

**FAIRVIEW TOWNSHIP
YORK COUNTY, PENNSYLVANIA**

Ordinance 2023 - 05

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF
FAIRVIEW TOWNSHIP AMENDING CHAPTER 300 OF THE CODE
OF FAIRVIEW TOWNSHIP, ORDINANCE 2013-2, THE
FAIRVIEW TOWNSHIP ZONING ORDINANCE, AND
SPECIFICALLY AMENDING THE OFFICIAL ZONING MAP**

NOW, THEREFORE, it is hereby enacted and ordained by the Board of Supervisors of Fairview Township, York County, Pennsylvania, and by and through the authority of the same, that the Fairview Township Zoning Ordinance is amended as follows:

SECTION ONE. The Official Zoning Map of Fairview Township is hereby amended as follows:

- A. The RL - Rural Living District as shown on the Zoning Map is hereby decreased by deleting therefrom all that certain land more fully described below, said land hereby being hereafter designated, reclassified and rezoned to be included in and added to the RS – Single Family Residential District as more fully set forth below.
- B. The RS – Single Family Residential District is hereby increased by adding thereto and including therein all that certain land more fully described below.
- C. The following described land situated in Fairview Township is hereby rezoned and reclassified from RL - Rural Living to RS – Single Family Residential.

PROPERTY DESCRIPTION

A PORTION OF YORK COUNTY TAX PARCEL
27-000-RE-0006.00-00000
Fairview Township, York County, Pennsylvania

Being a portion of land situated in the Township of Fairview, County of York, State of Pennsylvania, described in Deed Book 35-T, Page 55, now or formerly of Samuel Roy Weaver, more particularly described as follows:

BEGINNING at point at or near the center of Old Forge Road (S.R. 4020), said point being located approximately 13.51' southwest of the centerline intersection of Shauffnertown Road (T-857) and Old Forge Road and being the northernmost corner of lands now or formerly of Michael D. Linn (Tax Parcel 27-000-RE-0006.A0-00000);

Thence along said centerline of Old Forge Road the following seven (7) courses and distances:

1. By a curve to the right having a radius of 1,000.00 feet, an arc length of 25.66 feet, having a chord bearing of North 25 degrees 29 minutes 27 seconds East and a chord distance of 25.66 feet to a point;
2. North 26 degrees 13 minutes 33 seconds East a distance of 146.75 feet to a point;
3. By a curve to the right having a radius of 275.00 feet, an arc length of 145.54 feet, having a chord bearing of North 41 degrees 23 minutes 13 seconds East and a chord distance of 143.84 feet to a point;

4. By a curve to the left having a radius of 3,500.00 feet, an arc length of 108.50 feet, having a chord bearing of North 55 degrees 39 minutes 36 seconds East and a chord distance of 108.49 feet to a point;
5. North 54 degrees 46 minutes 19 seconds East a distance of 30.24 feet to a point;
6. By a curve to the left having a radius of 1,100.00, an arc length of 232.40 feet, having a radius of North 48 degrees 43 minutes 10 seconds East and a chord distance of 231.97 feet to a point, and
7. North 42 degrees 40 minutes 01 second East a distance of 332.03 feet to a point;

Thence leaving said Old Forge Road and along lands now or formerly of Arthur D. & Jacqueline E. Weltmer, Judith A. Meyer, Douglas R. Krick & Amanda N. Clark, Nancy L. Souders, Charles W. Williams & Cathy J. Souders, William H. & Normajean C. Krouse, David R. & Kerriann M. Kline, Dan L. & Jennifer Wagner, and Harvey R. White & Sherry Lynn Ringer, South 43 degrees 15 minutes 58 seconds East a distance of 1,368.26 feet to a point at or near the center of Rudytown Road (T-969);

Thence along said centerline of Rudytown Road the following eight (8) courses and distances:

1. By a curve to the left having a radius of 2,060.00 feet, an arc length of 180.83 feet, having a chord bearing of South 56 degrees 41 minutes 05 seconds West and a chord distance of 180.77 feet to a point;
2. South 54 degrees 10 minutes 12 seconds West a distance of 109.46 feet to a point;
3. By a curve to the right having a radius of 250.00 feet, an arc length of 108.47 feet, having a chord bearing of South 66 degrees 35 minutes 58 seconds West and a chord distance of 107.62 feet to a point;
4. By a curve to the right having a radius of 600.00 feet, an arc length of 143.73 feet, having a chord bearing of South 85 degrees 48 minutes 38 seconds West and a chord distance of 143.38 feet to a point;
5. North 87 degrees 19 minutes 37 seconds West a distance of 430.22 feet to a point;
6. North 86 degrees 50 minutes 48 seconds West a distance of 339.73 feet to a point;
7. North 86 degrees 24 minutes 35 seconds West a distance of 124.88 feet to a point; and
8. North 87 degrees 14 minutes 32 seconds West a distance of 108.32 feet to a point at lands now or formerly of Michael D. Linn;

Thence leaving Rudytown Road and along said lands now or formerly of Michael D. Linn the following three (3) courses and distances:

1. North 01 degree 18 minutes 18 seconds West a distance of 128.42 feet to an iron pin;
2. North 03 degrees 20 minutes 32 seconds East a distance of 226.56 feet to an iron pin; and
3. North 65 degrees 30 minutes 39 seconds West a distance of 164.09 feet to a point, being the place of BEGINNING.

CONTAINING: 1,143,574 Square Feet (26.25 Acres)

SECTION TWO. The Township Zoning Officer is directed to revise the Zoning Map in accordance with this Ordinance.

SECTION THREE. All other sections, parts and provisions of the Fairview Township Zoning Ordinance shall remain in full force and effect as previously enacted and amended.

SECTION FOUR. In the event any provisions, sections, sentences, clause, or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality, or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses, or parts of this Ordinance, it being the intent of the Board of Supervisors that the remainder of the Ordinance shall remain in full force and effect.

SECTION FIVE. This Ordinance shall take effect and be in force five (5) days after its enactment by the Board of Supervisors of Fairview Township as provided by law.

DULY ORDAINED and ENACTED this 26th day of June, 2023, by the Board of Supervisors of Fairview Township, York County, Pennsylvania, in lawful session duly assembled.

ATTEST:

TOWNSHIP

By: 

Donald F. Martin
Township Secretary

BOARD OF SUPERVISORS OF FAIRVIEW

By: 

Dr. Lawrence G. Cox, Chairman

By: 

Mario D. Pirritano, Vice-Chairman

By: 

Christopher L. Allen

By: 

John W. Jones

By: 

Matthew Cox