

**BOROUGH OF HUMMELSTOWN
DAUPHIN COUNTY, PENNSYLVANIA**

ORDINANCE NO.: 2023- 04

**AN ORDINANCE OF THE BOROUGH OF
HUMMELSTOWN AMENDING CHAPTER 27
(ZONING), PART 17 (OFF-STREET
PARKING), SECTION 27-1703 (LOCATION
AND MANAGEMENT REQUIREMENTS), TO
CLARIFY THE REQUIREMENTS FOR
CHANGES IN USE.**

WHEREAS, the Borough Council of Hummelstown Borough, Dauphin County, Pennsylvania is vested with the legislative authority to adopt ordinances to secure the safety of persons and property within its borders. *See* 8 Pa.C.S. § 1202; *and*

WHEREAS, the Borough Council, after due consideration of the proposed ordinance amendment at a duly advertised public meeting, has determined that the health, safety, and general welfare of the residents of the Borough of Hummelstown will be served by the proposed amendments.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED, by the authority of the Borough Council of the Borough of Hummelstown, Dauphin County, Pennsylvania, that the Code of Ordinances of Hummelstown Borough, Chapter 27 (Zoning), Part 17 (Off-Street Parking), Section 27-1703(1) is amended as follows with bracketed and struck text to be deleted, underlined text to be added, and ellipses to show sections of code remaining unchanged:

SECTION 1: ORDINANCE AMENDMENT.

Section 27-1703 Location and Management Requirements.

1. Existing Parking. Structures and uses existing on the effective date of this chapter shall not be subject to the requirements of [~~this Part~~] Section 27-1702 so long as the type or extent of use is not changed, provided that any parking facility now serving such structures or uses shall not in the future be reduced below such requirements.

* * *

SECTION 2. SEVERABILITY. If any section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase or word in this Ordinance is declared by any reason to be illegal, unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect or impair the validity of this Ordinance or Chapter 27 of Hummelstown Borough Code of Ordinances as a whole, or any other section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, word or remaining portion of this Ordinance or Chapter of the Borough Code. The Borough Council hereby declares that it would have adopted

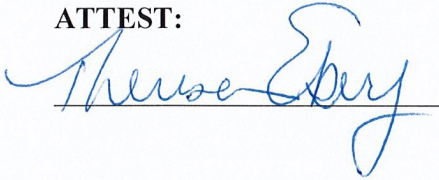
this Ordinance and each section, subsection, phrase and word thereof, irrespective of the fact that any one or more of those sections, subsections, provisions, regulations, limitations, restrictions, sentences, clauses, phrases or words may be declared illegal, unconstitutional or invalid.

SECTION 3. REPEALER. All ordinances or parts of ordinances that are inconsistent herewith shall be and the same expressly are repealed.

SECTION 4. EFFECTIVE DATE. This Ordinance shall become effective within five days of enactment.

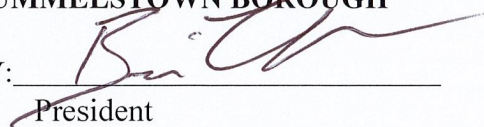
BE IT DULY ORDAINED AND ENACTED into law this 20 day of April, 2023, by Hummelstown Borough, Dauphin County, Pennsylvania, in lawful session duly assembled.

ATTEST:



**BOROUGH COUNCIL
HUMMELSTOWN BOROUGH**

BY: _____


President