

WORCESTER TOWNSHIP

ORDINANCE NO. 134

AN ORDINANCE TO AMEND ORDINANCE NUMBER 122 OF WORCESTER TOWNSHIP TO ESTABLISH SPECIFIC SPEED LIMITS ON SHEARER ROAD AND QUARRY HALL ROAD

The Board of Supervisors of Worcester Township hereby adopts an Ordinance amending Ordinance Number 122 as follows:

SECTION 1.

Schedule I attached to Ordinance No. 122 is hereby amended to add the following:

MAXIMUM SPEED LIMITS

<u>Name of Street</u>	<u>Speed Limit</u>	<u>Location</u>
Shearer Road	35 mph	entire length
Quarry Hall Road	35 mph	entire length

SECTION 2. Disclaimer.

Nothing in this Ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liability incurred, or any permit issued, or any cause or causes of actions existing under the ordinances of the Township of Worcester prior to enactment of this Ordinance.

SECTION 3. Severability.

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the

remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted as if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION 4. Effective Date.

This Ordinance will take effect and be enforced from and after its approval as required by law. **ORDAINED AND ENACTED** by the Board of Supervisors of the Township of Worcester, Montgomery County, Pennsylvania this 3RD day of January, 1994.

WORCESTER TOWNSHIP

BY: John H. Graham
John H. Graham, Chairman,
Board of Supervisors

ATTEST: George R. Lewis
George R. Lewis, Secretary

WORCESTER TOWNSHIP

ORDINANCE NO. 94-135

AN ORDINANCE PROHIBITING THE RELEASING, DEPOSITING, DISCHARGING OR DUMPING OF HAZARDOUS MATERIALS OR SUBSTANCES IN WORCESTER TOWNSHIP AND IMPOSING LIABILITY FOR CLEAN-UP COSTS IN THE EVENT OF ANY IMPROPER DISCHARGE

The Board of Supervisors of Worcester Township hereby adopts an Ordinance prohibiting the releasing, depositing, discharging or dumping of hazardous materials or substances in Worcester Township ("Township").

SECTION I - Dumping prohibited

The Township does hereby prohibit the releasing, depositing, discharging or dumping of any hazardous materials or substances upon or into properties, waterways, facilities, streets, roads and alleys within the municipal boundaries of the Township.

SECTION II - Definitions

As used in this chapter, the following terms shall have the meanings indicated:

HAZARDOUS MATERIALS OR SUBSTANCES. -- Any material or substance which may have a direct or identifiable effect on persons or property within the municipal boundaries of the Township or any such substances or materials in a quantity or form which, in the determination of the Township Manager or his authorized representative, pose an unreasonable or imminent risk to the life, health or safety of persons or property or to the ecological balance of the environment. Such materials or substances shall include, but are not limited to, the following: a compressed gas, explosive, flammable liquid, flammable solid, oxidizer, poison or radioactive material, petroleum products or gases, etiologic/ biologic agents, corrosives, infectious materials or any material, liquid, solid, gas or other matter included by the United States Department of Transportation within the provisions of Title 49 of the Code of Federal Regulations now in effect or hereinafter amended or enacted and 35 P.S. 7301 et seq. now in effect or hereinafter amended or enacted. It is to be expressly understood by virtue of this ordinance

that all such substances currently listed or subsequently added to the provisions of the United States Code of Federal Regulations Title 49 and the Worker and Community Right-to-Know Act, 35 P.S. 7301 et seq., are expressly made and are to be considered hazardous materials under this ordinance without further amendment.

SECTION III - Liability for costs; remedies

A. Any person or persons who intentionally, accidentally or negligently caused such releasing, depositing, discharging or dumping hazardous materials or substances shall be, jointly and severally with all other responsible persons hereunder, liable for all costs incurred by the Township in the cleanup and abatement activities herein described.

B. The person or entity which owns or leases a property on which a Hazardous Substance Incident (as defined below) occurs shall be, jointly and severally with all other responsible persons hereunder, responsible for all costs incurred as a direct or consequential result of that Incident. In the event that such an Incident occurs during transportation of a hazardous substance on a public road or other thoroughfare within the Township, the person or entity who owns or has custody or control of the vehicle and/or the hazardous substance involved in the Incident shall be, jointly and severally with all other responsible persons hereunder, responsible for all costs that occur as a direct or consequential result of such Incident.

C. For the purpose of this Section, a Hazardous Substance Incident shall be deemed to include any incident that occurs in the storage, transportation, use, manufacturing, processing or discharging of any hazardous

material or substance as defined above which necessitates either (i) the intervention of the State Police Department, any municipal or volunteer Fire Department, emergency medical units or any of the emergency agencies or services which may assist Township including, but not limited to, fire companies, ambulance or rescue squads operating within the Township; or (ii) the need for clean-up or abatement measures to be performed or supervised by Township employees or Township consultants or the need for any responsive action resulting in expense of any kind to the Township.

