

**ORDINANCE NO. 830--2022**

**AN ORDINANCE OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA AMENDING THE CODE OF ORDINANCES OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA, SPECIFICALLY CHAPTER 27 (ZONING), PART 2 (DEFINITION) BY REVISING THE DEFINITION OF “AMBULANCE SERVICE” AND DEFINING “NON-EMERGENCY MEDICAL TRANSPORT FACILITY”; PART 9 (R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT) BY PERMITTING AMBULANCE SERVICE FACILITIES BY RIGHT IN THE R-1 DISTRICT, SUBJECT TO CERTAIN STANDARDS; AND PART 13 ( PROFESSIONAL OFFICE DISTRICT), PART 14 (OFFICE-APARTMENT DISTRICT), PART 15 (COMMERCIAL LIMITED DISTRICT), PART 16 (COMMERCIAL GENERAL DISTRICT), PART 17 (COMMERCIAL PARK LIMITED DISTRICT) AND PART 18 (INDUSTRIAL PARK DISTRICT) BY PERMITTING AMBULANCE SERVICE FACILITIES AND NON-EMERGENCY MEDICAL TRANSPORT FACILITIES BY RIGHT IN THE RESPECTIVE ZONING DISTRICTS AND REPEALING ALL INCONSISTENT ORDINANCES.**

**BE IT HEREBY ENACTED AND ORDAINED** by the Board of Township Commissioners in and for the Township of East Pennsboro, Cumberland County, Pennsylvania, as follows:

**SECTION 1:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 2 (Definitions), Section 27-202 (Definitions) is hereby amended: (i) as indicated by the blackline interlineations below, with underlined interlineations indicating insertions of language into the existing definition; and (ii) by adding and incorporating a new term and definition in alphabetical order, as follows:

**§ 27-202 Definitions.**

**AMBULANCE SERVICE** - The provision of transport via ambulance, the provision of out-of-hospital emergency medical care to a patient from or in an ambulance, the trip to the site of a patient for the purpose of providing medical transport or out-of-hospital emergency medical care, the trip to or from any point in response to a medical emergency dispatch from a 911 call center or upon other request. The term "ambulance service" shall encompass emergency ambulance service and routine medical transport, as well as any of the “emergency medical services related terms” as defined by PA Title 35, Part VI, Chapter 81.

**NON-EMERGENCY MEDICAL TRANSPORT FACILITY** - A public or privately-owned facility for the dispatch, storage, and maintenance of vehicles and related equipment

for non-emergency, routine medical transport of patients between hospitals, extended care facilities or residences, to other locations including, hospitals, extended care facilities, health service facilities, medical centers, or residences.

**SECTION 2:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 9 (R-1 Single-Family Residential District), Section 27-902 (Permitted Uses) is hereby amended to add and to include and incorporate the following use, in alphabetical order, as follows:

**§ 27-902 Permitted Uses.**

Ambulance service facilities, in conformance with the following:

- (1) The BLS and/or ALS organization must be designated by the Board of Commissioners as a primary emergency medical service provider for the Township.
- (2) The subject property must have a minimum lot width along an arterial street right-of-way line of at least 200 feet. (See definition of “arterial” under the term “Street” in Chapter 22 (Entitled “Land Development”), Part 2 (Entitled “Definitions”), Section 27-202 (Entitled “Definitions.”))
- (3) Public water and public sewer shall be provided to serve the site.
- (4) Vehicular access to and from the subject property must be provided along an arterial street or a collector street. Access cannot be provided onto a local street. (See definitions of “arterial”, “collector”, and “local” under the term “Street” in Chapter 22 (Entitled “Land Development”), Part 2 (Entitled “Definitions”), Section 27-202 (Entitled “Definitions.”))
- (5) All buildings and parking areas must be set back distances at least 25 feet from a lot line of a residential use.
- (6) Hours of operation are permitted to be 24 hours/day and 7 days/week.

**SECTION 3:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 13 (PRO Professional Office District), Section 27-1302 (Permitted Uses) is hereby amended to add and to include and incorporate the following uses, in alphabetical order, as follows:

**§ 27-1302 Permitted Uses.**

Ambulance service facilities.

Non-emergency medical transport facilities.

**SECTION 4:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 14 (O-A Office-Apartment District), Section 27-1402 (Permitted Uses) is hereby amended to add and to include and incorporate the following uses, in alphabetical order, as follows:

§ 27-1402 **Permitted Uses.**

Ambulance service facilities.

Non-emergency medical transport facilities.

**SECTION 6:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 15 (C-L Commercial Limited District), Section 27-1502 (Permitted Uses) is hereby amended to add and to include and incorporate the following use, in alphabetical order, as follows:

§ 27-1502 **Permitted Uses.**

Non-emergency medical transport facilities.

**SECTION 7:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 16 (C-G Commercial General District), Section 27-1602 (Permitted Uses) is hereby amended to add and to include and incorporate the following uses, in alphabetical order, as follows:

§ 27-1602 **Permitted Uses.**

Ambulance service facilities.

Non-emergency medical transport facilities.

**SECTION 8:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 17 (CPL Commercial Park Limited District), Section 27-1705 (Permitted Uses), Section 27-1705.1.A(2) (Land Uses) is hereby amended to add and to include and incorporate the following uses, in alphabetical order, as follows:

§ 27-1705 **Permitted Uses.**

1. Land Uses.
  - A. In order for a zoning application to be submitted and categorized as "Permitted Use by Right," all of the following criteria must be met:
    - 2) In Areas 1 and 2 as illustrated on Graphic 1 of § 1707, the application must propose three (3) or more uses as authorized as the following principal Permitted Uses by

Right. Any other area of the CPL shall have a minimum of one (1) use.

Ambulance service facilities.

Non-emergency medical transport facilities.

**SECTION 8:** The Code of Ordinances of the Township of East Pennsboro, specifically Chapter 27 (Zoning), Part 18 (IP Industrial Park District), Section 27-1802 (Permitted Uses) is hereby amended to add and to include and incorporate the following uses, in alphabetical order, as follows:

§ 27-1802 **Permitted Uses.**

Ambulance service facilities.

Non-emergency medical transport facilities.

**SECTION 9:** Except only as amended, modified, and changed by this Ordinance, in all other respects, Chapter 27 (Zoning) of the Code of Ordinances of the Township of East Pennsboro shall remain as heretofore enacted, ordained, and amended, which said Chapter, as amended, is hereby re-enacted in its entirety herein.

**SECTION 10:** If any section or provision of this Ordinance is declared by any Court of competent jurisdiction to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect the constitutionality, legality or validity of this Ordinance as a whole, nor the constitutionality, legality or validity of any other section or provision of this Ordinance other than the one so declared to be unconstitutional, illegal, or invalid.

**SECTION 11:** All Ordinances or parts of Ordinances which are inconsistent or less stringent herewith are hereby repealed.

**SECTION 12:** This Ordinance shall become effective in accordance with applicable law.

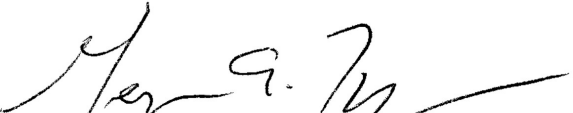
**DULY ENACTED AND ORDAINED** this 16<sup>th</sup> day of March, 2022, by the Board of Township Commissioners of the Township of East Pennsboro in public session duly assembled.

Attest:

TOWNSHIP OF EAST PENNSBORO



A. John Pietropaoli, Secretary

By:   
George A. Tyson, President  
Board of Commissioners