

ORDINANCE NO. 2-2017

AN ORDINANCE TO AMEND CHAPTER 27, PART 11, SECTION 20 (§27-1120) OF THE CODE OF ORDINANCES OF THE BOROUGH OF CRESSONA TO GRANT COUNCIL THE ABILITY TO EXEMPT PROPOSED ACTIVITIES FROM THE STORM WATER MANAGEMENT PLAN, UNDER CERTAIN CONDITIONS, IF THOSE ACTIVITIES INVOLVE THE ADDITION OF IMPERVIOUS STRUCTURES NOT EXCEEDING 500 SQUARE FEET, OR REPAIR OF EXISTING STRUCTURES.

WHEREAS, the Borough of Cressona has enacted a Code of Ordinances establishing rules and regulations within the Borough;

WHEREAS, as part of the aforesaid Code of Ordinances, the Borough has enacted a Storm Water Management Provision to prevent excessive storm water run-off;

WHEREAS, the Borough Council believes it is in the best interests of the residents of the Borough to amend the aforesaid provision to allow Council, in its sole discretion, to exempt an activity from the storm water management plan requirements if proposed impervious additions are less than 500 square feet, or for repairs to existing structures,

NOW, THEREFORE, be it ordained by the Borough of Cressona, that §27-1120 of the Code of Ordinance of the Borough of Cressona is hereby AMENDED as follows:

For any actions or proposed actions that involve the alteration or development of land in a manner that may affect storm water runoff, a storm water management plan must be prepared by a qualified design professional prior to the issuance of a zoning or building permit. Post-development runoff shall not exceed pre-development runoff based upon calculations for all storm frequencies through a 25-year storm return period. An applicant may utilize existing storm water infrastructure if calculations show the facility is capable of handling the increase. Borough Council may exempt an activity from the storm water management plan requirement for activities involving proposed impervious additions of less than

500 square feet, or for repairs to existing structures. Any exemption must be approved by Borough Council. The Zoning Officer will forward the plan and calculations to the Borough Engineer for review prior to the issuance of the permit, notwithstanding all other provisions of this Chapter.

Any ordinance or part of any ordinance conflicting with the provisions of this Ordinance shall be and the same is hereby repealed, insofar as the same effects this Ordinance.

If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable without the invalid portion. The Borough reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of the Ordinance, and the effective administration thereof.

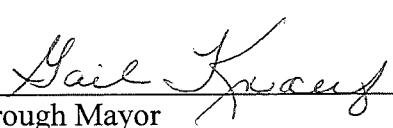
ENACTED this 20th day of March, 2017, by the Cressona Borough Council in lawful session duly assembled.

CRESSONA BOROUGH
COUNCIL



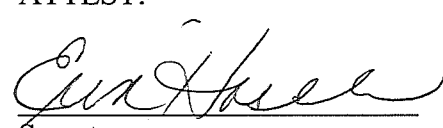
Council President

CRESSONA BOROUGH



Borough Mayor

ATTEST:

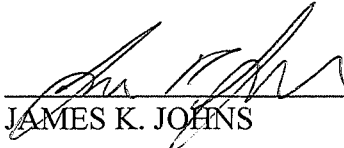


Secretary

ATTESTATION

I, Jim Johns, Council President of the Borough of Cressona, Schuylkill County, Pennsylvania, attest that the foregoing is a true and correct copy of the proposed Ordinance amending the storm water management plan in the Borough.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township this 20th day of March, 2017.



JAMES K. JOHNS