

No.: H

BOROUGH OF LANSDALE, PA.
COUNCIL, MOTION, RESOLUTION OR AS-OF-RECORD FORM

Motion (X)

Resolution ()

Record statement ()

Check one of the above with an (X)

Date: August 21, 2024

I move that: Borough Council adopt attached Ordinance 1975 amending Chapter 405 of the Zoning Code by eliminating the professional office and specialty restaurant conservation district (POSRC) and its corresponding Sections 405-3000 thru 405-3303; eliminating the retirement village overlay district (RVOD) and its corresponding Sections 405-3400 thru 405-3404; revising and replacing in its entirety the Downtown Business Overlay District (DBOD) and its corresponding Sections 405-3501 thru 405-3506 and moving the revised DBOD regulations and standards to Sections 405-3400 thru 405-3406; creating a new district called the Downtown Core Overlay District (DCOD) with regulations and standards in Section 405-3400 thru 405-3406; amending Section 405-201 to add new definitions relating to restaurants; amending Section 405-300 to eliminate references to POSRC and RVOD and adding a reference to the DCOD; amending Section 405-1100.G to eliminate reference to the POSRC District.

Presented by:  Razzak

Seconded by:  Yetter

**LANSDALE BOROUGH
MONTGOMERY COUNTY, PENNSYLVANIA
ORDINANCE NO. 1975**

AN ORDINANCE OF THE BOROUGH OF LANSDALE, MONTGOMERY COUNTY, AMENDING CHAPTER 405 OF THE ZONING CODE BY ELIMINATING THE PROFESSIONAL OFFICE AND SPECIALTY RESTAURANT CONSERVATION (POSRC) DISTRICT AND ITS CORRESPONDING SECTIONS 405-3300 THROUGH 405-3303; ELIMINATING THE RETIREMENT VILLAGE OVERLAY DISTRICT (RVOD) AND ITS CORRESPONDING SECTIONS 405-3400 THROUGH 405-3404; REVISING AND REPLACING IN ITS ENTIRETY THE DOWNTOWN BUSINESS OVERLAY (DBOD) DISTRICT AND ITS CORRESPONDING SECTIONS 405-3501 THROUGH 405-3506 AND MOVING THE REVISED DBOD REGULATIONS AND STANDARDS TO SECTIONS 405-3300 THROUGH 405-3305; CREATING A NEW DISTRICT CALLED THE DOWNTOWN CORE OVERLAY DISTRICT (DCOD) WITH REGULATIONS AND STANDARDS IN SECTION 405-3400 THROUGH 405-3406; AMENDING SECTION 405-201 TO ADD NEW DEFINITIONS RELATING TO RESTAURANTS; AMENDING SECTION 405-300 TO ELIMINATE REFERENCES TO THE PROFESSIONAL OFFICE AND SPECIALTY RESTAURANT CONSERVATION DISTRICT AND THE RETIREMENT VILLAGE OVERLAY DISTRICT AND ADDING A REFERENCE TO THE DOWNTOWN CORE OVERLAY DISTRICT; AMENDING SECTION 405-1100.G TO ELIMINATE REFERENCE TO THE POSRC DISTRICT; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 1203 of the Pennsylvania Borough Code, 8 Pa. C.S.A. §1203, Section 609 of the Pennsylvania Municipalities Planning Code, 53 P.S. § 106909, and Sections 405-2306 *et seq.* of the Lansdale Borough Zoning Ordinance permit Borough Council to enact amendments to its existing Zoning Ordinance that are in the best interests and are necessary for the proper management, care and control of the Borough and the maintenance of peace, good government, safety and welfare of the Borough and its residents; and

WHEREAS, based on a review by and recommendations from the Lansdale Planning Commission and Lansdale Borough staff and professionals, Lansdale Borough Council desires to amend its Zoning Ordinance, to: (1) eliminate the Professional Office and Specialty Restaurant Conservation District under §§ 405-3300 through 405-3303 and any corresponding reference to the same in other zoning sections; and (2) eliminate the Retirement Village Overlay District under §§ 405-3400 through 405-3404; and (3) amend its existing Downtown Business Overlay with various changes and revisions to uses and standards including height bonuses and parking requirements and moving the district to §§ 405-3300 through 405-3305; and (4) create a new district called the Downtown Core Overlay District with regulations and standards within §§ 405-3400 through 405-3406; and (5) amend and add additional definitional language relating to restaurants in § 405-201; and

WHEREAS, amending the current ordinance to eliminate the POSRC District, to clarify the definitional language relating to restaurants, and to create a better transition between the commercial and mixed-use core and the less dense, less intense surrounding areas of the Borough will further support the health, safety and public welfare of Lansdale Borough's residents, business owners and visitors.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED, by the Lansdale Borough Council that the following amendments to Chapter 405, titled "Zoning," are hereby approved and adopted:

I. REPEAL AND ELIMINATION OF PROFESSIONAL OFFICE AND SPECIALTY RESTAURANT CONSERVATION DISTRICT.

Chapter 405, Article XXXIII, titled "Professional Office and Specialty Restaurant Conservation Overlay District," is hereby repealed in its entirety including §§ 405-3300, 405-3301, 405-3302, and 405-3303, and such article shall be re-titled to the "Downtown Business Overlay District".

