

**HOPEWELL TOWNSHIP  
YORK COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 7-2011**

**AN ORDINANCE AMENDING THE SUBDIVISION AND LAND  
DEVELOPMENT ORDINANCE TO AMEND STORMWATER  
PROVISIONS AND CORRECT FLOODPLAIN REFERENCES**

**WHEREAS**, Hopewell Township (Township) is a municipal corporation, specifically a second-class township in the Commonwealth of Pennsylvania; and

**WHEREAS**, the Township has duly adopted a Subdivision and Land Development Ordinance (Subdivision Ordinance), as authorized by the Pennsylvania Municipalities Planning Code, 53 P.S. §10101 et seq; and

**WHEREAS**, the Township desires to amend stormwater references to conform with the Hopewell Township Stormwater Management Ordinance, Ordinance No. 8-2011, and to correct certain floodplain references to conform with the Hopewell Township Floodplain Management Ordinance of 2009, Ordinance No. 3-2009, by referencing that ordinance and the Federal Emergency Management Agency (FEMA) 2009 Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMs):

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** and it is hereby ordained and enacted as follows:

**SECTION 1:** The introductory paragraph of Section 402 aa) of the Subdivision Ordinance is amended by deleting the text in its entirety and replacing it with the following:

“aa) Where the subdivision and/or land development lies partially or completely within any area identified as a floodplain by the Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMs) issued by the Federal Emergency Management Agency (FEMA) effective September 25, 2009 or their successors, and which is regulated by the Hopewell Township Floodplain Management Ordinance of 2009 or its successors, the preliminary plan shall include any information required by Section 519 of this Ordinance and the Hopewell Township Floodplain Management Ordinance of 2009 or its successors, but at a minimum the following information:”

**SECTION 2:** Sections 402 ee), 402 ff), and 405 ee) of the Subdivision Ordinance are amended by adding at the end of each the following phrase: “, and the Hopewell Township Stormwater Management Ordinance.”

**SECTION 3:** Sections 402 hh) and 405 ff) of the Subdivision Ordinance are amended by deleting the text of each in its entirety and replacing it with the following:

“hh) An erosion and sedimentation control plan which meets the requirements of the Hopewell Township Stormwater Management Ordinance, and has been reviewed and approved by the York County Conservation District, if such approval is required.”

**SECTION 4:** Section 402 ii) of the Subdivision Ordinance is amended by deleting the text in its entirety and replacing it with the following:

“ii) An earth disturbance permit, or such other permits, if and as required by the Hopewell Township Stormwater Management Ordinance.”

**SECTION 5:** Section 405 gg) of the Subdivision Ordinance is amended by deleting the text in its entirety and replacing it with the following:

“gg) A map showing the exact location and elevation of all proposed buildings, structures, roads, and public utilities to be constructed within any of the areas identified as being within any area identified as a floodplain by the Flood Insurance Study (FIS) and Flood Insurance Rate Maps (FIRMs) issued by the Federal Emergency Management Agency (FEMA) effective September 25, 2009 or their successors. Such buildings, structures, roads, and public utilities shall be regulated by Section 519 of this Ordinance, and by the Hopewell Township Floodplain Management Ordinance of 2009 or its successors. All such maps shall show contours at intervals of two (2) feet, and identify accurately the boundaries of such areas.”

**SECTION 6:** Section 405 hh) of the Subdivision Ordinance is amended by deleting the text in its entirety and replacing it with the following:

“hh) Other certificates as may be required, including but not limited to those required by Section 403 of this Ordinance and the Hopewell Township Stormwater Management Ordinance.”

**SECTION 7:** Sections 512, 610, and 718 of the Subdivision Ordinance are amended by deleting the text of each section in its entirety and replacing it with the following:

“a) The requirements for storm drainage for all subdivision or land development plans shall meet the requirements of the Hopewell Township Stormwater Management Ordinance, and, if appropriate, the Township’s Construction and Materials Specifications for Subdivision and Land Development. In the event that the provisions of the Township’s Stormwater Management Ordinance and its Manual

conflict, the provisions of the Stormwater Management Ordinance shall take precedence.

“b) For any subdivision or land development subject to this Ordinance, a violation of the Hopewell Township Stormwater Management Ordinance shall also be a violation of this Ordinance.”

**SECTION 8:** Sections 603 a) 4), 603 d), 612 b) 2), and 708 f) of the Subdivision Ordinance are amended by adding at the end of each section the following phrase: “, pursuant to the Hopewell Township Stormwater Management Ordinance.”

**SECTION 9:** Section 603 a) 5) of the Subdivision Ordinance is amended by adding at the end the following phrase: “, except that such waiver must be consistent with the Hopewell Township Stormwater Management Ordinance.”

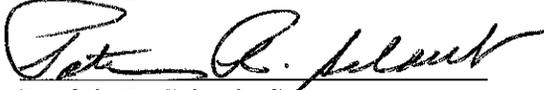
**SECTION 10:** Section 804 of the Subdivision Ordinance is amended by adding at the end a new subsection i), as follows:

“i) The fees authorized by this section shall be in addition to fees required by other Township ordinances, including, but not limited to, the Hopewell Township Stormwater Management Ordinance.”

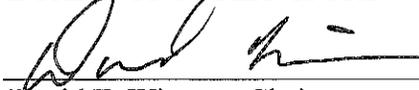
**SECTION 11:** This ordinance shall be effective five (5) days after enactment.

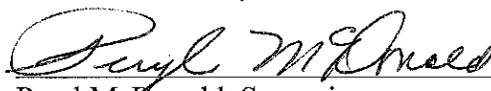
**ORDAINED AND ENACTED** this 3rd day of November, 2011.

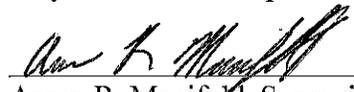
ATTEST:

  
Patricia R. Schaub, Secretary

HOPEWELL TOWNSHIP  
BOARD OF SUPERVISORS

  
David T. Wisnom, Chairman

  
Peryl McDonald, Supervisor

  
Aaron R. Manifold, Supervisor

(SEAL)