

**BOROUGH OF ORWIGSBURG  
SCHUYLKILL COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 428**

**AN ORDINANCE TO AMEND THE ORWIGSBURG BOROUGH SUBDIVISION AND LAND DEVELOPMENT ORDINANCE BY AMENDING SECTION 705 RELATING TO RECREATION AREAS AND FEES; AMENDING SECTION 707 RELATING TO PARKING AREAS; AMENDING SECTION 709 RELATING TO SIDEWALKS; AMENDING SECTION 710 RELATING TO CURBING; AMENDING SECTION 711 RELATING TO STREET LIGHTS AND ILLUMINATION; AMENDING SECTION 806.J RELATING TO DESIGN STANDARDS AND REQUIRED IMPROVEMENTS FOR LIGHTING; AMENDING SECTION 815.D.5.a RELATING TO ILLUMINATION LEVELS OF SERVICE BUILDING AND OTHER COMMUNITY FACILITIES; AMENDING SECTION 1103.O.5 RELATING TO LANDSCAPING REQUIREMENTS FOR OFF-STREET PARKING AREAS; CORRECTING TYPOGRAPHICAL ERRORS; AND PROVIDING FOR A REPEALER, PROVISIONS REGARDING VALIDITY AND THE EFFECTIVE DATE OF THE ORDINANCE.**

BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, and it is hereby enacted and ordained by authority of the same as follows:

**SECTION 1.**

A. Section 201.H of the Orwigsburg Borough Subdivision and Land Development Ordinance, being Ordinance No. 401, as amended by Ordinance No. 410 (the "Ordinance") is hereby amended to read in its entirety as follows:

H. The word "watercourse" includes channels, creek, ditch, dry run, spring, stream and river.

B. The first paragraph of Section 705 of the Ordinance is hereby amended to read in its entirety as follows:

The subdivider or developer of a residential subdivision or land development plan shall pay a fee for use by Borough Council for Borough recreational purposes or, at the option of Borough Council, provide a suitable and adequate recreation area, to serve the needs of the future occupants of the subdivision or land development. A Recreation Area Fee is not required for a single family dwelling to be constructed on a single existing lot. For purposes of This Section the term "recreation area" shall mean a contiguous tract of land reserved exclusively for active or passive recreation.

C. Sections 707.C, E and H of the Ordinance are hereby amended to read in their entirety as follows:

- C. Parking areas shall be designed to promote through traffic as opposed to dead ends. If dead end parking lots are approved by Borough Council, they shall be designed to provide a sufficient back-up area for end stalls.
- E. Parking areas, main entrances and exits which are open to the public shall be lighted to a minimum of two (2) foot-candles at an elevation of three (3') feet above the pavement surface. Lighting design shall meet IESNA RP-20 in its latest version.
- H. All parking compounds and driveways shall be paved to meet the following minimum standards.
  1. All material shall meet specifications per PennDOT Specifications, Form 408, and its latest revisions. Material design, delivery slips, material certifications and inspections shall all be provided per Form 408 (Pub 408).
  2. Crushed aggregate base course with a minimum thickness of six (6) inches,
  3. The bituminous base course shall consist of a minimum of two (2) inches of Superpave, HMA, Base Course
  4. The bituminous surface shall consist of a minimum of one and one-half (1-1/2) inches of Superpave HMA, Wearing Course, SRL-L.

D. Sections 709.A and E of the Ordinance are hereby amended to read in their entirety as follows:

- A. Requirements. Sidewalks are required along the property Right-of-Way for all proposed subdivision and land development projects in Orwigsburg Borough.
- E. Alternate sidewalk routes and/or surface materials (bituminous) may be presented to Borough Council for consideration. Each individual project will be evaluated on a case by case basis to determine applicability for usage.

E. Section 710.A of the Ordinance is hereby amended to read in its entirety as follows:

- A. Requirements. Curbs are required along the property Right-of-Way for all proposed subdivision and land development projects in Orwigsburg Borough. Curbing is required along all existing and proposed streets (and Right of Way).

F. Section 711 of the Ordinance is hereby amended to read in its entirety as follows:

Section 711. Street Lights and Illumination

- A. A street lighting system shall be installed on all projects. Any such required system shall be designed and constructed as approved by Borough Council and the applicable utility company. At a minimum, the lighting design shall meet the standard set forth in the IESNA RP-8 or the AASHTO Roadway Lighting Design guide.
- B. An illumination plan shall be provided which details the types of lights and illumination pattern for the proposed land development and adjacent properties.
- G. Section 806.J of the Ordinance is hereby amended to read in its entirety as follows:
  - J. Lighting.

Lighting shall be designed to produce a minimum of 0.1 foot-candle throughout the street system with a uniformity of not more than 4:1 average to minimum. Potentially hazardous locations, such as major street intersections and steps or stepped ramps shall be individually illuminated with a minimum of 0.3 foot-candle.

H. Section 815.D.5.a of the Ordinance is hereby amended to read in its entirety as follows:

- a. general/common area lighting – five (5) foot candles;

I. Section 1103.O.5 of the Ordinance is hereby amended to read in its entirety as follows:

- 5. For any land use where the total number of parking spaces exceeds 100 stalls, the parking area shall be divided by continuous islands perpendicular to the spaces every 128 feet (128 feet assumes four (4) rows of parking at 20' length and two (2) aisles at 24' width). These divider islands shall be a minimum of ten (10) feet wide.

SECTION 2. All Ordinances or Resolutions, or parts of Ordinances or Resolutions, in so far as they are inconsistent herewith, shall be and the same are hereby repealed.

SECTION 3. If any section(s) or part of a section(s) of this Ordinance shall be declared invalid, such invalidity shall not affect the remaining parts or section of this Ordinance. It is hereby declared to be the legislative intent that this Ordinance would have been enacted as if such invalid section, or portion thereof, had not been included therein.

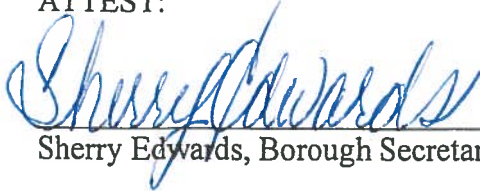
SECTION 4. This Ordinance shall become effective upon enactment.

DULY ENACTED AND ORDAINED this 9<sup>th</sup> day of August, 2017, by the Council of the

Borough of Orwigsburg, Schuylkill County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF ORWIGSBURG  
Schuylkill County, Pennsylvania

ATTEST:

  
\_\_\_\_\_  
Sherry Edwards, Borough Secretary

By:   
\_\_\_\_\_  
Buddy Touchinsky, President of Council

EXAMINED and APPROVED this 9<sup>th</sup> day of August, 2017.

  
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Barry J. Berger, Mayor, Borough of Orwigsburg

