

## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
300	04/1965	Sewage rentals
301	07/1965	Zoning Amendment
302	08/1965	Curbs and sidewalks along Twining Road
303	NONE	DOES NOT EXIST
304	09/1965	Sidewalks on Loch Alsh Avenue between Cedar & Farm
305	11/1965	Curbs on Welsh Road
306	12/1965	Real Estate Transfer Tax
307	01/1966	Establishes meeting dates for 1966
308	01/1966	Prohibits operation of motor vehicles, trailers on Twining Rd between Pennsylvania Avenue and Limekiln Pike
309	02/1966	Sewer rentals – Sandy Run District
310	02/1966	Readopts Fire Prevention Code
311	02/1966	Fixes tax rate for 1966
312	03/1966	Amends Fort Washington rental schedule to provide for car wash
313	04/1966	Amend Ord. Nos. 16 & 184 re: type of concrete curbs & sidewalks
314	04/1966	Fitzwatertown Road speed limit
315	05/1966	Keeping or possession of animals
316	07/1966	Amends Ordinance No. 140 to define violations, fines & charges
317	NONE	DOES NOT EXIST
318	09/1966	Laying out of 7 <sup>th</sup> Street, Park Avenue, Short Street, and Fairview Avenue as laid out on plan of Glenside Heights
319	09/1966	Vacates 7 <sup>th</sup> St, Park Ave, Short St, Fairview Ave
320	09/1966	Proposal to increase bond indebtedness by \$500,000 (Parks)

## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
321	10/1966	Sidewalk construction on right-of-way of Welsh Rd & Kimball
322	11/1966	Creates Rose Valley sewer district
323	11/1966	Reimposes tax for 1967
324	12/1966	Snow removal from sidewalks
325	12/1966	Changes to certain appropriations
326	12/1966	Extends life of UD Township Authority
327	12/1966	Construction of North Oreland Sewer District – assess property owners
328	01/1967	Establishes dates of regular meetings
329	02/1967	Fixes tax rate for 1967
330	03/1967	Speed limit on Camp Hill Road and Dreshertown Road
331	04/1967	Twining Road curbs and sidewalks
332	04/1967	Sewer connection charge rentals in North Oreland Sewer District
333	04/1967	North Oreland Sewer Project
334	05/1967	Deletes properties abutting Chelsea Avenue between PA Ave & Limekiln Pike from North Oreland Sewer District
335	05/1967	Lays out Paul Avenue between Woodland and Dundee
336	05/1967	Sanitary sewer construction on portion of Paul Ave
337	05/1967	Curb and sidewalk construction on portion of Paul Avenue
338	05/1967	Sanitary sewer construction on portion of Limekiln Pike, Fitzwatertown & Jenkintown Road
339	05/1967	Curb & sidewalk construction on portion of North Hills Ave, Jenkintown Rd, Fitzwatertown Rd, Limekiln Pike and Dreshertown Rd with assessment for abutting property owners

## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
340	07/1967	Leases ground for Parks & Recreation facilities
341	07/1967	Ordains curbs on Douglas Street
342	08/1967	Rezoning of area oat Fort Washington Ave & Township Line Rd Apartment House District to CR Commercial District, Class L
343	09/1967	Prohibits operation of motor vehicles, trailers of semi-trailers on Pinetown Road & Susquehanna Road
344	09/1967	Changes rear portion Lots 5 & 6 of Wheatfield Subdivision from CR Commercial Retail District to A-Residential District
345	09/1967	Establishes rate of speed on certain public roads
346	09/1967	Enforcement of Dog Law of 1965 (control & detention of animals)
347	10/1967	Changes an area northwest corner of Limekiln Pike & Virginia Dr from A-Residential District to CR-Commercial Retail District, Class L
348	01/1968	Establishes regular meeting dates for 1968
349	01/1968	Amends Ordinance No. 291 re: vending of foods and beverages, as to intent as to scope of permit fees
350	02/1968	Reimposes the realty transfer tax for 1968 and subsequent years
351	02/1968	Establishes the Meetinghouse Sewer District
352	02/1968	Fixes tax rate for 1968 and appropriates specific sums
353	03/1968	Anti-Litter Ordinance
354	04/1968	Fixes direction of traffic on Argyle Avenue between Douglas St and Bethlehem Pike
355	05/1968	Amends Ordinance No. 140 to establish a new residential zoning District to be titles "ER" Estate Residence District
356	06/1968	Construction of sidewalks and curbs on Pennsylvania Ave between Rech and opposite Park Ave and assessing costs

## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
357	07/1968	BOCA Building Code 1965 Adoption – issuance of permits, collection of fees and making inspections
358	08/1968	Curb and sidewalk construction on Highland Ave and assessments to abutting property owners
359	08/1968	BOCA Building Code to provide regulations for motels, height and material requirements
360	08/1968	Changes boundaries of the Rose Valley Sewer District
361	08/1968	Rezones area at intersection of Limekiln Pike and Twining Road to B-Residential District and CR-Commercial Retail District
362	09/1968	Curbs and sidewalks on Anbury Lane
363	10/1968	Temporary financing of Farm Lane / Highland Ave sanitary sewer project
364	11/1968	Creates a Police Pension Fund benefit plan, etc.
365	12/1968	Temporary financing of Ross Valley Sewer District
366	12/1968	Approves report and plan of UD Authority for construction of sanitary sewage for Rose Valley S.D.
367	12/1968	Changes boundaries of Rose Valley Sewer District
368	12/1968	Changes the name of Paul Avenue between its intersection with Woodland Road and Dundee Drive
369	12/1968	Appropriates sums for 1969
370	01/1969	Discontinues Planning Commission as created by Ordinance No. 2 (1946)
371	01/1969	Establishes dates of meetings for 1969
372	01/1969	Establishes compensation for Treasurer
373	01/1969	Occupational Privilege Tax
374	02/1969	Fixes tax rate for 1969



## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
375	03/1969	Construction of curbs and sidewalks on Fort Washington Ave, with assessments
376	03/1969	Curbs and sidewalks on Highland Ave, with Assessments
377	05/1969	Creates a water district for Highland Ave between Bethlehem Pike and 309 Expressway
378	05/1969	Lays out and opens a portion of Avenue H
379	05/1969	Curbs, excavation, drainage and paving of Avenue H
380	05/1969	Sanitary Sewers on Avenue H
381	05/1969	Sprinkler and alarm systems – amends Ord. No. 310
382	05/1969	Establishes OC-Office Center District
383	06/1969	Rezones area adjacent to Welsh Road & PA Turnpike from A-Residential District to OC-Office Center District
384	08/1969	Construction of curbs on portion of Susquehanna Road, Limekiln Pike at Peg Street (Dresher Triangle)
385	10/1969	Appropriates property for making, enlarging and maintaining public parks, recreation areas and facilities
386	11/1969	Imposes sewer connection charge in Fort Washington Sewer District and Rose Valley Sewer District
387	11/1969	Extension of \$800,000 loan pending sale of bonds for Rose Valley Sewer District
388	12/1969	Sewer connection charges and rental in the Meetinghouse Sewer District
389	12/1969	Regulates Highway Opening Permit fee
390	12/1969	Procedures for charging and assessing water distribution charges for Bellaire and Highland Avenues
391	12/1969	Appropriates sums for 1970

## UPPER DUBLIN TOWNSHIP ORDINANCES

<u>No.</u>	<u>Date</u>	<u>Description</u>
392	12/1969	Fixes tax rate for 1970
393	01/1970	Establishes meeting dates for 1970
394	01/1970	Sale of General Obligation Bonds for purchase of Open Space
395	01/1970	Sale of additional \$5,000 General Obligation Bonds
396	02/1970	Establishes Motel District
397	02/1970	Repeals Ord. No. 385 – sale of General Obligation Bonds
398	03/1970	Adopts 1970 BOCA Basic Building Code
399	03/1970	Rezones area near Delaware and Commerce Drives from LIM to Motor Lodge District

ORDINANCE NO. 300

AN ORDINANCE IMPOSING SEWER RENTALS OR CHARGES FOR THE USE OF SEWERS AND SEWER SYSTEMS WITHIN THE TOWNSHIP OF UPPER DUBLIN UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEMS; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS.

The Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS as follows:

SECTION 1. IMPOSITION OF SEWER RENTAL. There is hereby imposed upon each property located within the Township of Upper Dublin, served by a sewer system, owned or leased by the Township of Upper Dublin, and having the use thereof, an annual sewer rental, payable as hereinafter provided, for the use, whether direct or indirect, of a sewer system, based on the rates hereinafter set forth.

SECTION 2. SEWER RATES. The annual sewer rental for properties served by a sewer system, as hereinabove provided, shall be a charge or rental commensurate with the facilities in each connected property pursuant to the following schedule:

A. For commercial or industrial use:

1. Washer - large	\$40.00
2. Washer - small	30.00
3. Extractor	30.00
4. Shirt washer	40.00
5. Self-service washer	30.00

B. For institutional use:

1. Washer - large	\$25.00
2. Washer - small	15.00
3. Extractor	15.00

The above rates or rentals for the specific equipment or fixtures shall be paid semi-annually in advance to the Secretary

of the Township, at the Township Building, on the First days of January and July of each year. All rentals charges shall be a lien against the property in which the equipment and fixtures are located and used, until paid.

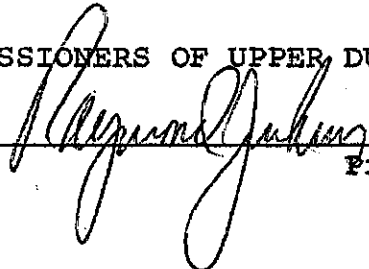
In case of a default in the payment of a semi-annual installment, for a period of sixty (60) days, there shall be added (1) a penalty of five per cent (5%), and (2) simple interest at six per cent (6%) per annum.

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective at once and shall be applicable to all properties within the Township of Upper Dublin served by a sewer system owned or leased by the Township of Upper Dublin. The Township reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial, and to amend this ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable.

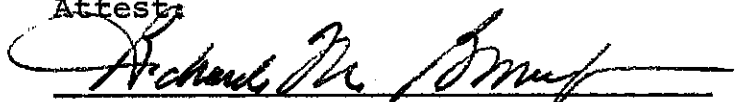
SECTION 4. CONSTRUCTION AND SEVERABILITY. If any of the provisions, sections, sentences, clauses or parts of this ordinance or the application of any provisions hereof shall be held invalid, such invalidity shall not affect or impair any of the remainder of this ordinance, it being the intention of the Township that such remainder shall be and remain in full force and effect.

DULY ENACTED by the Board of Township Commissioners of the Township of Upper Dublin this 13th day of April, 1965.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:  (SEAL)  
President

Attest:

  
Secretary

ORDINANCE NO. 301

AN ORDINANCE TO AMEND AN ORDINANCE APPROVED AUGUST 20, 1956, KNOWN AS ORDINANCE NO. 140 AND DESIGNATED THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, AS AMENDED, TO REDEFINE PRIVATE GARAGE, USES ACCESSORY TO AGRICULTURE AND RESIDENTIAL, TO INCREASE THE MINIMUM LOT SIZE, WIDTH AT BUILDING LINE, ETC., IN RESIDENTIAL DISTRICTS, TO LIMIT BUILDING COVERAGE IN COMMERCIAL DISTRICTS, TO PROVIDE STANDARDS FOR APPEALS, ETC., TO THE BOARD OF ADJUSTMENT, ETC.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

Section 1. Amend SECTION 200 of ARTICLE II by redefining paragraph "M" thereof, as follows:

M. Garage, Private. An accessory building or part of a principal building used for the storage of motor vehicles other than commercial vehicles or trucks.

Section 2. Amend SECTION 300 of ARTICLE III by adding thereto:

PR -- Planned Residential District

AH -- Apartment House District

Section 3. Amend SECTION 407 of ARTICLE IV so that when amended it will read as follows:

SECTION 407. Minimum lot Size Widths, etc. regulations with respect to sanitary waste disposal, public water in Residential Districts.

The regulations as to minimum lot size, width of the lot at the building line, front yards, side yards, rear yards, heights and building coverage shall be maintained in accordance with the requirements of each residential zoning district, except for the following:

A. In A Districts which are served by neither sanitary sewers nor a public water supply, lots shall have the following minimum and maximum regulations:

Area -- 45,000 square feet

Width at Building Line -- 150 feet

Front Yard -- 60 feet

Side Yard -- each 30 feet

Rear Yard -- 60 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet and not exceeding one story

Building Coverage -- 15% of the total lot area

B. In A Districts which are served by either sanitary sewers or a public water supply, but not both, lots shall have the following minimum and maximum regulations:

Area -- 35,000 square feet

Width at Building Line -- 130 feet

Front Yard -- 60 feet

Side Yard -- each 25 feet

Rear Yard -- 60 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet

Building Coverage -- 15% of total lot area

C. In A Districts which are served by both, sanitary sewers and a public water supply, lots shall have the following minimum and maximum regulations:

Area -- 26,000 square feet

Width at building line -- 120 feet

Front Yard -- 50 feet

Side Yard -- each 25 feet

Rear Yard -- 50 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet

Building Coverage -- 15% of the total lot area

D. In A Districts which are served by a public water supply and when approved by the Township as a condition of an approval of a subdivision plan, sanitary sewers, installed and capped for future use, lots shall have the following minimum and maximum regulations:

Area -- 30,000 square feet

Width at building line -- 125 feet

Front Yard -- 50 feet

Side Yard -- each 25 feet

Rear Yard -- 50 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet

Building Coverage -- 15% of total lot area

E. In A Districts, in which a Residential Development Plan is proposed in accordance with Section 3 of Ordinance No. 281, approved February 11, 1964, lots shall have the following minimum and maximum regulations:

1. With a public water supply and, when approved by the Township as a condition of an approval of a subdivision plan of sanitary sewers installed and capped for future use, as follows:

Area -- 26,000 square feet

Width at building line -- 120 feet

Front Yard -- 50 feet

Side Yard -- each 25 feet

Rear Yard -- 50 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet

Building Coverage -- 15% of total lot area

2. With sanitary sewers and a public water supply, as follows:

Area -- 22,000 square feet

Width at building line -- 110 feet

Front Yard -- 50 feet

Side Yard -- each 25 feet

Rear Yard -- 50 feet

Height:

Principal Building -- 35 feet

Accessory Building -- 20 feet and not exceeding one story

Building Coverage -- 15% of the total lot area



F. In all other districts, the requirements of subparagraphs A and B, aforesaid, shall apply provided that a smaller lot size and width than specified hereinabove, but not less than that permitted in the regulations of the district, may be permitted when authorized as a special exception, but only then upon submission of satisfactory evidence to the fact that the smaller lot area or width will provide safe and effective sanitary sewage disposal in the particular location in question. Such evidence shall include (but shall not be limited to) a specific recommendation from the official representative of the Health Board having jurisdiction or compliance with the Township Sanitation requirements.

G. In all Districts where lots cannot be served by public sewers, each application for a zoning permit shall be accompanied by a statement based upon the results of a percolation test made and certified within sixty days from date of test by a civil or sanitary engineer holding a registered professional engineer's license of the Commonwealth of Pennsylvania, which certification shall indicate the adequacy of the lot area to accommodate an approved system for the safe disposal of sewage or sanitary wastes.

Section 4. Amend SECTION 408 of ARTICLE IV by redefining the same, as follows:

A. Uses Accessory to Agriculture.

1. Greenhouse

2. Barn

3. Keeping, breeding and management of livestock and poultry,

but in such quantities and to such extent as are customarily incidental to the principal use, provide the principal use is conducted on acreage of five or more acres.

4. Preparation of products produced on the premises for use and the disposal thereof for marketing, provided, however, roadside stands for sale of products produced on the same lot on which the stand for the sale of the products is located shall be permitted upon the following conditions:

(a) An annual permit is secured from the Zoning Officer, and

(b) The location shall not be within the boundaries of any street, and

(c) The location shall not be nearer than 50 feet of any intersection, and

(d) Parking for stopping vehicles shall be provided off the paved portion of the street of a sufficient width so as not to interfere with the safety of persons stopping or using the street, parking nearer than 30 feet of an intersection shall not be permitted, and

(e) The stand shall be of a temporary construction and must be removed by the date of the expiration of the term as indicated in permit, provided, however, no permit shall be issued for a period past December 1 of any year.

B. Uses Accessory to Dwelling:

1. (a) private garage, (b) private stable, (c) barn, (d) private parking space, provided no motor vehicle parked thereon shall be other than those permitted in a private garage as defined in paragraph "M" of SECTION 200 of ARTICLE II; and provided that as to a private stable or barn, no animals shall be housed therein unless the stable is located on a lot at least two (2) acres in area and the stable or barn is located at least one-hundred (100) feet from any boundary line and at least one-hundred fifty (150) feet from any dwelling.

2. Swimming pool for use of family and guests only.

3. Private greenhouses.

4. Living quarters for household employees, caretakers or watchmen.

5. The following when authorized as a special exception:

(a) A professional office to include the office or studio of a doctor, dentist, masseur, teacher, artist, architect, musician, lawyer, magistrate or practitioner of a similar nature.

(b) A home occupation, to include dressmaking, millinery, laundry or similar handicrafts.

Provided that the office, studio or occupational room is located in a dwelling, or in a building accessory thereto; and provided further, that no goods are publicly displayed on the premises and no sign or advertisement is shown other than a sign not larger than six (6) inches by eighteen (18) inches bearing only the name and occupation (words only) of the practitioner, and provided further that the profession or occupation is conducted by the occupant only without employment of a person or persons to assist in such use.

C. "Uses Accessory to Non-Commercial Use". This heading and paragraph is to be deleted entirely.

Section 5. Amend SECTION 602 of ARTICLE VI so that when amended it will read as follows:

SECTION 602. Required Minimum Area, width, Yard and Maximum Height, Building Coverage Regulations.

Lot Area, 50,000 square feet.

Width at building line, 175 feet.

Front Yard, 60 feet.

Side Yard -- each 50 feet.

Rear Yard, 60 feet.

Height:

Principal Building -- 35 feet.

Accessory Building -- 20 feet.

Building Coverage -- 15% of total lot area.

Section 6. Amend SECTIONS 702 and 703 of ARTICLE VII so that when amended it will read as follows:

SECTION 702. Required Minimum Area, Width, Maximum Height and Building Coverage regulations.

Lot Area, 26,000 square feet.

Width at building line, 120 feet.

Front Yard, 50 feet.

Side Yard -- each 25 feet.

Rear Yard, 50 feet.

Height:

Principal Building -- 35 feet.

Accessory Building -- 20 feet.

Building Coverage -- 15% of total lot area.

SECTION 703. The minimum and maximum requirements of Section 702, as amended hereinabove shall apply to all lots within an A Residential District, except the following:

A. A lot of a subdivision plan heretofore approved by the Township, as one of a preliminary plan, in accordance with the provisions of Ordinance No. 41, adopted July 27, 1949, provided, however, a record plan of at least a portion of the approved preliminary plan has been recorded and the improvements guaranteed or such a plan is recorded and the improvements guaranteed within four months of the effective date of this Ordinance.

Section 7. Amend SECTION 1203 of ARTICLE XII by adding thereto the following:

4. Building Coverage. Not to exceed twenty-five (25%) percent of total lot area.

Section 8. Amend ARTICLE XII by adding thereto:

SECTION 1205. Lighting. The grouping or stringing of lights, either shielded or un-shielded, for the purpose of illumination, display or attraction is prohibited unless granted by way of special exception.

Section 9. Amend ARTICLE XVII, by adding thereto, the following:

SECTION 1712. The Board of Adjustment shall not consider an appeal seeking a variance, a special exception or an interpretation in which a plot or lot plan is relevant, unless said plot or lot plan shall be drawn to scale and prepared by a registered engineer or land surveyor. Said plan shall show, among others, existing structures on the lot and within twenty-five feet beyond the boundaries of said lot; any proposed structure; distances between existing and proposed structures and the several boundary lines of the lot on which the structure exists or is proposed; existing or proposed easements or rights-of-way, streets or highway, both public and private; the existing zoning district or districts; and the proposed use or uses.