II. REPEAL AND ELIMINATION OF RETIREMENT VILLAGE OVERLAY DISTRICT.

Chapter 405, Article XXXIV, titled "Retirement Village Overlay District," is hereby repealed in its entirety including §§ 405-3400, 405-3401, 405-3402, 405-3403 and 405-3404, and such article shall be re-titled to the "Downtown Core Overlay District".

III. AMENDMENT TO § 405-1100.G. Chapter 405, Article XI, § 405-1100.G under the permitted use section of the Commercial District shall be amended in its entirety to state as follows:

G. Restaurants, tea rooms, places of business dispensing alcohol and malt beverages in accordance with the Pennsylvania Liquor Control Board licensing provisions, provided that none of the above shall be located within 100 feet of: 1) any residential zone; 2) any church or place of worship; and/or 3) any community center or youth organization center.

IV. AMENDMENT TO § 405-201. Chapter 405, Article XII, § 405-201 titled "Definitions" shall be amended to add the following terms in appropriate alphabetical order:

RESTAURANT: A building or an area within, or adjacent to, a building used primarily for the purpose of furnishing food and drink to the public. Food and drink may be consumed on or off premises and shall include the following categories either separately or in combination. This excludes food trucks, which are not considered restaurants.

RESTAURANT, Full Service: A restaurant providing table service to guests and serving staff is employed to take orders and deliver food. Examples include fine dining or casual dining.

RESTAURANT, TAKE OUT: A restaurant with fewer than four tables used primarily for the purpose of furnishing to the public food to be consumed off premises.

RESTAURANT, FAST FOOD: A restaurant with four tables or more than where food is delivered over the counter, or through a drive-thru window and customers seat themselves or eat off premise. Examples include traditional fast food or fast casual dining.

V. AMENDMENT TO § 405-300. Chapter 405, Article III, § 405-300 titled "Districts Established" shall be amended to read as follows:

For the purpose of this Chapter, the Borough of Lansdale has been divided into districts which shall be designated as follows:

- Class A Residential
- Class B Residential
- Class C Residential

Residential Apartment
Professional Office A
Professional Office B
Limited Professional Office (LPO)
Commercial
Business
Business (B-2)
Business Park Overlay
Industrial
Floodplain Conservation
Transit-Oriented Design Overlay
Downtown Business Overlay
Downtown Core Overlay
Mixed-Use Overlay
Business Center Revitalization Overlay
Historic Rehabilitation Overlay

VI.. AMENDMENTS TO THE DOWNTOWN BUSINESS OVERLAY DISTRICT. Chapter 405, Article XXXIII, re-titled “Downtown Business Overlay District”, is hereby revised and replaced in its entirety with the provisions as set forth in **Exhibit “D”** as attached hereto. Article XXXV shall be marked as “reserved” for possible future numbering or use.

VII. ADOPTION/ CREATION OF THE DOWNTOWN CORE OVERLAY DISTRICT.

Chapter 405, Article XXXIV, re-titled “Downtown Core Overlay District”, is hereby created in its entirety with the provisions as set forth in **Exhibit “E”** as attached hereto.

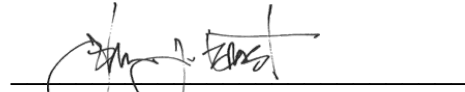
VIII. REPEALER. All ordinances or parts thereof inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency.

IX. SEVERABILITY. The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Ordinance or on the Code of Ordinances of Lansdale Borough.

X. EFFECTIVE DATE. This ordinance shall be effective immediately upon its legal enactment by the Borough Council of the Borough of Lansdale.


Ordained and enacted, by the Council Members of Lansdale Borough, Montgomery County, Pennsylvania, this 21st day August, 2024.

ATTEST:



John J. Ernst
Borough Secretary

LANSDALE BOROUGH COUNCIL



Mary B. Fuller
Council President

APPROVED:



Garry Herbert
Mayor

EXHIBIT "D"
REVISIONS TO ARTICLE XXXIII,
SECTIONS 405-3300 THROUGH 405-3305

ARTICLE XXXIII
**Downtown Business Overlay
District**

§ 405-3300. Legislative intent.

