

ORDINANCE 834-2022

AN ORDINANCE OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING AND REVISING ORDINANCE NO. 737-2007, MODIFYING CHAPTER 27 [ZONING], PART 2 [DEFINITIONS], BY AMENDING DEFINITIONS FOR SMALL WIRELESS FACILITIES AND AMENDING CHAPTER 27 [ZONING], PART 19 [GENERAL AND SPECIAL REGULATIONS], BY A NEW SECTION 1903 [SMALL WIRELESS FACILITIES] TO ESTABLISH POLICIES AND PROCEDURES FOR THE PLACEMENT OF SMALL WIRELESS FACILITIES AND ASSOCIATED UTILITY POLES IN RIGHTS-OF-WAY WITHIN THE TOWNSHIP OF EAST PENNSBORO, PROVIDING FOR DESIGN CRITERIA OF SMALL WIRELESS FACILITIES, INSPECTION AND PERMITTING REQUIREMENTS ESTABLISHED, REMOVAL REQUIREMENTS, RIGHT OF WAY RESTORATION, AND REPEALING INCONSISTENT ORDINANCES.

BE IT HEREBY ENACTED AND ORDAINED by the Board of Commissioners of East Pennsboro Township, Cumberland County, Pennsylvania, that the East Pennsboro Township Zoning Ordinance shall be amended as follows:

Section 1: Chapter 27 [Zoning], Part 19 [General and Special Regulations] is amended to create and establish Section 1903 [Small Wireless Facilities] as follows:

§27-1903—SMALL WIRELESS FACILITIES

1. PURPOSE AND SCOPE

- A. Purpose. The purpose of this Chapter is to establish policies and procedures for the placement of Small Wireless Facilities and associated utility poles in rights-of-way within the Township of East Pennsboro, which will provide public benefit consistent with the preservation of the integrity, safe usage, and visual qualities of the Township's rights-of-way and the Township as a whole.
- B. Intent. In enacting this Chapter, the Township is establishing uniform standards to address issues presented by Small Wireless Facilities, including, without limitation, to:
 - (1) limit interference with the use of streets, sidewalks, alleys, parkways, public utilities, public views, certain Township corridors, and other public ways and places;
 - (2) limit the creation of visual and physical obstructions and other conditions that are hazardous to vehicular and pedestrian traffic;
 - (3) limit interference with the facilities and operations of facilities lawfully located in rights-of-way or public property;

- (4) limit environmental damage, including damage to trees;
- (5) respect the character of the neighborhoods and other areas in which facilities are installed; and
- (6) facilitate rapid deployment of Small Wireless Facilities to provide the benefits of advanced wireless services to the Township and its residents.

2. DEFINITIONS

- A. The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Antenna." Telecommunications equipment that transmits and receives electromagnetic radio signals used in the provision of all types of wireless telecommunications services.

"Applicable codes." Any of the following:

- (1) Uniform building, fire, electrical, plumbing or mechanical codes adopted by a recognized national code organization or local amendments to those codes enacted solely to address imminent threats of destruction of property or injury to persons.
- (2) Local zoning, land use, streets and sidewalks, rights-of-way and permitting ordinances that comply with this act.

"Applicant." A communications service provider that submits an application.

"Application." A request submitted by an applicant to a Township:

- (1) for a permit to collocate Small Wireless Facilities; or
- (2) to approve the installation, modification or replacement of a utility pole with Small Wireless Facilities attached.

"Cable facility." Buildings, other structures and equipment used by the owner or operator of a cable television system to provide service. As used in this definition, the term "cable system" shall have the meaning given to it in section 602(6) of the Cable Communications Policy Act of 1984 (Public Law 98-549, 47 U.S.C. § 522(7)).

"Collocation" or "collocate." To install, mount, maintain, modify or replace Small Wireless Facilities on an existing utility pole or other wireless support structure.

"Communications facility." A set of equipment and network components, including wires and cables and associated facilities, used by a communications service provider to provide a communications service.

"Communications service provider." Any of the following:

- (1) A cable operator as defined in section 602(4) of the Cable Communications Policy Act of 1984 (Public Law 98-549, 47 U.S.C. § 522(5)).
- (2) A provider of information service as defined in section 3(20) of the Communications Act of 1934 (48 Stat. 1064, 47 U.S.C. § 153(24)).
- (3) A telecommunications carrier as defined in section 3(44) of the Communications Act of 1934 (47 U.S.C. § 153(51)).
- (4) A wireless provider.

