

PERKASIE BOROUGH
ORDINANCE NO.

AN ORDINANCE OF THE BOROUGH OF PERKASIE,
BUCKS COUNTY, PENNSYLVANIA, AMENDING THE
PERKASIE BOROUGH ZONING ORDINANCE
SO AS TO RE-ZONE OR CHANGE THE ZONING OF
BUCKS COUNTY TAX PARCEL NOS. 33-005-438 AND 33-005-456
FROM INDUSTRIAL-2 (I-2) TO RESIDENTIAL-3 (R-3)

WHEREAS, the Borough Code at 8 Pa.C.S.A. §101 *et seq.*, authorizes the Borough Council of the Borough of Perkasia (“Borough Council”) to make and adopt ordinances that are consistent with the constitution and laws of the Commonwealth when necessary for the proper management, care and control of the Borough and the maintenance of peace, good government and welfare of the Borough and its citizens;

WHEREAS, the Borough Council has determined that it will be in the best interest of the Borough to amend the Zoning Ordinance so as to re-zone Tax Parcel Nos. 33-005-438 and 33-005-456 from Industrial-2 (I-2) to Residential-3 (R-3); and

WHEREAS, the Borough Council has met and will meet the procedural requirements for the adoption of the proposed ordinance; and

WHEREAS, the Borough Council, after due consideration of the proposed ordinance at a duly advertised public hearing, has determined that the best interest and general welfare of Perkasia Borough will be served by the amendment to the Zoning Ordinance of the Borough of Perkasia.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Perkasia, Bucks County, Pennsylvania, and it is hereby enacted and ordained by the authority of same as follows:

SECTION 1. Tax Parcel Nos. 33-005-438 and 33-005-456 are herein re-zoned from Industrial-2 (I-2) to Residential-3 (R-3) and the Perkasia Borough Zoning Map is herein amended so as to reflect the change as noted herein.

SECTION 2. All ordinances or parts of ordinances that are inconsistent herewith, are hereby repealed, it being understood and intended that all ordinances and the Perkasio Borough Code, such as are not otherwise specifically in conflict or inconsistent with this Ordinance, shall remain in full force and effect, the same being reaffirmed hereby.

SECTION 3. The Council of the Borough of Perkasio does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments to the Perkasio Borough Code, including this Ordinance.

SECTION 4. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional, by any court of competent jurisdiction, such provision shall be separate, distinct and independent, and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 5. The failure of the Borough of Perkasio to enforce any provisions of this Ordinance shall not constitute a waiver by the Borough of its rights of future enforcement hereunder.

SECTION 6. This Ordinance shall be effective five (5) days after enactment.

SECTION 7. Under the authority conferred by the Borough Code, 8 Pa.C.S.A. § 101, *et seq.*, the Municipalities Planning Code and other relevant statutory law, the Council of the Borough of Perkasio in the County of Bucks, Commonwealth of Pennsylvania does hereby enact and ordain this Ordinance for the Borough of Perkasio.

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Approved by the Borough Council of the Borough of Perkasio, this _____ day of _____, 2019.

ATTEST:

BOROUGH OF PERKASIE

Andrea L. Coaxum, Secretary

James Ryder, Council President

Examined and approved this _____ day of _____, 2019.

John Hollenbach, Mayor