- A. To promote the town center character of Lansdale Borough as set forth in the Comprehensive Plan by promoting ground-floor retail uses, maintaining the traditional downtown character, and strengthening cultural assets and amenities.
- B. To encourage development/redevelopment of existing buildings and properties for mixed uses, including residential, office, retail, cultural and service uses.
- C. To provide adequate residential density to support the downtown businesses and promote regional rail.
- D. To discourage development of strip-type highway-oriented commercial uses that require incongruous architectural styles, excessive paved areas, curb cuts, and large signs and are not pedestrian friendly.
- E. To de-emphasize single-family development within the town center.
- F. To encourage pedestrian connections between buildings, parking areas and sidewalks and to encourage consolidation of driveways, parking and curb cuts to provide more efficient, economical and safe access and parking.
- G. To encourage those types of development that support large volumes of pedestrian traffic and are not dependent on storefront parking.
- H. To promote transit-oriented development that provides safe and attractive pedestrian connections with transit facilities.
- I. To promote development of public spaces, such as plazas, squares and courtyards, that enhance the aesthetics of downtown and encourage community interaction.
- J. To promote a vibrant streetscape that supports the commercial and cultural activities in the Downtown Business District.

§ 405-3301. Overlay concept.

The Downtown Business Overlay District, which may also be referred to herein as “DBOD,” as shown on the Lansdale Zoning Map. The Downtown Business Overlay provides alternative uses and standards from the underlying zoning district. The uses permitted and the standards applicable within the Downtown Business Overlay District are set forth in this Article. The uses and standards from the Downtown Business Overlay District and the underlying zoning district shall not be mixed. When an

applicant utilizes the Downtown Business Overlay District option then the requirements of this Article shall prevail over any conflict with any requirement or standard that may be set forth in the underlying zoning district.

§ 405-3302. Permitted uses.

The following is a list in Table 33-1 below are uses that are permitted by-right or by conditional use within any area or sub-district of the Downtown Business Overlay District. Those uses that are permitted by-right are indicated by the letter "P," and those uses that are permitted by conditional use are indicated by the letter "C:"

Table 33-1. Downtown Business Overlay District Use Table

Uses	Downtown Business District
Residential uses	
Multifamily dwelling units	C
Home occupations	C
Institutional uses	
Colleges and universities, public and private	C
Philanthropic and charitable institutions, civic nonprofit organizations, and social and fraternal organizations	C
Religious institutions, including churches, chapels, mosques, temples and synagogues	C
Schools, private, elementary, middle or high	C
Schools, vocational	C
Other government and government-related structures, facilities and uses	P
Recreation uses	
Athletic clubs, public and private	C
Public parks, plaza, square, courtyard and garden	P
Recreation and community centers, noncommercial	P
Commercial uses	
Amusement establishments, indoor	C
Antique stores	P
Appliance stores, including electrical and household appliances, and radio and television	P

sales and repair	
Arts and crafts stores	P
Arts and crafts studios	P
Arts or cultural centers	P
Auction rooms	C
Bakeries	P
Bakeshops	P
Banks and financial institutions	P
Bars and taverns	C
Bed-and-breakfast inn and home	C
Bicycle sales, rental and repair stores	P
Candy stores, including candymaking	P
Carpet and rug stores, retail sales only	P
Christmas tree and greens sales	P
Clubs, lodges and meeting halls, with no on- premises food or beverage preparation facilities	C
Coffee shops	P
Contractors', architects' and engineers' offices	P
Convenience stores (excluding sale of gas)	C
Day-care centers, group	C
Delicatessen	P
Department stores	P
Drive-in service, (also known as "Drive-through" service) for financial uses and retail sales only	C
Dry-cleaning and laundry service establishment, pickup only	P
Extended-stay hotels	C
Food stores, under 5,000 square feet	P
Food stores, 5,000 to 10,000 square feet	C
Forestry	P
Furniture stores	P
Garden supply, tool and seed stores	P
Home improvement stores	C
Hotels	C
Ice cream stores	P

Inns	C
Liquor store	C
Mailing service establishments	P
Markets, open-air, including farmers' markets and produce markets	C
Medical marijuana dispensary	P
Museums and art galleries, including historic buildings and shrines for patriotic, cultural and educational purposes	P
Office or studio of a professional person	P
Offices, business and professional, and nonprofit, educational, cultural or civic	P
Offices, medical	P
Outdoor dining	P
Parking garages	P
Parking lots, commercial	C
Personal care establishments	P
Photocopying and reproduction services, including blueprinting	P
Physical health facilities, including health clubs, fitness centers, and weight control centers	P
Printing and publishing establishments	C
Restaurant, fast-food	C
Restaurant, full-service	P
Restaurant, take-out only	P
Retail goods stores	P
Theaters, indoor	P
Theaters, outdoor	C
Tobacco shops	P
Wine shop	C
Retail and service uses of the same general character as those listed above	C
Transportation and utility uses	
Antennas and amateur radio stations	C
Antenna towers	C

Cab stands, including dispatch offices and related parking facilities	C
Telecommunications facilities	C
Telephone transmission equipment buildings	C
Transit facilities	P

§ 405-3303. Conditional uses.

