



**TOWNSHIP OF NORTH FAYETTE**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE TOWNSHIP OF NORTH FAYETTE, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING ITS STORMWATER MANAGEMENT ORDINANCE, TO INCLUDE VARIOUS REVISIONS RELATIVE TO PUBLIC AND PRIVATE IMPROVEMENTS CODE**

**WHEREAS**, the Board of Supervisors of the Township of North Fayette regulates control of stormwater management within the Township through its comprehensive Stormwater Management Ordinance;

**WHEREAS**, upon the recommendation of Township Staff and the Township Planning Commission, the Township Board of Supervisors seeks to amend various provisions of its Stormwater Management Ordinance relative to the requirement for submission of an application for Subdivision Plan.

**WHEREAS**, the Township has, submitted the proposed amendments to its Planning Commission, which gave its recommendations regarding the proposed amendments at a duly noticed public meeting;

**WHEREAS**, on \_\_\_\_\_, the Township Board of Supervisors held a duly noticed, advertised, and posted public hearing to take public comment on the proposed stormwater management ordinance text amendments; and

**WHEREAS**, the Township Board of Supervisors, having received such public comment as may have been given at the Public Hearing, and having received the recommendations of the Township's Planning Commission, finds that enactment of the proposed subdivision and land development amendments will be beneficial to the health, safety, and welfare of the Township

**NOW THEREFORE**, be it Ordained and Enacted by the Township of North Fayette Board of Supervisors, and it is hereby Ordained and Enacted by authority of same, as follows:

## **SECTION 1. AMENDMENTS TO THE TOWNSHIP ZONING ORDINANCE**

That the Official Stormwater Management Ordinance, as codified as Chapter 23 of the Township Code of Ordinances, is hereby amended, as follows:

### **Part 5 DESIGN CRITERIA**

#### **§ 19-503. Design and Construction Standards: Stormwater Detention Facilities. [Ord. No. 461, 11/27/2018]**

Paragraph 6. Delete the first three sentences in their entirety and insert "The facility shall be equipped with an access road constructed in accordance with the Township Public and Private Improvements Code. An access easement with a minimum width of 20 feet to all stormwater detention facilities shall be provided. The access easement shall include a statement on the recorded plan from the owner/operator of the facility granting access to the municipality."

### **Part 6 OPERATION AND MAINTENANCE**

#### **§ 19-605. Developer/Builder Inspection Protocols to Assure As-Built compliance with Approved Grading and Stormwater Management Plans. [Ord. No. 461, 11/27/2018]**

Delete § 19-605. in its entirety.

## **SECTION 2: SEVERABILITY.**

That 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.

## **SECTION 3: CONFLICT.**

Any ordinances or any part of any ordinance which conflict with this Ordinance are hereby repealed insofar as the same affects this Ordinance.

## **SECTION 4: EFFECTIVE DATE.**

That this Ordinance shall take effect immediately upon enactment as provided by law.

**ENACTED AND ORDAINED into Law this the \_\_\_th day of \_\_\_\_\_ 2022.**

**ATTEST:**

**TOWNSHIP OF NORTH FAYETTE**

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James R. Mangan  
Township Manager

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James Morosetti  
Chairman, Board of Supervisors

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