Section 10. It is not intended by this Ordinance to repeal, abrogate, annul or interfere with any existing ordinance or enactment, except insofar as the same may be inconsistent or in conflict with any of the provisions of this Ordinance, provided that where this Ordinance imposes greater restriction upon the use of buildings or land, or upon the height and bulk of buildings or presently subscribed larger open spaces than are required by the provisions of such ordinance, enactment, rules, regulations or permit than the provisions of this Ordinance shall control.

Section 11. Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or of any part thereof.

ORDAINED and ENACTED this *13th* day of *July* A.D. 1965.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

Attest: \_\_\_\_\_

ORDINANCE NO. 302

AN ORDINANCE FIXING THE GRADES, AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS AND SIDEWALKS WITHIN THE RIGHT-OF-WAY OF TWINING ROAD, A PUBLIC ROAD, BETWEEN WISCHMAN AVENUE AND EAST FAIRWAY ROAD, UPPER DUBLIN TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA; LEVYING THE COSTS THEREOF; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

The Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

SECTION 1. That the northwesterly side of Twining Road, a public road, between Wischman Avenue and East Fairway Road in Upper Dublin Township, Montgomery County, Pennsylvania, be excavated and curbed.

SECTION 2. That the southeasterly side of Twining Road, a public road, between Park Place (a.k.a. Wischman Avenue) and East Fairway Road, Upper Dublin Township, Montgomery County, Pennsylvania be excavated and curbs and sidewalks be constructed thereon.

SECTION 3. That the curbs and sidewalks as directed in Sections 1 and 2, aforesaid, shall be of concrete materials, and shall be located at the grades and locations as shown on "Plan & Profile - Twining Road - Park Place to East Fairway Road" as prepared by William T. Weir, Township Engineer and dated June 29, 1965. The sidewalks shall be four (4) feet in width.

SECTION 4. That the excavation and construction of curbs and sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and constructed in accordance with ordinances and regulations of the Township and under the supervision and inspection of the Township Engineer.

SECTION 5. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 6. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed by or under the direction of the Township Engineer.

SECTION 7. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters shall be paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot, without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 8. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 9. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or



more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 10. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six per cent (6%), provided First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest at the expiration of each annual period succeeding date of the assessment. Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment, and Third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five (5%) per cent of the unpaid balance, interest at six (6%) per cent,, and costs shall become immediately payable and collectable.

SECTION 11. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included

in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this *10th* day of *AUGUST* A.D. 1965.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *Raymond Jenkins*  
President

Attest: *Richard H. Brown*  
Secretary

ORDINANCE NO. 304

AN ORDINANCE FIXING THE GRADES, AUTHORIZING AND DIRECTING THE CONSTRUCTION OF SIDEWALKS ON THE NORTHERLY SIDE, WITHIN THE RIGHT-OF-WAY OF LOCH ALSH AVENUE, A PUBLIC ROAD, BETWEEN CEDAR ROAD AND A POINT, APPROXIMATELY 110 FEET SOUTHEAST OF FARM LANE, ALSO A PUBLIC ROAD, IN UPPER DUBLIN TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA; LEVYING THE COSTS THEREOF; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

The Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

SECTION 1. That the so-called northerly side of Loch Alsh Avenue, a public road, between its intersection with Cedar Road and a point approximately 110 feet southeast of Farm Lane, a public road, be excavated and sidewalks constructed thereon.

SECTION 2. That the sidewalks shall be of concrete materials, four (4) feet in width and shall be located at the grades and locations as shown on "Plan & Profile - Proposed Sidewalk - Loch Alsh Avenue - Cedar Road to Farm Lane" sheets 1 and 2, prepared by William T. Weir, Township Engineer, and dated October 23, 1963.

SECTION 3: That the excavation and construction of sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and constructed in accordance with ordinances and regulations of the Township and under the supervision and inspection of the Township Engineer.

SECTION 4. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 5. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby

declared to be nuisances and may be removed, or changed by or under the direction of the Township Engineer.

SECTION 6. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters shall be paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot, without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 7. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 8. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified

by the Township Engineer to the Board of Commissioners.

SECTION 9. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six (6%) per cent, provided First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest at the expiration of each annual period succeeding date of the assessment. Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment, and Third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five (5%) per cent of the unpaid balance, interest at six (6%) per cent, and costs shall become immediately payable and collectable.

SECTION 10. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five (5%) per cent for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 14<sup>th</sup> day of SEPTEMBER A.D. 1965.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

ORDINANCE NO. 305

AN ORDINANCE RELATIVE TO THE CONSTRUCTION OF CURBING ALONG THE SOUTH-WEST SIDE OF WELSH ROAD (ROUTE 198) BETWEEN THE BOUNDARY LINE OF ABINGTON AND UPPER DUBLIN TOWNSHIP AND EXTENDING IN A NORTHWESTERLY DIRECTION, ALONG THE SAME SIDE, A DISTANCE OF APPROXIMATELY 2,634 LINEAL FEET; PROVIDING FOR THE ASSESSMENT OF THE COSTS THEREOF AGAINST ABUTTING OWNERS; THE COLLECTION; THE IMPOSITION OF PENALTIES AND FILING OF LIENS.

WHEREAS, the Commonwealth of Pennsylvania, Department of Highways, has undertaken the grading, curbing, paving, macadamizing, widening and installing of drainage appurtenances along Welsh Road (Route No. 98 - Section 10) in the Townships of Abington, Horsham, Upper Dublin and Upper Moreland, Montgomery County, Pennsylvania; and

WHEREAS, the Township of Upper Dublin has agreed to assess the cost of curbs to be constructed along the southwest side of said Welsh Road against the abutting owners; and

WHEREAS, the Commonwealth of Pennsylvania is about to or has entered into contracts to grade, curb, pave, macadamize, widen and install drainage appurtenances and otherwise improve Welsh Road (Route 198, Section 10), including the southwest side between stations 398 + 00 and 424 + 34, in accordance with plans prepared for the Commonwealth of Pennsylvania by the Department of Highways, identified as Drawings for Construction and Condemnation of Right of Way, Route 198, Section No. 10, sheets 18 to 22, inclusive, and recorded in the Office of the Recorder of Deeds for Montgomery County at Norristown, Pennsylvania on March 18, 1965 in Highway Plan Book No. 16.

NOW, THEREFORE, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania does hereby enact and ordain:

SECTION 1. That concrete curbs be constructed by the Commonwealth of Pennsylvania on the basis of competitive bidding on the southwest side of Welsh Road (Route 198, Section No. 10) between stations 398 + 00 and 424 + 34 as indicated on plans of the Commonwealth of Pennsylvania, Department of Highways and recorded as aforesaid on March 18, 1965.

SECTION 2. The total cost of curbing, not contributed by the Commonwealth of Pennsylvania, including engineering, legal and similar expenses, is hereby assessed against and shall be collected from the owners of real estate, between the points above-mentioned by an equal assessment on the front foot, ~~including the expense of the necessary drainage.~~

Thirty days' notice of the assessments shall be given by serving notice either personally upon the owner, if he can be found in the Township, or an adult person residing on each of the properties to be affected by said assessments, and in case personal service cannot be made upon the owner or an adult person cannot be found residing upon the property that may be affected by said assessment, said notice shall be left on the assessed premises.

SECTION 3. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same

improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 4. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six per cent (6%), provided First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest at the expiration of each annual period succeeding date of the assessment. Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment, and Third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%) and costs shall become immediately payable and collectable.

SECTION 5. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay



within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 9th day of NOVEMBER, 1965

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

*Kaymond Jenkins*

President

Attest: \_\_\_\_\_

*Arthur M. Bump*

Secretary

ORDINANCE NO. 306

AN ORDINANCE REIMPOSING A TAX FOR THE YEAR 1966 TO PROVIDE GENERAL REVENUE FOR THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, UPON ANY DEED, INSTRUMENT OR WRITING WHEREBY ANY LANDS, TENEMENTS OR HEREDITAMENTS WITHIN THE TOWNSHIP OF UPPER DUBLIN REGARDLESS OF WHERE THE INSTRUMENTS MAKING THE TRANSFER ARE MADE, EXECUTED OR DELIVERED OR WHERE THE ACTUAL SETTLEMENTS ON SUCH TRANSFERS TAKE PLACE, BEING A RE-ENACTMENT OF THE PROVISIONS OF ORDINANCE NO. 103-B, ADOPTED FEBRUARY 12, 1955, AND READOPTED, AS AMENDED, THEREAFTER EACH YEAR UNTIL AND INCLUDING THE YEAR 1965 BY ORDINANCE NO. 292, ADOPTED DECEMBER 8, 1964.

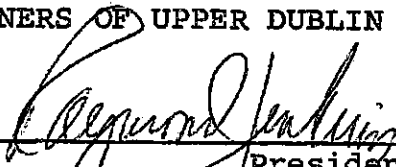
By virtue of the Act of Assembly of June 25, 1947, P. L. 1145, and the amendments thereto, be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same:

SECTION 1. That the provisions of Ordinance No. 103-B, approved by the Commissioners of Upper Dublin Township on February 12, 1955, and reenacted each year thereafter until and including the year 1965 and the amendments, being Ordinance No. 240, adopted December 28, 1961, and Ordinance No. 257, adopted December 11, 1962, are hereby re-enacted for the year beginning January 1, 1966, and ending December 31, 1966, to the same extent and effect as though the same be set out in full herein.

APPROVED by the Board of Commissioners and enacted into and Ordinance this 14th day of December, A.D. 1965.

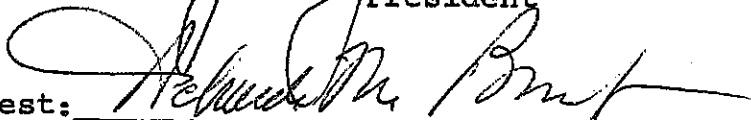
COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_



President

Attest: \_\_\_\_\_



Secretary

ORDINANCE NO. 307

AN ORDINANCE ESTABLISHING THE DATES OF REGULAR MEETINGS OF THE COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, DURING THE YEAR 1966.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

Section 1. The regular meetings of the Commissioners for the year 1966 are fixed as follows:


The second Tuesday of each month, beginning January 11, 1966, at 8 p.m., prevailing time.

Section 2. All meetings shall be held in the Township Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania, unless otherwise specifically directed.

ORDAINED AND ENACTED this 31<sup>st</sup> day of JANUARY  
A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 308

AN ORDINANCE TO PROHIBIT THE OPERATION OF MOTOR VEHICLES, TRAILERS OR SEMI-TRAILERS ON TWINING ROAD BETWEEN PENNSYLVANIA AVENUE AND LIMEKILN PIKE IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, AS TO THE WEIGHTS AND LOADS THEREON; PROVIDING FOR THE PLACING OF SIGNS; PROVIDING FOR THE ENFORCEMENT THEREOF, AND PENALTIES FOR VIOLATIONS.

WHEREAS, in the opinion of the Board of Commissioners, Twining Road between Pennsylvania Avenue and Limekiln Pike in Upper Dublin Township is now subject to certain classes of commercial vehicular traffic for which the said highway was not originally designed for from a weight and length standpoint; and

WHEREAS, in the opinion of the Board of Commissioners, this certain road was intended to be only a residential street;

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. That on Twining Road between Pennsylvania Avenue and Limekiln Pike, vehicular, i.e., motor vehicles, trailers or semi-trailers, traffic shall be restricted to a maximum gross axle weight of five (5) tons.


SECTION 2. Signs designating the maximum weight of motor vehicles, trailers or semi-trailers on the aforesaid highway within the Township of Upper Dublin shall be erected at its intersection with other highways, by the Township and maintained by the Township. Said signs shall be of a type and shall be located in accordance with the provisions of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

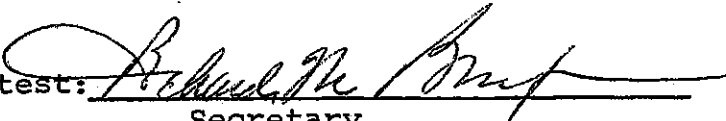
SECTION 3. Any person or persons, firm or corporation violating any of the provisions of this Ordinance shall be liable to a penalty not exceeding Three Hundred Dollars (\$300.00) for each and every offense, or to imprisonment in the County Jail for a period not exceeding thirty (30) days, or both in the discretion of the Justice of the Peace, together with costs of prosecution.

All prosecutions for violations of this Ordinance shall be by summary proceedings and brought in the name and for the use of the Township of Upper Dublin before a Justice of the Peace. All fines and penalties shall be paid to the Treasurer of the Township to apply to general funds.

APPROVED by the Board of Township Commissioners and ENACTED into an Ordinance this 11<sup>th</sup> day of JANUARY A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 309

IMPOSING SEWER RENTALS OR CHARGES FOR THE USE OF SEWERS OR SEWER SYSTEM IN THE SANDY RUN SEWER DISTRICT AS DEFINED BY ORDINANCE NO. 285, ADOPTED APRIL 14, 1964, IN THE TOWNSHIP OF UPPER DUBLIN, UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS.

The Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS as follows:

SECTION I. Definitions:

A. "Person" means any individual, firm, company, association, society, corporation or group.

B. "Sewer System" means a sanitary sewer collection system and appurtenances, including interceptors and pumping stations, constructed and to be constructed in and for the Sandy Run Sewer District as now defined in Ordinance No. 285, adopted April 14, 1964, or hereafter described, and any improvements, additions or extensions that may be made thereto by the Township or to any part or parts of any or all thereof.

C. "Township" means the Township of Upper Dublin, Montgomery County, Pennsylvania.

SECTION II. Sewer Rates. The annual sewer rental for properties served by the sewer system within the hereinbefore designated area shall be billed semi-annually and shall be a charge or rental commensurate with the facilities in each connected property pursuant to the following schedule:

A. Single Family Dwelling Units

(1) Minimum Rates

One basin, one sink, one water closet, one bath tub, and one laundry tub, or any combination thereof, (no substitute being permitted) \$40.00

(2) Additional Rates

For fixtures in addition to or not included in the fixtures listed under (1) above:

<i>Jan</i> Basins, each	\$1.50
Catch basins, each	2.00
Sinks, First	3.00
Sinks, Two Part	5.50
Sinks, Additional	2.50
Slop Sinks, each	1.00
Bar Sinks, each	1.00
Developing Sinks, each	1.00
Combination Sink and Tray	4.00
Water Closets, each	3.00
Bath Tubs, each	2.50
Shower Baths, each	2.50
Bidets, each	1.50
Foot Baths, each	1.00
Refrigerators, each	1.50
Laundry Tubs, each	1.00

Laundry Tubs, Two Park	2.00
Dish Washer, each	2.00
Electric Washing Machine	2.00
Garages, each car	5.00
Water-cooled Refrigerator	5.00
Garbage Disposal Unit	10.00

B. Multiple Family Dwelling Units, including Apartment Houses.

The rate for multiple family dwelling units including apartment houses shall be the Minimum Rates and Additional Rates specified in A above for each dwelling unit multiplied by the number of dwelling units served by a single connection to the Sewer System.

C. Schools.

For each teacher and pupil thereof (based on the average number of teachers and pupils enrolled during the preceding six months period); \$1.50 each.

D. Commercial, Industrial, and Institutional (Other than Schools) Establishments, \$1.50

\$.60 per thousand gallons water used as measured by water meter reading, with \$30.00 annual minimum.

SECTION III. The time, method of payment, delinquencies, and filing of liens shall be pursuant to the provisions of Ordinance No. 185, the Rules and Regulations adopted thereby and thereunder, and any and all amendments thereto.

SECTION IV. Effective Date. This Ordinance and the Rules and Regulations hereunder shall become effective as of



and shall be applicable to the properties in service area. The Township reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial, and to amend this Ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable.

SECTION V. Construction and Severability. If any of the provisions, sections, sentences, clauses or parts of this Ordinance or the application of any provisions hereof shall be held invalid, such invalidity shall not effect or impair any of the remainder of this Ordinance, it being the intention of the Township that such remainder shall be and remain in full force and effect.

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township this 8<sup>th</sup> day of FEBRUARY 1966.

UPPER DUBLIN TOWNSHIP

By: 

President

Attest: 

Secretary

February 8, 1966

It was announced that the Montgomery County Commissioners had approved a grant of County Aid for the Fitzwatertown Road and Susquehanna Road Traffic Signal installation up to 40% of actual cost but not to exceed \$3,000.00.

PUBLIC WORKS: Mr. Bauman commented briefly on the excellent job done by the Highway Department and Sanitation Department employees during the recent snow emergency.

On motion of Bauman and Jenkins, Ordinance No. 309, establishing a sanitary sewer rental schedule for the Sandy Run Sewer District, was approved.

Mr. Bauman commented on the possibility that the Township may be able to collect some of the snow plowing cost from the County and State for the Township's services on the county and state roads. He will investigate this matter.

PUBLIC SAFETY: The Police Report for the month of January was received and accepted on motion of Corey and Glassmoyer. The Board approved the use of the Main Meeting Room for an Arrest Techniques School to be held on February 17th, February 24th, and March 3, 1966.

It was noted that Patrolman Kenneth Bloss had satisfactorily completed his six-months probation period as a rookie patrolman. On motion of Corey and Bauman the Board approved permanent status for Patrolman Bloss.

On motion of Corey and Bauman the Board approved the Fire Marshal's Report for the month of January. It was noted that residents should be reminded of the necessity for uncovering fire hydrants which may be hidden by snow drifts.

The report of the Fire Marshal and the Fort Washington Fire Company for the year 1965 was also received and reviewed. On motion of Corey and Bauman these reports were accepted and approved.

Mr. Corey reported on the Fort Washington Fire Company's winning of the recent Fire Protection Week contest and congratulated them for their exceptionally fine performance.

On motion of Corey and Glassmoyer the Board adopted Ordinance NO. 310 which provides for adopting the 1965 edition of the Fire Prevention Code as the Fire Code for the Township. It was noted that the Ordinance also contains several modifications to suit local conditions. The Board approved advertisement of the ordinance and the code by

February 8, 1966

approved and authorized the purchase of 100 copies of the Fire Code Resolutions for distribution and sale.

Mr. Tressler commented on the need to educate the Township residents of the necessity of keeping their automobiles off the street during emergencies.

**RESOLUTION:** Mr. Glassmoyer commented on the improvements being made at the Upper Dublin Municipal Golf Course and various park areas of the Township. The report of the Director of Parks and Recreation was approved on motion of Glassmoyer and Corey.

On the motion of Glassmoyer and Jenkins the Board approved adoption of a resolution required in connection with Phase No. 2 of our Project Application.

**RESOLUTION:** A subdivision plan for Section No. 3 of Fairway Ridge was approved. The Board approved a requirement that the developer erect a six-foot high wire mesh fence along the rear lot lines of the properties abutting the Trenton cut-off of the Pennsylvania Railroad. On the motion of Jenkins and Glassmoyer the plan was approved subject to the submission by the developer of the usual Application & Agreement and Performance Bond guaranteeing all usual improvements, including sidewalks.

Mr. McChesney of the Twining Way Subdivision asked for information regarding the status of the gas street lighting plans. Mr. Bauman stated that he is presently checking the plans to determine whether the proponents of the plan own 75% or more of the street frontage to determine whether the lights can be installed on an assessment basis. Mr. Bauman stated that he is awaiting a plan from the Township Engineer.

George Brown, another resident of Twining Way, voiced her dissatisfaction with the pressures being exerted by the proponents of the plan. She requested immediate action so that the subdivision can get electric street lights like the balance of the Township. Mr. Besse, Twining Road, expressed dissatisfaction that the Township had released the names of those who had sent in their payments, thereby permitting the proponents to press the other residents to make payment. Mr. Wallace asked that the Board set a deadline for a decision on the matter. Mr. Tressler indicated that the problem would be discussed at the March meeting.

Mr. Ciliberto, of Twining Road, questioned the estimated cost for the sidewalks required in connection with the proposed vacation of Wood Avenue between Twining Road and Windsor Avenue. He noted that

ORDINANCE NO. 311

AN ORDINANCE OF THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY and the Commonwealth of Pennsylvania, fixing the tax rate for the year 1966 and appropriating specific sums estimated to be required for the specific purposes of the Township government, hereinafter set forth, during the current fiscal year.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Upper Dublin, County of Montgomery, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1966, as follows:

Tax rate for general Township purposes, the sum of thirteen (13) mills on each dollar of assessed valuation, or the sum of one hundred thirty (130) cents on each one hundred dollars of assessed valuation.

