

**LOWER MACUNGIE TOWNSHIP  
Lehigh County, Pennsylvania**

**ORDINANCE NO. 2023-04  
(Duly adopted December 7, 2023)**

**AN ORDINANCE AMENDING LOWER MACUNGIE TOWNSHIP CODE CHAPTER 1, ADMINISTRATION AND GOVERNMENT, PART 6, OFFICIAL MAP, IN ORDER TO AMEND COMPONENTS (2), (4), (5), AND (9) OF THE OFFICIAL MAP TO REMOVE FUTURE ROAD EXTENSIONS THAT HAVE BEEN COMPLETED OR BECOME UNNECESSARY, TO DEPICT ADDITIONS TO PARKS AND OPEN SPACE, AND TO IDENTIFY ADDITIONAL LANDS FOR ACQUISITION OF DEVELOPMENTS RIGHTS FOR OPEN SPACE; PROVIDING FOR THE SEVERABILITY OF ANY PARTS OF THIS ORDINANCE DEEMED TO BE INVALID; REPEALING ORDINANCES, RESOLUTIONS, OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Lower Macungie Township (“Township”) is a First Class Township organized and operating under the laws of the Commonwealth of Pennsylvania; and

**WHEREAS**, the Pennsylvania Municipalities Planning Code (hereinafter, “MPC”) at Article IV (53 P.S. §§ 10401 to 10408) authorizes the Township to establish an official map and to provide for its administration, enforcement and amendment; and

**WHEREAS**, pursuant to MPC Article IV, on June 16, 2016, the Township Board of Commissioners (hereinafter, “Board”) enacted Ordinance No. 2016-12, establishing the Official Map of Lower Macungie Township (hereinafter, “Official Map”); and

**WHEREAS**, pursuant to MPC Article IV, on July 18, 2019, the Township Board enacted Ordinance No. 2019-09, amending the Official Map of Lower Macungie Township (hereinafter, the “2019 Amendment”); and

**WHEREAS**, the Official Map is comprised of eleven (11) components, including but not limited to:

- a. Official Map – Component (2) – Future Road Extensions;
- a. Official Map – Component (4) – Parks;
- b. Official Map – Component (5) – Open Space;
- c. Official Map – Component (9) – Acquisition of Development Rights for Open Space; and

**WHEREAS**, since the 2019 Amendment changes have occurred in the Township that have resulted in certain road extensions being completed or becoming unnecessary, and the in

LMT00005

acquisition of additional lands for Township parks and open space, as well as other developments; and

**WHEREAS**, since the 2019 Amendment the Township has identified other lands within the Township for reservation on the Official Map as lands for acquisition of development rights for open space; and

**WHEREAS**, certain amendments to Official Map Components (2), (4), (5), and (9) are required to reflect the aforementioned changes and identifications; and

**WHEREAS**, the Board has determined that it is appropriate to amend Official Map Components (2), (4), (5), and (9) of the Official Map to reflect such additions and identified lands; and

**WHEREAS**, the amendments to Official Map Components (2), (4), (5), and (9) are reflected in the amended Official Map attached hereto as Exhibit A and incorporated herein by reference; and

**WHEREAS**, pursuant to the MPC Article IV, at 53 P.S. §§ 10402 and 10408, and Township Code Section 1-608.4, true and correct copies of this Ordinance and the amended Official Map depicted in Exhibit A have been provided to the Lehigh Valley Planning Commission, the Township Planning Commission, and adjacent municipalities for review and comment, as applicable; and

**WHEREAS**, having reviewed any comments received and having held a public hearing, pursuant to public notice, the Township Board finds that the proposed amended Official Map is consistent with the Southwestern Lehigh County Comprehensive Plan and the Township Comprehensive Plan, and is consistent with the public health, safety and general welfare.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** by the Board of Commissioners of Lower Macungie Township, County of Lehigh, Commonwealth of Pennsylvania, that the Official Map of Lower Macungie Township is hereby amended as follows:

**Section 1.** The Code of Lower Macungie Township, Chapter 1, Administration and Government, Part 6, Official Map, shall be amended as follows:

A. Components (2), (4), (5), and (9) of the Official Map are hereby amended as more particularly depicted in Exhibit A, and, pursuant to the MPC Article IV, at 53 P.S. § 10402, and Township Code Section 1-608, Exhibit A shall hereafter constitute the Official Map, as amended.

B. All other Components of the Official Map not otherwise amended or changed hereby shall remain in full force and effect.

C. The President of the Board of Commissioners is hereby delegated the authority to execute the verification required by the MPC at 53 P.S. § 10402.

LMT0005

LMT00005

**Section 2.** If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Board of Commissioners of Lower Macungie Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

**Section 3.** All ordinances, resolutions, or parts thereof which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 4.** This Ordinance is effective immediately upon enactment.

