

ORDINANCE NO. 215

AN ORDINANCE OF THE TOWNSHIP OF LONGSWAMP, BERKS COUNTY, PENNSYLVANIA, AMENDING THE LONGSWAMP TOWNSHIP DRIVEWAY ORDINANCE, ORDINANCE NO. 192, AND CLARIFYING SECTION 4, STANDARDS FOR DRIVEWAYS.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Longswamp, of the County of Berks and the Commonwealth of Pennsylvania, as follows:

WHEREAS, on November 10, 1998, the Township of Longswamp Amended its Driveway Ordinance by Ordinance No. 192 which shall remain in full force and effect with amendments to clarify the standards for driveways within the Township.

Section 1. The following subsections of **Section 4. Standards for Driveways** shall be amended as follows:

- A. Within Section 4.D. the sentence "The minimum diameter of drainage pipes which may be required" should be deleted.
- B. Withing Section 4.G. The third sentence shall be deleted and replaced with the following language, "The maximum permissible grade shall be 15% on one or two family residential driveways and 10% on all other driveways, except that driveway grades shall not exceed five percent (5%) within 20 feet of street cartway lines."

Section 2. **Section 4. Standards for Driveways, Paragraph F** should be deleted in its entirety and Section 5.558 of the Township Subdivision and Land Development Ordinance shall apply to the location of centerlines of streets.

Section 3. Waivers and Severability. Notwithstanding anything set forth above in this Ordinance, whenever the provisions of this Ordinance shall be inconsistent with the provisions of the Township's "Subdivision and Land Development Ordinance" or Township Zoning Ordinance and the provisions of the said ordinances are more restrictive or contain more stringent requirements than are set forth in this Ordinance, the provisions of said ordinances shall prevail and be applicable.

The provisions of this ordinance are intended as minimum standards for the protection of the public health, safety and welfare of the residents and inhabitants of the Township. If the literal compliance with any provision of this ordinance is shown by an applicant to the Board of Supervisors present at a public meeting, to be unreasonable and to cause undue hardship as applied to the applicant, the Board of Supervisors may grant a waiver of such provisions, if the waiver shall not be contrary to public interest.

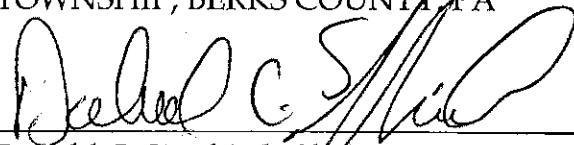
Section 4. In the event that any provision, section, sentence, clause or portion of this ordinance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair any of the remaining ordinance. It is hereby declared to be the intent of the Board of Supervisors of the Township of Longswamp that the remainder of this Ordinance shall be and remain in full force and effect notwithstanding the fact that such portion thereof shall be invalid or unconstitutional.

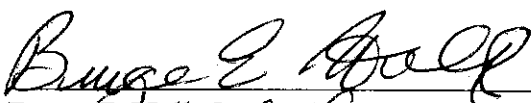
Section 5. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar, but only insofar, as the same are inconsistent herewith.

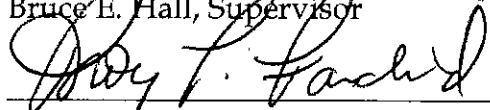
Section 6. This Ordinance shall take effect five (5) days subsequent to its passage.

Ordained and Enacted as an Ordinance by the Board of Supervisors of the Township of Longswamp, Berks County, Pennsylvania, in lawful session duly assembled this 12th day of October, 2004.

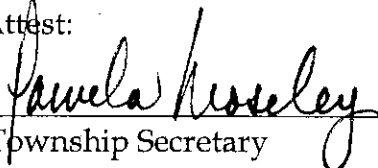
BOARD OF SUPERVISORS OF LONGSWAMP
TOWNSHIP, BERKS COUNTY, PA


Donald C. Siegfried, Chairman


Bruce E. Hall, Supervisor


Troy T. Fairchild, Supervisor

Attest:


Township Secretary

