

**PERRY TOWNSHIP
BERKS COUNTY, PENNSYLVANIA**

ORDINANCE NO. 10-24

AN ORDINANCE OF PERRY TOWNSHIP, BERKS COUNTY, PENNSYLVANIA, REPEALING IN PART THE AMENDMENT TO SECTION 207.1 ONLY, REGARDING USES IN THE INDUSTRIAL DISTRICT IN ORDINANCE NO. 05-23; FURTHER AMENDING ARTICLE II, SECTION 207.1a TO READ AS FOLLOWS: "207.1 PERMITTED USES, MECHANICAL AND VEHICLE EQUIPMENT REPAIR ESTABLISHMENTS, AND DRY CLEANING, AND DYEING PLANTS;" AND AMENDING THE DEFINITION OF HEIGHT OF THE BUILDING FOUND IN ARTICLE VI, SECTION 601.4 TO PROVIDE THAT THE HEIGHT OF THE BUILDING SHALL BE THE VERTICAL DISTANCE MEASURED FROM THE AVERAGE GRADE AT THE FRONT OF THE BUILDING TO ITS HIGHEST POINT AND THAT THE FRONT OF THE BUILDING IS THE FAÇADE WITH THE PRIMARY ENTRANCE LOCATION.

WHEREAS; the Board of Supervisors of Perry Township (the "Board of Supervisors") provide for warehousing establishments in various zoning districts in the Township, including the L-I, Light Industrial District; the I-1, Industrial District; and the CL-I, Commercial Light Industrial District; and

WHEREAS; the Board of Supervisors has determined that additional warehouse or truck and freight terminal uses to be located in the Industrial District would not be in the best interests of the Township or its residents; and

WHEREAS; the definition of height of building should be simplified for clarity and to avoid misunderstandings; and

WHEREAS; the Board of Supervisors deems it to be in the best interests of the public health, safety, and general welfare to remove and/or delete said uses or definitions and amend the Zoning Ordinance, as set forth herein.

NOW, THEREFORE, be it ENACTED and ORDAINED by the Board of Supervisors of Perry Township, Berks County, Pennsylvania, as follows:

SECTION I: Repeal

By this Ordinance, the Township of Perry hereby repeals that portion of Ordinance 05-23 as it relates to Section 207.1 and the Industrial District only.

SECTION II: Amendment

Article II of the Perry Township Zoning Ordinance of 1998, as amended (“Zoning Ordinance”) is hereby amended as follows:

Section 207.1 letter (a) regarding Permitted Uses by right in the Industrial District (“I-1”) is hereby amended to read as follows:

(a) Commercial Uses, which shall be carried on in a completely enclosed building, allowing for off-street parking and loading facilities. Commercial uses include mechanical and vehicle repair establishments, brick manufacturing, dry cleaning, and dyeing plants.

SECTION III: Amendment

Section 601.4, the definition of “Height of the Building,” shall be deleted as written and replaced by the following:

“The vertical distance measured from the average grade at the front of the building to its highest point. The front of the building is the façade with the primary entrance location.”

SECTION IV: Severability

In the event any provision, section, sentence, clause, or part of this Ordinance is held to be invalid, such invalidity shall not affect or impair any remaining provisions, section, sentence, clause, or part of the Ordinance, it being the intent of the Board of Supervisors that such remainder shall be and shall remain in full force and effect and for this purpose the provisions of this Ordinance are hereby declared to be severable.

SECTION V: Repealer

The Ordinances of Perry Township, Berks County, Pennsylvania, shall be and remain unchanged and in full force and effect except as amended, supplemented, or modified by this Ordinance. All ordinances or parts of ordinances of the Township which are inconsistent herewith are hereby repealed.

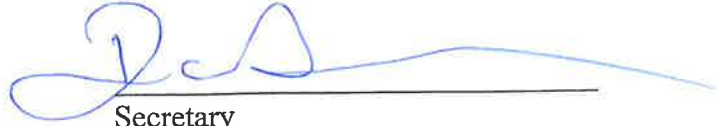
SECTION VI: Effective Date

This Ordinance shall become effective immediately upon adoption by the Township of Perry.


[Signature Page to Follow]

DULY ENACTED AND ORDAINED this 8th day of October 2024, by the Board of Supervisors of Perry Township in public session duly assembled.

Attest:


Secretary

BOARD OF SUPERVISORS OF
PERRY TOWNSHIP, BERKS COUNTY

By: 
Chairperson