- A. For those uses permitted by conditional use in Table 33-1 above, an applicant shall follow the procedures and standards for conditional use approval in Article XXII, § 405-2206.
- B. In addition to the standard requirements set forth in Article XXII, § 405-2206, the following additional conditional use standards shall apply:
 - (1) A permitted non-residential use must occupy the portion of the first floor of any multifamily building located within the DBOD which fronts on Main Street, Broad Street, Walnut Street or Madison Street as a minimum condition of approval. The non-residential use shall occupy at least 70% of the street frontage and shall be no less than 30 feet in depth.
 - (2) Drive-in window services, (also known as “Drive-through” services) shall require conditional use approval and drive-in windows are permitted only for retail and financial service uses. Drive-in windows for any restaurant use including restaurant-fast food, restaurant-takeout only, and restaurant-full service are prohibited. Drive-in windows shall have at least 100 linear feet of continuous driveway, as measured from the service window, used exclusively for each drive-in window shall be provided, and a minimum total stacking space for all drive-in service lanes for at least 10 cars shall be provided, and shall be so arranged that such driveways do not interfere with the free and uninterrupted use of the remaining parking areas and driveways (e.g., a pass-by lane shall be provided to allow vehicles to freely pass by the drive-in lanes or to leave the drive-in lanes prior to being served). During the conditional use review of the drive-in lanes, Borough Council may require a greater amount of continuous driveway for drive-in services for the proposed use if, based upon a traffic study prepared and submitted by the applicant and reviewed by the Borough Traffic Engineer, 100 linear feet and/or stacking for 10 vehicles is/are demonstrated to be inadequate. Any change in use shall require conditional use approval by Borough Council for drive-in services, which standard shall be the revision of the traffic study to reflect the change in use and the review of the Borough Traffic Engineer of the adequacy of the drive-through lanes for the new use.

§ 405-3304 Development standards.

The required development standards for the Downtown Business Overlay District are specified in Table 33-2. In addition to the below standards, the traditional town design standards and design review process of Article XXXVI shall also apply.

Table 33-2. Downtown Business Overlay District Development Standards	
Minimum lot size	None
Minimum lot width	None
Density	Within the DBOD the maximum density shall be 20 units per gross acre.
Build-to line	<p>(1) The front façade(s) of each building shall maintain the established build-to line of the block(s) on which it is located. Where there is no established build-to line, the facade of each building shall be set back not less than 12 feet from the face of the curb on a primary street, eight feet from the face of the curb on a side street, and five feet from the edge of an existing alley.</p> <p>(2) For the purposes of providing a plaza, square, courtyard, recessed entrance or outdoor dining, the front facade of each building may be set back up to 15 feet from the building line.</p>
Side Yard Setback	The minimum side yard setback shall be 0 feet if there is an existing shared party wall, otherwise the minimum side yard setback shall be 6 feet. At the recommendation of the Planning Commission the side yard setback may be increased by up to 6 additional feet to provide an adequate landscaped buffer to an adjacent residential property outside of the DBOD,
Rear Yard Setback	The minimum rear yard setback shall be 6 feet. At the recommendation of the Planning Commission the rear yard setback may be increased by up to 6 additional feet to provide an adequate landscaped buffer to an adjacent residential property outside of the DBOD,
Building height	Within the DBOD the maximum building height shall be 40 feet.
Building step back	Any floor(s) above the third story shall be stepped back 8 feet from the lower-level facade in the front of the building. The façades of floors above the third floor shall have a change in color and/or materials.
Maximum impervious	Within the DBOD the maximum impervious cover shall be 75% of the lot area.

coverage	
----------	--

§ 405-3305. Parking.

A. Non-residential parking requirements.

(1) There shall be no minimum off-street parking requirement for non-residential uses in the Downtown Business Overlay District unless the size of the total floor area is greater than or equal to 10,000 square feet. For buildings greater than or equal to 10,000 square feet in size, the parking requirements in § 405-1701 through § 405-1709 of this Chapter 405 shall apply to the remainder of the non-residential building area, unless otherwise set forth below. In the case of a mixed-use building, the exemption from parking shall only apply to the non-residential portion(s) of the building and shall not apply to the residential portion(s).

(2) Common Parking facilities. Common parking facilities with adjacent parking properties are strongly encouraged. If common parking facilities are proposed, and formal arrangements between the proposed users are entered into to the satisfaction of the Borough Solicitor and Engineer, the Borough Code Enforcement officer shall reduce the aggregate amount of required parking by up to 15%, subject to formal arrangements between the proposed users and satisfactory to the Borough Solicitor and Engineer.

