

TOWNSHIP OF HEMPFIELD
WESTMORELAND COUNTY, PENNSYLVANIA

An Ordinance of the Township of Hempfield

AMENDING CHAPTER 76 OF THE ZONING ORDINANCE, SUBDIVISION OF LAND; SAID ORDINANCE SHALL SPECIFICALLY AMEND §76-11, REQUIRED IMPROVEMENTS, AND ALSO AMENDING CHAPTER 75, SIDEWALKS & STREET, CONSTRUCTION STANDARDS

WHEREAS, the Board of Supervisors of Hempfield Township deems it to be in the best interest of the Township to amend Chapter 76 (“Subdivision of Land”) so as to add the addition of Subsection 6, “Sidewalks”, to Section 76-11, Required Improvements; and

WHEREAS, the Board of Supervisors of Hempfield Township further finds it appropriate to also amend Chapter 75, “Streets and Sidewalks”, to update Part G of Subsection 1, Construction Standards.

WHEREAS, the Board of Supervisors has met the procedural requirements of the Pennsylvania Municipalities Planning Code, for the adoption of the proposed ordinance amendments, including holding a public hearing; and

WHEREAS, the Second Class Township Code authorizes the Board of Supervisors to make and adopt Ordinances that are consistent with the Constitution and the laws of the Commonwealth that it deems necessary for the proper management, care and control of the Township and the maintenance of peace, good government, health and welfare of the Township and its citizens.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of Hempfield Township, Westmoreland County, Pennsylvania, as follows:

SECTION I: CHAPTER 76 – SUBDIVISION OF LAND of the Code of the Township of Hempfield, is hereby amended to add the following subsection(s) to §76-11

Required Improvements:

(6) Sidewalks

- a) Sidewalks shall be required in the following circumstances:
 - 1) In residential developments where newly constructed roadways are to be dedicated to the Township as required.
 - 2) Existing roadways within residential developments shall be required to provide sidewalks when there ten (10) or more residential lots proposed through all phases.
 - 3) In any new nonresidential development or redevelopment of existing nonresidential development that is located within the Corridor Enhancement Overlay District.
 - 4) In other locations where the purpose is to create or continue existing sidewalk infrastructure as to promote safe and efficient pedestrian movement.
- b) Sidewalks shall be constructed in accordance with the Hempfield Township construction standards found in Chapter 75-1 Construction Standards, and to any additional PennDOT sidewalk standards.
- c) Sidewalks shall be constructed prior to the roadway being dedicated.
- d) New sidewalks shall be constructed on both sides of the right-of-way.
- e) When the Township Staff/and or Board of Supervisors deems the requirement of sidewalks alongside the right-of-way to be unsafe, the developer shall provide a pedestrian connection at a different location on his/her property. This connection shall be constructed in a location as to continue and connect with existing or planned pedestrian connections.
- f) The Board of Supervisors shall have the right to modify this ordinance, pending review and approval, if a report is provided by the developer.

SECTION II: All other provision(s) of Chapter 76 – Subdivision of Land of the Code of the Township of Hempfield shall remain in full force and effect.

SECTION III: CHAPTER 75 – STREETS AND SIDEWALKS of the Code of the Township of Hempfield, is hereby amended to repeal and replace **Part G** of §76-1, **Construction Standards**, which shall now read as follows:

G. Sidewalks shall have a minimum thickness of 4 inches. Where a sidewalk crosses a driveway, the required thickness shall be 6 inches.

SECTION IV: All other provision(s) of Chapter 75 – Streets and Sidewalks of the Code of the Township of Hempfield shall remain in full force and effect.

SECTION V: It is herein declared that the provisions of this Ordinance are severable, and if any provisions, portions, or sections of this Ordinance are declared to be illegal, invalid, or unconstitutional, the decision or decisions of any Court, which makes such declarations, shall not impair or affect any of the remaining portions of this Ordinance.

SECTION VI: This Ordinance shall become effective upon adoption of the same by the Township of Hempfield and recordation of the same in the official Ordinance Book of the Township of Hempfield.

ORDAINED AND ENACTED into an Ordinance by the Board of Supervisors of the Township of Hempfield, Westmoreland County, Pennsylvania, at a meeting duly assembled this 29 day of April, 2024.


TOWNSHIP OF HEMPFIELD

By:

Chairman



ATTEST: (SEAL)


Secretary

(Seal of the Township)