"Decorative pole." A municipal pole that is specially designed and placed for aesthetic purposes.

"FCC." The Federal Communications Commission.

"Historic district or building." A building that is or a group of buildings, properties or sites that are:

- (1) Listed in the National Register of Historic Places or formally determined eligible for listing by the Keeper of the National Register.
- (2) Determined to be eligible for listing by the Keeper of the National Register of Historic Places who has been delegated the authority by a Federal agency to list properties and determine their eligibility for The National Register of Historic Places in accordance with section VI.D.1.a.i-v of the Nationwide Programmatic Agreement for Review Regarding the Section 106 National Historic Preservation Act Review Process as specified under 47 CFR Pt. 1, App. C (relating to Nationwide Programmatic Agreement Regarding the Section 106 National

Historic Preservation Act Review Process).

- (3) Marked as a historical site by the Pennsylvania Historical and Museum Commission pursuant to 37 Pa.C.S. (relating to historical and museums).
- (4) Within a historic district created pursuant to the act of June 13, 1961 (P.L.282, No.167), entitled "An act authorizing counties, cities, boroughs, incorporated towns and townships to create historic districts within their geographic boundaries; providing for the appointment of Boards of Historical Architectural Review; empowering governing bodies of political subdivisions to protect the distinctive historical character of these districts and to regulate the erection, reconstruction, alteration, restoration, demolition or razing of buildings within the historic districts."

"Micro wireless facility." A Small Wireless Facility that:

- (1) does not exceed two cubic feet in volume; and
- (2) has an exterior antenna no longer than eleven (11) inches.

"Modification" or "modify." The improvement, upgrade or replacement of a Small Wireless Facility or an existing utility pole that does not substantially change, as defined in 47 CFR § 1.6100(b)(7) (relating to wireless facility modifications), the physical dimension of the Small Wireless Facility or utility pole.

"Municipal pole." A utility pole owned, managed or operated by or on behalf of a Township.

"Right-of-way." The area on, below or above a public roadway, highway, street, sidewalk, alley, utility easement or similar property. The term does not include a Federal interstate highway.

"Small Wireless Facility." The equipment and network components, including antennas, transmitters, and receivers, used by a wireless provider that meet the following qualifications:

- (1) Each antenna associated with the deployment is no more than three (3) cubic feet in volume.

- (2) The volume of all other equipment associated with the wireless facility, whether ground-mounted or pole-mounted, is cumulatively no more than twenty (20) cubic feet. Any equipment used solely for the concealment of the Small Wireless Facility shall not be included in the calculation of equipment volume under this paragraph.

"Technically feasible." By virtue of engineering or spectrum usage, the proposed placement for a Small Wireless Facility or its design or site location can be implemented without a material reduction in the functionality of the Small Wireless Facility.

"Township." East Pennsboro Township, Cumberland County, Pennsylvania.

"Utility facility." Buildings, other structures and equipment owned or operated by a public utility, as defined in 66 Pa.C.S. § 102 (relating to definitions), to provide service.

"Utility pole." A pole or similar structure that is or may be used, in whole or in part, by or for telecommunications, electric distribution, lighting, traffic control, signage or a similar function or for collocation. The term includes the vertical support structure for traffic lights but does not include wireless support structures or horizontal structures to which signal lights or other traffic control devices are attached.

"Wireless facility." As follows:

- (1) Equipment at a fixed location that enables wireless service between user equipment and a communications network, including any of the following:
 - (a) Equipment associated with wireless services.
 - (b) Radio transceivers, antennas, coaxial or fiber optic cables, regular and backup power supplies or comparable equipment, regardless of technological configuration.
- (2) The term includes a Small Wireless Facility.
- (3) The term does not include any of the following:
 - (a) The structure or improvements on, under or within which the equipment is collocated.

- (b) The coaxial or fiber optic cables that are not immediately adjacent to or directly associated with a particular antenna.

"Wireless infrastructure provider." A person authorized by the Pennsylvania Public Utility Commission to provide telecommunications service in this Commonwealth that builds or installs wireless communication transmission equipment, wireless facilities or wireless support structures but is not a wireless services provider.

"Wireless provider." A wireless infrastructure provider or a wireless services provider.

"Wireless services." Services, whether at a fixed location or mobile, using a licensed or unlicensed spectrum, provided to the public using wireless facilities.

"Wireless services provider." A person who provides wireless services.

