

ORDINANCE NO. 278

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE TOWNSHIP OF RICHLAND, ALLEGHENY COUNTY, PENNSYLVANIA; CONSOLIDATING, RE-VISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; ADOPTING STANDARD CODES BY REFERENCE; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITA-TION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PRO-VISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Richland hereby ordains:

Section 1. Adoption.

The “Code of Ordinances, Township of Richland,” as prepared and published for the said Township by Penns Valley Publishers, Harrisburg, Pennsylvania, is hereby adopted as a consolidation, codification and revision of the ordinances of the Township. Chapters 1 through 27 thereof contain the text of the body of all general administrative and penal ordinances of the Township organized as follows:

- Chapter 1 Administration and Government
- Chapter 2 Animals
- Chapter 4 Buildings
- Chapter 5 Code Enforcement
- Chapter 6 Conduct
- Chapter 9 Grading and Excavation
- Chapter 10 Health and Safety
- Chapter 13 Licenses, Permits and General Business Regulations
- Chapter 14 Mobile Homes and Mobile Home Parks
- Chapter 15 Motor Vehicles and Traffic
- Chapter 16 Parks and Recreation
- Chapter 18 Sewers and Sewage Disposal
- Chapter 20 Solid Waste
- Chapter 21 Streets and Sidewalks
- Chapter 22 Subdivision and Land Development
- Chapter 23 Swimming Pools
- Chapter 24 Taxation, Special
- Chapter 27 Zoning

Appendix:

- B..... Bond Issues and Loans
- C..... Franchises and Services
- D..... Governmental and Intergovernmental Affairs
- E..... Plan Approval
- F Public Property

- G Sewers
- H Streets and Sidewalks
- I..... Water

Key to the 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 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 Richland 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.

Section 3. Saving Clause.

The provisions of the Township of Richland 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 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

Chapter, Part, Section	Subject	Ordinance No.
15, Entire Chapter	Motor Vehicles and Traffic: General Regulations; Traffic Regulations; Restrictions on Size/Weight & Type of Vehicle and Load; General Parking Regulations; Impoundment of Vehicles; and Snow/Ice Emergency	129 135 (Ch. XV of original code) 145, 149, 158, 159, 172, 174, 176, 177, 181, 184, 192, 193, 197, 200, 203, 213, 221, 223, 225, 235, 239, 242, 246, 247, 250, 252, 254, 255, 256, 258, 259, 260, Res. 80-6, Res. 80-7, 266, 267, 273

B. Revisions

Chapter, Part, Section	Subject	Ordinance No.
2, 1, §§101-108	Dogs Running at Large	135 (II, Part 2, §23) §§21,

Chapter, Part, Section	Subject	Ordinance No.
		22)
10, 1, §§101-108	Junked Automobiles	32
6, 4, §§401-404	Discharge of Firearms	71
24, 5, §§501-517	Realty Transfer Tax	149

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

Chapter, Part, Section	Short Title
15. Entire Chapter	Motor Vehicles and Traffic: General Regulations; Traffic Regulations; Restrictions on Size/Weight & Type of Vehicle and Load; Impoundment of of Vehicles; and Snow/Ice Emergency
4, 1, 102	Unsafe Structures

B. Amendments

Chapter, Part, Section	Short Title	Ordinance No.
1, 2, 201-203	Elected Officials	Res. 3-85
1, 7, 701, 703 706, 712, 713	General Employee Benefits	Res. 69-3
13, 1, 104	Vendor's License	73
13, 2, 203, 205	Building Alarm Permit	179
14, 1, 101-103	Mobile Home Park Regulations	66
16, 1, 102	Park Permit Fees	171
18, 2, 202	Sewer Connection Charges	138
18, 2, 203	Sewer Connection Charges	190
18, 7, 710	Wastewater Discharge Service Agreement	275
20, 1, 101	Solid Waste Disposal	135
20, 2, 208	Solid Waste Collector's License	245
21, 1, 103	Driveways	75
21, 2, 206	Street Excavations	135 (§206)

Chapter, Part, Section	Short Title	Ordinance No.
24, 1, 102 – 106,	Occupational Privilege Tax	218
24, 1, 112	Occupational Privilege Tax	218
24, 2, 201 – 203	Street Light/Fire Hydrant Tax	169
24, 4, 401 – 403	Earned Income Tax	51

C. Repeals

Ord. No.	Short Title
Res. 69-3, ¶¶12 and 13	Non-Uniformed Employee Benefits
Res. 73-23	Per Capita Tax
135 (Ch. 3, Part 2, §§21, 24-29 of original code)	Animal Bites and Rabies
135 (Ch. 6, Part 2, §§21 and 22 of original code)	Disorderly Conduct
139, §2	Sewer Rental Charges
180, §§12 and 13	Dangerous Buildings or Structures

Section 6. Reenactment 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:

Chapter, Part	Short Title
4, 2	BOCA Basic Building Code
7, 1	BOCA Fire Prevention Code

Section 7. Land Use Code Amendments.

The Township of Richland Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapters 9, 14, 22 and 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by strike-through and additions shown by underline, all of which is briefly summarized hereinafter.