D. For the purpose of this Section, the costs of a Hazardous Substance Incident shall include, but shall not be limited to the following: expenses incurred by police, fire or emergency medical squads or groups; actual labor costs for Township personnel (including traffic control, evacuation, relocation, substance monitoring, substance clean-up (if any), establishment of medical care facilities, etc.), including a proportionate share of applicable benefits and administrative overhead; the costs of consultants or others retained by the Township in preparing reports concerning the Incident; the costs of any necessary equipment whether owned or rented by the Township; the costs of materials obtained by the Township in connection with responding to the Incident; the cost of any contractual labor or materials or clean-up or abatement; the costs incurred by the Township for legal or engineering fees in connection with responding to the Incident or enforcing this Section; the cost to replace or repair any damage caused to equipment utilized by the Township or any other service agency which responded to the Incident.

E. The costs resulting from the Hazardous Substance Incident shall be paid directly to the Township within thirty (30) days from the date on which the Township issues an invoice or other appropriate demand for such costs. Interest shall accrue on any unpaid invoice at the rate of one and one-half (1 ½%) percent per month commencing after the expiration of the original 30 day grace period.

F. The remedies provided by this chapter shall be in addition to all other remedies provided by other laws or ordinances of the United States of America, the Commonwealth of Pennsylvania and the Township.

SECTION IV - Disclaimer

Nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liabilities incurred, or any permit issued, or any cause or causes of action existing under the ordinances of the Township of Worcester prior to enactment of this Ordinance.

SECTION V - Severability

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted as if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION VI - Failure To Enforce Not A Waiver

The failure of the Township to enforce any provision of this ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION VII - Effective Date

This Ordinance shall take effect and be in force from and after its approval as required by law.

ORDAINED AND ENACTED by the Board of Supervisors of the Township of Worcester, Montgomery County, Pennsylvania, this 15th day of June, A.D. 1994.

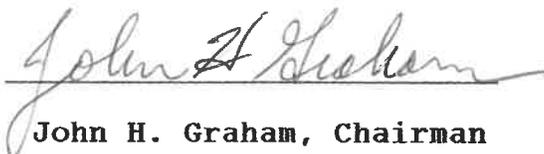
WORCESTER TOWNSHIP

Attest:



George R. Lewis, Secretary

By:



John H. Graham, Chairman

Board of Supervisors

ORDINANCE NO. 94-136

AN ORDINANCE TO AMEND THE OFFICIAL WORCESTER TOWNSHIP ZONING MAP BY REZONING AN AREA OF THE TOWNSHIP CONTAINING APPROXIMATELY 10.79 ACRES LOCATED AT 2622 MORRIS ROAD, AS PARTICULARLY DESCRIBED HEREIN FROM ITS PRESENT CLASSIFICATION OF "AGR" - AGRICULTURAL DISTRICT TO "R-150" - RESIDENTIAL DISTRICT

The Board of Supervisors of Worcester Township hereby ordains:

1. The Official Zoning Map of Worcester Township is hereby amended to rezone the following lands containing approximately 10.79 Acres (located at 2622 Morris Road) from its current classification as "AGR" - Agricultural District to "R-150" - Residential District:

Block 024, Unit 023 also known as

Tax Parcel No. 67-00-02548-004

2. Severability.

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted as if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

3. Effective Date.

This Ordinance shall take effect and be in force from and after its approval as required by law.

ORDAINED AND ENACTED by the Board of Supervisors of the Township
of Worcester, Montgomery County, Pennsylvania, this 17 day of
August, A.D. 1994.

WORCESTER TOWNSHIP

BY: John H. Graham
John H. Graham, Chairman
Board of Supervisors

Attest: George R. Lewis
George R. Lewis, Secretary

**WORCESTER TOWNSHIP
ORDINANCE NO. 137**

**AN ORDINANCE TO AMEND ORDINANCE NUMBER 122 OF WORCESTER TOWNSHIP TO
ESTABLISH SPECIFIC SPEED LIMITS ON BEAN ROAD**

The Board of Supervisors of Worcester Township hereby adopts an Ordinance amending Ordinance Number 122 as follows:

SECTION 1.

Schedule I attached to ordinance No. 122 is hereby amended to add the following:

MAXIMUM SPEED LIMITS		
<u>NAME OF STREET</u>	<u>SPEED LIMIT</u>	<u>LOCATION</u>
Bean Road	35 mph	entire length

SECTION 2. DISCLAIMER

Nothing in this Ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired or liability incurred, or any permit issued, or any cause or causes of actions existing under the Ordinances of the Township of Worcester prior to enactment of this Ordinance.

SECTION 3. SEVERABILITY

The provisions of this Ordinance are severable. and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted as if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION 4. EFFECTIVE DATE

This ordinance will take effect and be enforces from and after its approval as required by law.

ORDAINED AND ENACTED by the Board of Supervisors of the Township of Worcester, Montgomery County, Pennsylvania this 17 day of August, 1994.

WORCESTER TOWNSHIP

BY: John H. Graham
JOHN H. GRAHAM, CHAIRMAN
BOARD OF SUPERVISORS

ATTEST: George R. Lewis
GEORGE R. LEWIS, SECRETARY