"Wireless support structure." The term shall have the same meaning given to it in the act of October 24, 2012 (P.L.1501, No.191), known as the Wireless Broadband Collocation Act.

3. RIGHT-OF-WAY FEES.

- A. Wireless providers shall be required to pay an annual fee for the use of the right-of-way. The annual right-of-way fee shall initially be two hundred seventy dollars (\$270) per Small Wireless Facility or be two hundred seventy dollars (\$270) per new utility pole with a Small Wireless Facility.
- B. Township may amend the fee from time to time by resolution of the Township Commissioners.

4. PERMITTING PROCESS.

- A. Permits required. An application is required to be submitted to obtain a permit to perform the any of the following work within the right-of-way.
 - (1) Collocate, maintain, and modify Small Wireless Facilities.
 - (2) Replace existing utility poles for collocation.
 - (3) Install new utility poles with attached Small Wireless Facilities.
- B. Permits not required. An application is not required for the following:

- (1) routine maintenance
- (2) the replacement of a Small Wireless Facility that is substantially similar or smaller in size, weight, and height
- (3) for the installation, placement, maintenance, operation, or replacement of micro wireless facilities that are strung on cables between existing utility poles, in compliance with the National Electrical Safety Code.

Except that a permit may be required to perform work within the right-of-way that involves excavation, closure of a sidewalk or closure of a vehicular lane.

C. Application Requirements. An application shall be made by the wireless provider or its duly authorized representative, on a form, paper or electronic, provided by the Township and shall contain the following:

- (1) The wireless provider's name, address, telephone number, and e-mail address
- (2) The applicant's name, address, telephone number, and e-mail address, if different than the wireless provider, and its interest in the work;
- (3) The names, addresses, telephone numbers, and e-mail addresses of all consultants, if any, acting on behalf of the applicant with respect to the filing of the application.
- (4) A general description of the proposed work and the purposes and intent of the Small Wireless Facility. The scope and detail of such description shall be appropriate to the nature and character of the work to be performed, with special emphasis on those matters likely to be affected or impacted by the work proposed.
- (5) A site plan, with sufficient detail to show the proposed location of items the applicant seeks to install in the right-of-way, including any manholes or poles, the size, type, and depth of any conduit or enclosure.
- (6) An attestation that the Small Wireless Facilities will be operational for use by a wireless services provider within one year after the permit issuance date, unless the Township and the applicant agree to extend this period.
- (7) An attestation that, to the best of the applicant's knowledge, the information contained in the application is true.

(8) Whether each Small Wireless Facility is proposed to be installed on an existing pole or structure or a new pole or structure

(9) The name of the owner of the pole or structure on which the Small Wireless Facility is proposed to be installed and the address, phone number, email address of the owner's contact person.

(10) If a Small Wireless Facility is proposed to be installed on a pole or structure owned by a party other than the applicant, the application shall be accompanied by a written confirmation of the owner's agreement to allow the applicant to locate each Small Wireless Facility on such owner's pole or structure.

(11) Documentation inform of both narrative and drawings indicating the size of each proposed Small Wireless Facility, the height of the pole or structure on which each is proposed to be installed, and the cubic volume of each Small Wireless Facility.

D. Application fees. All applications for permits shall be accompanied by a fee of five hundred dollars (\$500.00) for a single application that includes up to five Small Wireless Facilities, with an additional one hundred dollars (\$100) for each Small Wireless Facility beyond five; and one thousand dollars (\$1,000) for each new associated utility pole. The Township may amend the fee from time to time by resolution of the Township Commissioners.

E Consolidated applications. An applicant may submit a consolidated application for up to twenty (20) Small Wireless Facilities.

(1) An applicant shall not exceed one (1) application for twenty (20) Small Wireless Facilities in a thirty (30) day period.

(2) The denial of one or more Small Wireless Facilities in a consolidated application shall not delay processing of any other Small Wireless Facilities in the same consolidated application.

(3) If the Township receives more than one (1) consolidated application or twenty (20) single applications within a forty-five (45) day period, the processing deadline shall be extended fifteen (15) days in addition to the ten (10) day processing and initial review.

5. ACTION ON PERMIT APPLICATIONS.

A Application review for completeness. Within ten (10) business days of receiving an application, the Township shall determine and notify the applicant in writing whether the application is incomplete. If an application is incomplete, the notice must specifically identify the missing information. The processing deadline shall restart at zero on the date the applicant provides the missing information. The processing deadline may be tolled by agreement of the applicant and the Township.

