

**BOARD OF SUPERVISORS OF
THE TOWNSHIP OF MIDDLE SMITHFIELD
MONROE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 233

**AN ORDINANCE AMENDING THE MIDDLE SMITHFIELD TOWNSHIP
ZONING ORDINANCE AT CHAPTER 200 OF THE CODE OF
ORDINANCES OF MIDDLE SMITHFIELD TOWNSHIP BY AMENDING
SECTIONS 010-040 AND 010-050 AT ARTICLE I.**

WHEREAS, Middle Smithfield Township has previously ordained and enacted an ordinance entitled the Middle Smithfield Township Zoning Ordinance; and

WHEREAS, the Board of Supervisors of Middle Smithfield Township believes that it is in the best interest of the Township and the residents of the Township to amend the Middle Smithfield Township Zoning Ordinance by amending and adding updated references and requirements of the Middle Smithfield Township Comprehensive Plan Update 2022 in Sections 010-040 and 010-050 of Article I in Chapter 200 of the Middle Smithfield Township Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Board of Supervisors of Middle Smithfield Township, Monroe County, Pennsylvania, that Chapter 200, Article I, Division 10, of the Middle Smithfield Township Code of Ordinances is hereby amended as follows:

ARTICLE I.

Chapter 200, Zoning, Article I, General Provisions, Section 010-040, Purpose and Community Development Objectives, Subsection 010-040.A, of the Middle Smithfield Township Code of Ordinances is hereby amended to read as follows:

§010-040.A. The purpose of this Ordinance is the implementation of the Middle Smithfield Township Comprehensive Plan Update: 2022, adopted January 27, 2022, (hereinafter referred to as "Comprehensive Plan") and the promotion of the health, safety, convenience, order, and welfare of present and future inhabitants of Middle Smithfield Township.

ARTICLE II.

Chapter 200, Zoning, Article I, General Provisions, Section 010-050, Effect of Comprehensive Plan, of the Middle Smithfield Township Code of Ordinances is hereby amended to read as follows:

§010-050. Effect of Comprehensive Plan.

- A. This Ordinance is "generally consistent" with the Comprehensive Plan; however, where there is a conflict between the Comprehensive Plan and this Ordinance, then this Ordinance shall prevail.
- B. It is the general intent of this Ordinance that Chapter 3, Considerations for Future Land Use and Development Practices, of the Comprehensive Plan shall be followed.

ARTICLE III. SEVERABILITY.

It is hereby declared to be the legislative intent that if a court of competent jurisdiction declares any provisions of this Ordinance to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all other provisions of this Ordinance shall continue to be separately and fully effective. The Board of Supervisors hereby declares that it would have passed this Ordinance and each section or part thereof, other than any part declared invalid, if it had advance knowledge that any part would be declared invalid.

ARTICLE IV. REPEALER.

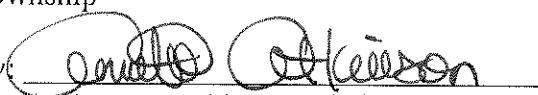
All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

ARTICLE V. EFFECTIVE DATE.

This Ordinance shall become effective five (5) days after enactment.

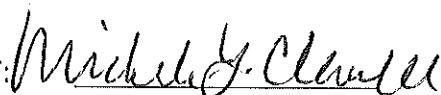
DULY ENACTED AND ORDAINED this 9 day of June 2022, by the Board of Supervisors of Middle Smithfield Township, Monroe County, Pennsylvania, in lawful session duly assembled.

Board of Supervisors of Middle Smithfield Township

By: 
Annette Atkinson, Chair

By: 
Mark Oney, Vice-Chair

By: 
Michael J. Dwyer, Supervisor

ATTEST: 
Township Secretary

[TOWNSHIP SEAL]