

ORDINANCE 2009-05

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING, CHANGING, AND MODIFYING THE SUBDIVISION AND LAND DEVELOPMENT ORDINANCE OF LOWER ALLEN TOWNSHIP, 1986, BY AMENDING SECTION 1177.10(b)(2) TO REVISE THE AMOUNT OF LAND REQUIRED TO BE PROVIDED FOR RECREATIONAL PURPOSES IN RESIDENTIAL SUBDIVISIONS AND LAND DEVELOPMENTS**

**BE IT ENACTED AND ORDAINED** by the Board of Commissioners ("Board") of Lower Allen Township ("Township"), Cumberland County, Pennsylvania, and it is hereby enacted and ordained by same:

**SECTION I**

Section 1177.10, Recreation and Open Space, of the Subdivision and Land Development Ordinance of the Township of Lower Allen, 1986, shall hereby be amended as follows:

Subsection (b)(2) within Subsection (b), Exemptions and Requirements, shall be deleted and a new subsection(b)(2) shall be added as follows:

The amount of land required to be provided for recreational purposes on residential subdivision plans or land development plans proposing construction of buildings containing residential dwellings shall be a minimum of 1500 square feet per dwelling unit.

**SECTION II**

The provisions of this Ordinance, as 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. The provisions of this Ordinance shall not affect any such 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or to be instituted to enforce any right or penalty or to punish any offense under the authority of any ordinance repealed by this Ordinance.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 III**

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision not been included herein.

**SECTION IV**

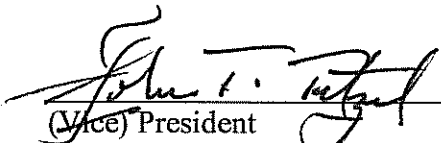
This ordinance shall take effect immediately.

**ENACTED** this 8th day of June, 2009, by the Board of Commissioners of Lower Allen Township, Cumberland County, Pennsylvania.

**ATTEST:**  
(Seal)

**LOWER ALLEN TOWNSHIP  
BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
(Assistant) Secretary

  
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(Vice) President