B Deadlines. An application shall be processed on a nondiscriminatory basis and deemed approved if Township fails to approve or deny the application within sixty (60) business days of receipt of a complete application to collocate and within ninety (90) business days of receipt of a complete application to replace an existing utility pole or install a new utility pole with small wireless facilities attached. A permit associated with an application deemed approved under this subsection shall be deemed approved if the Township fails to approve or deny the permit within ten (10) business days after the date of filing the permit application with the Township unless there is a public safety reason for the delay.

C Denial.

(1) A Township may deny an application under this section only if any of the following apply:

(a) The small wireless facility materially interferes with the safe operation of traffic control equipment, sight lines or clear zones for transportation or pedestrians or compliance with the Americans with Disabilities Act of 1990 (Public Law 101-336, 104 Stat. 327) or similar Federal or State standards regarding pedestrian access or movement.

(b) The small wireless facility fails to comply with applicable codes.

(c) The small wireless facility fails to comply with the requirements specified under Small Wireless Facilities Deployment Act.

(d) The applicant fails to submit a report by a qualified engineering expert which shows that the small wireless facility will comply with applicable FCC regulations.

(2) Within the time frame established under subsection B, the Township shall document the basis for a denial, including the specific provisions of applicable codes on which the denial was based, and send the documentation to the applicant within five (5) business days of the denial.

(3) The applicant may cure the deficiencies identified by the Township and resubmit the application within thirty (30) business days of receiving the written basis for the denial without being required to pay an additional application fee. The Township shall approve or deny the revised application within thirty (30) business days of the application being resubmitted for review or the resubmitted application shall be deemed approved thirty (30) business days after resubmission. Any subsequent review shall be limited to the deficiencies cited in the denial. If the resubmitted application addresses or changes other sections of the application that were not previously denied, the Township shall be given an additional fifteen (15) business days to review the resubmitted application and may charge an additional fee for the review.

D. Utility poles. When applying to install a new utility pole under this act, the Township may require the wireless provider to demonstrate that it cannot meet the service reliability and functional objectives of the application by collocating on an existing utility pole or municipal pole instead of installing a new utility pole. The Township may require the wireless provider to self-certify that the wireless provider has made this determination in good faith and to provide a documented summary of the basis for the determination. The wireless provider's determination shall be based on whether the wireless provider can meet the service objectives of the application by collocating on an existing utility pole or municipal pole on which:

- (1) The wireless provider has the right to collocation.
- (2) The collocation is technically feasible and would not impose substantial additional cost.
- (3) The collocation would not obstruct or hinder travel or have a negative impact on public safety.

E. Approval. Approval of an application authorizes the applicant to:

(1) Collocate on an existing utility pole, modify, or replace a utility pole or install a new utility pole with small wireless facilities attached as identified in the initial application.

(2) Subject to the permit requirements and the applicant's right to terminate at any time, operate and maintain small wireless facilities and any associated equipment on a utility pole covered by the permit for a period of not less than five (5) years, which shall be renewed for two (2) additional five (5) year periods if the applicant is in compliance with the criteria set forth in this act or applicable codes consistent with the Small Wireless Facilities Deployment Act and the applicant has obtained all necessary consent from the utility pole owner.

(3) Authority Granted; No Property Right or Other Interest Created. A permit from the Township authorizes an applicant to undertake only certain activities in accordance with this Ordinance and does not create a property right or grant authority to the applicant to impinge upon the rights of others who may already have an interest in the right-of-way.

6. DESIGN CRITERIA

A. Size Limits.

(1) Each new or modified Small Wireless Facility installed in the right-of-way shall be installed on an existing utility pole or a new utility pole subject to the following:

(a) The installation of a Small Wireless Facility on an existing utility pole shall not extend more than five (5) feet above the existing utility pole.

(b) If collocation on an existing utility pole cannot be achieved under section 4(i) of the Small Wireless Facilities Deployment Act, a Small Wireless Facility may be installed on a new or replacement utility pole. The maximum permitted height of the facility, which shall include the utility pole and Small Wireless Facility, shall not be taller than fifty (50) feet above ground level.

(2) Subject to the provisions of this act, a wireless provider may collocate or install a new utility pole with Small Wireless Facilities attached that exceeds these height limits by including a height limit waiver request or variances in the application. Height limit waivers or variances shall be processed subject to applicable codes.

