

## NOTICE

Notice is hereby given by the Board of Supervisors of Cumberland Township that it will hold a public hearing on May 23, 2017, at 4:00 P.M. at the Township Office at 1370 Fairfield Road, Gettysburg, Adams County, Pennsylvania to receive public comment on a Citizen Request for a Zoning Ordinance Text Amendment as permitted by Section 27-2001 of the Code of Cumberland Township. Immediately following the public hearing on May 23, 2017, at a public meeting, the Board of Supervisors of Cumberland Township intends to consider for adoption and to vote upon the enactment of the proposed Ordinance summarized below at the Township Office at 1370 Fairfield Road, Gettysburg, Adams County, Pennsylvania. Any person who needs an accommodation in order to gain access to or participate in this public hearing should call 717-334-6485 prior to the public hearing date.

**AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 27, PART 5, SECTION 502, SUBSECTION 1 OF THE CODE OF CUMBERLAND TOWNSHIP BY REMOVING "ASSISTED LIVING FACILITIES" AS A CONDITIONAL USE IN RESIDENTIAL DISTRICTS.**

A summary of the provisions of the proposed ordinance amending the zoning ordinance and map are as follows:

SECTION 1. Chapter 27, Part 5, Section 502, Subsection 1 entitled "Residential Districts" is hereby amended by removing "Assisted living facilities" from the table of permitted uses and further amended by removing the provision that reads "\*\*\*See specific performance criteria listed in § 27-1603"

SECTION 2: Repealer.

SECTION 3: Savings Clause.

SECTION 4. Severability.

SECTION 5: Effective Date.

The full text of the request for Zoning Amendment and corresponding proposed ordinance may be examined without charge at the Township Office, at 1370 Fairfield Road, Gettysburg, PA, during regular business hours which are Monday through Thursday, from 8:00 am to 4:30 pm. A copy of the proposed ordinance in its entirety is also at the Adams County Law Library and on file with the newspaper publishing this notice.

Any person who needs an accommodation in order to gain access to or participate in this public hearing should call 717-334-6485 prior to the public hearing date.

Samuel E. Wiser, Jr.  
Cumberland Township Solicitor

Ad to run: May 8, 2017  
May 15, 2017

CUMBERLAND TOWNSHIP  
ADAMS COUNTY

ORDINANCE NO. \_\_

**AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 27, PART 5, SECTION 502, SUBSECTION 1 OF THE CODE OF CUMBERLAND TOWNSHIP BY REMOVING "ASSISTED LIVING FACILITIES" AS A CONDITIONAL USE IN RESIDENTIAL DISTRICTS**

**WHEREAS**, a citizens' text amendment request was submitted to the Board of Supervisors of Cumberland Township; and

**WHEREAS**, the Board of Supervisors has received public comment at a public hearing on the amendment; and

**WHEREAS**, the Pennsylvania Municipalities Planning Code, Section 609 thereof, provides that the Board of Supervisors can amend the zoning ordinance following the procedures set forth herein.

**WHEREAS**, the Board of Supervisors of the Township of Cumberland, Adams County, Pennsylvania deems it to be in the best interest and the general welfare of the citizens and residents of the Township to amend Chapter 27, Part 5, Section 502, Subsection 1 of the Code of the Township of Cumberland.

**NOW THEREFORE, BE IT ENACTED AND ORDAINED**, by the Supervisors of **Cumberland Township, Adams County, Pennsylvania**, that Chapter 27 of the Code of the Township of Cumberland (the "Zoning Ordinance"), is hereby amended as follows:

***SECTION 1. Chapter 27, Part 5, Section 502, Subsection 1 entitled "Residential Districts"*** is hereby amended by removing "Assisted living facilities" from the table of permitted uses and further amended by removing the provision that reads "\*\*\*See specific performance criteria listed in § 27-1603"

***SECTION 2. Repealer.*** All provisions of previous Ordinances of the Township of Cumberland which are contrary to this Ordinance are expressly repealed.

***SECTION 3. Savings Clause.*** In all other respects, the Code of the Township of Cumberland shall remain as previously enacted and ordained.

***SECTION 4. Severability.*** The provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of any remaining sections, subsections, sentences, clauses or part of this ordinance.

***SECTION 5. Effective Date.*** This Ordinance shall take effect in accordance with law.