For debt purposes, the sum of one-quarter ( $1/4$ ) mill on each dollar of assessed valuation, or the sum of two and one-half ( $2\frac{1}{2}$ ) cents on each one hundred dollars of assessed valuation.

For Fire Protection purposes, the sum of three-quarter ( $3/4$ ) mills on each dollar of assessed valuation, or the sum of seven and one-half ( $7\frac{1}{2}$ ) cents on each one hundred dollars of assessed valuation.

The same being summarized in tabular form as follows:

Purpose	Mills on each dollar of assessed valuation	Cents on each One Hundred Dollars of Assessed valuation
Tax Rate for General Township Purposes	13 Mills	\$ 130. Cents
Tax Rate for Debt Purposes	$1/4$ Mills	2.5 Cents
Tax Rate for Fire Protection	$3/4$ Mills	7.5 Cents
Total	14 Mills	\$ 140. Cents

SECTION 2. That for the expenses of the Township for the fiscal year 1966 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form - Schedule B:

2.

GENERAL OPERATING FUNDS  
SUMMARY OF ESTIMATED RECEIPTS

Cash and securities for Appropriation	\$ 87,791.10
Receipts from Current Tax Levy	421,564.00
Receipts from Taxes of Prior Years	18,000.00
Other Revenue Receipts	164,800.00
Miscellaneous non-revenue Receipts	254,514.90
Total Estimated Receipts and Cash	<u>\$896,670.00</u>

SUMMARY OF APPROPRIATIONS

	<u>Operation &amp; Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<b>General Government:</b>			
Administration	47,490.00		47,490.00
Treasurer and Tax Collector	2,575.00		2,575.00
Township Buildings	9,150.00	2,129.00	11,279.00
TOTAL	59,215.00	2,129.00	61,344.00
<b>Protection to Persons and Property:</b>			
Police	155,475.00	18,300.00	173,775.00
Fire	8,250.00		8,250.00
Building Regulation and Zoning	9,225.00		9,225.00
TOTAL	172,950.00	18,300.00	191,250.00
<b>Health and Sanitation:</b>			
Health Bureau	14,610.00	2,000.00	16,610.00
Garbage Collection and Disposal	71,656.00	8,500.00	80,156.00
Ash and Rubbish Collection and Disposal	15,089.00		15,089.00
Sanitary Sewers	2,000.00	49,000.00	51,000.00
TOTAL	103,355.00	59,500.00	162,855.00
<b>Highways:</b>			
Streets and Bridges	110,408.00	27,550.00	137,958.00
Street Lighting	12,000.00		12,000.00
TOTAL	122,408.00	27,550.00	149,958.00
<b>Library:</b>			
TOTAL	10,000.00		10,000.00
<b>Recreation:</b>			
Parks and Playgrounds	19,900.00	10,700.00	30,600.00
TOTAL	19,900.00	10,700.00	30,600.00
<b>Miscellaneous:</b>			
Insurance & Pensions	35,450.00		35,450.00
TOTAL	35,450.00		35,450.00

3.

Total for Operation, Maintenance and Capital Outlay	641,457.00
Debt Service:	
Interest	23,213.00
Principal	232,000.00
Total Debt Service	255,213.00
Total Appropriations from General Operating Funds	896,670.00

SEWER FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash Balance for Appropriation	13,817.81
Receipts from Sewer Rents	54,600.00
Receipts from Other Revenue Sources	12,400.00
Receipts from Non-Revenue Sources	85,803.70
Total Estimated Receipts and Cash	<u>166,621.51</u>

SUMMARY OF APPROPRIATIONS

Operation and Maintenance	50,125.00
Capital Outlay	<u>5,000.00</u>
Total Appropriations from Sewer Fund	<u>55,125.00</u>
Operating Surplus	111,496.51

SINKING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash and Securities from Previous Year	14,524.84
Receipts from Current Tax Levy	7,963.72
Receipts from Taxes of Prior Years	100.00
Interest on Deposits and Securities	400.00
Total Estimated Receipts, Cash and Securities	<u>22,988.56</u>

SUMMARY OF APPROPRIATIONS

Interest to be Paid	1,009.40
Bonds to be Paid	5,000.00
Other Expenditures	125.00
Total Appropriations from Sinking Fund	<u>6,134.40</u>

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township, Fort Washington, Pennsylvania.

4.

SECTION 4. That any ordinance, or part of ordinance, conflicting with this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

Adopted this 15th day of February, A.D. 1966.



President of the Board of Township Commissioners

CERTIFICATION

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 311 enacted by the Commissioners of the Township of Upper Dublin on February 15, 1966.



Township Secretary

ORDINANCE NO. 312

AN ORDINANCE AMENDING ORDINANCE NO. 222, ADOPTED April 11, 1961, AS AMENDED BY ORDINANCE NO. 252, ADOPTED August 13, 1962, IMPOSING SEWER CONNECTION CHARGES, SEWER RENTALS, ETC. TO INCLUDE ADDITIONAL CLASSIFICATIONS, RENTALS, ETC.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania hereby ordains and enacts as follows:

SECTION 1. Ordinance No. 222, adopted April 11, 1961, as amended by Ordinance No. 252, adopted August 13, 1962, is hereby amended, in part, as follows:

There shall be added, following Section 4:

Section 4 - 1. For the following designated and connected properties to the Sewer System, the annual sewer rental shall be billed semi-annually and shall be a charge or rental based upon the water meter readings for each property, pursuant to the following schedule:

A. Automatic Car Washing

1. \$0.60 per thousand gallons of water, with a minimum of not less than \$25.00 per each semi-annual billing.

Duly Enacted by the Board of Commissioners of the Township of Upper Dublin this 8th day of MARCH, 1966.

By:   
President

Attest:   
Secretary



ORDINANCE NO. 313

AN ORDINANCE TO AMEND ORDINANCES NO. 16, ADOPTED NOVEMBER 27, 1946, AND NO. 184, ADOPTED JUNE 9, 1959, SO AS TO CHANGE THE TYPE OF CONCRETE REQUIRED FOR CURBS AND SIDEWALKS WITHIN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

Be it ordained and enacted by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ordained and enacted by authority of the same as follows:

Section 1. That following the effective date of this Ordinance, curbs and sidewalks, constructed in accordance with the requirements of the ordinances of the Township of Upper Dublin, shall be as follows:

A. Curbs. Curbs shall be constructed to conform to Class A Concrete Curb in accordance, except as noted below, with specifications set forth in Pennsylvania Department of Highways FORM 408 under Sections 7.15 and 2.25.4 (2), using Standard Air-Entraining Portland Cement A.S.T.M. Spec. C175-53, Type IA, and shall be eight (8) inches wide, tapered to seven (7) inches at the top in eight (8) inches, and twenty-two (22) inches deep, formed front and back for the full depth. Forms shall not be removed within twenty-four hours after the concrete has been placed. Upon removal of the forms and correction of minor surface irregularities, the concrete shall be sprayed with an approved white pigmented curing compound. Where it is deemed advisable by the Public Works Committee of the Board of Commissioners of Upper Dublin Township, due to grades or ground conditions, an additional depth of six (6) inches shall be excavated and coarse stone shall be laid in the trench and well tamped before constructing the curb. One-quarter inch expansion joints of premolded asphalt shall be placed at

intervals not exceeding thirty (30) feet and at all changes of grade and at ends of curved sections. Curbs to be in uniform lengths or blocks of ten (10) feet, being separated during construction by sheet steel templates one-eighth inch thick conforming to the size of the curbing, be placed vertical and removed as soon as the concrete develops initial set. The upper edge of the curbing shall be finished with a round nosing with a radius of one inch.

B. Sidewalks. Sidewalks, as required by the ordinances of the Township of Upper Dublin, shall be constructed of the same type of concrete as required for curbs in this ordinance. The thickness shall be at least four (4) inches. However, the areas to be used for driveways shall have a minimum thickness of eight (8) inches, and they shall be cured, as the curb is to be cured, using an approved white pigmented curing compound.

Section 2. Conflict. It is not intended by this ordinance to repeal, abrogate, annul or interfere with the provisions of ordinances No. 16 and No. 184, as aforesaid, or any existing ordinance or enactment, or with any rule, regulation or permit adopted or issued thereunder, except insofar as the same may be inconsistent or in conflict with any of the provisions of this ordinance, provided that where this ordinance imposes greater restrictions, then the provisions of this ordinance shall control.

Section 3. Validity. Should any section or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the ordinance as a whole or any part thereof.

Section 4. Repeal. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED and ENACTED this 12th day of April, 1966.

BOARD OF COMMISSIONERS OF UPPER  
DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 314

AN ORDINANCE ESTABLISHING THE RATE OF SPEED ON FITZWATERTOWN ROAD BETWEEN WOODLAND ROAD AND LIMEKILN PIKE, A PUBLIC ROAD SITUATE WITHIN THE TOWNSHIPS OF UPPER DUBLIN AND ABINGTON, MONTGOMERY COUNTY, PENNSYLVANIA, AND FIXING THE PENALTIES FOR VIOLATION.

The Board of Commissioners of the Township of Upper Dublin, County of Montgomery and State of Pennsylvania, do hereby ordain and enact:

Section 1. The maximum speed on Fitzwatertown Road between Woodland Road and Limekiln Pike, a public highway within the Townships of Upper Dublin and Abington, Montgomery County, Pennsylvania, is hereby fixed at forty (40) miles per hour.

Section 2. Speeds in excess of the maximum limits provided in Section 1 above shall be unlawful.

Section 3. Signs regulating the speed on the aforesaid highway within the Township shall be erected and maintained by the Township, the type of signs and location to be in accordance with the provisions of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.


Section 4. Any person violating any of the provisions of this ordinance shall be guilty of a summary offense and when convicted before a Justice of the Peace shall be sentenced to pay a fine of Ten Dollars (\$10.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than five (5) days.

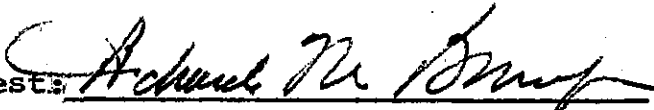
Section 5. The method of determining the rate of speed and the enforcement of this ordinance in general shall be provided by the terms of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

Section 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED and ENACTED this 12<sup>th</sup> day of APRIL, 1966.

BOARD OF COMMISSIONERS OF UPPER  
DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 315

AN ORDINANCE REGULATING THE MAINTENANCE, KEEPING OR POSSESSION OF ANIMALS IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA; PROVIDING FOR THE APPOINTMENT OF A BOARD OF ANIMAL REGULATION; SETTING FORTH THE DUTIES AND FUNCTIONS OF SAID BOARD; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE; AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby enact and ordain as follows:

Section 1. Purpose. This Ordinance is enacted to regulate the maintenance, keeping or possession of animals within the Township of Upper Dublin in order to promote the health, safety and general welfare of its inhabitants. Where the provisions of this Ordinance impose greater restrictions than those of any other ordinance or regulation, or resolution, the provisions of this Ordinance shall be controlling. Where the provisions of any other ordinance (such as the Zoning Ordinance), regulation or resolution impose greater restrictions than this Ordinance, the provisions of such other ordinance, regulation or resolution shall be controlling.

Section 2. Definitions. The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- 2.1 Animal shall be construed in a broad sense to include not only animals so-called, but also birds, fish, reptiles and insects.
- 2.2 Board shall mean Board of Animal Regulation.
- 2.3 Menagerie shall mean a collection of animals not listed in Section 3 of this Ordinance kept in cages or enclosures for exhibition by a full-time professional trainer.
- 2.4 Person shall mean any individual, partnership, association, corporation, estate or trust, as well as all officers,

agents, servants, employees, or other acting for any of the same, and shall be taken as applying in the singular or plural as the case may require.

2.5 Pet Shop shall mean a retail shop primarily in the business of selling animals and maintaining, keeping, or possessing any animal for which a permit may be issued by the Board under Section 5 hereto at any time during the calendar year or any part thereof.

2.6 Zoological Garden shall mean a collection of animals not listed in Section 3 of this Ordinance maintained in a park or garden by an educational nonprofit or governmental corporation under the supervision of at least one (1) professional zoologist.

Section 3. Any person is permitted to maintain, keep or possess within the Township of Upper Dublin any of the following animals, which classifications shall be strictly construed:

Cage birds: (the term includes parakeets, parrots, canaries, finches, love birds, Mynah birds and other birds ordinarily kept in cages in households; it excludes wild birds captured or rescued and kept in cages).

Cats (*Felis catus*).

Cows (*Bos taurus*), beef and dairy; subject to zoning.

Dogs (*Canis familiaris*), <sup>including prairie but</sup> except <sup>ing</sup> Dingoes.

Frogs (*Salientia*).

Goats (*Capra Hircus*), subject to zoning.

Goldfish and Carp (*Cyprinidae*).

Guinea pigs (*Cavia cutleri*).

Hamsters (Cricetus and Mesocricetus).

Horses and ponies (Equus caballus), subject to zoning.

Lizard (Sauria), except those listed under animals prohibited  
in the township.

Mice, white (Mus musculus).

*MINK, SUBJECT TO ZONING*

Poultry (ducks, chickens, swans, geese, turkeys, guinea fowl  
and pigeons kept for show or racing), subject to zoning.

Rabbits, restricted to European type rabbits, (Oryctolagus  
cuniculus), commonly kept as pets or livestock.

Rats, white (Rattus norvegicus).

Salamanders (any tailed amphibian).

Sheep (Ovis aries), subject to zoning.

Snakes, non-poisonous and native to Township of Upper Dublin.

Toads (Salientia).

Tropical fish; limited to those customarily maintained in a  
household aquarium except piranhas.

Turtles (Chelonia).

Section 4. No person is permitted to maintain, keep or possess  
within the Township of Upper Dublin any of the following animals,  
which classifications shall be broadly construed:

All poisonous animals including rear-fang snakes.

Apes: Chimpanzees (Pan); Gibbons (Hylobates); Gorillas (Gorilla);  
Orang-utans (Pongo) and Siamangs (Symphalangus).

Baboons (Papio, Mandrillus).

Bears (Ursidae).

Bison (Bison bison).

Cheetahs (Acinonyx jubatus).



Crocodylians (Crocodylia), 30 inches in length or more.

Constrictor snakes, 6 feet in length or more.

Coyotes (Canis latrans).

Deer (Cervidae); includes all members of the deer family; for example, white-tailed deer, elk, antelopes, moose.

Elephants (Elephas and Loxodonta).

Game cocks; i.e., fighting birds.

Hippopotami (Hippopotamidae).

Hyenas (Hyaenidae).

Jaguars (Panthera onca).

Leopards (Panthera pardus).

Lions (Panthera leo).

Lynxes (Lynx).

Monkeys, Old World (Cercopithecidae).

Ostriches (Struthio).

Piranha fish (Characidae).

Pumas (Felis concolor); also known as cougars, mountain lions  
*panthers*  
and ~~painters~~.

Rhinoceroses (Rhinocerotidae).

Sharks (Class Chondrichthyes).

Snow leopards (Panthera uncia).

Swine (Suidae).

Tigers (Panthera tigris).

Wolves (Canis lupus).

Section 5. Animals permitted with license in the Township. No person other than a registered veterinarian in the course of his professional duties is permitted to maintain, keep or possess within

the Township of Upper Dublin any animal not specifically mentioned in Section 3 hereof unless application for a permit shall have been made by such person to the Board of Animal Regulation and a permit shall have been issued therefor. Among such animals for which a permit may be issued by the Board are the following:

Coati-mundis (Nasua).

Crocodylians (Crocodylia), under 30 inches in length, includes baby alligators and caymans.

Eagles (Aquila and Haliaeetus), subject to state and federal laws.

Falcons (Falconidae), subject to state and federal laws.

Foxes (Vulpes and Urocyon).

Iguanas (Iguanidae).

Jaguarondis (Herpailurus).

Kinkajous (Potos).

Margays (Felis tigrina).

Monkeys: White-throated capuchins and other Cebus monkeys; night monkeys or douroucoulis (Aotus); Marmosets (Callimico, Callithrix and Leontocebus); squirrel monkeys (Saimiri) and Woolly monkeys (Lagothrix).

Ocelots (Felis paradalis).

Otters (Lutrinae).

Raccoons (Procyon).

Skunks (Mephitinae).

Snakes, non-poisonous and not native to the Township of Upper Dublin, including pythons and boas under six (6) feet in length.

The application for permit shall have attached thereto a registered

Veterinarian's health certificate for each animal to be covered by the permit, <sup>and</sup> shall be verified by an affidavit and shall set forth the following:

- (a) Type and number of animals to be covered by the permit;
- (b) Purpose of keeping such animals;
- (c) Period for which permit is requested;
- (d) Description of the quarters in which the animals will be kept, including plans and specifications thereof where appropriate;
- (e) Circumstances, if any, under which the animals will be removed from quarters;
- (f) Biographical information of applicant and any other person to be placed in charge of the animals, with particular emphasis on the knowledge of such persons about the animals in question and experience of such persons in handling the animals in question;
- (g) Such additional information as the Board of Animal Regulation may require.

Section 6. The Board of Township Commissioners shall appoint a Board of Animal Regulation consisting of three or more members. This Board shall have the power to review or cause to be reviewed each application for a permit, and may either approve or reject such application, or require modification of the application. When the Board has approved the application, the Township Secretary shall issue the permit. The permit shall be personal and not transferable, and shall be issued for a calendar year or part thereof. The Secretary, on advice of the Board, shall also have the power to revoke a permit.

The Board shall also have the power, with the consent of the Township Commissioners, to make such rules and regulations as it shall deem necessary to carry out the purpose of this Ordinance, and, on request of the Township Secretary, to determine whether any person is violating any provisions of this Ordinance or the rules and regulations adopted hereunder. In making such determination, the Board shall consider the following standards:

- (a) All animals and animal quarters shall be kept in clean and sanitary condition. Adequate ventilation shall be maintained.
- (b) Permittee shall use every reasonable precaution to insure that animals are not teased, abused, mistreated, annoyed, tormented or in any manner made to suffer by any person or by any means.
- (c) Animals which are enemies by nature, or are temperamentally unsuited, shall not be quartered together or so near each other as to cause animals fear, or to be abused, tormented or annoyed.
- (d) Permittee shall maintain premises so as to eliminate offensive odors or excessive noise.
- (e) Permittee shall not permit any condition causing disturbance of peace and quiet of his neighbors.
- (f) Animals must be maintained in quarters so constructed as to prevent their escape. Permittee assumes full responsibility for recapturing any animal that escapes from his premises. Permittee shall make adequate provisions and safeguards to protect the public from the animals.
- (g) Every person shall conform to all present and future laws of

the Commonwealth of Pennsylvania and the United States of America, the Ordinances of the Township and the rules and regulations of the Board in any way connected with animals including specifically anti-cruelty laws.

Section 7. The Board of Animal Regulation may approve a permit for a permanent zoological garden or a menagerie limiting the latter to no more than one (1) month in any one (1) calendar year which includes animals otherwise prohibited under Section 4 hereof provided that:

- (a) the Board is satisfied that the applicant and all other persons placed in charge of such animals are experts in their knowledge of the care and handling of such animals;
- (b) the highest standards are applied in safeguarding the public and no human being lives or resides within one hundred (100) feet of the quarters in which the animals will be kept;
- (c) applicant provides the Board with a certificate of public liability insurance in form and amount satisfactory to the Board issued by a carrier satisfactory to the Board.

Section 8. Fees. The applicant for any permit hereunder shall, at the time of his application, pay to the Township the following fees:

- (a) Pet shop or zoological garden--\$25.00 for each calendar year or part thereof; there will be no charge for a traveling educational exhibit maintained by an established Humane Society or zoological garden.
- (b) Menagerie--\$50.00 plus an additional \$10.00 per day for the duration of the permit.

