

## ORDINANCE #54

## WORCESTER TOWNSHIP

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Worcester Township of Montgomery County, Pennsylvania, and it is hereby enacted and ordained as follows:

SECTION 1. Purpose. The purpose of this Ordinance is to establish procedures for the use and maintenance of holding tanks designed to receive and retain sewage whether from residential or commercial uses and it is hereby declared that the enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of this Township.

SECTION 2. Definitions. Unless the context specifically and clearly indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

- A. "Authority" shall mean the Board of Supervisors of Worcester Township, or the Worcester Municipal Authority, a Pennsylvania municipal authority, if and when created.
- B. "Holding Tank" means a water tight receptacle which receives and retains sewage and is designed and constructed to facilitate disposal of the sewage at another site. Holding tanks include but are not limited to the following:
  - 1. "Chemical Toilet" which is a toilet using chemicals that discharge to a holding tank.
  - 2. "Retention Tank" which is a holding tank where sewage is conveyed to it by a water carrying system.
  - 3. "Vault Pit Privy" which is a holding tank designed to receive sewage where water under pressure is not available.
- C. "Improved Property" shall mean any property within the Township upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure sewage shall or may be discharged.
- D. "Owner" shall mean any person vested with ownership, legal or equitable, sole or partial, of any property located in the Township.
- E. "Person" shall mean any individual, partnership, company, association, corporation or other group or entity.
- F. "Sewage" shall mean any substance that contains any of the waste products or excrement or other discharge from the bodies of human beings or animals and any noxious or deleterious substance being harmful or inimical to the public health, or to animal or aquatic life or to the use of water for domestic water supply or for recreation.
- G. "Township" shall mean Worcester Township, Montgomery County, Pennsylvania.

SECTION 3. Rights and Privileges Granted. That the Authority is hereby authorized and empowered to undertake within the Township the control and methods of holding tank sewage disposal and the collection and transportation thereof.

SECTION 4. Rules and Regulations. That the Authority is hereby authorized and empowered to adopt such rules and regulations concerning sewage which it may deem necessary from time to time to effect the purposes herein.

SECTION 5. Rules and Regulations to be in Conformity with Applicable Law. All such rules and regulations adopted by the Authority shall be in conformity with the provisions herein, all other Ordinances of the Township, and all applicable laws, and applicable rules and regulations of administrative agencies of the Commonwealth of Pennsylvania.

SECTION 6. Rates and Charges. The Authority shall have the right and power to fix, alter, charge and collect rates, assessments, and other charges in the area served by its facilities at reasonable and uniform rates as authorized by applicable law.

SECTION 7. Exclusiveness of Rights and Privileges. The collection and transportation of all sewage from any improved property utilizing a holding tank shall be done solely by or under the direction and control of the Authority and the disposal thereof shall be made only at such site or sites as may be approved by the Department of Environmental Resources of the Commonwealth of Pennsylvania.

SECTION 8. Duties of Improved Property Owner. The owner of an improved property that utilizes a holding tank shall:

- a) Maintain the holding tank in conformance with this or any Ordinance of this Township, the provisions of any applicable, and the rules and regulations of the Authority and any administrative agency of the Commonwealth of Pennsylvania.
- b) Permit only the Authority or anyone acting under the direction of the Authority to collect, transport, and dispose of the contents therein.

SECTION 9. Violations. Any person who violates any provisions of Section 8 shall, upon conviction thereof by summary proceedings, be sentenced to pay a fine of not more than one hundred (\$100.00) dollars and costs, and in default of said fine and costs to undergo imprisonment in the Montgomery County Prison for a period not in excess of thirty (30) days. A new and separate offense shall be deemed to be committed for each day that such violation exists.

SECTION 10. Abatement of Nuisances. In addition to any other remedies provided in this Ordinance, any violation of Section 8 above shall constitute a nuisance and may be abated by the municipality or the Authority by either seeking appropriate

equitable or legal relief from a court of competent jurisdiction.

SECTION 11. Repeal. All Ordinances or resolutions or parts of Ordinances or resolutions, insofar as they are inconsistent herewith, be and the same are hereby repealed.

SECTION 12. 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 of the Township that this Ordinance would have been adopted had such constitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

SECTION 13. Effective Date. This Ordinance shall become effective five (5) days after its adoption.

ENACTED AND ORDAINED into an Ordinance this sixth day of December, A.D. 1971, by the Board of Supervisors of the Township of Worcester in lawful session duly assembled.