- A. New Provisions. The following provisions are new provisions which are being added to the Code, which are not underlined throughout the text, are summarized as follows:

CHAPTER 22

SUBDIVISION AND LAND DEVELOPMENT

PART 1

GENERAL PROVISIONS

- §22-101. Short Title**
- §22-102. Purpose**
- §22-103. Authority**
- §22-104. Application of Regulations**
- §22-105. Interpretation and Conflicts**
- §22-106. Modifications**
- §22-107. Preventive Remedies**

PART 2

DEFINITIONS

- §22-201. General Interpretation**
- §22-202. Specific Words and Phrases**

PART 3

PROCEDURES

- §22-301. General Procedure**
- §22-302. Fee Schedule**
- §22-303. Minor Subdivision Procedure**
- §22-304. Major Subdivision and Land Development Procedure**
- §22-305. Revision to Previously Approved Plans**

PART 4

PLAN REQUIREMENTS

- §22-401. Sketch Plan**
- §22-402. Preliminary Plan**
- §22-403. Final Plan**
- §22-404. As-Built Plans**

PART 5

GENERAL DESIGN PRINCIPLES

- §22-501. Application
- §22-502. Land Requirements
- §22-503. Street System
- §22-504. Street Design
- §22-505. Curbs and Sidewalks
- §22-506. Storm Sewers
- §22-507. Lot Grading for Subdivision and Land Developments
- §22-508. Blocks and Lots
- §22-509. Development on Private Street Discouraged
- §22-510. Open Space, Lot Siting, Planting and Beautification for Subdivision and Land Developments
- §22-511. Contribution for Recreation Purposes
- §22-512. Erosion and Sediment Control
- §22-513. Floodplain Area Regulations
- §22-514. Storm Water Management

PART 6

REQUIRED IMPROVEMENTS

- §22-601. General Requirements
- §22-602. Streets
- §22-603. Curbs and Sidewalks
- §22-604. Sanitary Sewers
- §22-605. Water
- §22-606. Storm Drainage
- §22-607. Utilities
- §22-608. Monuments and Markers
- §22-609. Other Improvements
- §22-610. Time Limits
- §22-611. Inspection
- §22-612. Completion of Improvements or Guarantee Thereof Prerequisite to Final Plat Approval
- §22-613. Release From Improvement Bond
- §22-614. Remedies to Effect Completion of Improvements

B. New Provisions. The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

Chapter, Part, Section	Subject
27, 16, 1601(F)	Parties Appellant Before the Board
27, 16, 1601(G)	Time Limitations
27, 16, 1601(H)	Stay of Proceedings
27, 19, 1902	Procedure for Landowner Curative Amendments
27, 19, 1903	Procedure for Township Curative Amendments
27, 20, 2001	Enforcement Notice
27, 20, 2002	Causes of Action

C. Revised Provisions. The following provisions of the Code are revised, the text of which indicates deletions by strike-through and additions by underline, and are summarized as follows:

Chapter, Part, Section	Subject	Ordinance No.
9, 1, 102, 103, 105 106, 108, 109 110, 114, 116	Grading	76
14, 1, 101	Mobile Homes	66
27, 1, 101	Title	117, Art. 1
27, 3, 301	Definitions	117, Art.4; Am.3 Am.10, Am.14, Am.15, Am.35, Am.36, Am.58, Am.70, Am.71 Am.71, Am.72 Am.79
27, 11, 1101	Special Requirements	117, §12; Am.15 Am.64, Am.72
27, 16, 1601(A)	Zoning Hearing Board	117, Art.16; Am.10, Am.18
27, 16, 1601(B)	Hearings	117. Art.16; Am.10, Am.18
27, 16, 1601(C)	Jurisdiction	117, Art. 16; Am.10,Am.18
27, 16, 1601(D)	Special Exceptions	117, Art.16; Am.10, Am.18
27, 16, 1601(E)	Conditional Uses	117, Art.16; Am.10, Am.18
27, 18, 1801(1)(A)	Appointment and Powers of Zoning Officer	117, Am.14, Am,18, Am.55, Am.79
27, 19, 1901	Enactment of Zoning Ordinance Amendments	117
27, 20, 2003	Enforcement Remedies	117
27, 24, 2405(11)(I)	Water Supply	77, §5; Am.1

Chapter, Part, Section	Subject	Ordinance No.
27, 24, 2406(4)	Status of Plan After Final Approval	77, §6; Am.1
27, 24, 2406(2)(A)	Public Hearings	77, §7; Am.1
27, 24, 2410	Enforcement Remedies	Am. 1, §12

D. Repealed Provisions. The following provisions of the Code are repealed, the text of which is indicated by strike-through, and are summarized as follows:

Chapter, Part, Section	Subject	Ordinance No.
27, 10 1001(1)(F)	Supplementary Development Requirements	117, Art.11; Am.10, §§11-17; Am.14, §2; Am.33, Am.43, Am.44, Am.51, Am.55, Am.71, Am.74, Am.75 Am.79
27, 11, 1201(2)	Special Exception	117, Art. 13; Am.1, Am.6, Am.10, Am.11,Am.19, §2; Am.23, Am.37, Am.42,Am.55, Am.58,Am.70,Am.72,Am.74,Am.78

Section 8. Procedural Changes.

The following minor procedural changes have been made to existing Township 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 Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act and the Rules of Criminal Procedure of Pennsylvania.

Section 9. 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 10. Responsibility for Code of Ordinances.

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

Section 11. 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. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$500 and costs, or in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

Section 12. Severability of Parts of Codification.

It is hereby declared to be the intention of the Board of Supervisors 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
18th day of September, 1991

TOWNSHIP OF RICHLAND

By: /s/Merrill O. Parker, Jr.
Chairman, Board of Supervisors

ATTEST:

/s/Dean E. Bastianini
Secretary