(c) All other applicants--\$2.50 for the first calendar year or part thereof, renewable thereafter for a fee of \$1.00 each calendar year or part thereof.

Section 9. Remedies. Any person who violates any provisions of this Ordinance or of any rules and regulations made pursuant hereto shall be liable for each offense upon conviction before any Justice of the Peace to a fine of not more than Three Hundred Dollars (\$300), together with the costs of prosecution, and in default of payment of such fine and costs to undergo commitment to the township lockup for a period not exceeding five (5) days or to the county jail for a period not exceeding thirty (30) days, and each day's failure to comply with any such provision shall constitute a separate violation. In addition, the Township may institute any appropriate action or proceeding, whether by legal process or otherwise, to restrain, correct or abate a continuing violation of any provision of this Ordinance or of any rules and regulations made pursuant hereto.

Enacted and ordained this 10th day of May A.D., 1966.

TOWNSHIP OF UPPER DUBLIN

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

ORDINANCE NO. 316

AN ORDINANCE TO AMEND AN ORDINANCE APPROVED AUGUST 20, 1956, (NO. 140) KNOWN AS THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, AS AMENDED, TO RE-DEFINE VIOLATIONS, FINES AND CHARGES.

Section 1. Amend Article XVIII, including all sections, so that when amended, the several sections will read as follows:

VIOLATIONS, FINES AND REMEDIES

SECTION 1800. Violations. It shall be the duty of the Zoning Officer to take cognizance of violations of this Ordinance. He shall investigate each violation which comes to his attention, whether by observation or communication. He shall promptly give notice, in writing, of a violation of any of the provisions of this Ordinance, and, when notice of a violation of any provision of this Ordinance has been served by the Zoning Officer, such violation shall be discontinued immediately. Notice, as aforesaid, shall be considered served when delivered in person, or sent by certified or registered mail, to the owner, agent, occupant, contractor or builder, if known, and if not known, posted upon a conspicuous place on the property upon which the violation exists. Failure to secure a zoning permit or Board of Adjustment certificate, when required, previous to the erection, construction extension or addition to a building, or failure to secure a use and/or occupancy permit, shall be a violation of this Ordinance, and prosecution for a violation may follow, without notice.

SECTION 1801. Fines. For any and every violation of the provisions of this Ordinance, the owner, general agent or contractor of

a building or premises where such violation has been committed or shall exist, and the lessee or tenant of an entire building or entire premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of the building or premises in which part such violation has been committed or shall exist, and the general agent, architect, building contractor or any other person who knowingly commits, takes part or assists in any such violation, or who maintains any building or premises in which such violation shall exist, shall be liable on conviction thereof to a fine not exceeding fifty (50) dollars for each and every offense or imprisonment in Montgomery County Prison for a period not exceeding five (5) days, and whenever such person shall have been notified by the zoning officer or by service of warrant in a prosecution, or in any other way, that he is committing such violation of this Ordinance, each day that he shall continue shall constitute a separate offense punishable by the like fine or imprisonment.

SECTION 1002. CHARGES.

1. Every applicant before the Zoning Board of Adjustment of Upper Dublin Township shall be responsible for all costs incidental to such application, including costs of advertising and public notice of a hearing, stenographic costs of recording and transcribing the record before the Zoning Board of Adjustment of Upper Dublin Township, engineering fees, and all other fees and expenses incidental to such hearing. A charge of forty dollars (\$40.00), which shall be the minimum fee, shall be payable in advance on account of the necessary expense in connection with appeals.



special exceptions or variances concerning the construction, location, or use of a single family dwelling as a residence, or a building or use customarily incidental to a single family dwelling, and for the illumination of permitted signs; in all other cases, the minimum fee shall be one hundred dollars (\$100.00).

2. Every person petitioning for a change in the zoning ordinance or zoning map of Upper Dublin Township will be responsible for costs incidental to a hearing or hearings upon such petition including the costs of advertising the public notice of a hearing, stenographic costs or recording and transcribing the testimony before the Board of Commissioners of Upper Dublin Township, engineering fees, and all other fees and expenses incidental to the petition. The following sum, which shall be the minimum fee, shall be payable in advance on account of the necessary expenses in connection with such petition:

- (a) For rezoning to any residential district        \$100.00
- (b) For rezoning to any district other than a residential district        \$150.00

Approved by the Board of Commissioners and enacted into an

ordinance this 12th day of July 1966.

1st Thomas M. Freely  
President

Attest: 1st Richard M. Conway  
Secretary

ORDINANCE NO. 318

AN ORDINANCE LAYING OUT SEVENTH STREET, PARK AVENUE, SHORT STREET AND FAIRVIEW AVENUE AS LAID OUT ON PLAN OF GLENSIDE HEIGHTS, RECORDED IN THE RECORDER OF DEEDS OFFICE IN AND FOR THE COUNTY OF MONTGOMERY AT NORRISTOWN, PENNSYLVANIA, IN DEED BOOK NO. 892, PAGE 600, TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA

WHEREAS, according to plan of record, the hereinafter described portions of ground were laid out on plan but never physically opened; and

WHEREAS, the Township of Upper Dublin has never exercised any control or jurisdiction over said strips of ground; and

WHEREAS, in the opinion of the Commissioners of said Township, said strips of ground would not be necessary or useful for the convenience of the public; and

WHEREAS, the Township has been advised by its attorney that before it can vacate it will have to acquire the same; and

WHEREAS, proper notice has been given to the property owners affected and are held in conformity with Section 2207 of the Act of June 24, 1931, P.L. 1206, as amended.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, and it is hereby enacted by authority of the same, as follows:

Section 1. The following described tracts of land:

ALL THOSE CERTAIN tracts of land being the beds of the following streets: Seventh Street, Park Avenue, Short Street, Fairview Avenue, as laid out on a plan of Glenside Heights and as here shown on a plan of a portion of Glenside Heights prepared for Joseph Eingorn showing widening and relocation of Susquehanna Road, State Highway 46101, and Fitzwatertown Road, State Highway 46092, situate in the Township of Upper Dublin, County of Montgomery and State of Pennsylvania, on plan dated January 15, 1964, revised

August 24, 1966, and prepared by C. Raymond Weir Associates, Inc., Ambler, Pennsylvania.

BEGINNING at a point on the Southwest side of Susquehanna Road at its intersection with the Southeast side of Seventh Street, as originally proposed, 50 feet wide, said point being 30 feet Southwest from a point in the established center line of the said Susquehanna Road and said last point being at a distance of 489.83 feet Southeast from a point at the intersection of the established center line of Susquehanna Road LR 46101 with the established center line of Fitzwatertown Road LR 46092 both as now laid out by the State Highway Department; thence from the point of beginning along the Southeast side of Seventh Street, 50 feet wide, South 36 degrees 04 minutes 40 seconds West 647 feet more or less to a point a corner in line of land of Dr. Arthur Dannenberg; thence along the same and along the Southwest terminus of said Seventh Street North 76 degrees 43 minutes 40 seconds West 54.23 feet more or less to a point on the Northwest side of Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 177 feet more or less to a point at the intersection of the said side of Seventh Street with the Southwest side of Park Avenue, 50 feet wide; thence along the same North 53 degrees 55 minutes 20 seconds West 240 feet to a point a corner at the intersection of the said side of Park Avenue with the Southeast side of Short Street, 50 feet wide; thence along the same South 36 degrees 04 minutes 40 seconds West 278 feet more or less to a point in line of land of Dr. Arthur Dannenberg, aforesaid; thence along the same and along the Southwest terminus of Short Street North 76 degrees 43 minutes 40 seconds West 54.23 feet more or less to a point on the Northwest side of said Short Street; thence along the same North 36 degrees 04 minutes 40 seconds East 299 feet more or less to a point at the intersection of the said side of Short Street with the Southwest side of the said Park Avenue; thence along the same North 53 degrees 55 minutes 20 seconds West 220 feet more or less to a point on the Southeast side of Fitzwatertown Road as now laid out; thence along the same in a Northeasterly direction with a radius of 1114.19 feet the arc distance of 2.50 feet more or less to a point; thence through the bed of Park Avenue North 54 degrees 34 minutes 55 seconds West 3.50 feet more or less to a point on the original Southeast side of Fitzwatertown Road as originally proposed 50 feet wide; thence along the same and along the Northwest terminus of said Park Avenue North 49 degrees more or less East 48.50 feet more or less to a point on the Northeast side of said Park Avenue; thence along the same South 53 degrees 55 minutes 20 seconds East 503 feet more or less to a point at the intersection on the said side of Park Avenue with the Northwest side of the aforementioned Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 200 feet to a point a corner at the intersection of said Northwest side of Seventh Street with the Southwest side of Fairview Avenue, 50 feet wide; thence along the same North 53 degrees 55 minutes 20 seconds West 460 feet more or less to a point on the aforementioned original Southeast side of Fitzwatertown Road

as proposed 50 feet wide; thence along the same and crossing the Northwest terminus of Fairview Avenue North 49 degrees more or less East 51 feet more or less to a point on the Northeast side of Fairview Avenue; thence along the same South 53 degrees 55 minutes 20 seconds East 449 feet more or less to a point at the intersection of the said Northeast side of Fairview Avenue with the Northwest side of Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 186 feet more or less to a point on the aforementioned Southwest side of Susquehanna Road; thence along the same and along the Northeast terminus of Seventh Street South 59 degrees 15 minutes 18 seconds East 50.22 feet to the point and place of beginning,

be, and the same are hereby entered and received in the general plan of streets and accepted by the Township of Upper Dublin as and for public highways, all in accordance with the Act of Assembly in such case made and provided.

Section 2. The proper officers of the Township are authorized and directed to make a written report, together with a draft of survey of the aforesaid roads and the names of the owners of property abutting thereon, and file the same on behalf of the Township in the Office of the Clerk of Court of Quarter Sessions of Montgomery County.

Section 3. That within ten (10) days after the passage of this ordinance, the proper officers of the Township are authorized and directed to give notice of the passage and approval of this ordinance by handbills posted in conspicuous places along the line of proposed laying out.

APPROVED by the Board and enacted into an ordinance this 13<sup>th</sup> day of SEPTEMBER, A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

Attest: \_\_\_\_\_

ORDINANCE NO. 319

AN ORDINANCE VACATING SEVENTH STREET, PARK AVENUE, SHORT STREET AND FAIRVIEW AVENUE, PUBLIC ROADS WITHIN THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY AND STATE OF PENNSYLVANIA.

WHEREAS, in the opinion of the Commissioners of said Township, the aforesaid public roads would not be necessary to or useful for the convenience of the public; and

WHEREAS, the Township has been requested to vacate the hereinafter described roads; a public hearing has been held on the question of the vacation of the hereinafter described roads in conformity with Section 2207 of the amended Act of 1949, May 27, P.L. 1955, Section 43; and

WHEREAS, in the judgment of the Board of Commissioners, the following roads, to wit: Seventh Street, Park Avenue, Short Street and Fairview Avenue, serve no useful public purpose or convenience.

NOW, THEREFORE, the Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, do hereby enact and ordain:

Section 1. The following described tracts of land:

ALL THOSE CERTAIN tracts of land being the beds of the following streets: Seventh Street, Park Avenue, Short Steeet, Fairview Avenue, as laid out on a plan of Glenside Heights and as here shown an a plan of a portion of Glenside Heights prepared for Joseph Eingorn showing widening and relocation of Susquehanna Road, State Highway 46101, and Fitzwatertown Road, State Highway 46092, situate in the Township of Upper Dublin, County of Montgomery and State of Pennsylvania, on plan dated January 15, 1964, revised August 24, 1966, and prepared by C. Raymond Weir Associates, Inc., Ambler, Pennsylvania.

BEGINNING at a point on the Southwest side of Susquehanna Road at its intersection with the Southeast side of Seventh Street, as originally proposed, 50 feet wide, said point being 30 feet

Southwest from a point in the established center line of the said Susquehanna Road and said last point being at a distance of 489.83 feet Southeast from a point at the intersection of the established center line of Susquehanna Road LR 46101 with the established center line of Fitzwatertown Road LR 46092 both as now laid out by the State Highway Department; thence from the point of beginning along the Southeast side of Seventh Street, 50 feet wide, South 36 degrees 04 minutes 40 seconds West 647 feet more or less to a point a corner in line of land of Dr. Arthur Dannenberg; thence along the same and along the Southwest terminus of said Seventh Street North 76 degrees 43 minutes 40 seconds West 54.23 feet more or less to a point on the Northwest side of Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 177 feet more or less to a point at the intersection of the said side of Seventh Street with the Southwest side of Park Avenue, 50 feet wide; thence along the same North 53 degrees 55 minutes 20 seconds West 240 feet to a point a corner at the intersection of the said side of Park Avenue with the Southeast side of Short Street, 50 feet wide; thence along the same South 36 degrees 04 minutes 40 seconds West 278 feet more or less to a point in line of land of Dr. Arthur Dannenberg, aforesaid; thence along the same and along the Southwest terminus of Short Street North 76 degrees 43 minutes 40 seconds West 54.23 feet more or less to a point on the Northwest side of said Short Street; thence along the same North 36 degrees 04 minutes 40 seconds East 299 feet more or less to a point at the intersection of the said side of Short Street with the Southwest side of the said Park Avenue; thence along the same North 53 degrees 55 minutes 20 seconds West 220 feet more or less to a point on the Southeast side of Fitzwatertown Road as now laid out; thence along the same in a Northeasterly direction with a radius of 1114.19 feet the arc distance of 2.50 feet more or less to a point; thence through the bed of Park Avenue North 54 degrees 34 minutes 55 seconds West 3.50 feet more or less to a point on the original Southeast side of Fitzwatertown Road as originally proposed 50 feet wide; thence along the same and along the Northwest terminus of said Park Avenue North 49 degrees more or less East 48.50 feet more or less to a point on the Northeast side of said Park Avenue; thence along the same South 53 degrees 55 minutes 20 seconds East 503 feet more or less to a point at the intersection on the said side of Park Avenue with the Northwest side of the aforementioned Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 200 feet to a point a corner at the intersection of said Northwest side of Seventh Street with the Southwest side of Fairview Avenue, 50 feet wide; thence along the same North 53 degrees 55 minutes 20 seconds West 460 feet more or less to a point on the aforementioned original Southeast side of Fitzwatertown Road as proposed 50 feet wide; thence along the same and crossing the Northwest terminus of Fairview Avenue North 49 degrees more or less East 51 feet more or less to a point on the Northeast side of Fairview Avenue; thence along the same South 53 degrees 55 minutes 20 seconds East 449 feet more

or less to a point at the intersection of the said Northeast side of Fairview Avenue with the Northwest side of Seventh Street; thence along the same North 36 degrees 04 minutes 40 seconds East 186 feet more or less to a point on the aforementioned Southwest side of Susquehanna Road; thence along the same and along the Northeast terminus of Seventh Street South 59 degrees 15 minutes 18 seconds East 50.22 feet to the point and place of beginning,

be vacated as public highways and that all the right, title and interest of the Township of Upper Dublin therein are hereby divested.

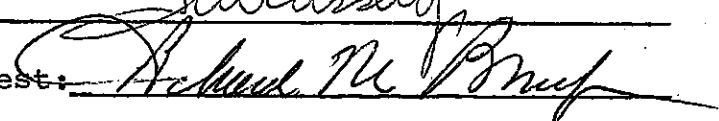
Section 2. That the proper officers of the Township are authorized and directed to make a written report together with a draft or survey of the aforesaid public highways and the names of the owners of property abutting thereon and file the same on behalf of the Township in the Office of the Clerk of the Court of Quarter Sessions of the Peace in and for the County of Montgomery.

Section 3. That within ten (10) days after the passage of this ordinance the proper officers of the Township are authorized and directed to give notice of the passage and approval of this ordinance by having handbills posted in conspicuous places along the line of the proposed vacation.

APPROVED by the Board and enacted into an ordinance this 13th day of SEPTEMBER, A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: 

Attest: 

ORDINANCE NO. 320

SIGNIFYING THE DESIRE OF THE BOARD OF TOWNSHIP COMMISSIONERS OF UPPER DUBLIN TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, TO MAKE AN INCREASE OF DEBT OF THE SAID UPPER DUBLIN TOWNSHIP IN THE SUM OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FOR THE PURPOSE OF PROVIDING FUNDS FOR AND TOWARD THE ACQUISITION OF LAND AS OPEN SPACE FOR PUBLIC PARKS, RECREATION AREAS AND FACILITIES; AND CALLING AN ELECTION FOR THE PURPOSE OF OBTAINING THE ASSENT OF THE ELECTORS TO SAID INCREASE OF DEBT.

WHEREAS, it has become necessary to make an increase of debt of Upper Dublin Township, Montgomery County, Pennsylvania, in the sum of Five Hundred Thousand Dollars (\$500,000) and the Township Commissioners desire to obtain the assent of the electors to such increase;

NOW, THEREFORE, the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ordains and enacts that:

Section 1. The Board of Township Commissioners of Upper Dublin Township hereby signifies its desire to make an increase of the debt of said Township in the sum of Five Hundred Thousand Dollars (\$500,000) for the purpose of providing funds for and toward the acquisition of land as open space for public parks, recreation areas and facilities.

Section 2. A public election be and the same is hereby called for November 8, 1966, between the hours of 7:00 A.M. and 8:00 P.M., E.S.T., at the places for holding municipal elections in Upper Dublin Township for the purpose of obtaining the assent of the electors of said Township to an increase of debt of said Township in the sum of Five Hundred Thousand Dollars (\$500,000) for the aforesaid purposes.




Section 3. The President and the Secretary of the Board of Township Commissioners of Upper Dublin Township are hereby authorized and directed to give notice of said election in THE AMBLER GAZETTE, a weekly newspaper of general circulation published in Montgomery County, and in the MONTGOMERY COUNTY LAW REPORTER, the legal journal designated by the Rules of Court for the publication of legal notices and advertisements in said County. Such election notice shall be published twice, once a week for two successive weeks, in said weekly newspaper of general circulation and legal journal, the first publication of such notice in each case to be not less than fourteen, nor more than twenty-one days before November 8, 1966.

Section 4. The question to be submitted to the electors of Upper Dublin Township at the election to be held November 8, 1966, shall be in the following form:

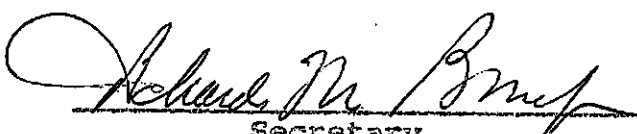
"Shall the indebtedness of Upper Dublin Township be increased in the sum of \$500,000 for the purpose of providing funds for and toward the acquisition of land as open space for public parks, recreation areas and facilities?"

Section 5. The Secretary of the Board of Township Commissioners is hereby authorized and directed to transmit to the County Board of Elections of Montgomery County, Pennsylvania, at least twenty-five days prior to November 8, 1966, a certified copy of this ordinance and the form of question to be submitted to the electors.

DULY ORDAINED AND ENACTED this 13th day of September, 1966.

  
\_\_\_\_\_  
President, Board of Township Commissioners

Attest:

  
\_\_\_\_\_  
Secretary

October 11, 1966

ORD 321

15.86 Ellis also reported that his Association was urging the Commissioners  
 10.24 to modify the present ordinance to permit the planting of trees in the  
 60.00 street right-of-way between the curb and sidewalk. The Board noted  
 34.06 that this question is presently being considered by the Park and  
 Recreation Board.

304.00  
 50.20 Lipkin, another Dresher resident, pointed out that a great deal of  
 565.00 information regarding the planting of trees along streets is readily  
 33.28 available.  
 10.20

086.07 The meeting was recessed at 9:15 P.M. so that the Board might go  
 to Executive Session. The Meeting was reconvened at 9:45 P.M.

on of letter from Mr. Donald Werb regarding truck traffic on Pinetown Road  
 r and was acknowledged and action deferred pending a recommendation  
 sary from the Public Safety Committee.  
 aturity.