Russell H. Place,  
Secretary

1971-55

WORCESTER TOWNSHIP

ORDINANCE #55

The Board of Supervisors of Worcester Township does hereby Ordain and Enact an Ordinance amending Ordinance No. 43, known as the Worcester Township Zoning Ordinance of 1953, as amended, as follows:

Section 1. The first sentence of Paragraph A of Section 602.2 shall be changed to read as follows:

A lot of not less than 7,000 square feet per family, and a lot width of not less than 200 feet at the building line shall be provided for every building hereafter erected as an apartment house or multi-family structure, and such apartment house or multi-family structure shall be serviced by a public water system and a public sewerage system.

Enacted and Ordained by the Board of Supervisors the sixth day of December, 1971 A.D.

Allan C. Myers, Chairman

Attest:  
Russell H. Place, Secretary

1971-56

WORCESTER TOWNSHIP

ORDINANCE #56

The Board of Supervisors of Worcester Township does hereby Ordain and Enact an Ordinance amending Ordinance No. 43, known as the Worcester Township Zoning Ordinance of 1953, as amended as follows:

Section 1. Paragraph "B" of Section 1214 of Article XII shall be changed to read as follows:

- B. Lot Area. No light industrial district shall be less than 20 acres, and no individual lot size shall be less than 5 acres.

Enacted and Ordained by the Board of Supervisors this sixth day of December, 1971, A.D.

Allan C. Myers, Chairman

Attest:  
Russell H. Place, Secretary

WORCESTER TOWNSHIP

ORDINANCE NO. 57

The Board of Supervisors of Worcester Township does hereby Ordain and Enact an Ordinance amending and supplementing Ordinance No. 43, known as the Worcester Township Zoning Ordinance of 1953, as amended, as follows:

SECTION 1. The title of Article 1 shall be changed as follows:  
Short Title; Effective Date; Declaration of Legislative Intent; Interpretation; Conflict; Validity; Repealer.

SECTION 2. Section 101 shall be changed to read as follows:

Section 101. Declaration of Legislative Intent. This Ordinance enacted for the purpose of promoting the health, safety, morals and the general welfare of the Township, is in accordance with a comprehensive plan, to secure safety from fire, panic and other danger, to provide adequate light and air, to prevent the overcrowding of the land, to avoid undue congestion of population, to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements, to conserve the value of buildings, and to encourage the most appropriate use of land throughout the Township.

SECTION 3. Section 102 shall be changed and supplemented to read as follows:

Section 102. Interpretation. In interpreting and applying the provisions of this Ordinance, they shall be held to be the minimum requirements for the promotion of the health, safety, morals and the general welfare of the Township. The comprehensive plan in accordance with which this Ordinance is enacted and which is reflected in the provisions of this Ordinance has been formulated to implement the purpose set forth in Section 101 hereinabove, in the respects therein stated and more particularity with a view toward inter alia, the following objectives:

- 1. Guiding and encouraging the future development of the Township in accordance with comprehensive planning of land use and population, density that represents the most beneficial and convenient relationships among the residential, commercial, industrial and recreational areas within the Township, having regard to their suitability for the various uses appropriate to each of them and their potentiality for such uses, as indicated by topography and soil conditions, existing man-made conditions, and the trends in population, in the direction and manner of the use of land in building development, and in economic activity, considering such conditions and trends both within the Township and with respect to the relation of the Township to surrounding areas.

2. Protecting the character and social and economic stability of each of such areas and encouraging their orderly and beneficial growth.

3. Protecting and conserving the value of land and buildings throughout the Township appropriate to the various zoning districts established herein.

4. Bringing about through proper timing the gradual conformity of land use to the comprehensive plan aforesaid, and minimizing conflicts among the uses of land and buildings.

5. Aiding in bringing about the most beneficial relation between land use and the circulation of traffic throughout the Township. Having particular regard to and from the expressways, and to avoidance of congestion in streets and the provisions of safe and convenient access appropriate to the various land uses.

6. Aiding in providing a guide for public safety and action in the efficient provision of public facilities and services, in the provision of safe and proper sanitary sewage disposal and for private enterprise in building, development, investment, and other economic activity relating to land use; insofar as such objectives are consistent with the purpose set forth in Section 101 and with the aforesaid minimum requirement thereof. The provisions of this Ordinance shall be interpreted, administered, and applied in such a manner as will facilitate attainment of the said objectives.

ENACTED and ORDAINED by the Board of Supervisors of Worcester Township this sixth day of December, 1971, A.D.

Allan C. Myers, Chairman

Attest:

Russell H. Place, Secretary