

ORDINANCE NO. 2017

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE TOWNSHIP OF SOLEBURY, BUCKS COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Solebury hereby ordains:

Section 1. Adoption.

The Township of Solebury Code of Ordinances, as prepared and published for the said Township of Solebury by General Code, is hereby adopted as a consolidation, codification and revision of the ordinances of the Township of Solebury. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Township of Solebury organized as follows:

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Chapter 1	Administration and Government
Chapter 2	[Reserved]
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Chapter 4	[Reserved]
Chapter 5	Code Enforcement
Chapter 6	[Reserved]
Chapter 7	Fire Prevention and Fire Protection
Chapter 8	Floodplains
Chapter 9	Grading and Excavating
Chapter 10	Health and Safety
Chapter 11	Historic District
Chapter 12	[Reserved]
Chapter 13	[Reserved]
Chapter 14	[Reserved]
Chapter 15	Motor Vehicles and Traffic
Chapter 16	Parks and Recreation
Chapter 17	[Reserved]
Chapter 18	Sewers and Sewage Disposal
Chapter 19	[Reserved]

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- Chapter 20 Solid Waste
- Chapter 21 Streets and Sidewalks
- Chapter 22 Subdivision and Land Development
- Chapter 23 Stormwater Management
- Chapter 24 Taxation; Special
- Chapter 25 [Reserved]
- Chapter 26 Water
- Chapter 27 Zoning

APPENDIX:

- A Adjustments to Township Boundaries
- B Debt and Bond Issues
- C Franchises and Services
- D Governmental and Intergovernmental Affairs
- E Plan Approval
- F Public Property
- G Sewers
- H Streets and Sidewalks
- I Water
- J Zoning; Prior Ordinances

Table of Disposition of All Ordinances

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Township of Solebury shall be authoritative.

Section 2. Citation and Effective Date.

The codification referred to in Section 1 of this ordinance shall be known and cited officially as the Township of Solebury Code of Ordinances, and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

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Section 3. Saving Clause.

The provisions of the Township of Solebury Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Township of Solebury Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation and Revision.

As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. *Consolidations.*

Section	Subject	Ordinance No., Section
		[Reserved]

B. *Revisions.*

Section	Subject	Ordinance No., Section
		[Reserved]

Section 5. New Enactments, Amendments and Repeals.

As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. *New Enactments.*

Section	Subject
§§ 1-101—1-111	Preliminary Provisions
§§ 7-101—7-106	Fireworks

B. *Amendments.*

Section	Subject	Ordinance No., Section
§ 1-301	Police Officers’ Authority to Arrest Without Warrant	161, § I
Art. IV	Bylaws of Township Environmental Advisory Council	
§ 8-211	Enforcement	2015-2, § 3.11
§ 9-101	Short Title	2009-4, § 1
§ 9-114	Violations	2009-4, § 14
§ 10-105	Exceptions	2005-9, § 5
§ 10-106	Penalty	2005-9, § 6
§ 10-204	Exceptions	205, § IV

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Section	Subject	Ordinance No., Section
§ 10-206	Enforcement, Violation and Penalties	205, § VI
§ 10-304	Registration of Alarm Installation; Fees	63, § 4
§ 10-305	Fees for False Alarms	63, § 5
§ 10-308	Operation of Alarm Business	63, § 8; 107, § 1
§ 10-309	Penalties	63, § 9
§ 11-105	Written Recommendations	68, § 5
§ 11-116	Penalty	68, § 16
§ 16-111	Violations and Penalties	2012-4, § XI
§ 18-116	Penalties	2014-7, § XVI
§ 18-204	Enforcement	2014-9, § IV
§ 18-310	Penalties	2014-8, § 10
§ 20-107	Penalties	2007-8, § 7
§ 20-212	Enforcement; Violations and Penalties	2011-3, § XII
§ 21-105	Permit Fee	24C, § V
§ 21-106	Penalties	24C, § VI
§ 21-306	Penalties	34, § VI
§ 22-202	Sanctions and Penalties	5/18/2004, § 2.01
§ 22-302	Definitions	5/18/2004, § 3.01; 2011-5, Art. I; 2015-4, Arts. I—IV
§ 23-905	Penalties	2011-6, § 905
§ 24-209	Violations and Penalties	2008-8, § 1-109
§ 26-104	Enforcement Penalties	102, § 4
§ 26-208	Violations	216, Art. VIII
§ 27-202	Definition of Terms	94, § 201; 108, § 1; 113, §§ 2—45, 98—105; 138, §§ 5—7; 140, § I.1; 153, § 1; 168, § II.2; 171, § I.1; 178, § I.1; 181, § I.3, .4; 186, § I.1, .2; 189, § I.1; 190, § II; 194, § 1.2, .3, .4; 200, § I; 203, § I; 204, § I; 206, § 1;