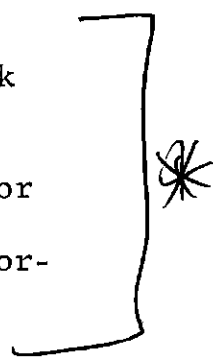
of The Board reviewed a letter from Charles Wolfson explaining the delay  
 District the installation of street improvements for Fairway Ridge, Section  
 Mr. Frank Costanzo with the suggestion that he avail himself of the  
 special arrangements for trash collection suggested by Mr. Wolfson.

ed street The Board was informed that an invitation to send representatives to  
 on and Shade Tress Commission dinner on October 19th was received. Mr.  
 Summit they indicated his willingness to attend and the secretary was  
 asked to contact Mrs. Garra of the Park and Recreation Board and  
 Bradbury of the Planning Commission regarding attendance of  
 representatives from their groups.

ENGINEER: Mr. Cowan informed the Board of the need for sidewalk  
 construction on Welsh Road in front of the Willow Grove Baptist  
 Church property and the Mignogna property. On motion of Glass-  
 myer and Corey the Board adopted Ordinance No. 321 providing for  
 installment of the required sidewalk and the assessment of the  
 costs against the abutting property owners. Mr. Cowan was author-  
 ized to inform the contractor for this project to immediately  
 commence construction.

It was noted that the recently constructed sidewalk along the Fort  
 Washington Manor Subdivision is substantially above the grade of  
 the adjoining Bonsell property. After reviewing several suggestions,  
 Mr. Cowan was directed to check with the Fort Washington Manor  
 developer regarding the possible provision of a dirt ramp on the  
 Bonsell property.

on The request of the developer of the Wheatfield Subdivision for  
 a meeting with the Board regarding the storm drainage problem  
 was reviewed and the Board agreed to meet with the developer at  
 10:00 P.M. on October 17th prior to the Zoning Hearing.



ORDINANCE NO. 322

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA CREATING THE ROSE VALLEY SEWER DISTRICT; DESIGNATING SAID SEWER DISTRICT AS A PRESENT SEWER SERVICE AREA OF THE UPPER DUBLIN TOWNSHIP AUTHORITY AND AUTHORIZING THE CONSTRUCTION OF SEWERS THEREFOR AND THEREIN; GRANTING RIGHTS ON, OVER AND UNDER STREETS IN SAID DISTRICT.

WHEREAS, by Ordinance No. 72A, dated October 7, 1952, the Board of Township Commissioners of Upper Dublin Township created Upper Dublin Township Authority and in said Ordinance designated an initial project for said Authority, as follows: to acquire, hold, construct, improve, maintain, operate, own, lease either as lessor or lessee, sewers, sewer systems or parts thereof, and sewage treatment works, including works for the treatment and disposing of industrial waste in Upper Dublin Township, and for such other territory as it may be authorized to serve; and

WHEREAS, the Board of Township Commissioners now wishes to designate and create a certain additional sewer district in the Township which is also to be a present sewer service area of the Authority;

NOW, THEREFORE, the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS that:

SECTION 1. There is hereby created in Upper Dublin Township, a sewer district to be known as the "Rose Valley Sewer District" to be bounded and described as follows:

BEGINNING at a point at the intersection of Tennis Avenue and Bethlehem Pike and thence extending North-eastwardly along Tennis Avenue to its intersection with State Highway Legislative Route 782; thence extending in a Southeastwardly to Southwestwardly direction along Legislative Route 782 to its intersection with Loch Alsh Avenue; thence extending in a Southeastwardly direction along Loch Alsh Avenue to its intersection with Fort Washington Avenue; thence extending Southwestwardly along

Fort Washington Sewer District and along Fort Washington Avenue to its intersection with Highland Avenue; thence extending in a Northwestwardly direction, still along the Fort Washington Sewer District and along Highland Avenue to its intersection with Bethlehem Pike; thence along Bethlehem Pike in a Northerly direction to its intersection with Tennis Avenue, the point and place of beginning.

The above description is intended to include, not only the properties within the lines so described but, all properties abutting thereon, including the properties on the side of Tennis Avenue, in Lower Gwynedd Township outside the line of Upper Dublin Township for a depth of one hundred-fifty feet (150'); but excluding the properties served by the sanitary sewer lines ordained by Ordinances 12A, 36 and 39, adopted July 25, 1946, December 1, 1948 and July 12, 1949, respectively and constructed in parts of Douglas Street, Argyle Avenue, Bethlehem Pike, etc.

SECTION 2. The said Rose Valley Sewer District is hereby designated as a sewer service area of Upper Dublin Township Authority and the said Authority is authorized and directed to construct sewers for and in Rose Valley Sewer District.

SECTION 3. The Township hereby grants to the Authority all and every easement, right-of-way, and other rights necessary or desirable on, over or under the streets within the Rose Valley Sewer District for the purpose of constructing sewers therein.

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, this 15th day of NOVEMBER 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

AN ORDINANCE

ORDINANCE NO. 323


AN ORDINANCE REIMPOSING A TAX FOR THE YEAR 1967 TO PROVIDE FOR GENERAL REVENUE FOR THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, UPON ANY DEED, INSTRUMENT OR WRITING WHEREBY ANY LANDS, TENEMENTS OR HEREDITAMENTS WITHIN THE TOWNSHIP OF UPPER DUBLIN, REGARDLESS OF WHERE THE INSTRUMENTS MAKING THE TRANSFER ARE MADE EXECUTED OR DELIVERED OR WHERE THE ACTUAL SETTLEMENT, ON SUCH TRANSFERS TAKES PLACE, BEING A RE-ENACTMENT OF THE PROVISIONS OF ORDINANCE NO. 103-B, ADOPTED February 12, 1955 AND RE-ADOPTED AS AMENDED, THEREAFTER, EACH YEAR UNTIL AND INCLUDING THE YEAR 1966, BY ORDINANCE NO. 306, ADOPTED December 14, 1965.


By virtue of the Act of Assembly of June 25, 1947, P.L. 1145, as amended, and Act No. 511, titled, "Local Tax Enabling Act", approved December 31, 1965 and the amendments thereto, be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same:

SECTION 1. That the provisions of Ordinance No. 103-B, approved by the Commissioners of Upper Dublin Township on February 12, 1955, and re-enacted each year thereafter until and including the year 1965 and the amendments, being Ordinance No. 240, adopted December 28, 1961, and Ordinance No. 257, adopted December 11, 1962, are hereby re-enacted for the year beginning January 1, 1967 and ending December 31, 1967, to the same extent and effect as though the same be set out in full herein.

APPROVED by the Board of Commissioners and enacted into an Ordinance this 15th day of NOVEMBER A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 324

AN ORDINANCE REGULATING THE REMOVAL OF SNOW AND ICE FROM SIDEWALKS IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, AND PRESCRIBING PENALTIES FOR VIOLATIONS.

The Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ENACTS and ORDAINS, as follows:

SECTION 1. SHORT TITLE.

This Ordinance shall be known and may be cited as the Township of Upper Dublin Snow and Ice Sidewalk Clearing Ordinance of 1966.

SECTION 2. DEFINITIONS.

The following words, terms, and phrases as used in this Ordinance shall have the meanings given herein. When not inconsistent with the context, words used in the singular include the plural, and words in the plural include the singular, and words used in the present tense include the future. The word "shall" is always mandatory.

A. Person or Persons shall mean any person or persons, male or female, corporation, partnership, association, company, individual, owner, occupant, lessee, tenant or any organization.

B. Board of Commissioners shall mean the Board of Township Commissioners, Department of Public Works, Department of Public Safety, the Township Secretary, Chief of Police, Township Engineer or their authorized representative.

C. Street shall mean any highway or street, within the Township of Upper Dublin, opened to public use and maintained by the State, County or Township.

D. Sidewalk Area shall mean the area between the curb line and the side of the right-of-way.

E. Sidewalk shall mean the footway or that part of the sidewalk area that is paved.

F. Township shall be the Township of Upper Dublin, Montgomery County, Pennsylvania.

SECTION 3. The allowance or permitting of or the causing of snow or ice to lie upon, remain upon or be piled or accumulated upon the sidewalks of the Township shall constitute a public nuisance.

SECTION 4. It shall be the duty of the tenant, occupant or occupiers of occupied property or premises, or the person in charge of unoccupied property or premises and vacant ground within the Township, not later than twenty-four (24) hours after snow has or the formation of ice ceased to fall, to clear or cause to be cleared a pathway in the paved footway or sidewalk of the street or highway upon which such premises or property abuts. Such pathway shall not be less than thirty (30) inches in width and shall be thoroughly cleared to that extent of snow and ice or other obstructions.

SECTION 5. METHOD OF SNOW AND ICE REMOVAL.

A. Snow or ice removed from sidewalk areas shall be placed on the abutting property.

B. If there shall be an excessive amount of snow or ice, and there is no longer any place on the abutting property to shovel the snow, then it may be placed along the curb line, but not in the street.

C. Should the snow and ice on the sidewalk be frozen so hard that it cannot be removed without injury to the pavement or damaging the base of the footpath, the person charged with the responsibility of the snow and ice removal shall cause the sidewalk abutting or adjacent to such premises to be strewn and to be kept strewn with ashes, sand, <sup>salt,</sup> /sawdust or any suitable abrasive material, and shall, as soon thereafter as the weather shall permit, thoroughly clean such sidewalks.

D. It shall be illegal to throw or pile any snow around or upon any fire hydrant.

#### SECTION 6. ENFORCEMENT.

The enforcement of the provisions of this Ordinance shall be that of the Department of Public Safety, which includes the Police Department of the Township.

#### SECTION 7. VIOLATIONS.

Any person who shall violate any of the provisions of this Ordinance, or who shall fail to comply with the conditions or requirements in accordance with the provisions of this Ordinance, shall upon conviction thereof be liable to pay a fine of Five Dollars (\$5.00) for the first offense and not more than Ten Dollars (\$10.00) for any subsequent offense. A new and separate offense shall be deemed to



have been committed for each day that said violation exists. All fines imposed by this Ordinance are recoverable by summary proceedings before any Justice of the Peace, and upon recovery thereof, all such fines shall be paid into the Treasury of the Township. In default of the payment of any fine imposed by any Justice of the Peace under the provisions of this Ordinance, the person or persons so offending may be committed to jail for a period of one (1) day.

SECTION 8. VALIDITY.

Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Ordinance as a whole, or any parts thereof.

SECTION 9. REPEAL OF CERTAIN ORDINANCES.

All ordinances or parts of ordinances inconsistent herewith, be and the same are hereby repealed.

APPROVED by the Board of Commissioners of Upper Dublin Township and ENACTED into an Ordinance this 13th day of December A.D. 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Nathan P. Bauman  
Vice-President

Attest: Richard M. Bruy  
Secretary

ORDINANCE NO. 325

An ordinance appropriating and making a change in certain appropriations heretofore made by the Board of Commissioners of the Township of Upper Dublin under Ordinance No. 311 dated February 15, 1966.

WHEREAS, Pursuant to Acts of Assembly in such cases made and provided, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, by Ordinance adopted and enacted the 15th day of February, 1966, appropriated out of the estimated revenue and income available for said year, certain sums estimated by them to be required for the several specific purposes of Township Government, and

WHEREAS, Because of the difficulty in accurately determining the exact amount required for certain of the specific purposes of Township Government, which are or may be largely affected by unforeseen contingencies, the same appropriated to the following specific purposes, to wit: Township Buildings (Capital Outlay);

Health and Sanitation (Garbage and Rubbish Collection); Highways (Street Lighting); Miscellaneous (Pensions) and Interest (Bond Interest) have proved insufficient for such purposes, and

WHEREAS, The sums appropriated for the following specific purposes, to wit: Health and Sanitation (Capital Outlay); Highways (Capital Outlay) are in excess of the requirements thereof.

NOW, Therefore, the Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain:

SECTION I. That the sum of \$7500 of the Health and Sanitation (Capital Outlay) appropriation be now transferred as follows:

\$7500 to Health and Sanitation (Garbage and Rubbish Collection)

SECTION II. That the sum of \$4200 of the Highway (Capital Outlay) appropriation be now transferred as follows:

\$500 to Highways (Street Lighting)  
\$500 to Pensions  
\$200 to Interest  
\$3,000 to Township Building (Capital Outlay)

ADOPTED and enacted into an Ordinance this 13th Day of December, A.D., 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

ORDINANCE NO. 326  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
Montgomery County, Pa.

ADOPTING A RESOLUTION SUBMITTED TO SAID BOARD OF COMMISSIONERS BY UPPER DUBLIN TOWNSHIP AUTHORITY, PURSUANT TO THE PROVISIONS OF THE ACT OF ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, APPROVED MAY 2, 1945, P.L. 382, AS AMENDED, PROPOSING TO AMEND THE ARTICLES OF INCORPORATION OF SAID AUTHORITY BY EXTENDING THE TERM OF ITS CORPORATE EXISTENCE

WHEREAS, Upper Dublin Township Authority, with its present registered office at 801 Loch Alsh Avenue, Upper Dublin Township, Montgomery County, Pennsylvania, was duly organized under the Municipality Authorities Act approved May 2, 1945, P.L. 382, as amended, and its Certificate of Incorporation was duly issued on October 23, 1952, all pursuant to an Ordinance duly enacted by the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pa.; and

WHEREAS, said Authority proposes to amend its Articles of Incorporation by extending its corporate existence; and

WHEREAS, said Authority has caused a certified copy of its Resolution, setting forth in full the proposed amendment to the Articles of Incorporation of said Authority to be submitted to the Board of Commissioners of the Township of Upper Dublin, for adoption or rejection by the Board of Commissioners of said Township;

NOW, THEREFORE, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pa., hereby ordains and enacts as follows:

Section 1. That there be added to the Articles of Incorporation of Upper Dublin Township Authority a new paragraph in the following form:

"8. The term of existence of said Authority shall be fifty years from the date of approval of these Articles of Amendment to the Articles of Incorporation".

be and the same hereby is adopted and approved by the Board of Commissioners of the Township of Upper Dublin.

Section 2. The Secretary of the Board of Commissioners of said Township is hereby authorized and directed to execute and deliver to Upper Dublin Township Authority, such number of certified copies of this Ordinance as it may require for filing with the Secretary of the Commonwealth, in connection with its application to amend its Articles of Incorporation.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby expressly repealed, cancelled and annulled.

DULY ENACTED at a *STATED* meeting of the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pa., held on the *13<sup>th</sup>* day of *DECEMBER*, 1966.



\_\_\_\_\_  
President  
BOARD OF COMMISSIONERS

Attest:

  
\_\_\_\_\_  
Secretary

[TOWNSHIP SEAL]

2.05

ORDINANCE NO. 327  
OF THE  
BOARD OF COMMISSIONERS  
OF  
UPPER DUBLIN TOWNSHIP  
(Montgomery County, Pennsylvania)

APPROVING THE PLAN AND ESTIMATED COST SUBMITTED BY UPPER DUBLIN TOWNSHIP AUTHORITY FOR THE CONSTRUCTION BY SAID AUTHORITY OF A SANITARY SEWAGE COLLECTION SYSTEM AND APPURTENANT FACILITIES, FOR A CERTAIN PORTION OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PA., KNOWN AS THE NORTH ORELAND SEWER DISTRICT; AND APPROVING THE PROPOSAL TO CHARGE AND ASSESS A PART OF THE COST OF CONSTRUCTION OF SUCH SEWERS AGAINST THE PROPERTIES BENEFITED, IMPROVED OR ACCOMODATED THEREBY

WHEREAS, the Board of Commissioners of Upper Dublin Township (the "Township") has authorized Upper Dublin Township Authority (the "Authority") to construct a sanitary sewage collection system and appurtenant facilities for the accommodation of a certain portion of the Township, known as the North Oreland Sewer District; and

WHEREAS, Authority has employed Roy F. Weston, Inc., Consulting Engineers, Newtown Square, Pa. (the "Consulting Engineers") to prepare a plan covering the construction of such sanitary sewage collection system and appurtenant facilities and an estimate of the cost thereof; and

WHEREAS, the Authority has submitted to the Board of Supervisors of the Township a certified copy of its resolution concerning, in part, the construction of such sanitary collection system and appurtenant facilities and the estimated cost thereof; and

WHEREAS, Authority, in connection with such construction, proposes to charge and assess a part of the total cost of the assessable sewers against the properties benefited, improved or accommodated, according to the foot front rule, or where, in the opinion of the Authority, an assessment by the foot front rule cannot legally be made against or

would not adequately measure the benefit to any property, the cost of construction may be assessed against such property according to the extent of benefits as determined by a Jury of View;

WHEREAS, such plan and estimated cost are submitted by the Authority for approval of the Board of Commissioners of Upper Dublin Township, pursuant to the provisions of Paragraph (s), Subdivision B of Section 4, of the Municipal Authorities Act of May 2, 1945, P.L. 382, as amended;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ordains and enacts that:

Section 1. The Board of Commissioners of the Township hereby approves the plan of the Consulting Engineers for the construction by the Authority of a sanitary sewage collection system and appurtenant facilities for use by, the North Oreland Sewer District, and hereby approves the total estimated cost of \$650,000 for all thereof.

Section 2. The proposal of the Authority to charge and assess the assessable portion of such cost, against the properties benefited, improved or accommodated thereby, according to the foot front rule, in accordance with Paragraph (s), Subdivision B of Section 4, of the Municipal Authorities Act of 1945, P.L. 382, as amended, or where in the opinion of the Authority an assessment by the foot front rule cannot legally be made against, or would not adequately measure the benefit to any property, according to benefits, in accordance with Paragraph (r), Subdivision B of Section 4 of said Act is hereby approved for the purposes and with the effect set forth.

Section 3. All ordinances or parts of ordinances, insofar as they are inconsistent herewith, be and the same are hereby repealed absolutely.

---

I, RICHARD M. BROWN, JR., Secretary of the Board of Commissioners of Upper Dublin Township, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of an ordinance which was duly enacted by said Board of Commissioners on *December 13*, 1966, so that the ordinance has been duly recorded in the minutes of said Board, that the ordinance has been duly advertised as required by law,

ORDINANCE NO. 327  
OF THE  
BOARD OF COMMISSIONERS  
OF  
UPPER DUBLIN TOWNSHIP  
(Montgomery County, Pennsylvania)

APPROVING THE PLAN AND ESTIMATED COST SUBMITTED BY UPPER DUBLIN TOWNSHIP AUTHORITY FOR THE CONSTRUCTION BY SAID AUTHORITY OF A SANITARY SEWAGE COLLECTION SYSTEM AND APPURTENANT FACILITIES, FOR A CERTAIN PORTION OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PA., KNOWN AS THE NORTH ORELAND SEWER DISTRICT; AND APPROVING THE PROPOSAL TO CHARGE AND ASSESS A PART OF THE COST OF CONSTRUCTION OF SUCH SEWERS AGAINST THE PROPERTIES BENEFITED, IMPROVED OR ACCOMODATED THEREBY

WHEREAS, the Board of Commissioners of Upper Dublin Township (the "Township") has authorized Upper Dublin Township Authority (the "Authority") to construct a sanitary sewage collection system and appurtenant facilities for the accommodation of a certain portion of the Township, known as the North Oreland Sewer District; and

WHEREAS, Authority has employed Roy F. Weston, Inc., Consulting Engineers, Newtown Square, Pa. (the "Consulting Engineers") to prepare a plan covering the construction of such sanitary sewage collection system and appurtenant facilities and an estimate of the cost thereof; and

WHEREAS, the Authority has submitted to the Board of <sup>Commissioners</sup> ~~Supervisors~~ of the Township a certified copy of its resolution concerning, in part, the construction of such sanitary collection system and appurtenant facilities and the estimated cost thereof; and

WHEREAS, Authority, in connection with such construction, proposes to charge and assess a part of the total cost of the assessable sewers against the properties benefited, improved or accommodated, according to the foot front rule, or where, in the opinion of the Authority, an assessment by the foot front rule cannot legally be made against or

would not adequately measure the benefit to any property, the cost of construction may be assessed against such property according to the extent of benefits as determined by a Jury of View;

WHEREAS, such plan and estimated cost are submitted by the Authority for approval of the Board of Commissioners of Upper Dublin Township, pursuant to the provisions of Paragraph (s), Subdivision B of Section 4, of the Municipal Authorities Act of May 2, 1945, P.L. 382, as amended;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ordains and enacts that:

Section 1. The Board of Commissioners of the Township hereby approves the plan of the Consulting Engineers for the construction by the Authority of a sanitary sewage collection system and appurtenant facilities for use by, the North Oreland Sewer District, and hereby approves the total estimated cost of \$650,000 for all thereof.

