

**TOWNSHIP OF WASHINGTON
FRANKLIN COUNTY, PENNSYLVANIA**

ORDINANCE NO. 265

**AN ORDINANCE AMENDING THE IMPACT FEE CHAPTER OF THE CODE OF
THE TOWNSHIP OF WASHINGTON**

WHEREAS, on July 18, 2005, the Township of Washington enacted an Impact Fee Ordinance, (Ordinance No. 186), pursuant to Act 209 of 1990, Article V-A (Municipal Capital Improvement) of the Pennsylvania Municipalities Planning Code, 53 P.S. 10501-A et seq., hereinafter referred to as the Act; and

WHEREAS, the Township of Washington enacted Ordinance No. 217, amending the Impact Fee Ordinance by modifying, among other things, the amount of per p.m. peak hour trip for the Transportation Service Area from \$2,714.00 to \$3,147.00, and also increased the "Total Costs Attributable to Service Area" from \$12,705,830.00 to \$14,732,443.00; and

WHEREAS, the Township of Washington enacted Ordinance No. 243, amending the Impact Fee Ordinance, by modifying, among other things, the amount of per p.m. peak hour trip for the Transportation Service Area to \$2,714.00, and by decreasing the amount of the "Total Costs Attributable to Service Area" to \$12,705,830.00; and

WHEREAS, the current Board of Supervisors of the Township of Washington, pursuant to 53 P.S. § 10505-A(e)(4)(iii), requested the Township of Washington Impact Fee Advisory Committee to review the Capital Improvements Plan and the Transportation Service Area Map and make recommendations for revisions for subsequent consideration and adoption by the Board of Supervisors; and

WHEREAS, the Impact Fee Advisory Committee submitted recommended updates to the Capital Improvements Plan and Transportation Service Area Map, known as Exhibit 3A and Exhibit 4A, respectively, to the Board of Supervisors; and

WHEREAS, by Resolution No. 659, the Board of Supervisors have approved Exhibit 3A, which amends the Capital Improvements Plan project schedule completion dates, and Exhibit 4A, which amends the Transportation Service Area Map.

WHEREAS, the Board of Supervisors desire to amend the Code of the Washington Township (hereinafter the "Code") to incorporate the amendments approved by Resolution No. 659.

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ENACTED, by the Board of Supervisors of the Township of Washington, Franklin County, Pennsylvania, as follows:

Section 1. Incorporation of Recitals. The Recitals stated above are incorporated into this Ordinance as if fully repeated herein.

Section 2. Chapter 324, entitled Transportation Impact Fee, of the Code, subsection (7)(D) thereof shall be amended to read as follows:

“D. Transportation Capital Improvements Plan as adopted by Resolution No. 659.”

Section 3. Chapter 324 of the Code, subsection (7)(E) thereof shall be amended to read as follows:

“E. Transportation Service(s) Area Map as prepared by McMahon Associates, Incorporated, as attached as Exhibit 4A to the Transportation Capital Improvements Plan, and incorporated by reference in full herein, as if attached hereto.”

Section 4. Repealer. All provisions or previous ordinances of the Township of Washington, or parts thereof, which are contrary or inconsistent to this Ordinance, are expressly repealed.

Section 5. Savings Clause. All other Sections of Chapter 324 shall remain in full force and effect unless expressly repealed by this Ordinance.

Section 6. Severability. The provisions of this Ordinance are severable. If any sentence, clause, or section of this Ordinance is found for any reason to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid provision been included herein.

Section 7. Effective Date. This Ordinance shall take effect five (5) days after adoption by the Board of Supervisors.

DULY ENACTED AND ORDAINED this ____ day of _____, 2017, by the Board of Supervisors of the Township of Washington, Franklin County, Pennsylvania, in lawful session duly assembled.

ATTEST:

TOWNSHIP OF WASHINGTON,
FRANKLIN COUNTY,
PENNSYLVANIA

Karen S. Hargrave, Secretary

By: _____
C. Stewart McCleaf, Chairman