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Section	Subject	Ordinance No., Section
		2005-6, § 1; 2006-3; Art. II; 2007-6, §§ 01, 09; 2007-7, § I; 2011-4, Arts. I—III; 2011-7, Art. I; 2012-5, Art. I; 2014-5, Arts. I, II; 2015-3, Art. I
§ 27-1005	Design Standards for Attached and Multi-family Dwelling Units	94, § 704; 113, §§ 51, 52; 138, §§ 36—38; 153, § 1; 2011-4, Arts. IV—VIII
§ 27-2512	Environmental Controls	94, § 1811; 113, § 75; 153, § 1; 204, § II
§ 27-2602	Special Principal Use Regulations	94, § 1901; 108, §§ 3—5; 113, §§ 76—79; 138, § 45; 153, § 1; 181, § I.5; 189, § I.9, .10; 206, §§ 2—4; 2005-6, §§ 3,4; 2011-4, Arts. XXXIX, XL; 2011-7, Arts. V, VI; 2012-2, Arts. IX—XII
§ 27-2603	Accessory Uses, Buildings and Structures	94, § 1902; 113, § 80; 131, § 1; 138, § 46; 153, § 1; 163, § I.5, .6; 168, § II.1; 178, § II; 195, § I.5, .6; 200, § II; 2011-4, Art. XLI; 2011-7, Art. VII; 2012-2, Art. XIII
§ 27-2610	Environmental Impact Assessment Report	94, § 1909; 113, § 88; 138, §§ 48, 49; 153, § 1; 154, §§ 1, 2; 2007-6, § 08
§ 27-2804	Use Regulations	94, § 2003; 113, § 89; 138, § 52; 163, § I.4; 195, § I.4
§ 27-2902	Requirement for Zoning Permit	94, § 2101; 113, §§ 91, 92; 153, § 1; 203, §§ II—V; 2007-6, § 08
§ 27-2913	Enforcement Remedies	94, § 2111; 138, § 61; 153, § 1
§ 27-3004	Hearings and Decisions	94, § 2203; 113, § 95; 153, § 1

C. *Repeals.*

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Ordinance/Resolution Subject

Ord. 19 Fireworks Display Permits

Ord. 35 Mobile Homes and Mobile Home Parks

Section 6. Adoption of Standard Codes by Reference.

As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

Section Short Title

[Reserved]

Section 7. Procedural Changes.

The following minor procedural changes have been made to existing Township of Solebury ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Township Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 8. Amending the Code of Ordinances.

The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. *Amendment or Revision.* "Chapter ____, Part ____, Section ____, Subsection ____ is hereby amended [revised] to read as follows. . ."
- B. *Additions.* "Chapter ____, Part ____, Section ____, Subsection ____ is hereby amended by the addition of the following. . ."
- C. *Repeal.* "Chapter ____, Part ____, Section ____, Subsection ____ is hereby repealed in its entirety."

Section 9. Responsibility for Code of Ordinances.

It shall be the responsibility of the Township of Solebury Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Township of Solebury Code of Ordinances and shall be available for public inspection.

Section 10. Penalties.

It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Township of Solebury. Whosoever shall violate this Section shall be

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guilty of an offense under § 4911, "Tampering with Public Records or Information, of the Crimes Code, 18 Pa.C.S.A. § 4911, and shall be prosecuted under that Section of the law.

Section 11. Severability of Parts of Codification.

It is hereby declared to be the intention of the Township of Solebury that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this ____ day of _____, 20 ____.

ATTEST:

Township of Solebury

Gretchen K. Rice
Secretary

Kevin Morrissey
Chairman, Board of Supervisors