Section 2. The proposal of the Authority to charge and assess the assessable portion of such cost, against the properties benefited, improved or accommodated thereby, according to the foot front rule, in accordance with Paragraph (s), Subdivision B of Section 4, of the Municipal Authorities Act of 1945, P.L. 382, as amended, or where in the opinion of the Authority an assessment by the foot front rule cannot legally be made against, or would not adequately measure the benefit to any property, according to benefits, in accordance with Paragraph (r), Subdivision B of Section 4 of said Act is hereby approved for the purposes and with the effect set forth.

Section 3. All ordinances or parts of ordinances, insofar as they are inconsistent herewith, be and the same are hereby repealed absolutely.

---

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, this 13 day of December, 1966.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

BY Richard P. Bauman  
VICE President

Attest:

Richard M. Bruff  
Secretary



ORDINANCE NO. 328

AN ORDINANCE ESTABLISHING THE DATES OF REGULAR MEETINGS OF THE COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, DURING THE YEAR 1967.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.


Section 1. The regular meetings of the Commissioners for the year 1967 are fixed as follows:

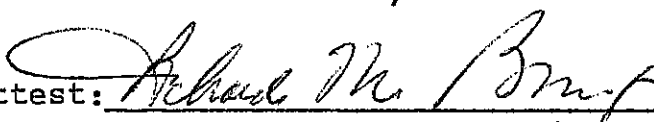
The second Tuesday of each month, beginning January 10, 1967, at 8 p.m., prevailing time.

Section 2. All meetings shall be held in the Township Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania, unless otherwise specifically directed.

ORDAINED AND ENACTED this 10th day of January, A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:  President

Attest:  Secretary

ORDINANCE-NO. 329

AN ORDINANCE OF THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY and the Commonwealth of Pennsylvania, fixing the tax rate for the year 1967 and appropriating specific sums estimated to be required for the specific purposes of the Township government, hereinafter set forth, during the current fiscal year.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Upper Dublin, County of Montgomery, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1967, as follows:

Tax rate for general Township purposes, the sum of fifteen (15) mills on each dollar of assessed valuation, or the sum of one hundred fifty (150) cents on each one hundred dollars of assessed valuation.

For debt purposes, the sum of one-quarter (1/4) mill on each dollar of assessed valuation, or the sum of two and one-half (2½) cents on each one hundred dollars of assessed valuation.

For Fire Protection purposes, the sum of three-quarter (3/4) mills on each dollar of assessed valuation, or the sum of seven and one-half (7½) cents on each one hundred dollars of assessed valuation.

The same being summarized in tabular form as follows:

Purpose	Mills on each dollar of assessed valuation	Cents on each One Hundred Dollars of Assessed valuation
Tax Rate for General Township Purposes	15 Mills	\$ 150. Cents
Tax Rate for Debt Purposes	1/4 Mills	2.5 Cents
Tax Rate for Fire Protection	3/4 Mills	7.5 Cents
Total	<u>16</u> Mills	<u>\$ 160.</u> Cents

SECTION. 2 That for the expenses of the Township for the fiscal year 1967 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form - Schedule B:

GENERAL OPERATING FUNDS  
SUMMARY OF ESTIMATED RECEIPTS

(2)

Cash and securities for Appropriation	\$ 64,710.74
Receipts from Current Tax Levy	544,410.00
Receipts from Taxes of Prior Years	12,000.00
Other Revenue Receipts	173,300.00
Miscellaneous non-revenue Receipts	320,554.26
Total Estimated Receipts and Cash	<u>\$1,114,975.00</u>

SUMMARY OF APPROPRIATIONS

	Operation & Maintenance	Capital Outlay	Total
<b>General Government:</b>			
Administration	53,485.00	7,000.00	60,485.00
Treasurer and Tax Collector	2,400.00		2,400.00
Township Buildings	11,025.00	800.00	11,825.00
TOTAL	66,910.00	7,800.00	74,710.00
<b>Protection to Persons and Property:</b>			
Police	175,700.00	10,000.00	185,700.00
Fire	9,750.00		9,750.00
Building Regulation and Zoning	9,400.00		9,400.00
TOTAL	194,850.00	10,000.00	204,850.00
<b>Health and Sanitation:</b>			
Health Bureau	15,740.00	1,000.00	16,740.00
Garbage and Ash and Rubbish Collection and Disposal	103,925.00	17,800.00	121,725.00
Sanitary Sewers	7,500.00	50,150.00	57,650.00
TOTAL	127,165.00	68,950.00	196,115.00
<b>Highways:</b>			
Streets and Bridges	157,052.00	28,700.00	185,752.00
Street Lighting	15,000.00		15,000.00
TOTAL	172,052.00		200,752.00
<b>Library:</b>			
TOTAL	13,000.00		13,000.00
<b>Recreation:</b>			
Parks and Playgrounds	26,700.00		26,700.00
Swimming Pools and Other Facilities	12,000.00		12,000.00
TOTAL	38,700.00		38,700.00
<b>Miscellaneous:</b>			
Insurance and Pensions	47,575.00		47,575.00
TOTAL	47,575.00		47,575.00

Total for Operation, Maintenance and Capital Outlay	775,702.00
Debt Service:	
Interest	55,273.00
Principal	282,000.00
Transfers to Sinking Fund	2,000.00
Total Debt Service	339,273.00
Total Appropriations from General Operating Funds	1,114,975.00

SEWER FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash Balance for Appropriation	40,583.54
Receipts from Sewer Rents	68,000.00
Receipts from Other Revenue Sources	7,000.00
Receipts from Non-Revenue Sources	73,438.90
Total Estimated Receipts and Cash	<u>189,022.44</u>

SUMMARY OF APPROPRIATIONS

Operation and Maintenance	54,375.00
Capital Outlay	9,000.00
Total Appropriations from Sewer Fund	<u>63,375.00</u>
Operating Surplus	125,647.44

SINKING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash and Securities from Previous Year	14,524.84
Receipts from Current Tax Levy	8,900.00
Interest on Deposits and Securities	565.00
Total Estimated Receipts, Cash and Securities	<u>23,989.84</u>

SUMMARY OF APPROPRIATIONS

Interest to be Paid	903.15
Bonds to be Paid	5,000.00
Other Expenditures	125.00
Total Appropriations from Sinking Fund	<u>6,028.15</u>

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township, Fort Washington, Pennsylvania.

SECTION 4. That any ordinance, or part of ordinance, conflicting with this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

Adopted this 14th day of February, A. D., 1967.



President of the Board of Township Commissioners

CERTIFICATION

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 329 enacted by the Commissioners of the Township of Upper Dublin on February 14, 1967.



Township Secretary

ORDINANCE NO. 330

AN ORDINANCE ESTABLISHING THE RATE OF SPEED ON CAMP HILL ROAD BETWEEN THE TRENTON CUT-OFF OF THE PENNSYLVANIA RAILROAD AND DRESHERTOWN ROAD, A PUBLIC ROAD SITUATE WITHIN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, AND FIXING THE PENALTIES FOR VIOLATION.

The Board of Commissioners of the Township of Upper Dublin, County of Montgomery and Commonwealth of Pennsylvania, do hereby ordain and enact:

SECTION 1. The maximum speed on Camp Hill Road, between the Trenton Cut-Off of the Pennsylvania Railroad and Dreshertown Road, a public highway, wholly or partly within the Township of Upper Dublin, Montgomery County, Pennsylvania, is hereby fixed at twenty-five (25) miles per hour.

SECTION 2. Speeds in excess of the maximum limits provided in Section 1 above shall be unlawful.

SECTION 3. Signs regulating the speed on the aforesaid highway within the Township shall be erected and maintained by the Township, the type of signs and location to be in accordance with the provisions of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

SECTION 4. Any person violating any of the provisions of this ordinance shall be guilty of a summary offense and when convicted before a Justice of the Peace shall be sentenced to pay a fine of Ten Dollars (\$10.00) and costs of prosecution and in default of payment thereof, shall undergo imprisonment for not more than five (5) days.

SECTION 5. The method of determining the rate of speed and the enforcement of this ordinance in general shall be provided by the

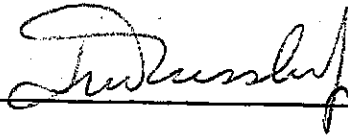
terms of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

SECTION 6. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED and ENACTED this 14th day of February, 1967.

BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_



President

Attest: \_\_\_\_\_



Secretary

## ORDINANCE NO. 336

AN ORDINANCE AMENDING ORDINANCE 302, ADOPTED AUGUST 10, 1965, SO AS TO EXTEND AND PROVIDE FOR THE CONSTRUCTION OF CURBS AND SIDEWALKS TOGETHER WITH COSTS UPON ABUTTING PROPERTIES OF MICHAEL E. MUSHO ET UX AND STANISLAO CORALLUZZO ET UX.

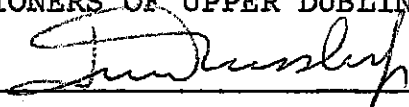
Section 1. That Section 1 of Ordinance 302, adopted August 10, 1965, be amended to include the area on the northwesterly side of Twining Road as follows:


Beginning at a point in line of land of the School District of Upper Dublin and Stanislao Coraluzzo and Maria Coraluzzo, his wife, which point is approximately 1404.62' southwesterly from a point the intersection of the center lines of Twining Road (41.5' wide) and the extended center line of Limekiln Pike (60' wide); thence extending from said point of beginning South 41 degrees 13 seconds 30 minutes west along and/or over properties of Stanislao Coralluzzo et ux and Michael E. Musho et ux 483'.

Section 2. That the provisions of Ordinance 302, adopted as aforesaid, be reaffirmed and readopted to all extents and purposes as therein set forth and provided.

ENACTED AND ORDAINED this 11th day of April, A. D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:  President

Attest:  Secretary



ORDINANCE NO. 332

OF THE BOARD OF COMMISSIONERS  
OF THE TOWNSHIP OF UPPER DUBLIN  
Montgomery County, Pa.

IMPOSING SEWER CONNECTION CHARGES AND ALSO SEWER RENTALS OR CHARGES FOR THE USE OF THE SEWERS AND SEWER SYSTEM IN THE NORTH ORELAND SEWER DISTRICT, UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS

The Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pa., hereby ordains and enacts as follows:

Section 1. Definitions

- a) "Authority" means Upper Dublin Township Authority.
- b) "Person" means any individual, firm, company, association, society, corporation or group.
- c) "Sewer System" means the sanitary sewer collection system and appurtenances, including interceptors and pumping stations, constructed and to be constructed in and for the North Oreland Sewer District as now or hereafter described, and any improvements, additions or extensions that may be made thereto by the Authority or the Township or to any part or parts of any or all thereof.
- d) "Township" means the Township of Upper Dublin, Montgomery County, Pa.

Section 2. Imposition of Connection Charge

There is hereby imposed upon each owner of property within the limits of the North Oreland Sewer District in the Township connecting to the Sewer System after the effective date of this Ordinance, a connection charge of \$100 for each connection to be made to a lateral of the Sewer System at the curb line or property line. Such connection charge shall be paid at the time application is made to the Township for connection to the Sewer System in accordance with the Rules and Regulations of the Township.

Section 3. Imposition of Sewer Rental

There is hereby imposed upon each property located within the North Oreland Sewer District served by the Sewer System and having the use thereof an annual sewer rental, payable as hereinafter provided,

for the use, whether direct or indirect, of the Sewer System, based on the rates hereinafter set forth.

**Section 4. Sewer Rates**

The annual sewer rental for properties served by the Sewer System shall be billed semi-annually and shall be a charge or rental commensurate with the facilities in each connected property pursuant to the following schedule:

**A. Single Family Dwelling Units**

**(1) Minimum Rates**

One basin, one sink, one water closet, one bathtub and one laundry tub, or any one or any combination thereof (no substitution being permitted).....\$32.00

**(2) Additional Rates**

(Fixtures in addition to, or not included in, the fixtures listed under (1) above):

Basin.....	\$ 2.60
Slop Sink.....	1.80
Sink.....	4.40
Urinal.....	1.80
Water Closet.....	5.20
Watercooled Refrigerator.....	8.60
Bathtub.....	4.40
Laundry Tub.....	1.80
Automatic Clothes Washer.....	3.40
Stall Shower.....	4.40
Dish Washer.....	3.00
Floor Drain(s) in Garage.....	5.20

**B. Multiple Family Dwelling Units, Including Apartment Houses**

The rates for multiple family dwelling units including apartment houses shall be \$24.00 per year for all fixtures of each dwelling unit multiplied by the number of dwelling units served by a single connection to the Sewer System.

**C. Schools**

For each teacher, employee and pupil thereof based on the average number of teachers, employees and pupils enrolled on days when the school was in session during the school term six months' period immediately preceding the date of the bill.....\$ 2.50 each

**D. Additional Classifications**

Rates for additional classifications and for fixtures

not enumerated above and modifications of the above schedule of sewer rates may be fixed and established by the Township from time to time.

Section 5. Segregation of Sewer Revenues

The funds received by the Township from the collection of the connection charges or from sewer rentals and all penalties thereon as herein provided for and any fines collected by the Township in connection with the Sewer System shall be segregated and kept separate and apart from all other funds of the Township and shall be used only for the purpose of defraying the expenses of the Township in the operation, maintenance, repair, alteration, inspection, depreciation or other expenses in relation to such Sewer System and for and toward any payments due under any agreement for the transportation and/or treatment of sewage from the Sewer System and for such payments as the Township may be required to make under any lease or agreement it may enter into for and of, or in connection with, said Sewer System with the Authority, in accordance with the provisions of the Act of May 2, 1945, P.L. 382, as amended.

Section 6. Incorporation by Reference of Ordinance No. 185

The provisions of Section 22, Sewer Rates, of Ordinance No. 185 of the Township, entitled "An Ordinance re-establishing a system of sewers within the Township.....", enacted August 10, 1959 and the Regulations adopted thereunder are incorporated herein by reference, to the same effect as if set out in full herein.

Section 7. Effective Date

This Ordinance shall become effective at once and shall be applicable to the properties in the North Oreland Sewer District as soon as they become connected with and have the right to use the Sewer System, Township reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial, and to amend this Ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable.

Section 8. Construction and Severability

If any of the provisions, sections, sentences, clauses or parts of this Ordinance of the application of any provisions hereof shall be held invalid, such invalidity shall not affect or impair any of the remainder of this Ordinance, it being the intention of the Township that such remainder shall be and remain in full force and effect.

DULY ENACTED by the Board of Township Commissioners of the Township of Upper Dublin this        day of        , 1967.

\_\_\_\_\_  
President  
Board of Township Commissioners

[ S E A L ]

Attest:

  
\_\_\_\_\_  
Secretary

LAW OFFICES  
ELMER L. MENGES  
25 EAST BUTLER AVENUE  
AMBLER, PENNA. 19002  
MITCHELL 6-4100

February 27, 1969

Richard M. Brown, Jr., Secretary  
Township of Upper Dublin  
801 Loch Alsh Avenue  
Fort Washington, Pa.

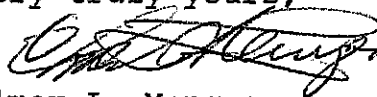
Re: Upper Dublin Authority-North Oreland  
Sewer District

Dear Dick:

Enclosed herewith you will find a photocopy of the "Proof of Publication" by the Ambler Gazette of Ordinance #332 adopted April 25, 1967 and advertised on May 4, 1967. I am also enclosing herewith a copy of the unexecuted Ordinance #332, otherwise identified as 3.03 of the papers involved in the Upper Dublin Township Authority Bond Issue of May 1, 1967. Also enclosed herewith is a photocopy of "Proof of Publication" of the Ambler Gazette indicating a correction of the basin item in Section #4 of Ordinance 332. This proof indicates the insertion of the corrected notice of June 1, 1967.

As requested by Mr. Townsend, I am sending him a photocopy of the several proofs hereinabove referred to.

Very truly yours,



Elmer L. Menges

ELM:mb  
enc.

cc: Mr. Townsend

# Proof of Publication of Notice in The Ambler Gazette

Under Act. No. 587, Approved May 16, 1929.

Copy of notice or publication

State of Pennsylvania, ss:  
County of Montgomery

H. Chester Morris

Resident.

Vice President of the MONTGOMERY PUBLISHING COMPANY, a corporation of the County and State aforesaid, being duly sworn, deposes and says that the AMBLER GAZETTE is a weekly newspaper published at Ambler, County and State aforesaid, which was established in the year 1879, since which date said weekly newspaper has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions and issues of the said weekly newspaper on the following dates, viz:

at the 1st day of June, A. D. 1967

Affiant further deposes he is duly authorized by the MONTGOMERY PUBLISHING COMPANY, a corporation, publisher of the AMBLER GAZETTE, a weekly newspaper, to verify the foregoing statement under oath and also declares that affiant is not interested in the subject matter of the aforesaid notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

President, Vice President or Manager, Montgomery Publishing Company, a Corporation

Sworn to and subscribed before me this 1st

day of June, 1967

Notary Public

My Commission Expires:

MA

### Corrected Notice

Township of Upper Dublin:  
The advertising of Ordinance No. 332, adopted by the Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, on April 25, 1967, and advertised in the AMBLER GAZETTE on May 4, 1967, corrected because of a typographical error, is in the following:  
Section 4, Sewer Rates — corrected to show under paragraph (2), additional Rates, the following:  
"Basin" \$2.60  
in place of "\$2.00."  
MONTGOMERY PUBLISHING COMPANY  
Gaz June

## Statement of Advertising Costs

Elmer J. Menges

25 East Butler Avenue

Ambler, Pa. 19002

To MONTGOMERY PUBLISHING COMPANY, DR.

For publishing the notice or advertisement attached hereto on the above stated dates	\$
Probating same	\$
Total	\$

## Publisher's Receipt for Advertising Costs

THE MONTGOMERY PUBLISHING COMPANY, a corporation, publisher of the AMBLER GAZETTE, a weekly newspaper, hereby acknowledges receipt of the aforesaid advertising and publication costs, and certifies that the same have been fully paid.

MONTGOMERY PUBLISHING COMPANY, a Corporation, Publisher of the AMBLER GAZETTE, a Weekly Newspaper

By



April 25, 1967

John W. Burkhart, Chairman of the Upper Dublin Township Authority.

Mr. Menges reported that there has been a delay in the execution of the Agreement with Springfield Township covering the arrangements for the acceptance of sanitary sewage from Upper Dublin. This situation was discussed and it was noted that the delay will not hold up the settlement of the Authority Bond Issue.

On motion of Bauman and Corey the Board adopted Ordinance No. 332 providing for the imposition of sewer connection charges and sewer rentals for the North Oreland Sewer District.

and Corey

On motion of Bauman/the Board adopted Ordinance No. 333 providing for the construction of the sanitary sewer collection system for the North Oreland Sewer District.

Handwritten bracket and star symbol.

On motion of Bauman and Corey the Board adopted a Resolution authorizing the conveyance of the existing sanitary sewer lines and other facilities of East Oreland Sewer District to the Upper Dublin Township Authority for inclusion in the North Oreland Sewer District.

The meeting was adjourned at 8:35 P.M.

*Richard M. Brown*  
Secretary

Handwritten signature/initials.

\_\_\_\_\_  
President

May 1, 1967

A Committee Meeting of the Board of Commissioners of Upper Dublin Township was held in the Township Building on Monday evening, May 1, 1967 at 8:30 P.M.

IN ATTENDANCE: Thomas M. Tressler, Jr., President, Nathan P. Bauman, Vice President, Raymond Jenkins, Thomas P. Glassmoyer, and Samuel C. Corey, Commissioners, Elmer L. Menges, Solicitor, R. S. Cowan, Engineer, R. M. Brown, Secretary.

A public hearing was held on the proposed acceptance by the Township of a section of Paul Avenue between Woodland Road and Dundee Drive. The formal notice of the hearing was read by the Secretary.

