

**LOWER PROVIDENCE TOWNSHIP**  
**Montgomery County, Pennsylvania**

**ORDINANCE #636**  
**(Duly Adopted April 7<sup>th</sup>, 2016)**

**AN ORDINANCE OF LOWER PROVIDENCE TOWNSHIP,  
MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING CHAPTER  
143, ZONING, OF THE CODE OF LOWER PROVIDENCE TOWNSHIP  
TO PROVIDE FOR THE REGULATION OF BACKUP GENERATORS.**

**NOW, THEREFORE**, it is hereby **ENACTED and ORDAINED** by the Board of Supervisors of Lower Providence Township as follows:

**ARTICLE I      ACCESSORY USES**

Section 143-19 (Accessory uses and accessory buildings/structures; bus shelters) of the Code of the Township of Lower Providence is hereby amended by adding a new subsection "G" that shall read as follows:

- G.      Backup Generators. Permanent backup generators, used only on a temporary emergency basis, are allowed in all zoning districts as an accessory use.
- (1)      In the R1, R2, and R3 zoning districts, generators shall be installed no closer than seven (7) feet to a rear or side property line and shall not be installed in front yards outside of the required building envelope
  - (2)      In all other zoning districts, generators shall only be installed within the required building envelope and meet all setback requirements of the principal use.
  - (3)      No modification may be made to a generator's manufacturer-installed noise reduction mechanisms.

**ARTICLE II      SEVERABILITY**

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 Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

**LOWER PROVIDENCE TOWNSHIP**  
**Montgomery County, Pennsylvania**

**ORDINANCE #636**  
**BACKUP GENERATOR ZONING AMENDMENT**

**ARTICLE III    REPEALER**

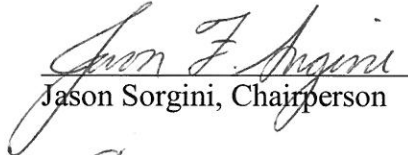
All other Township ordinances or parts of ordinances which are inconsistent herewith are hereby repealed but only to the extent of such conflict.

**ARTICLE IV    EFFECTIVE DATE**

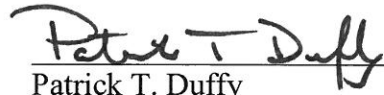
This Ordinance shall become effective five (5) days after final enactment.


**ENACTED** and **ORDAINED** this 7<sup>th</sup> day of April, A.D., 2016.

**LOWER PROVIDENCE TOWNSHIP**  
**BOARD OF SUPERVISORS:**

  
\_\_\_\_\_  
Jason Sorgini, Chairperson

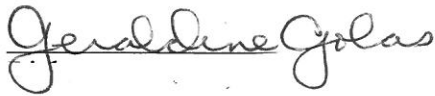
  
\_\_\_\_\_  
Colleen Eckman, Vice Chair

  
\_\_\_\_\_  
Patrick T. Duffy

  
\_\_\_\_\_  
Peter MacFarland

  
\_\_\_\_\_  
Jill Zimmerman

ATTEST:

  
\_\_\_\_\_  
Geraldine Golas, Secretary

J. LAWRENCE GRIM, JR.  
JEFFREY G. TRAUGER  
MARY C. EBERLE  
JOHN B. RICE  
DIANNE C. MAGEE \*  
DALE EDWARD CAYA  
DAVID P. CARO \*  
DANIEL J. PACI \* †  
JONATHAN J. REISS ◊  
GREGORY E. GRIM †  
PETER NELSON \*  
PATRICK M. ARMSTRONG  
SEAN M. GRESH  
COLBY S. GRIM  
DIANE M. SODANO \*  
JOEL STEINMAN  
KELLY L. EBERLE \*  
MATTHEW E. HOOVER  
STEPHEN J. KRAMER  
KEVIN D. THAYER

\* ALSO ADMITTED IN NEW JERSEY  
◊ ALSO ADMITTED IN NEW YORK  
† MASTERS IN TAXATION  
\* ALSO A CERTIFIED PUBLIC ACCOUNTANT

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PLEASE REPLY TO:  
PERKASIE

John B. Rice  
e-mail: [jrice@grimlaw.com](mailto:jrice@grimlaw.com)

