

**MOUNT JOY TOWNSHIP
ADAMS COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2024-1

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF MOUNT JOY TOWNSHIP, ADAMS COUNTY, PENNSYLVANIA, AMENDING PART 1, "ADMINISTRATIVE LEGISLATION," OF THE CODE OF MOUNT JOY TOWNSHIP REGARDING THE MOUNT JOY TOWNSHIP ZONING HEARING BOARD.

WHEREAS, Mount Joy Township (the "Township") is governed by Pennsylvania's Second Class Township Code, 53 P.S. § 65101, *et seq.*, and must comply with Pennsylvania's Municipalities Planning Code, 53 P.S. § 10101, *et seq.*; and

WHEREAS, the Board of Supervisors of Mount Joy Township desires to amend Part 1, Administrative Legislation, of the Mount Joy Township Code of Ordinances to create a new Chapter 17, entitled "Zoning Hearing Board"; and

WHEREAS, membership of the Zoning Hearing Board shall be established in accordance with the Municipalities Planning Code, 53 P.S. § 10903.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of Mount Joy Township, Adams County, Pennsylvania, as follows:

SECTION 1. Recitals. The above recitals are incorporated herein.

SECTION 2. Amendments to the Mount Joy Township Code. Part 1, Administrative Legislation of the Code of Mount Joy Township is hereby amended by adding a new Chapter 17, "Zoning Hearing Board," which shall read as follows:

§ 17-1 Establishment.

The Board of Supervisors of Mount Joy Township has established the Mount Joy Township Zoning Hearing Board.

§ 17-2 Powers and Duties.

The Mount Joy Township Zoning Hearing Board shall have the powers, duties, and responsibilities as provided for in the Pennsylvania Municipalities Planning Code, as amended.

§ 17-3 Membership.

The Mount Joy Township Zoning Hearing Board shall consist of five residents of the municipality appointed by resolution of the Mount Joy Township Board of Supervisors. The terms of office shall be five years and shall be so fixed that the term of office of one member shall expire each year. The Zoning Hearing Board shall promptly notify the Board of Supervisors of any vacancies

which occur. Members of the Zoning Hearing Board shall hold no other elected or appointed office in the Township, nor shall any member be an employee of the Township.

§ 17-4 Expenditures for Services.

Within the limits of funds appropriated by the Mount Joy Township Board of Supervisors, the Mount Joy Township Zoning Hearing Board may employ or contract for secretaries, clerks, legal counsel, consultants, and other technical and clerical services. Members of the Zoning Hearing Board may receive compensation for the performance of their duties, as may be fixed by the Board of Supervisors, but in no case shall it exceed the rate of compensation authorized to be paid to the Township Supervisors.

§ 17-5 Organization of the Zoning Hearing Board.

The Mount Joy Township Zoning Hearing Board shall elect from its own membership its officers, who shall serve annual terms as such and may succeed themselves. The Zoning Hearing Board may make, alter, and rescind rules and forms for its procedure, consistent with ordinances of the Township and laws of the Commonwealth. The Zoning Hearing Board shall keep full public records of its business, which records shall be the property of the Township, and shall submit a report of its activities to the Township as requested by the Board of Supervisors.

SECTION 3. Repealer. All prior ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent they are inconsistent with this Ordinance.

SECTION 4. Savings Clause. Except as expressly amended, nothing herein shall be deemed to affect or alter any other provision of the Mount Joy Township Code. In all other respects, the Township Ordinances shall remain as previously enacted and ordained.

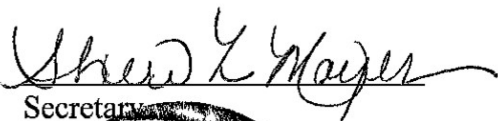
SECTION 5. Severability. If any Section, subsection, sentence, clause, phrase, or word of this Ordinance is for any reason held to be illegal or invalid by any court or administrative agency of competent jurisdiction, such illegal or invalid portion or provision shall be severable and shall not affect or impair any remaining portion of this Ordinance and Chapter, which shall remain in full force and effect.

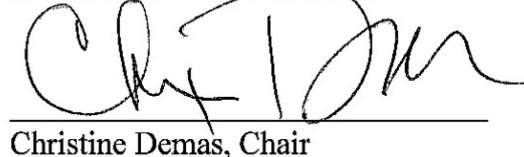
SECTION 6. Effective Date. This Ordinance shall be effective immediately.

DULY ENACTED AND ORDAINED this 18th day of April, 2024 by the Board of Supervisors of the Township of Mount Joy, Adams County, Pennsylvania, in lawful session duly assembled.

ATTEST:

MOUNT JOY TOWNSHIP


Secretary


Christine Demas, Chair

