

**NORTH MIDDLETON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2008-01

**AN ORDINANCE AMENDING, CHANGING AND
MODIFYING THE CODE OF THE TOWNSHIP OF NORTH
MIDDLETON, 2001, CHAPTER 204-ZONING ORDINANCE,
TO REFLECT A CHANGE IN A PORTION OF THE ZONING
MAP ALLOWING FOR A CHANGE IN A PORTION OF THE
AGRICULTURAL HOLDING ZONE (AH) TO THE
SUBURBAN RESIDENTIAL ZONE (R-1).**

WHEREAS, the Board of Supervisors of North Middleton Township has decided, after an initial public hearing held on January 7, 2008 at 7:00 p.m., to make certain amendments, changes and modifications to the North Middleton Township Zoning Map, which is a part of the North Middleton Township Zoning Ordinance, The Code of the Township of North Middleton, 2001, Chapter 204-Zoning Ordinance; and

WHEREAS, the Board of Supervisors of North Middleton Township feels that said amendments, changes and modifications are in the best interest of the Township; and

WHEREAS, this Ordinance and the objections leading to its enactment are authorized by "The Second Class Township Code", Act of May 1, 1933, P.L. 103, No. 59, reenacted and amended November 9, 1996, P.L. 350, No. 60 (53 P.S. Section 65101 at seq.) as amended; and by the "Pennsylvania Municipalities Planning Code", Act of July 31, 1968, P.L. 805, as reenacted January 21, 1988, P.L. 1329, No. 170 (53 P.S. Section 10101, et seq.), as amended; it is therefore enacted and ordained by the Board of Supervisors of North Middleton Township, Cumberland County, Pennsylvania, as follows:

SECTION 1: AMENDMENT

The North Middleton Township Zoning Map, which is a part of the North Middleton Township Zoning Ordinance, The Code of the Township of North Middleton, 2001, Chapter

204-Zoning Ordinance, shall be amended and modified such that the North Middleton Township Zoning Map will reflect the zoning designation of Suburban Residential Zone (R-1) for all that certain tract of real estate located in North Middleton Township being described as follows:

All that certain tract of land situate in North Middleton Township, Cumberland County, Pennsylvania, bounded and described as follows, to wit:

Bounded on the North by a public road leading to Wert's School House; on the East and South by land formerly of Frank Hoy; and on the West by land formerly of Frank Cornman, containing 9 acres and 40 perches, and being improved with a frame dwelling house and other improvements.

This represents a zoning change from Agricultural Holding Zone (AH) to Suburban Residential Zone (R-1).

SECTION 2: CONTINUATION

The provisions of this Ordinance, so far as they are the same as those of Ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such Ordinances and not as new enactments. Provisions of this Ordinance shall not affect any act done or liability incurred, nor shall they affect any suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any Ordinance repealed by this Ordinance.

SECTION 3: EFFECTIVE DATE

This Ordinance shall become effective in accordance with law.

SECTION 4: SEVERABILITY

In the event that any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance or other Ordinances affected by this Ordinance, it being the intent of North Middleton Township that such remainder shall be and shall remain in full force and effect.

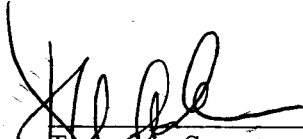
SECTION 5: RELATIONSHIP TO OTHER ORDINANCES

All other Ordinances, parts of Ordinances or parts of Resolutions inconsistent herewith shall be and the same expressly are repealed.


ENACTED AND ORDAINED this 7th day of February, 2008.

ATTEST:

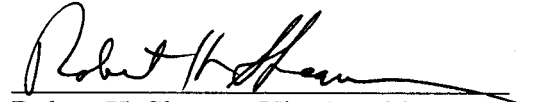
NORTH MIDDLETON TOWNSHIP
BOARD OF SUPERVISORS



Township Secretary



Richard A. Bucher, Chairman



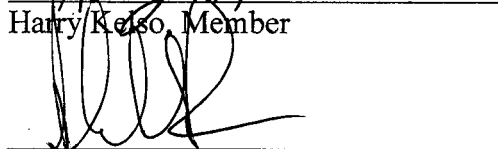
Robert H. Shearer, Vice President



Dennis E. Hurley, Member



Harry Kelso, Member



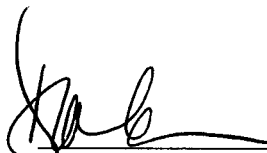
Robert A. Reisinger, Member

CERTIFICATE

I, the undersigned, Secretary of the Township of North Middleton, Cumberland County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township (the "Board"), which duly was enacted by affirmative vote of a majority of the members of the Board at a meeting held on 2.07.08, 2008; said Ordinance duly has been recorded in the Ordinance Book of the Township; said Ordinance duly has been published as required by law; and said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this

7 day of February, 2008.



Secretary

(SEAL)