JOHN FREDERIC GRIM, OF COUNSEL

104 S. SIXTH STREET  
P.O. BOX 215  
PERKASIE, PA. 18944-0215  
(215) 257-6811  
FAX (215) 257-5374

P.O. BOX 380  
QUAKERTOWN, PA. 18951-0380  
(215) 536-1200  
FAX (215) 538-9588

P.O. BOX 1369  
DOYLESTOWN, PA. 18901  
(215) 348-2199  
FAX (215) 348-2520

May 9, 2016

Montgomery County Law Library  
Montgomery County Courthouse  
P.O. Box 311  
Norristown, PA 19404-0311

**RE: Lower Providence Township  
Back-up Generator Ordinance No. 636**

Dear Sir or Madam:

Enclosed please find a true and correct attested copy of Lower Providence Township Ordinance No. 636 which was adopted by the Lower Providence Township Board of Supervisors at their public meeting on Thursday, May 5, 2016. Please note that your \$25.00 filing fee regarding this Zoning Ordinance Amendment was previously forwarded to you. Thank you and if there are any questions regarding the enclosed, please do not hesitate to contact me.

Sincerely,

**GRIM, BIEHN & THATCHER**

By

  
John B. Rice

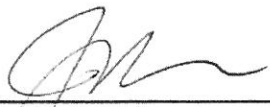
JBR/hlp  
Enclosure

cc: Geri Golas (via e-mail)  
Michael Mrozinski (via e-mail)  
Denise Walsh (via e-mail)

**ATTEST:**

I do hereby certify that the foregoing is a true and correct copy of Lower Providence Township Ordinance No. 636 which was adopted by the Lower Providence Township Board of Supervisors on Thursday, May 5, 2016.

By: \_\_\_\_\_

  
John B. Rice, Esquire  
Lower Providence Township Solicitor

**AFFIDAVIT OF PUBLICATION**

307 Derstine Avenue • Lansdale, PA 19446

**LOWER PROVIDENCE TOWNSHIP**  
**100 PARKLANE DR**  
**EAGLEVILLE, PA 19403**  
**Attention:**

**STATE OF PENNSYLVANIA,**  
**COUNTY OF MONTGOMERY**

The undersigned *Anna O'Leary*, being duly sworn the he/she is the principal clerk of The Times Herald, Times Herald Digital, published in the English language for the dissemination of local or transmitted news and intelligence of a general character, which are duly qualified newspapers, and the annexed hereto is a copy of certain order, notice, publication or advertisement of:

**LEGAL NOTICE****LOWER PROVIDENCE TOWNSHIP - HEARING ZONING AMENDMENT - GENERATORS**

**AN ORDINANCE OF LOWER PROVIDENCE TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 143, ZONING, OF THE CODE OF LOWER PROVIDENCE TOWNSHIP TO PROVIDE FOR THE REGULATION OF BACKUP GENERATORS.**

Notice is hereby given that the Lower Providence Township Board of Supervisors will consider for possible adoption an Ordinance amending Chapter 143, Zoning, of the Lower Providence Township Code. The proposed Amendment, of which this Notice is a summary, proposes to revise Section 143-19 (Accessory uses and accessory building/structures; bus shelters) to include new regulations concerning backup generators. The Board of Supervisors will consider the foregoing Ordinance Amendment at a hearing to be held during its regular public meeting on April 7, 2016, at 7:30 p.m., at the Lower Providence Township Municipal Building, 100 Parklane Drive, Eagleville, PA 19403. Copies of the full text of this Ordinance are available to any interested party for inspection and/or copying at a nominal cost at the Township Building or for inspection at the offices of this newspaper and the Montgomery County Law Library during normal business hours. All interested parties are invited to attend and participate in this hearing.

**LOWER PROVIDENCE TOWNSHIP BOARD OF SUPERVISORS**  
H. Peter Nelson, Esquire  
GRIM, BIEHN & THATCHER, Solicitors  
104 So. Sixth Street  
P.O. Box 215  
Perkasie, PA 18944  
NTH 3/22, 3/30 1-a

**LOWER PROVIDENCE TOWNSHIP****Published in the following edition(s):**

The Times Herald	03/22/16
The Times Herald	03/30/16
Times Herald Digital	03/22/16
Times Herald Digital	03/30/16

**COMMONWEALTH OF PENNSYLVANIA****NOTARIAL SEAL**

MAUREEN SCHMID, Notary Public  
Upper Dublin Twp., Montgomery County  
My Commission Expires March 31, 2017

Sworn to the subscribed before me this 3/30/2016.

*Maureen Schmid*

**Notary Public, State of Pennsylvania**  
**Acting in County of Montgomery**

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