B. Residential Parking Requirements.

Off-street parking shall be provided based on the number of bedrooms in each unit as follows:

(1) Three-bedroom unit: 2.0 spaces per unit

(2) One and two-bedroom unit: 1.5 spaces per unit

(3) Studio or efficiency unit: 1.25 spaces per unit

C. Multifamily dwelling units over any use permitted in the Downtown Business Overlay District. Off-street parking shall be provided as required by this Chapter 405 for apartment uses; provided, however, in the case of apartments already existing at the date of passage of this Article and not in the case of apartments constructed thereafter, that if or to the extent which there is not sufficient space on the same lot as the building and if a municipally owned parking lot borders within 500 feet of the nearest property line, the off-street parking requirements need not be met; provided, further, that the owner of the subject property shall procure and submit to the Borough of Lansdale, as a condition of receiving any apartment licenses required under the provisions of the Borough Code, evidence there have been procured for the whole term of the licenses stickers for tenant parking on municipal parking lots, as provided for in Chapter 268, Parking, Article II, Municipal Parking Lots, for such number of cars as parking spaces are required for under the provisions of § 405-1703. It is not intended by this provision to permit

the elimination of existing parking spaces or available area.

- D. Fee in lieu of parking spaces. When off-street parking is required, Borough Council may authorize the payment of a onetime fee in lieu of the actual creation of some or all of the required parking by the applicant. The amount of the fee shall be specified in the parking fee schedule adopted by resolution of the Borough Council. All fees collected and all interest earned thereon shall be placed in the Borough Parking Fund. The fund shall be used exclusively for planning, acquisition, design, development, construction, and financing of parking facilities.

EXHIBIT "E"
REVISIONS TO ARTICLE XXXIV,
SECTIONS 405-3400 THROUGH 405-3406

ARTICLE XXXIV
Downtown Core Overlay District

§ 405-3400. Legislative intent.

- A. To promote the town center character of Lansdale Borough as set forth in the Comprehensive Plan by promoting ground-floor retail uses, maintaining the traditional downtown character, and strengthening cultural assets and amenities.
- B. To encourage development/redevelopment of existing buildings and properties for mixed uses, including residential, office, retail, cultural and service uses.
- C. To provide adequate residential density to support the downtown businesses and promote regional rail.
- D. To discourage development of strip-type highway-oriented commercial uses that require incongruous architectural styles, excessive paved areas, curb cuts, and large signs and are not pedestrian friendly.
- E. To de-emphasize single-family development within the town center.
- F. To encourage pedestrian connections between buildings, parking areas and sidewalks and to encourage consolidation of driveways, parking and curb cuts to provide more efficient, economical and safe access and parking.
- G. To encourage those types of development that support large volumes of pedestrian traffic and are not dependent on storefront parking.
- H. To promote transit-oriented development that provides safe and attractive pedestrian connections with transit facilities.
- I. To promote development of public spaces, such as plazas, squares and courtyards, that enhance the aesthetics of downtown and encourage community interaction.
- J. To promote a vibrant streetscape that supports the commercial and cultural activities in the Downtown Business District.
- K. To designate a central core to the downtown business area where taller buildings are acceptable.

§ 405-3401. Overlay concept.

The Downtown Core Overlay District, which may also referred to herein as “DCOD,” as shown on the Lansdale Zoning Map. The Downtown Core Overlay District provides alternative uses and standards from the underlying zoning district. The uses permitted and the standards applicable within the Downtown Core Overlay District are set forth in

this Article. The uses and standards from the Downtown Core Overlay District and the underlying zoning district shall not be mixed. When an applicant utilizes the Downtown Core Overlay District option then the requirements of this Article shall prevail over any conflict with any requirement or standard that may be set forth in the underlying zoning district.

§ 405-3402. Permitted uses.

The following is a list in Table 34-1 below are uses that are permitted by-right or by conditional use within any area or sub-district of the Downtown Core Overlay District. Those uses that are permitted by-right are indicated by the letter "P," and those uses that are permitted by conditional use are indicated by the letter "C:"

Table 34-1. Downtown Core Overlay District Use Table

Uses	Downtown Core District
Residential uses	
Multifamily dwelling units	C
Home occupations	C
Institutional uses	
Colleges and universities, public and private	C
Philanthropic and charitable institutions, civic nonprofit organizations, and social and fraternal organizations	C
Religious institutions, including churches, chapels, mosques, temples and synagogues	C
Schools, private, elementary, middle or high	C
Schools, vocational	C
Other government and government-related structures, facilities and uses	P
Recreation uses	
Athletic clubs, public and private	C
Public parks, plaza, square, courtyard and garden	P
Recreation and community centers, noncommercial	P
Commercial uses	
Amusement establishments, indoor	C
Antique stores	P

