

ORDINANCE NO. 377
LIMERICK TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE AMENDING THE LIMERICK TOWNSHIP CODE CHAPTER 149, ARTICLE III, SECTION 30, SUBSECTION I FOR THE PURPOSE OF REPEALING THE HOURS OF OPERATION FOR MUNICIPAL WASTE COLLECTORS; AMENDING CHAPTER 149, ARTICLE I, SECTION 6 TO ADD A SUBSECTION D FOR THE PURPOSE OF REGULATING THE HOURS OF OPERATION FOR MUNICIPAL WASTE COLLECTORS; AMENDING CHAPTER 72, SECTION 2 FOR THE PURPOSE OF AMENDING THE HOURS OF OPERATION FOR CONSTRUCTION ACTIVITIES; AND AMENDING CHAPTER 72, SECTION 3 TO ADD A SUBSECTION D FOR THE PURPOSE OF EXEMPTING GOLF COURSE MOWING.

WHEREAS, the Board of Supervisors have met the procedural requirements of 53 P.S. § 10101, et seq., of the Pennsylvania Municipalities Planning Code for the adoption of the proposed Ordinance, including holding a public hearing;

WHEREAS, the Second Class Township Code authorizes the Board of Supervisors to make and adopt Ordinances that are consistent with the Constitution and the laws of the Commonwealth that it deems necessary for the proper management and control of the Township and welfare of the Township and its citizens;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors for Limerick Township, and it is hereby ordained and enacted, by the authority of the same, to wit:

SECTION 1. CODE AMENDMENTS.

A. CHAPTER 149, ARTICLE III, SECTION 30, SUBSECTION I OF THE LIMERICK TOWNSHIP CODE IS HEREBY AMENDED AND WILL READ AS FOLLOWS:

(I) RESERVED.

B. CHAPTER 149, ARTICLE I, SECTION 6 OF THE LIMERICK TOWNSHIP CODE IS HEREBY AMENDED TO ADD A NEW SUBSECTION D AND WILL READ AS FOLLOWS:

(D) The hours of operation for municipal waste collectors or haulers shall be from 7:00 am to 8:00 pm, Monday through Friday, and 8:00 am to 6:00 pm, Saturday and Sunday. Any work, as referenced above, performed outside of these hours will be considered a violation of this chapter.

C. CHAPTER 72, SECTION 2 OF THE LIMERICK TOWNSHIP CODE IS HEREBY AMENDED AND WILL READ AS FOLLOWS:

§ 72-2 Hours of operation.

Operating or permitting the operation of any equipment or tools in new construction, reconstruction, additions, alterations, demolition, drilling, excavation, earthmoving, and paving shall be performed Monday through Friday between the hours of 7:00 am and 8:00 pm, and Saturday and Sunday between the hours of 8:00 am and 6:00 pm. Any work, as referenced above, performed outside of these hours will be considered a violation of this chapter.

D. CHAPTER 72, SECTION 3 OF THE LIMERICK TOWNSHIP CODE IS HEREBY AMENDED TO ADD A NEW SUBSECTION D AND WILL READ AS FOLLOWS:

(D) The operation of tools, to include but not be limited to gas powered lawn or garden tools or similar devices used for the purpose of mowing a golf course within Limerick Township shall be exempt from this chapter.

SECTION 2. REPEALER.

All Ordinances or parts of Ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed.

SECTION 3. REVISIONS.

The Limerick Township Board of Supervisors does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments of its Ordinance, including this provision.

SECTION 4. SEVERABILITY.

In the event that any section, sentence, clause, phrase or word of this Ordinance shall be declared illegal, invalid or unconstitutional by any Court of competent jurisdiction, such declaration shall not prevent, preclude or otherwise foreclose enforcement of any of the remaining portions of this Ordinance.

SECTION 5. EFFECTIVE DATE.

This amendment shall become effective five (5) days after date of adoption.

SECTION 6. FAILURE TO ENFORCE NOT A WAIVER.

The failure of Limerick Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

ORDAINED AND ENACTED by the Board of Supervisors for Limerick Township,
Montgomery County, Pennsylvania, this 18th day of April, 2017.

ATTEST:

**LIMERICK TOWNSHIP
BOARD OF SUPERVISORS**



Daniel K. Kerr, Secretary/Manager

By: 

Kara Shuler, Chairperson