(3) Small Wireless Facility installations shall be limited as follows:

(a) The total volume of antennas shall not exceed nine (9) cubic feet per utility pole and,

(b) The total volume of the antenna and associated equipment shall not exceed twenty-eight (28) cubic feet per utility pole.

(4) No wireless equipment shall be installed less than:

(a) eighteen (18) feet above a vehicular way or

(b) ten (10) feet above pedestrian way

Except where projection beyond the utility pole is less than four (4) inches

B. Permitted Locations.

(1) New utility poles and relocated utility poles shall only be placed:

(a) at lot lines.

(b) at existing utility easements other than parallel to the right-of-way.

(c) at roadway intersections.

(d) within lot lines of lots exceeding four hundred (400) linear feet of frontage, but not in front of any occupiable structure.

(e) outside of any required clear sight distance restrictions.

C. Restricted Locations.

(1) Wireless facilities may not be located within any established visual or sightline easement.

(2) Wireless facilities may not be located in underground districts.

(a) Any area, development, neighborhood, street, etc. without above ground utilities other than Township poles and attachments shall be considered an underground district.

Except the Township Engineer and Zoning Officer may authorize the replacement of Township poles in the designated area upon good cause shown, as determined by the Township Engineer and Zoning Officer.

(3) Wireless facilities in any area, development, neighborhood, street, etc. with only Township approved streetlights or Township poles and attachments as above ground utilities, may only be installed on a new or replacement pole with approval of the Zoning Officer and Township Engineer.

D. General Design Requirements.

(1) The Township may adopt by resolution Small Wireless Facility Design Guidelines with objective, technically feasible criteria applied in a non-discriminatory manner that reasonably matches the aesthetics and character of the immediate area.

(2) The Small Wireless Facility Design Guidelines may include if Small Wireless Facility preferences including visual depictions.

(3) The provisions in this Ordinance shall not limit or prohibit the Township's discretion to promulgate and make publicly available other information, materials, or requirements in addition to, and separate from, Small Wireless Facility Design Guidelines so long as the information, materials, or requirements do not conflict with state or federal law

(4) All Small Wireless Facilities and associated equipment located within the public right-of-way shall be located such that is meets all accessibility & ADA requirements, does not hinder, obstruct, or impede usual pedestrian and vehicular traffic.

(5) The Township shall have the authority to update or supplement the Small Wireless Facility Design Guidelines to address relevant changes in law, technology, or administrative process.

(6) Wireless Support Structure and Utility Pole Design Standards.

(a) General Guidance.

(i) Small Wireless Facility equipment must be indistinguishable from the support pole or structure to the greatest degree possible using matching colors, textures, and materials. The antennas and related equipment shall be in a color that will provide the most camouflage.

(ii) All wires, antennas, and other Small Wireless Facility equipment shall be enclosed and not visible.

(iii) Screening and equipment enclosures shall blend with or enhance the surrounding context in terms of scale, form, texture, materials, and color. Equipment shall be concealed as much as possible by blending into the natural and/or physical environment.

(iv) Casing to enclose all wires, antennas, and other Small Wireless Facility may be mounted on top of existing and new poles in a cylinder shape to look like a natural extension of the pole. Such mounting shall be in accordance with size limits.

(v) Utility pole installations, modifications, and replacements relating to Small Wireless Facility collocations shall be fabricated from material having a degree of strength capable of supporting the Small Wireless Facility, and shall be capable of withstanding wind forces and ice loads in accordance with applicable

(vi) Wires and cables connecting the antenna and appurtenances serving the Small Wireless Facility shall be installed in accordance with the version of the National Electrical Code and National Electrical Safety Code adopted by the Township and in force at the time of installation. In no event shall wiring and cabling serving the small wireless facility interfere with any wiring or cabling installed by a cable television or video service operator, electric utility, or telephone utility.

(vii) Guy wires and similar support structures may not be used as part of the installation of any small wireless facility, unless the small wireless facility is proposed to be attached

to an existing utility pole that incorporated guy wires prior to the date of the small wireless application.

(viii) Brand logos and other signage are prohibited on all Small Wireless Facilities except contact information to be used by workers on or near the Small Wireless Facilities and as otherwise required by state or federal law. Signage will be no larger than required to be legible from street level.

(ix) New Small Wireless Facilities, new wireless support structures, or new utility poles in a Historic District shall comply, to the greatest extent possible, with the design and aesthetic standards of the Historic District, or historic preservation standards in place to minimize the negative impact on the aesthetics in these districts.

