

ORDINANCE NO. 14-3

AN ORDINANCE OF THE HILLTOWN TOWNSHIP BOARD OF SUPERVISORS AMENDING THE TOWNSHIP OF HILLTOWN CODE OF ORDINANCES, CHAPTER 140, SUBDIVISION AND LAND DEVELOPMENT ORDINANCE ADDING A REQUIREMENT FOR A STORMWATER CAPITAL CONTRIBUTION TO BE PAID TO THE TOWNSHIP WHEN AN APPLICANT REQUESTS THE TOWNSHIP TO ACT AS AN APPLICANT OR CO-APPLICANT FOR A PENNSYLVANIA DEPARTMENT OF TRANSPORTATION ("PENNDOT") HIGHWAY OCCUPANCY PERMIT OR SIGN A PENNDOT CONDITION STATEMENT.

The Hilltown Township Board of Supervisors, upon review by the Bucks County Planning Commission and Hilltown Township Planning Commission, hereby enacts and ordains the following Ordinance:

I. Chapter 140 is hereby amended by the addition of the following:

A. Chapter 140, Section 140-59. PennDot Highway Occupancy Permits and Condition Statements.

Whenever as part of a subdivision or land development application, an applicant is required to obtain a PennDot Highway Occupancy Permit ("HOP") and PennDot requires the Township to be an applicant or co-applicant for the HOP or to sign a condition statement, the Township shall not sign either unless the applicant has paid a Stormwater Capital Contribution to the Township calculated as follows:

A. If the stormwater facilities are to be owned and maintained by the Township or a private entity, the deposit shall cover the estimated costs for maintenance, repair, and replacement required pursuant Stormwater Management Ordinance 2011-2, as amended, Section 134-44 and inspections required pursuant to Section 134-45 for a period of ten (10) years. The Township Engineer will establish the estimated costs upon review of information submitted by the applicant.

B. The amount of the deposit to the fund shall be converted to present worth of the annual series of payments. The Township engineer shall determine the present worth equivalents, which shall be subject to the approval of the Board of Supervisors.

II. Repealer.

Any Ordinance or Ordinance provision of the Municipality inconsistent with any of the provisions of this Ordinance is hereby repealed to the extent of the inconsistency only.

III. Severability.

Should any section or provision of this Ordinance be declared invalid by a court of competent jurisdiction, such decisions shall not affect the validity of any of the remaining provisions of this Ordinance

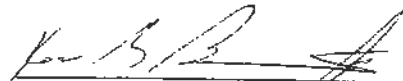
IV. Effective Date.

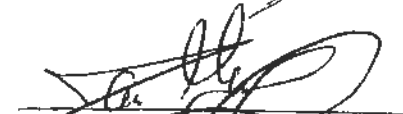
This Ordinance shall take effect five days after the date of adoption


ENACTED and ORDAINED at a regular meeting of the Hilltown Township Board of Supervisors on the 27th day of October, 2014.

Hilltown Township
Board of Supervisors


John McIlhinney, Chairman


Ken B. Bennington, Vice Chairman


James Groff, Member


ATTEST: Richard C. Schnaedter, Township Manager