ORDINANCE NO. 334

AN ORDINANCE TO AMEND ORDINANCE NO. 297 SO AS TO DELETE FROM THE NORTH ORELAND SEWER DISTRICT AS DEFINED IN SECTION 1 THEREOF, THE PROPERTIES ABUTTING ON CHELSEA AVENUE BETWEEN PENNSYLVANIA AVENUE AND LIMEKILN PIKE, ETC.

NOW, THEREFORE, the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ordains and enacts that:

Section 1. Section 1 of Ordinance No. 297, adopted November 15, 1966, is amended by the addition thereto of the following paragraph:

"The above description shall not include the properties abutting on and served by the sanitary sewers constructed (by virtue of Ordinance No. 249, adopted April 10, 1962) principally in Chelsea Avenue and generally between Pennsylvania Avenue and Limekiln Pike; and also the properties abutting on Pennsylvania Avenue between Linden Avenue and the line dividing the Townships of Upper Dublin and Abington."

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, the 1st day of May, 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: [Signature] President

Attest: [Signature] Secretary



ORDINANCE NO. 335

AN ORDINANCE LAYING OUT AND OPENING PAUL AVENUE BETWEEN WOODLAND AVENUE AND DUNDEE DRIVE IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

WHEREAS, in the judgment of the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, Paul Avenue between Woodland Avenue and Dundee Drive, located in the Township of Upper Dublin, Montgomery County, Pennsylvania, is necessary for the convenience of the public and should be maintained at public expense.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED in accordance with the authority provided by the laws of the Commonwealth of Pennsylvania, and it is hereby enacted by authority of the same, as follows:

SECTION 1. That the following tract of ground be and the same is hereby entered in the general plan of streets and accepted by the Township of Upper Dublin as and for a public highway, all in accordance with the Acts of Assembly in such case made and provided:

BEGINNING at a point on the new center line of Paul Avenue 1.77 feet northwest and parallel to the original center line of same, as originally laid out 40.0 feet wide, the new center line being located by the following five courses and distances along the original center line of Woodland Avenue (Tyson Lane) 40.0 feet wide from the point of intersection of the aforesaid center line of Woodland Avenue with the original center line of Karl Avenue 40.0 feet wide: (1) North 47 degrees 38 minutes 20 seconds

West 20.0 feet to a point of curvature; (2) Northwest along the arc of a curve to the left having a radius of 373.21 feet, an arc distance of 195.41 feet to a point of tangent; (3) North 77 degrees 38 minutes 20 seconds West 18.51 feet to a point of curvature; (4) Northwest along the arc of a curve to the right having a radius of 324.69 feet an arc distance of 115.49 feet to a point of tangent; (5) North 57 degrees 15 minutes 30 seconds West 1.92 feet to said beginning point; thence from the point of beginning along the new center line of Paul Avenue the following courses and distances: (1) South 55 degrees 35 minutes West 489.12 feet to a point; (2) South 55 degrees 25 minutes 50 seconds West 91.05 feet to a point of curvature; (3) along the arc of a curve to the left having a radius of 377.39 feet; an arc distance of 43.03 feet; to a point of intersection on the existing center line of Dundee Drive (50 feet wide), said point of intersection being the southwest terminus of Paul Avenue.

The aforesaid tract or continuous strip of land shall be 50 feet in width, that is 25 feet on either side of the center line as described aforesaid.

SECTION 2. That the proper officers of the Township are authorized and directed to make a Report, together with a draft or survey of the said roads, fixing the widths as herein determined, and noting the improvements along the line thereof, and the names of the owners of property abutting thereon, in the office of the Clerk of Courts of Quarter Sessions of Montgomery County,

Pennsylvania, in accordance with the laws in such case made and provided.

APPROVED by the Board and enacted into an Ordinance this

9<sup>th</sup> day of *May* A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *[Signature]* President

Attest: *[Signature]* Secretary

ORD  
335

May 9, 1967

SOLICITOR: The proposed adoption of a Resolution accepting Deeds of Dedication for Pine Hill Acres Subdivision was deferred pending receipt of a report from the Township Engineer as to the completion of the various improvements.

Mr. Menges submitted for adoption an ordinance providing for acceptance by the Township of a portion of Paul Avenue between Dundee Drive and Woodland Road. On motion of Bauman and Corey the ordinance was adopted as No. 335.

Mr. Menges submitted for adoption an ordinance providing for the installation of a sanitary sewer system in the above mentioned section of Paul Avenue. On motion of Bauman and Corey this ordinance was adopted as No. 336.

Mr. Menges submitted for adoption an ordinance providing for the construction of street paving, curbing, sidewalks on the above mentioned section of Paul Avenue. On motion of Bauman and Corey this ordinance was adopted as No. 337.

Mr. Menges submitted for adoption an ordinance providing for the installation of sanitary sewers in Jenkintown Road and portions of Fitzwatertown and Limekiln Pike. On motion of Corey and Bauman this ordinance was adopted as No. 338.

Mr. Menges submitted for adoption an ordinance providing for the construction of sidewalks and curbing on Jenkintown Road and portions of Fitzwatertown Road, Limekiln Pike and Dreshertown Road. On motion of Bauman and Corey this ordinance was adopted as Ordinance No. 339.

PUBLIC SAFETY: Mr. Corey reported that the Upper Dublin Civil Service Commission had held examinations for the position of Lieutenant of Police and the Public Safety Committee recommends the appointment of Sergeant Thomas Friel to this post at a salary of \$7,632.00 per annum. On motion of Corey and Bauman the Board approved the appointment of Sergeant Friel as Lieutenant of Police effective immediately with the salary increase beginning May 16th.

Mr. Corey summarized the Police Report for the month of April and emphasized the recent establishment of the new telephone number for administrative calls - 643-1600- and the retention of the original telephone number, Mi6 2100, for police and emergency calls.

The Fire Marshal's report for the month of April was also summarized. On motion of Corey and Bauman the Police Report and the Fire Marshal's Reports were accepted as submitted.

RECREATION: Recreation Director, Harry Burd, summarized the Recreation Report for the month of April. This report was accepted on motion of Corey and Bauman.

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ORDINANCE NO. 336

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SANITARY SEWERS, INCLUDING FACILITIES, IN A PORTION OF PAUL AVENUE, AS ORDAINED 50 FEET WIDE, BEGINNING AT THE INTERSECTION OF PAUL AVENUE WITH WOODLAND AVENUE, AND TERMINATING AT DUNDEE DRIVE, IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

WHEREAS, by virtue of the laws of the Commonwealth of Pennsylvania in such case made and provided, the ordinances of the Township of Upper Dublin hereinbefore adopted, with specific Ordinance No. 12-a, adopted July 25, 1946, and reference to Ordinance No. 185, adopted August 10, 1959; and

WHEREAS, it becomes necessary to extend the system of sewers and drainage in a portion of the bed of Paul Avenue, hereinafter described, a public road and highway of the Township of Upper Dublin.

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Upper Dublin, and it is hereby enacted by authority of the same, as follows:

SECTION 1. The system of sewers provided for by the ordinances of the Township of Upper Dublin, designated as Ordinance No. 12-a, adopted July 25, 1946, and Ordinance No. 185, adopted August 10, 1959; shall be extended to and constructed in the bed of Paul Avenue, the center line of which is described as follows:

BEGINNING at a point on the new center line of Paul Avenue 1.77 feet northwest and parallel to the original center line of same, as originally laid out 40.0 feet wide, the new center line being located by the following five courses and distances along

the original center line of Woodland Avenue (Tyson Lane) 40.0 feet wide from the point of intersection of the aforesaid center line of Woodland Avenue with the original center line of Karl Avenue 40.0 feet wide: (1) North 47 degrees 38 minutes 20 seconds West 20.0 feet to a point of curvature; (2) Northwest along the arc of a curve to the left having a radius of 373.21 feet, an arc distance of 195.41 feet to a point of tangent; (3) North 77 degrees 38 minutes 20 seconds West 18.51 feet to a point of curvature; (4) Northwest along the arc of a curve to the right having a radius of 324.69 feet an arc distance of 115.49 feet to a point of tangent; (5) North 57 degrees 15 minutes 30 seconds West 1.92 feet to said beginning point; thence from the point of beginning along the new center line of Paul Avenue the following courses and distances: (1) South 55 degrees 35 minutes West 489.12 feet to a point; (2) South 55 degrees 25 minutes 50 seconds West 91.05 feet to a point of curvature; (3) along the arc of a curve to the left having a radius of 377.39 feet; an arc distance of 43.03 feet; to a point of intersection on the existing center line of Dundee Drive (50 feet wide), said point of intersection being the southwest terminus of Paul Avenue.

SECTION 2. Detailed plans and specifications for the sewer lines, including all facilities, shall be prepared and thereafter advertised for proposals for the construction of the same, in accordance with the ordinances of the Township of Upper Dublin.

SECTION 3. The costs and expenses of the construction of said sewers, including engineering, legal, advertising, and similar

expenses, etc.; the requirements to connect thereto, etc.; and the determination and payment of sewer rental, shall be in accordance with the ordinances of the Township, and specifically Ordinance No. 185 referred to above.

ENACTED and ORDAINED this *9th* day of *May* A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *[Signature]* President

Attest: *[Signature]* Secretary

## ORDINANCE NO. 335

AN ORDINANCE LAYING OUT AND OPENING PAUL AVENUE BETWEEN WOODLAND AVENUE AND DUNDEE DRIVE IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

WHEREAS, in the judgment of the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, Paul Avenue between Woodland Avenue and Dundee Drive, located in the Township of Upper Dublin, Montgomery County, Pennsylvania, is necessary for the convenience of the public and should be maintained at public expense.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED in accordance with the authority provided by the laws of the Commonwealth of Pennsylvania, and it is hereby enacted by authority of the same, as follows:

SECTION 1. That the following tract of ground be and the same is hereby entered in the general plan of streets and accepted by the Township of Upper Dublin as and for a public highway, all in accordance with the Acts of Assembly in such case made and provided:

BEGINNING at a point on the new center line of Paul Avenue 1.77 feet northwest and parallel to the original center line of same, as originally laid out 40.0 feet wide, the new center line being located by the following five courses and distances along the original center line of Woodland Avenue (Tyson Lane) 40.0 feet wide from the point of intersection of the aforesaid center line of Woodland Avenue with the original center line of Karl Avenue 40.0 feet wide: (1) North 47 degrees 38 minutes 20 seconds



West 20.0 feet to a point of curvature; (2) Northwest along the arc of a curve to the left having a radius of 373.21 feet, an arc distance of 195.41 feet to a point of tangent; (3) North 77 degrees 38 minutes 20 seconds West 18.51 feet to a point of curvature; (4) Northwest along the arc of a curve to the right having a radius of 324.69 feet an arc distance of 115.49 feet to a point of tangent; (5) North 57 degrees 15 minutes 30 seconds West 1.92 feet to said beginning point; thence from the point of beginning along the new center line of Paul Avenue the following courses and distances: (1) South 55 degrees 35 minutes West 489.12 feet to a point; (2) South 55 degrees 25 minutes 50 seconds West 91.05 feet to a point of curvature; (3) along the arc of a curve to the left having a radius of 377.39 feet; an arc distance of 43.03 feet; to a point of intersection on the existing center line of Dundee Drive (50 feet wide), said point of intersection being the southwest terminus of Paul Avenue.

The aforesaid tract or continuous strip of land shall be 50 feet in width, that is 25 feet on either side of the center line as described aforesaid.

SECTION 2. That the proper officers of the Township are authorized and directed to make a Report, together with a draft or survey of the said roads, fixing the widths as herein determined, and noting the improvements along the line thereof, and the names of the owners of property abutting thereon, in the office of the Clerk of Courts of Quarter Sessions of Montgomery County,

Pennsylvania, in accordance with the laws in such case made and provided.

APPROVED by the Board and enacted into an Ordinance this

9<sup>th</sup> day of *May* A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *[Signature]* President

Attest: *[Signature]* Secretary

ORDINANCE NO. 337

AN ORDINANCE FIXING CERTAIN GRADES; AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS AND SIDEWALKS ON A PORTION OF PAUL AVENUE AND WOODLAND AVENUE; AUTHORIZING AND DIRECTING THE EXCAVATION, DRAINAGE AND PAVING OF PAUL AVENUE BETWEEN WOODLAND AVENUE AND DUNDEE DRIVE, ALL OF WHICH ARE PUBLIC HIGHWAYS IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA; LEVYING THE COSTS THEREOF; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

WHEREAS, the Commissioners of Upper Dublin Township have classified (1) Paul Avenue, a public highway between Woodland Avenue and Dundee Drive (a highway within Section No. 3 of Park View Gardens Subdivision); and (2) Woodland Avenue, beginning at the intersection of Paul Avenue and extending generally along the northerly side in an easterly direction for 519.41 feet; for paving, curbing and sidewalks; and assessing and collecting of the whole cost thereof from the owners of real estate, whose property abuts thereon, by an equal assessment on the front foot, including the expenses of construction, necessary drainage, engineering, legal, advertising and other similar expenses; and

WHEREAS, the Commissioners have classified Paul Avenue, between Woodland Avenue and Dundee Drive, for the excavation, drainage and paving, and assessing and collecting of the whole cost thereof from the owners of the real estate abutting thereon by an equal assessment on the front foot, including the cost of engineering, legal, advertising and other similar expenses.

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. Establishing Grade for Center Line of Paul Avenue Between Woodland Avenue and Dundee Drive. The grade of the center

line of Paul Avenue is hereby established to be as follows:

(All elevations being referred to the invert elevation 66.65 of the existing sanitary sewer manhole at station 6+0 on Paul Avenue.)

BEGINNING at the center line intersection of Woodland Avenue and Paul Avenue, Station 0+0, elevation 97.29<sup>\*</sup>, said point being on a vertical curve, thence descending along said vertical curve to station 0+52.25, elevation 95.88<sup>\*</sup>; thence by a descending grade of 4.367% to station 2+50, elevation 87.23<sup>\*</sup>; thence by a descending grade of 4.500% to station 3+50, elevation 82.73<sup>\*</sup>; thence by a descending grade of 4.000% to station 5+0, elevation 76.73<sup>\*</sup>; thence by a descending grade of 3.000% to station 5+50, elevation 75.23<sup>\*</sup>; thence by a descending grade of 3.400% to station 5+75, elevation 74.38<sup>\*</sup>; thence by a vertical curve to station 6+25, elevation 72.30<sup>\*</sup>; thence by a descending grade of 5.116% to station 6+43, elevation 71.33<sup>\*</sup>; the terminus of Paul Avenue, and also the center line intersection of said Paul Avenue and Dundee Drive.

SECTION 2. Establishing Grades for Curbs and Sidewalks. The grades for the curbs and sidewalks shall be as indicated on Plans prepared by Richard S. Cowan & Associates, Consulting Engineers of Quakertown, Pennsylvania, consisting of seven drawings and dated May 1, 1967, all of which are incorporated herein by reference thereto.

SECTION 3. Curbing and Paving. Paul Avenue, between Woodland Avenue and Dundee Drive, in the Township of Upper Dublin, shall be excavated, drained, curbed with concrete and paved with an approved bituminous paving material.

SECTION 4. Sidewalks (Paul Avenue). Concrete sidewalks, four

shall be  
feet in width, /constructed on the southeast side of Paul Avenue,  
between Woodland Avenue and Dundee Drive.

SECTION 5. Sidewalks and Curbs (Woodland Avenue). Concrete sidewalks, four feet in width, and a concrete curb, shall be constructed on the northerly side of Woodland Avenue beginning at its intersection with Paul Avenue and extending generally in an easterly direction for the approximate distance of 519.41 feet.

SECTION 6. That the excavation, drainage, paving, and the construction of curbs and sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and all constructed in accordance with the ordinances and regulations of the Township, and under the supervision and inspection of the Township Engineer.

SECTION 7. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 8. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

SECTION 9. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising and similar expenses, etc., shall be assessed against and paid

by the owners of real estate abutting on the improvements, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 10. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 11. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 12. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%), provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option/<sup>be</sup> given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%), and costs shall become immediately payable and collectable.

SECTION 13. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 9th day of May A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

ORDINANCE NO. 338

AN ORDINANCE PROVIDING FOR THE ORDAINING, CONSTRUCTION, ETC., OF SANITARY SEWERS, INCLUDING FACILITIES, IN PORTIONS OF LIMEKILN PIKE, FITZWATERTOWN ROAD AND JENKINTOWN ROAD WITHIN THE SANDY RUN SEWER DISTRICT (ORDINANCE NO. 285), IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

WHEREAS, by virtue of the laws of the Commonwealth of Pennsylvania in such case made and provided, the ordinances of the Township of Upper Dublin hereinbefore adopted, with specific reference to Ordinance No. 12-a, adopted July 25, 1946, and Ordinance No. 185, adopted August 10, 1959; and

WHEREAS, it becomes necessary to extend the system of sewers and drainage in portions of the beds of Limekiln Pike, Fitzwattertown Road and Jenkintown Road, hereinafter identified, all public roads and highways of the Township of Upper Dublin, and all within the Sandy Run Sewer District as defined by Ordinance No. 285, adopted April 14, 1964;

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Upper Dublin, and it is hereby enacted by authority of the same, as follows:

SECTION 1. The system of sewers provided for by the ordinances of the Township of Upper Dublin, designated as Ordinance No. 12-a, adopted July 25, 1946; Ordinance No. 185, adopted August 10, 1959; and Ordinance No. 285, adopted April 14, 1964, shall be extended to and constructed as follows:



a. In the beds of Limekiln Pike and Jenkintown Road beginning at a sanitary manhole located approximately 384 feet southeast of Twining Road and extending within the beds of Limekiln Pike and Jenkintown Road in a southeasterly direction and crossing the Sandy Run Creek, Fitzwatertown Road, to and within North Hills Avenue, a distance of approximately 2,790 feet; and

b. In the bed of Fitzwatertown Road, beginning within its intersection with Jenkintown Road, and extending therein in a northerly direction for a distance of approximately 690 feet.

SECTION 2. The location and construction shall be in accordance with plans and specifications, as prepared by Richard S. Cowan, Township Engineer, and the ordinances of the Township of Upper Dublin.

SECTION 3. The costs and expenses of the construction of said sewers, including engineering, legal, advertising, and similar expenses, etc.; the requirements to connect thereto, etc.; and the determination and payment of sewer rental, shall be in accordance with the ordinances of the Township, and specifically Ordinance No. 185, referred to above, *and incorporated herein by reference thereto.*

ENACTED and ORDAINED this *9th* day of *May* A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *H. J. Anderson* President

Attest: *Richard M. Brown* Secretary

ORDINANCE NO. 339

AN ORDINANCE FIXING CERTAIN GRADES; AUTHORIZING AND DIRECTING THE EXCAVATION, DRAINAGE, AND CONSTRUCTION OF CURBS, SIDEWALKS, ETC., ON PORTIONS, OR ALL OF (1) NORTH HILLS AVENUE; (2) JENKINTOWN ROAD; (3) FITZWATERTOWN ROAD; (4) LIMEKILN PIKE; AND (5) DRESHERTOWN ROAD, ALL PUBLIC HIGHWAYS OR ROADS WITHIN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA; LEVYING THE COSTS THEREOF ON ABUTTING PROPERTY OWNERS; PROVIDING FOR THE COLLECTION THEREOF AND THE FILING OF LIENS, ETC.

WHEREAS, the Commissioners of Upper Dublin Township have classified (1) the northerly side of North Hills Avenue between Jenkintown Road and the existing sidewalk on the northerly side thereof, approximately 296 feet east of Jenkintown Road, for sidewalks; and (2) the northerly side of North Hills Avenue for an approximate distance of 164 feet from Jenkintown Road, for curbs; and (3) the northeast side of Jenkintown Road, between North Hills Avenue and Fitzwatertown Road, for sidewalks; and (4) the northeast side of Jenkintown Road extending from North Hills Avenue in a northwesterly direction for the approximate distance of 550 feet, for curbs; and (5) the northeast side of Jenkintown Road and Limekiln Pike, between Fitzwatertown Road and Twining Road, for curbs and sidewalks; and (6) the south side of Fitzwatertown Road extending from Jenkintown Road in a northeasterly direction of approximately 939.60 feet, for curbs and sidewalks; and (7) the south side of Dreshertown Road extending from Limekiln Pike in a northwesterly direction of approximately 212.60 feet, for curbs and sidewalks; and (8) the west side of Limekiln Pike extending from Dreshertown Road in a southwesterly direction of approximately 110.63 feet, for curbs and sidewalks; and

WHEREAS, the Commissioners, aforesaid, have classified the aforesaid improvements, including the excavation, drainage, paving, construction, and the entire cost thereof, including the cost of engineering, legal, advertising, and other similar expenses, be assessed and collected from the owners of the real estate abutting thereon by an equal assessment on the front foot.