E Waivers.

(1) A Wireless Provider may seek a waiver of the requirements in section 6, which may be granted by the Township Engineer and Zoning Officer or their designee, upon good cause shown, as determined by the Township Engineer and Zoning Officer. Such waivers shall be granted in a nondiscriminatory manner.

7. TIME LIMIT FOR WORK.

The proposed collocation, the modification or replacement of a utility pole or the installation of a new utility pole with small wireless facilities attached for which a permit is granted under this ordinance shall be completed within one year of the permit issuance date unless the Township and the applicant agree in writing to extend the period.

8. REMOVAL OF EQUIPMENT.

A. Within sixty (60) days of suspension or revocation of a permit due to noncompliance with this act or applicable codes consistent with the Small Wireless Facilities Deployment Act, the applicant shall remove the small wireless facility and any associated equipment, including the utility pole and any support structures if the applicant's wireless facilities and associated equipment are the only facilities on the utility pole, after receiving adequate notice and an opportunity to cure any noncompliance.

B Within ninety (90) days of the end of a permit term or an extension of the permit term, the applicant shall remove the small wireless facility and any associated equipment, including the utility pole and any support structures if the applicant's wireless facilities and associated equipment are the only facilities on the utility pole.

C The Township retains the right to cut or move any Small Wireless Facilities or utility poles located within the right-of-way, as the Township may determine to be necessary, appropriate, or useful in response to any public health or safety emergency. If circumstances permit, the Township shall notify the wireless provider and provide it an opportunity to move its Small Wireless Facilities or utility poles prior to cutting or removing them, and in all circumstances shall promptly notify the wireless provider after cutting or removing a small wireless facility or utility pole.

D The Township shall require a wireless provider to remove an abandoned small wireless facility or utility pole permitted hereunder within one hundred eighty (180) days of abandonment. Should the Wireless Provider fail to timely remove the abandoned small wireless facility or utility pole, the Township, upon providing sixty (60) days prior written notice to Provider, may remove the small wireless facility or utility pole to be removed and may recover the actual cost of such removal from the Wireless Provider. A small wireless facility or utility pole shall be deemed abandoned at the earlier of the date that the wireless provider indicates in any way that it is abandoning the small wireless facility or utility pole, or the date that is one hundred eighty (180) days after the date that the small wireless facility or utility pole ceases to be used, unless the wireless provider provides the Township reasonable evidence that it is diligently working to place the Small Wireless Facility or utility pole back in service.

9. RESTORATION OF RIGHT-OF-WAY.

A wireless provider shall repair all damage to the right-of-way or any other land so disturbed, directly caused by the activities of the wireless provider or the wireless provider's contractors and return the right-of-way in as good of condition as it existed prior to any work being done in the right-of-way by the wireless provider. If the wireless provider fails to make the repairs required by the Township within thirty (30) days after written notice, the Township may perform those repairs and charge the wireless provider the reasonable, documented cost of the repairs plus a penalty not to exceed five hundred dollars (\$500). The Township may suspend the ability of an applicant to receive a new permit from the Township until the applicant has paid the amount assessed for the repair costs and the assessed penalty.

SECTION 2: All other ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3: The provisions of this Ordinance are severable and if any of its sections, clauses or sentences shall be held illegal, invalid, or unconstitutional, such provision shall not affect or impair any other remaining sections, clauses, or sentences of the same.

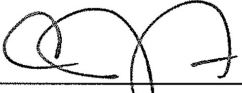
SECTION 4: In all other respects, Chapter 27 [Zoning] of the Code of Ordinances of the East Pennsboro Township shall remain as heretofore enacted, ordained, and amended, which said Chapter, as amended, is hereby re-enacted in its entirety herein.

SECTION 5. This Ordinance shall take effect immediately upon its enactment.

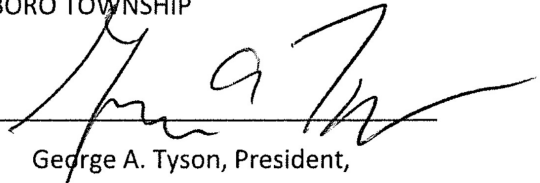
ENACTED AND ORDAINED this 6th day of July, 2022

ATTEST:

EAST PENNSBORO TOWNSHIP



A John Pietropaoli, Secretary

By: 

George A. Tyson, President,
Board of Commissioners