Appliance stores, including electrical and household appliances, and radio and television sales and repair	P
Arts and crafts stores	P
Arts and crafts studios	P
Arts or cultural centers	P
Auction rooms	C
Bakeries	P
Bakeshops	P
Banks and financial institutions	P
Bars and taverns	C
Bed-and-breakfast inn and home	C
Bicycle sales, rental and repair stores	P
Candy stores, including candymaking	P
Carpet and rug stores, retail sales only	P
Christmas tree and greens sales	P
Clubs, lodges and meeting halls, with no on-premises food or beverage preparation facilities	C
Coffee shops	P
Contractors', architects' and engineers' offices	P
Convenience stores (excluding sale of gas)	C
Day-care centers, group	C
Delicatessen	P
Department stores	P
Drive-in service (also known as "Drive-through" service) for financial uses and retail sales only	C
Dry-cleaning and laundry service establishment, pickup only	P
Extended-stay hotels	C
Food stores, under 5,000 square feet	P
Food stores, 5,000 to 10,000 square feet	C
Forestry	P
Furniture stores	P
Garden supply, tool and seed stores	P
Home improvement stores	C
Hotels	C

Ice cream stores	P
Inns	C
Liquor store	C
Mailing service establishments	P
Markets, open-air, including farmers' markets and produce markets	C
Medical marijuana dispensary	P
Museums and art galleries, including historic buildings and shrines for patriotic, cultural and educational purposes	P
Office or studio of a professional person	P
Offices, business and professional, and nonprofit, educational, cultural or civic	P
Offices, medical	P
Outdoor dining	P
Parking garages	P
Parking lots, commercial	C
Personal care establishments	P
Photocopying and reproduction services, including blueprinting	P
Physical health facilities, including health clubs, fitness centers, and weight control centers	P
Printing and publishing establishments	C
Restaurant, fast-food	C
Restaurant, full-service	P
Restaurant, take-out only	P
Retail goods stores	P
Theaters, indoor	P
Theaters, outdoor	C
Tobacco shops	P
Wine shop	C
Retail and service uses of the same general character as those listed above	C

Transportation and utility uses

Antennas and amateur radio stations	C
Antenna towers	C

Cab stands, including dispatch offices and related parking facilities	C
Telecommunications facilities	C
Telephone transmission equipment buildings	C
Transit facilities	P

§ 405-3403. Conditional uses.

- A. For those uses permitted by conditional use in Table 34-1 above, an applicants shall follow the procedures and standards for conditional use approval in Article XXII, § 405-2206.
- B. In addition to the standard requirements set forth in Article XXII, § 405-2206, the following additional conditional use standards shall apply:
 - (1) A permitted non-residential use must occupy the portion of the first floor of any multifamily building located within the DCOD which fronts on Main Street, Broad Street, Walnut Street or Madison Street as a minimum condition of approval. The non-residential use shall occupy at least 70% of the street frontage and shall be no less than 30 feet in depth.
 - (2) Drive-in window services (also known as “Drive-through” services) shall require conditional use approval and drive-in windows are permitted only for retail and financial service uses. Drive-in windows for any restaurant use including restaurant-fast food, restaurant-takeout only, and restaurant-full service are prohibited. Drive-in windows shall have at least 100 linear feet of continuous driveway, as measured from the service window, used exclusively for each drive-in window shall be provided, and a minimum total stacking space for all drive-in service lanes for at least 10 cars shall be provided, and shall be so arranged that such driveways do not interfere with the free and uninterrupted use of the remaining parking areas and driveways (e.g., a pass-by lane shall be provided to allow vehicles to freely pass by the drive-in lanes or to leave the drive-in lanes prior to being served). During the conditional use review of the drive-in lanes, Borough Council may require a greater amount of continuous driveway for drive-in services for the proposed use if, based upon a traffic study prepared and submitted by the applicant and reviewed by the Borough Traffic Engineer, 100 linear feet and/or stacking for 10 vehicles is/are demonstrated to be inadequate. Any change in use shall require conditional use approval by Borough Council for drive-in services, which standard shall be the revision of the traffic study to reflect the change in use and the review of the Borough Traffic Engineer of the adequacy of the drive-through lanes for the new use.

§ 405-3404 Development standards.

The required development standards for the Downtown Core Overlay District are specified in Table 34-2. In addition to the below standards, the traditional town design standards and design review process of Article XXXVI shall also apply.

