

**TOWNSHIP OF NOTTINGHAM  
WASHINGTON COUNTY, PENNSYLVANIA**

**ORDINANCE #32 – Amendment M  
RECREATION FEE IN LIEU OF DEDICATION UPDATE**

**AN ORDINANCE OF THE TOWNSHIP OF NOTTINGHAM, WASHINGTON COUNTY, PENNSYLVANIA, AMENDING THE TOWNSHIP SUBDIVISION AND LAND DEVELOPMENT ORDINANCE, NUMBER 32, TO REMOVE THE REFERENCE TO A RECREATION FEE IN LIEU OF LAND DEDICATION DOLLAR AMOUNT AND ADD A REFERENCE TO THE TOWNSHIP FEE RESOLUTION, AND PROVIDE FOR SEVERABILITY AND REPEAL OF PRIOR, INCONSISTENT ORDINANCES.**

**WHEREAS,** the Township of Nottingham, Washington County, Pennsylvania (hereinafter “Township”) Board of Supervisors (hereinafter “Township Supervisors”) adopted a resolution setting various Township fees and charges (hereinafter “Fee Resolution”);

**WHEREAS,** the Township Supervisors desire to amend the Township subdivision and land development ordinance to remove the fee amount for the recreation fee in lieu of park land dedication and replace it with a reference to the Fee Resolution, which includes the recreation fee amount;

**WHEREAS,** the Nottingham Township Planning Commission reviewed the proposed amendment on January 9, 2017, and recommended adoption to the Township Supervisors;

**WHEREAS,** on December 19, 2016, the Township Supervisors authorized advertisement of a public hearing at which the proposed ordinance amendment would be considered and the hearing was properly advertised on February 3, 2017 and February 10, 2017, pursuant to the requirements of the MPC;

**WHEREAS,** the Township Supervisors held a public hearing on February 20, 2017, pursuant to the MPC, at which time testimony was received concerning the proposed ordinance amendment;

**WHEREAS,** in the judgment of the Township Supervisors, the proposed amendment is consistent with the Township’s overall comprehensive plan and advances the Township’s community development objectives; and

**WHEREAS,** revisions in this document will appear as follows: ~~struck-out~~ for items removed and underlined for items added.

NOW, THEREFORE, BE IT ENACTED by the Township of Nottingham, County of Washington, Commonwealth of Pennsylvania, that the Township Subdivision and Land Development Ordinance, Ordinance #32, is amended as follows:

SECTION 1. Ordinance 32, Section IV, Design Standards, Subsection 493, Mandatory Dedication of Open Space or Payment of Fees in Lieu Thereof, is amended as follows:

493.14 Fees in Lieu of Dedication: As authorized by Section 503, Subsection (11) of the Pennsylvania Municipalities Planning Code, the Township's Recreation Plan and the Capital Improvements Program and Budget for Recreation, a Fee in Lieu of Dedication of open space for recreation is hereby established in the amount of ~~\$300 per lot or dwelling unit~~ an amount as set by the Board of Township Supervisors by resolution, payable at the time of execution of the Subdivision Improvements Agreement between the developer and the Board of Township Supervisors as required by the Township Subdivision and Land Development Ordinance.

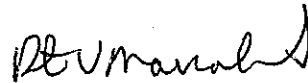
SECTION 2. Repealer: All ordinances, code sections or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 3. Severability: Should any sentence, section, clause, part or provisions of this Ordinance amendment be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

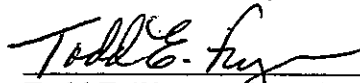
Duly presented at a regular meeting of the Township of Nottingham Board of Supervisors, Washington County, Pennsylvania, the proposed ordinance amendment is hereby

ORDAINED AND ENACTED THIS 10<sup>th</sup> DAY of February, 2017.

Township of Nottingham  
Board of Supervisors



Peter V. Marcoline, Jr. Chairman

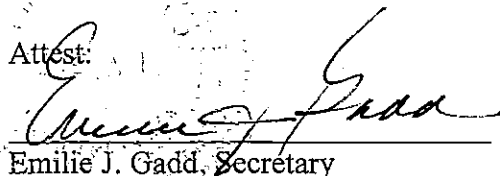


Todd E. Flynn, Vice-Chairman



Douglas S. King, Supervisor

Attest:



Emilie J. Gadd, Secretary