any sentence, clause, section or part of this Ordinance for any reason is 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 that the intent of the Board of Supervisors that this Ordinance would have been adopted if such unconstitutional, illegal or invalid sentence, clause, section or part thereof had not been included herein.

**Section IV. Effective Date**


This Ordinance shall be effective five (5) days after enactment.

ORDAINED and ENACTED as an Ordinance by the Board of Supervisors of the Township of Bethel, County of Berks, Pennsylvania, in lawful session duly assembled, this 31<sup>st</sup> day of August, 2005.

BETHEL TOWNSHIP  
BOARD OF SUPERVISORS

By:

  
Randall Haag, Chairman

  
Steven Henning, Supervisor

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Kenneth Norton, Supervisor

Attest:

  
Jayne Seifrit, Secretary

*Helen K. Shirey Assistant*