Table 34-2. Downtown Core Overlay District Development Standards	
Minimum lot size	None
Minimum lot width	None
Density	Within the DCOD the maximum density shall be 50 units per gross acre. When a height bonus in accordance with § 405-3406 is approved by the Borough Council, the density may be increased up to no more than 75 units per gross acre.
Build-to line	<p>(1) The front façade(s) of each building shall maintain the established build-to line of the block(s) on which it is located. Where there is no established build-to line, the facade of each building shall be set back not less than 12 feet from the face of the curb on a primary street, eight feet from the face of the curb on a side street, and five feet from the edge of an existing alley.</p> <p>(2) For the purposes of providing a plaza, square, courtyard, recessed entrance or outdoor dining, the front facade of each building may be set back up to 15 feet from the building line.</p>
Side Yard Setback	The minimum side yard setback shall be 0 feet if there is an existing shared party wall, otherwise the minimum side yard setback shall be 6 feet. At the recommendation of the Planning Commission the side yard setback may be increased by up to 6 additional feet to provide an adequate landscaped buffer to an adjacent residential property outside of the DCOD or the DBOD,
Rear Yard Setback	The minimum rear yard setback shall be 6 feet. At the recommendation of the Planning Commission the rear yard setback may be increased by up to 6 additional feet to provide an adequate landscaped buffer to an adjacent residential property outside of the DCOD or the DBOD,
Building height	<p>Within the DCOD the maximum building height shall be 65 feet. The maximum height shall be 40 feet when the proposed project is within 100 feet of the boundary of a residential district located outside of the boundary line of the DCOD or the DBOD</p> <p>Up to 85 feet is permitted with incentives provided in § 405-3406. The maximum height with incentives provided in § 405-3406 shall be 50 feet when the proposed project is within 100 feet of a residential district located outside of the</p>

	boundary line of the DCOD or the DBOD.
Building step back	Any floor(s) above the third story shall be stepped back 8 feet from the lower-level facade in the front of the building. The façades of floors above the third floor shall have a change in color and/or materials.
Maximum impervious coverage	Within the DCOD the maximum impervious coverage shall be 90% of the lot area.

§ 405-3405. Parking.

A. Non-residential parking requirements.

(1) There shall be no minimum off-street parking requirement for non-residential uses in the Downtown Core Overlay District unless the size of the total floor area is greater than or equal to 10,000 square feet. For buildings greater than or equal to 10,000 square feet in size, the parking requirements in § 405-1701 through § 405-1709 of this Chapter 405 shall apply to the remainder of the non-residential building area, unless otherwise set forth below. In the case of a mixed-use building, the exemption from parking shall only apply to the non-residential portion(s) of the building and shall not apply to the residential portion(s).

(2) Common Parking facilities. Common parking facilities with adjacent parking properties are strongly encouraged. If common parking facilities are proposed, and formal arrangements between the proposed users are entered into the satisfaction of the Borough Solicitor and Engineer, the Borough Code Enforcement officer shall reduce the aggregate amount off required parking by up to 15%, subject to formal arrangements between the proposed users and satisfactory to the Borough Solicitor and Engineer.

B. Residential Parking Requirements.

Off-street parking shall be provided based on the number of bedrooms in each unit as follows:

- (1) Three-bedroom unit: 2.0 spaces per unit
- (2) One and two-bedroom unit: 1.5 spaces per unit
- (3) Studio or efficiency unit: 1.25 spaces per unit

C. Multifamily dwelling units over any use permitted in the Downtown Core Overlay District. Off-street parking shall be provided as required by this Chapter 405 for apartment uses; provided, however, in the case of apartments already existing at the date of passage of this Article and not in the case of apartments constructed thereafter, that if or to the extent which there is not sufficient space on the same lot

as the building and if a municipally owned parking lot borders within 500 feet of the nearest property line, the off-street parking requirements need not be met; provided, further, that the owner of the subject property shall procure and submit to the Borough of Lansdale, as a condition of receiving any apartment licenses required under the provisions of the Borough Code, evidence there have been procured for the whole term of the licenses stickers for tenant parking on municipal parking lots, as provided for in Chapter 268, Parking, Article II, Municipal Parking Lots, for such number of cars as parking spaces are required for under the provisions of § 405-1703. It is not intended by this provision to permit the elimination of existing parking spaces or available area.

- D. Fee in lieu of parking spaces. When off-street parking is required, Borough Council may authorize the payment of a onetime fee in lieu of the actual creation of some or all of the required parking by the applicant. The amount of the fee shall be specified in the parking fee schedule adopted by resolution of the Borough Council. All fees collected and all interest earned thereon shall be placed in the Borough Parking Fund. The fund shall be used exclusively for planning, acquisition, design, development, construction, and financing of parking facilities.

§ 405-3406. Building height bonus.