**ENACTED and ORDAINED** this 7<sup>th</sup> day of December, 2023.

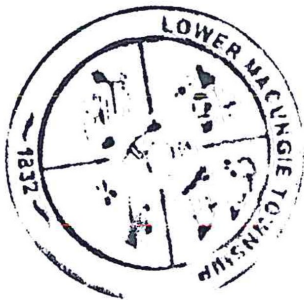
LOWER MACUNGIE TOWNSHIP  
BOARD OF COMMISSIONERS

ATTEST:

Renea Flexer  
Renea Flexer, Secretary

Brian P. Higgins  
Brian P. Higgins, President

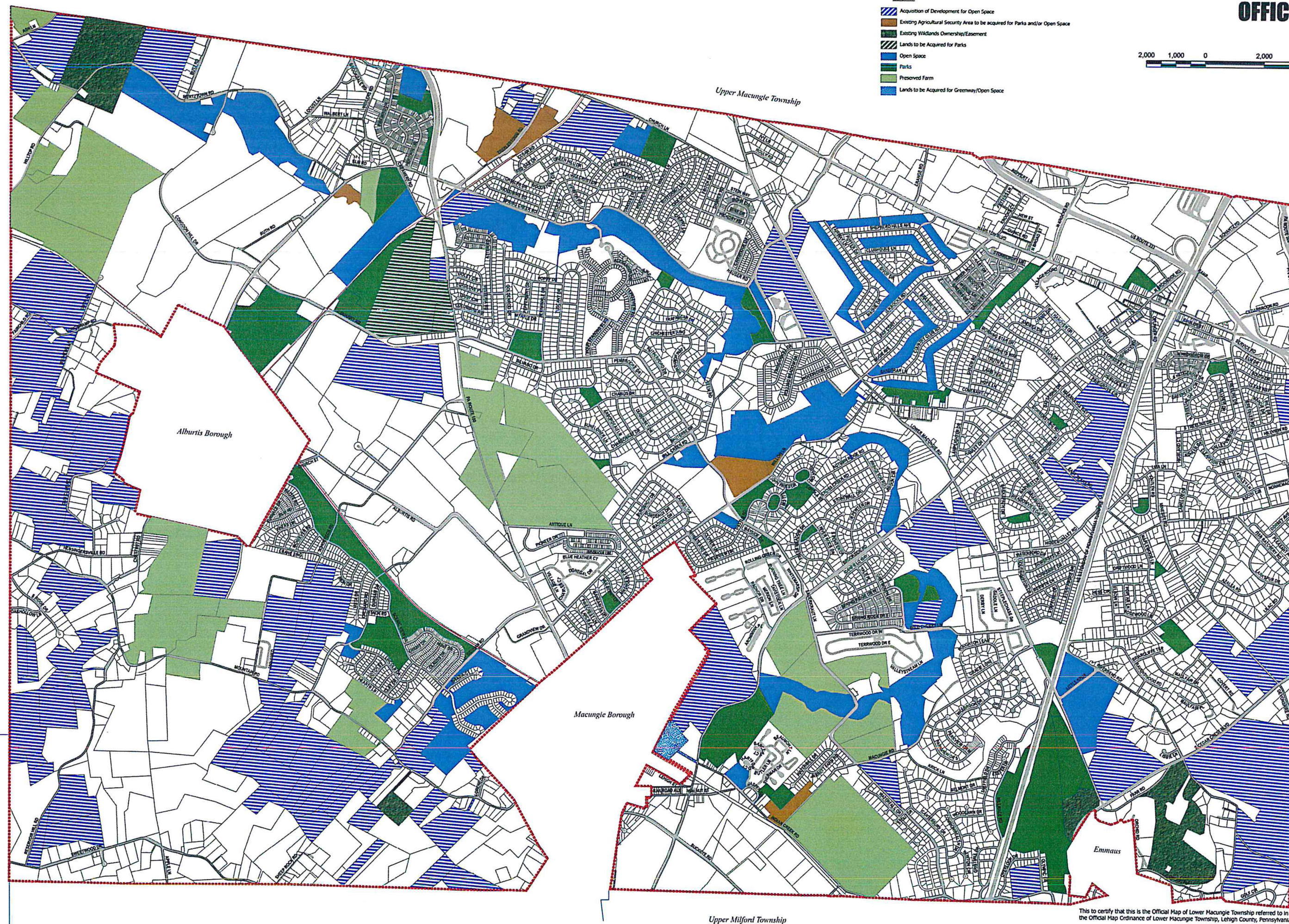
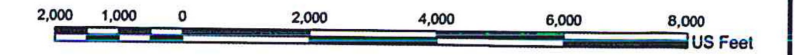
	Motion	2nd	Yes	No	Abstain
B. Higgins			✓		
R. Ward			✓		
R. Beitler		✓	✓		
M. Robert	✓		✓		
B. Shoemaker			✓		





# LOWER MACUNGIE TOWNSHIP OFFICIAL MAP

- Legend**
- Acquisition of Development for Open Space
  - Existing Agricultural Security Area to be acquired for Parks and/or Open Space
  - Existing Wildlands Ownership/Easement
  - Lands to be Acquired for Parks
  - Open Space
  - Parks
  - Preserved Farm
  - Lands to be Acquired for Greenway/Open Space



This is to certify that this is the Official Map of Lower Macungie Township referred to in the Official Map Ordinance of Lower Macungie Township, Lehigh County, Pennsylvania.  
 Ordinance No. 2023/04 Date 12/7/23  
  
 Renea Pleau  
 Secretary