

**TOWNSHIP OF LOWER PROVIDENCE
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 630

**AN ORDINANCE OF THE TOWNSHIP OF LOWER PROVIDENCE,
MONTGOMERY COUNTY, PENNSYLVANIA; PROVIDING FOR
THE AMENDMENT OF CHAPTER 123 ("SUBDIVISION AND
DEVELOPMENT OF LAND") OF THE LOWER PROVIDENCE
TOWNSHIP CODE BY SPECIFICALLY AMENDING THE
FOLLOWING SECTIONS: USE AND DEFINITIONS; SIDEWALKS;
AND INSPECTION FEES.**

NOW THEREFORE, be it, and it is hereby ENACTED and ORDAINED by the Board of Supervisors of the Township of Lower Providence, Montgomery County, Commonwealth of Pennsylvania, as follows:

ARTICLE I. Section 123-7, Usage and Definitions.

Section 123-7 of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended by inserting the following defined term:

ADA

Americans with Disabilities Act of 1990, as amended.

ARTICLE II. Section 123-33, Sidewalks.

Section 123-33 of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended to read as follows:

Sidewalks shall be installed along all existing or proposed public or private streets and common parking areas except when this requirement is waived at the discretion of the Board of Supervisors, upon recommendation of the Township Planning Commission and Engineer. Engineering design and construction standards shall be those contained in the Lower Providence Township Engineering Standards, Appendix A, Chapter 123, Subdivision and Land Development Ordinance as amended and the ADA.

ARTICLE III. Section 123-33, Sidewalks.

Subsection 123-33.D of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended to read as follows:

- D. Sidewalks shall be designed to facilitate access and use by the handicapped, in compliance with the Lower Providence Township Engineering Standards, Appendix A, Chapter 123, Subdivision and Land Development Ordinance as amended and the ADA.

ARTICLE IV. **Section 123-33, Sidewalks.**

Subsection 123-33.E of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended to read as follows:

- E. Driveway crossings shall be designed in compliance with § **123-36I** herein and the Lower Providence Township Engineering Standards, Appendix A, Chapter 123, Subdivision and Land Development Ordinance as amended and the ADA.

ARTICLE V. **Section 123-33, Sidewalks.**

Subsection 123-33.F of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended to read as follows:

- F. Sidewalks shall be designed in compliance with the Lower Providence Township Engineering Standards, Appendix A, Chapter 123, Subdivision and Land Development Ordinance as amended and the ADA. Sidewalks shall be not less than five (5) feet in width, unless otherwise permitted to be narrower under the ADA, and the Supervisors may require additional width in commercial, industrial, office or higher density residential areas where higher volumes of pedestrian traffic are anticipated.

ARTICLE VI. **Section 123-124, Inspection Fees.**

Subsection 123-124.D of Chapter 123, Subdivision and Development of Land, of the Lower Providence Township Code is hereby amended to read as follows:

- D. Inspections shall be conducted in accordance with Article XV of this Part 3.

ARTICLE VII. **Repealer**

All Ordinances or parts of Ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

ARTICLE VIII. Severability

If any section, paragraph, sub-section, clause or provision of this Ordinance shall be declared invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof other than that portion specifically declared invalid.

ARTICLE VIV. Effective Date

This Ordinance shall become effective five (5) days after final enactment.

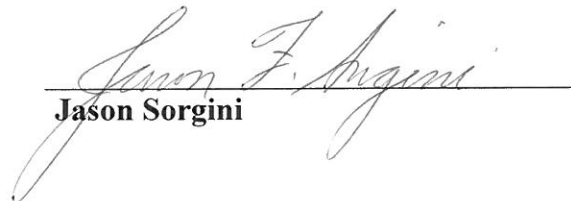
ORDAINED AND ENACTED by the Board of Supervisors of Lower Providence Township, Montgomery County, Pennsylvania, this 21st day of January, 2016.

ATTEST:

**LOWER PROVIDENCE TOWNSHIP
BOARD OF SUPERVISORS:**



Richard Gestrich, Township Manager



Jason Sorgini

Colleen Eckman

Patrick T. Duffy

Peter MacFarland

Jill Zimmerman