- A. Bonuses are intended to encourage sustainable practices and implementation of the Comprehensive Plan. Only properties in the Downtown Core Overlay District, as shown on the Lansdale Borough Zoning Map, may qualify for a maximum of 20 feet of additional building height in exchange for a combination of the bonus features in Table 34-3 provided that the property is not located within 100 feet of a property line of a property that is residentially zoned and located outside of the DCOD or the DBOD. For properties located within the DCOD and located within 100 feet of the property line of a property that is residentially zoned and located outside of the boundary line of the DCOD or the DBOD, the maximum additional height shall be 10 feet in exchange for a combination of the bonus features in Table 34-3.

- B. Table 34-3, Building height bonus features.

Table 34-3. Building Height Bonus Features		
Bonus Feature	Bonus Feature Standard	Bonus Height
Preservation of an historic structure or facade on the development site, when listed in Table 10.1 Historic Resources Table from the	Must follow the Secretary of the Interior's standards for rehabilitation.	20 feet*

Table 34-3. Building Height Bonus Features

Bonus Feature	Bonus Feature Standard	Bonus Height
borough's comprehensive plan.		
Structured parking	Structured parking is provided within the building footprint for at least 50% of the required parking. Structured parking shall be subject to the design standards of § 405-3601K.	20 feet*
Green or blue roof	The green and/or blue roof shall cover at least 50% of the net roof area (the total gross area minus areas covered by mechanical equipment). Such roofs shall be designed and installed under the direction of a professional with demonstrated expertise in green roof design and construction. Vegetation on a green roof must be maintained for the life of the building. The green or blue roof shall conform to the best available technology standards, such as those published by U.S. Green Building Council.	20 feet*
Alternative energy sources	Install a solar, or geothermal power-generation facility that is designed to provide at least 15% of the expected annual energy use for the building. The facility shall be designed and installed under the direction of a professional with demonstrated expertise in the design and construction of such facilities.	20 feet*
Public Parking Spaces	Public parking spots must be in addition to the minimum required parking. (1) 20 or more off-street public parking spaces (2) 10-19 off-street public parking spots (3) Providing 5 of the public spaces as electric vehicle charging spaces	10 feet 5 feet 5 feet
Multiple public features	Must provide one of the following features for use by the public: (1) Recreational trail in accordance with the Comprehensive Plan a minimum of 200 linear feet (2) A public park, public plaza or open space in excess of 2,000 square feet	10 feet*

Table 34-3. Building Height Bonus Features

Bonus Feature	Bonus Feature Standard	Bonus Height
Transit amenities/ Streetscape Amenities	<p>Qualifying amenities (shall meet the Borough's approved specifications):</p> <p>(1) New access easements to transit facilities</p> <p>(2) Improvements to connecting passageways, consisting of: (a) decorative paving (at least 30% of paving must consist of decorative materials, including brick, paving stones, and/or stamped asphalt), (b) the addition of lighting or upgrade of existing lighting fixtures to full-cutoff lighting fixtures; lighting improvements must extend along the full passageway, or (c) planters, to be spaced no more than 20 feet apart, or (d) public art, to be spaced no more than 20 feet apart.</p> <p>(3) Covered bicycle parking for a minimum of 12 bicycles.</p> <p>(4) Bus shelter, consistent with “SEPTA Bus Stop Design Guidelines (2nd Edition, 2019, as amended).</p> <p>(5) Transit area / streetscape improvements, such as lighting, landscaping, signage, gazebo, water feature, public art, and decorative paving.</p> <p>(6) Cash contribution for transit area improvements.</p>	Five feet of bonus height for any two transit amenities
Trail amenities	<p>A minimum of two qualifying amenities for trail connections must be provided. Amenities shall meet the Borough's approved specifications:</p> <p>(1) Distinctive paving to define trail connections (at least 30% of paving must consist of decorative materials, including brick, paving stones, and/or stamped asphalt).</p> <p>(2) Uniform planters to define trail connections. Planters shall be spaced no more than 30 linear feet apart</p> <p>(3) Way-finding signage. Way-finding signage must be consistent in style with existing signage and the sign design guidelines of the Lansdale BrandPrint Report (2013) when applicable.</p>	Five feet of bonus height for any two trail amenities and this height bonus will not apply to duplicate trail amenities.

Table 34-3. Building Height Bonus Features

Bonus Feature	Bonus Feature Standard	Bonus Height
	(4) New access easement and paving for off-road trails. Trails must connect two public rights-of-way.	
Shared Access	Applicants shall create agreements for shared vehicular access as the preferred means of reducing the total number of curb cuts for traffic safety and congestion reasons. Access easement and maintenance agreements or other suitable legal mechanisms shall be provided, in a form acceptable to the Borough Council in consultation with the Borough Solicitor.	5 feet.

NOTES

* A maximum total bonus height of 10 feet is permitted when the property is within 100 feet of the property line of a residentially zoned property located outside of the boundary line of the Downtown Core Overlay District or the Downtown Business Overlay District.