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. That concrete curbs, and concrete sidewalks four feet in width, be constructed as follows:

- a. Sidewalks -- On the northerly side of North Hills Avenue between Jenkintown Road and the existing sidewalk on the northerly side thereof, approximately 296 feet east of Jenkintown Road.
- b. Curbs -- On the northerly side of North Hills Avenue for an approximate distance of 164 feet from Jenkintown Road.
- c. Sidewalks -- On the northeasterly side of Jenkintown Road, between North Hills Avenue and Fitzwatertown Road.
- d. Curbs -- On the northeasterly side of Jenkintown Road extending in a northwesterly direction for the approximate distance of 550 feet.
- e. Curbs and Sidewalks -- On the northeasterly side of Jenkintown Road and Limekiln Pike, between Fitzwatertown Road and Twining Road.

f. Curbs and Sidewalks -- On the southerly side of Fitzwatertown Road extending in a northeasterly direction of approximately 939.60 feet from Jenkintown Road.

g. Curbs and Sidewalks -- On the southerly side of Dreshertown Road extending in a northwesterly direction of approximately 212.60 feet from Limekiln Pike.

h. Curbs and Sidewalks -- On the westerly side of Limekiln Pike extending in a southwesterly direction of approximately 110.63 feet from Dreshertown Road.

SECTION 2. Establishing Grades for Curbs and Sidewalks.

The grades for the curbs and sidewalks as directed in Section 1, aforesaid, shall be established by the Township Engineer and shall be as shown on plans and identified "Construction of Sidewalk, Curb and Sewer - Jenkintown Road - North Hills Vicinity - Board of Commissioners - Upper Dublin Township - Montgomery County, Pennsylvania," as prepared by Richard S. Cowan & Associates of Quakertown, Pennsylvania, dated May 12, 1967,

SECTION 3. That the excavation, drainage, paving, and the construction of curbs and sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and all constructed in accordance with the ordinances and regulations of the Township, and under the supervision and inspection of the Township Engineer.

SECTION 4. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 5. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

SECTION 6. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising and similar expenses, etc., shall be assessed against and paid by the owners of real estate abutting on the improvements, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 7. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days<sup>1</sup> notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 8. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it

shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 9. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%), provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment,

the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%), and costs shall become immediately payable and collectable.

SECTION 10. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 9th day of May A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:  President

Attest:  Secretary

ORDINANCE NO. 340  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
(Montgomery County, Pa.)

DESIGNATING AN ADDITIONAL PROJECT FOR UPPER DUBLIN TOWNSHIP AUTHORITY, NAMELY TO ACQUIRE, HOLD, CONSTRUCT, IMPROVE, MAINTAIN, OPERATE, OWN, LEASE EITHER AS LESSOR OR LESSEE, PARKS, RECREATION GROUNDS AND FACILITIES, SWIMMING POOLS, PLAYGROUNDS, LANDS, BUILDINGS, IMPROVEMENTS AND ALL FACILITIES NECESSARY OR INCIDENTAL THERETO LOCATED IN THE TOWNSHIP OF UPPER DUBLIN

WHEREAS, by Ordinance enacted October 7, 1952, known as Ordinance No. 72-A, the Board of Commissioners of the Township of Upper Dublin (the "Township") designated an initial project for Upper Dublin Township Authority, namely "to acquire, hold, construct, improve, maintain, operate, own, lease either as lessor or as lessee, sewers, sewer system or parts thereof and sewage treatment works, including works for treatment and disposing of industrial waste in Upper Dublin Township and for such other territory as it may be authorized to serve"; and

WHEREAS, the Authority proposes to undertake the financing of a park or parks, including recreation grounds and appurtenant facilities in the Township, all for the public interest and benefit; and

WHEREAS, it is appropriate that such project be designated as an additional project for the Authority;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ordains and enacts as follows:



Section 1. The Township hereby designates an additional project to be undertaken by the Authority, namely "to acquire, hold, construct, improve, maintain, operate, own, lease either as lessor or lessee, parks, recreation grounds and facilities, swimming pools, playgrounds, lands, buildings, improvements and all facilities necessary or incidental thereto located in the Township of Upper Dublin".

Section 2. All ordinances and parts of ordinances inconsistent herewith be and the same hereby are repealed absolutely.

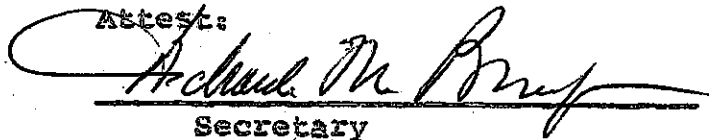
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DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township this 11<sup>th</sup> day of JULY, 1967.

  
\_\_\_\_\_  
President, Board of Township Commissioners

[TOWNSHIP SEAL]

Attest:

  
\_\_\_\_\_  
Secretary

ORDINANCE NO. 341

AN ORDINANCE FIXING CERTAIN GRADES; AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS ON ~~THE WHOLE~~ OF DOUGLAS STREET AND A PORTION OF MEADOWBROOK AVENUE, BOTH PUBLIC HIGHWAYS IN THE TOWNSHIP OF UPPER DUBLIN; LEVYING THE COSTS THEREOF; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

WHEREAS, the Commissioners of Upper Dublin Township have classified the whole of Douglas Street <sup>between Argyle Ave & Meadowbrook Ave</sup> and a portion of Meadowbrook Avenue, both public highways of the Township, for excavation and curbing on both sides, and assessing and collecting of the whole cost thereof from the owners of the real estate whose property abuts thereon by an equal assessment on the front foot, including the expenses of construction, necessary drainage, engineering, legal, advertising and other similar expenses.

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. Curbs - Northwest side of Douglas Street and portion of southwest side of Meadowbrook Avenue: Beginning at the most northern curb return of Argyle Avenue at the point of tangent on Douglas Street; thence northeast, along the northwest curb line of Douglas Street a distance of 483 feet to a point of curb curvature; thence northeast, north, and northwest along the arc of a curve having a radius of 10 feet, an arc distance of 15.77 feet to a point of tangent on the southwest curb line of Meadowbrook Avenue; thence along said curb line of Meadowbrook Avenue a distance of 11.68 feet -- the end of curb construction.

SECTION 2. Curbs - Southeast side of Douglas Street and portion of northeast side of Meadowbrook Avenue: Beginning at a point on the most western curb return of Argyle Avenue onto the southeast curb line of Douglas Street; thence northeast along the southeast curb line of said Douglas Street a distance of 485 feet to a point of curb curvature; thence northeast, north and northwest along the arc of a curve having a radius of 20 feet, an arc distance of 31.54 feet to a point of tangent on the northeast curb line of Meadowbrook Avenue; thence along said curb line of Meadowbrook Avenue a distance of 28.20 feet -- the end of curb construction.

SECTION 3. That the curbs as directed to be constructed in Sections 1 and 2, above, shall be of concrete, and shall be located at the grades, location and distances as shown on "Plan and Sections -- Douglas Street -- Board of Commissioners -- Upper Dublin Township, Montgomery County, Pennsylvania, dated June 16, 1967, prepared by Richard S. Cowan and Associates, Consulting Engineers" and identified as Drawing No. 1 of One.

SECTION 4. That the excavation, drainage, paving, and the construction of curbs and sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and all constructed in accordance with the ordinances and regulations of the Township, and under the supervision and inspection of the Township Engineer.

SECTION 5. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 6. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

SECTION 7. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising and similar expenses, etc., shall be assessed against and paid by the owners of real estate abutting on the improvements, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 8. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 9. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty

of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 10. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%), provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%), and costs shall become immediately payable and collectable.

SECTION 11. If anyone, who has not elected to pay by install-

ments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED AND ORDAINED this 11<sup>th</sup> day of July A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: \_\_\_\_\_

President

Attest: \_\_\_\_\_

Secretary

ORDINANCE NO. 342

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, DESIGNATED THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA AT FORT WASHINGTON AVENUE AND TOWNSHIP LINE ROAD (PENNSYLVANIA AVENUE) FROM "AH APARTMENT " DISTRICT TO "CR-COMMERCIAL" DISTRICT, CLASS L.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same.

SECTION 1: That the Zoning Map adopted and approved as a part of the Upper Dublin Township Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The territory hereafter described be changed from "AH Apartment" to "Cr Commercial-Retail" District:

BEGINNING at a point of tangent of a radius corner on the proposed southeasterly side of Fort Washington Avenue (55.00 feet wide) (as proposed to be widened 5.00 feet on the southeasterly side from its original width of 50.00 feet); said point of tangent being at the tangent distance of 20.07 feet measured North 44 deg. 51 min. East from the point of intersection which the said southeasterly side of Fort Washington Avenue produced, makes with the proposed northeasterly side of Township Line Road (62.50 feet wide) (as proposed to be widened 3.50 feet on the northeasterly side from its former width of 59.00 feet) produced; thence from the place of beginning and along the proposed southeasterly side of Fort Washington Avenue, North 44 deg. 51 min. East 212.10 feet to a point; thence through land of Julius P. and Virginia Heist Schnell, of which

this is a part, the two following courses and distances: (1) South 45 deg. 33 min. East 135.00 feet to a point; thence (2) South 44 deg. 51 min. West 232.50 feet to a point on the proposed northeasterly side of Township Line Road; thence along the proposed northeasterly side of Township Line Road North 45 deg. 22 min. 30 sec. West 114.93 feet to a point of curve of a radius corner; thence by a line extending in a northwest, north and northeasterly direction and curving to the right having a radius of 20.00 feet, the arc distance of 31.49 feet to a point of tangent on the proposed southeasterly side of Fort Washington Avenue, the place of beginning.

ORDAINED and ENACTED this 8th day of August. A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *[Signature]* President

Attest: *[Signature]* Secretary



ORDINANCE NO. 343

AN ORDINANCE TO PROHIBIT THE OPERATION OF MOTOR VEHICLES, TRAILERS, OR SEMI-TRAILERS ON PINETOWN ROAD BETWEEN COMMERCE DRIVE AND SUSQUEHANNA ROAD IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, AS TO THE WEIGHTS AND LOADS THEREON; PROVIDING FOR THE PLACING OF SIGNS; PROVIDING FOR THE ENFORCEMENT THEREOF, AND PENALTIES FOR VIOLATIONS.

WHEREAS, in the opinion of the Board of Commissioners, Pinetown Road between Commerce Drive and Susquehanna Road in Upper Dublin Township is now subject to certain classes of commercial vehicular traffic for which the said highway was not originally designed for from a weight and length standpoint; and

WHEREAS, in the opinion of the Board of Commissioners, this certain road was intended to be only a residential street.

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. That on Pinetown Road between Commerce Drive and Susquehanna Road, vehicular, i.e., motor vehicles, trailers, or semi-trailers, traffic shall be restricted to a maximum gross axle weight of five (5) tons.

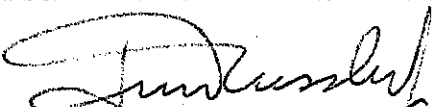
SECTION 2. Signs designating the maximum weight of motor vehicles, trailers or semi-trailers on the aforesaid highway within the Township of Upper Dublin shall be erected at its intersection with other highways, by the Township and maintained by the Township. Said signs shall be of a type and shall be located in accordance with the provisions of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

SECTION 3. Any person or persons, firm or corporation violating any of the provisions of this Ordinance shall be liable to a penalty not exceeding Three Hundred Dollars (\$300.00) for each and every offense, or to imprisonment in the County Jail for a period not exceeding thirty (30) days, or both in the discretion of the Justice of the Peace, together with costs of prosecution.

All prosecutions for violations of this Ordinance shall be by summary proceedings and brought in the name and for the use of the Township of Upper Dublin before a Justice of the Peace. All fines and penalties shall be paid to the Treasurer of the Township to apply to general funds.

APPROVED by the Board of Township Commissioners and ENACTED into an Ordinance this 12<sup>th</sup> day of SEPTEMBER, 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:   
President

Attest:   
Secretary

## ORDINANCE NO. 344

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, DESIGNATED THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA, THE REAR PORTION OF LOTS NOS. 5 AND 6 OF WHEATFIELD SUBDIVISION, SECTION NO. 1, FROM CR-COMMERCIAL-RETAIL DISTRICT, CLASS L, TO A-RESIDENTIAL DISTRICT.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same.

SECTION 1: That the Zoning Map adopted and approved as a part of the Upper Dublin Township Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The territory hereafter described be changed from CR-Commercial-Retail District, Class L, to A-Residential District:

BEGINNING at a point on the southwesterly right-of-way line of Welsh Road, said point being South 46 degrees 31 minutes East 372.85 feet from the intersection of said right-of-way with the right-of-way of Norristown Road and also being the point of beginning of a 10 foot right-of-way widening strip; thence from said point of beginning crossing the 10 foot right-of-way widening strip and extending along the northwesterly line of lots #5 and 6 in Section #1 Plan of Wheatfield Tract, South 43 degrees 29 minutes West 300.00 feet to a point, thence through lot #6 in said plan South 46 degrees 31 minutes East 27.15 feet to a point; thence continuing through lots #6 and #5 in said plan and crossing the 10 foot right-of-way widening strip North 43 degrees 29 minutes East 300.00 feet to a point on the former right-of-way line of Welsh Road (20 feet

distant from the centerline of said road); thence extending along the former right-of-way line of said road North 46 degrees 31 minutes West 27.15 feet to a point, the place of beginning.

ORDAINED and ENACTED this 12<sup>th</sup> day of SEPTEMBER A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *[Signature]* President

Attest: *[Signature]* Secretary

ORDINANCE NO. 345

AN ORDINANCE ESTABLISHING THE RATE OF SPEED ON CERTAIN PUBLIC ROADS SITUATE WITHIN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

The Board of Commissioners of the Township of Upper Dublin, County of Montgomery and State of Pennsylvania, does hereby ordain and enact:

1. The maximum speed on the following highway within the Township of Upper Dublin, Montgomery County, Pennsylvania, is hereby fixed at thirty-five (35) miles per hour:

A. Dreshertown Road, between Camp Hill Road and Bluebird Lane.

2. The maximum speed on the following highways within the Township of Upper Dublin, Montgomery County, Pennsylvania, is hereby fixed at forty (40) miles per hour:

A. Jenkintown Road, between North Hills Avenue and Limekiln Pike.

B. Dreshertown Road, between Bluebird Lane and Limekiln Pike.

3. Speed in excess of the maximum limits provided in Sections 1 and 2 above shall be unlawful.

4. Signs regulating the speed on the aforesaid highways within the Township shall be erected and maintained by the Township, type of signs and location to be in accordance with the provisions of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

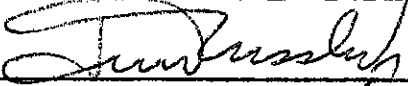
5. Any person violating any of the provisions of this ordinance shall be guilty of a summary offense and when convicted before a Justice of the Peace shall be sentenced to pay a fine of Ten Dollars (\$10.00) and costs of prosecution, and in default of payment thereof shall undergo imprisonment for not more than five (5) days.

6. The method of determining the rate of speed and the enforcement of this ordinance in general shall be provided by the terms of the Vehicle Code of the Commonwealth of Pennsylvania now in existence or hereinafter enacted.

7. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED this 12<sup>th</sup> day of SEPT. A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:  President

Attest:  Secretary

ORDINANCE NO. 346

AN ORDINANCE PROVIDING FOR THE ENFORCEMENT OF THE "DOG LAW OF 1965"; THE CONTROL AND DETENTION OF ANIMALS; PROVIDING FOR THE CONTROL OF ANIMALS TO PREVENT AND PROTECT PERSONS FROM ANIMALS SUSPECTED OF OR INFECTED WITH RABIES; PROVIDING FOR THE PROSECUTION AND PENALTIES FOR VIOLATIONS THEREOF.

The Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby ENACT and ORDAIN:

SECTION 1. Definitions.

1.1 The term "animal" shall apply to dogs as defined by the "Dog Law of 1965" of the Commonwealth of Pennsylvania.

1.2 The term "owner" shall include any "person," including, but not limited to, an individual, partnership, entity, corporation, etc., having a right of property in any animal and any "person" who keeps or harbors an animal, or has an animal in his, her or its care or allows it to remain on or about any premises occupied by him, her or it.

1.3 The term "veterinarian" as used herein shall mean a graduate of a recognized school of veterinary medicine, licensed to practice in the Commonwealth of Pennsylvania, and one as prior approved by the Upper Dublin Township Board of Animal Regulation.

1.4 "Township" shall mean the Township of Upper Dublin, Montgomery County, Pennsylvania.

1.5 "Board of Health" means the Board of Health of Upper Dublin Township.

1.6 "Police" means the Police of Upper Dublin Township.

1.7 "Board of Animal Regulation" means the Board authorized and appointed by virtue of Ordinance No. 315, adopted May 10, 1966, and its amendments.

SECTION 2. That the Police be and are directed to assist the Secretary of Agriculture of the Commonwealth of Pennsylvania in the enforcement of the provisions of the "Dog Law of 1965" enacted December 22, 1965, P.L. 1124, Act No. 437, and any amendments thereto.

SECTION 3. That, in addition to the penalty provided for, in the seizure of an animal, and its detention, as in the Act provided, the owner shall pay to the Township of Upper Dublin, such expenses incurred by any detention by the Township, which amount shall be, from time to time, fixed by the Commissioners upon advice of the Board of Animal Regulation.

SECTION 4. That for the purpose of further protecting the public health and welfare and the prevention, to the extent possible, of persons and animals from rabies, it shall be the duty of the owner of an animal to have his animal, six months or over of age, vaccinated annually by a veterinarian with a preventive vaccination against rabies.

SECTION 5. Within five (5) days following the treatment as required in Section 4, aforesaid, the veterinarian shall complete and file with the Secretary of the Board of Health, a report in the form of a certificate, supplied by the Township, on which there shall be stated, inter alia: (1) breed; (2) sex; (3) age; (4) markings; (5) name and address of owner; (6) license number; (7) the date or dates of vaccination; and (8) veterinarian's identification number.

In addition to the report, the veterinarian shall affix a metal tag bearing an identification number to the collar of the vaccinated animal.



SECTION 6. If in the opinion of the veterinarian, an animal is sick, weak or malnourished to a degree that it will not tolerate the vaccine, he shall so certify such fact in writing on the certificate required by Section 5 hereof.

Upon the recovery of such animal, it shall be vaccinated in the manner provided in this Ordinance.

SECTION 7. Persons bitten by animals. It shall be the duty of any person who has knowledge that an animal has bitten or injured any person, within the Township, to immediately report the facts and the whereabouts, if known, of such animal to the Police, who in turn will promptly communicate such information to the owner of the animal.

SECTION 8. Reporting of an animal accused of biting a person. The owner of any animal accused of biting or injuring a person shall immediately, upon knowledge thereof, report the facts and the whereabouts of such animal to the Police, and furthermore, shall immediately confine such animal in such a manner as will prevent it from escaping and running at large.

SECTION 9. Animals suspected of having rabies. The owner of any animal suspected of having rabies shall immediately cause such animal to be examined by a veterinarian employed by owner, and confined under the supervision of the veterinarian and not released to owner until the veterinarian certifies (on forms provided by the Township) that the suspected animal is free from clinical evidence of rabies and can be released with safety. Such certification shall be prepared, in triplicate, by the examining veterinarian. One copy of certificate shall be retained by each--the veterinarian and owner. The original certificate shall be immediately filed,

by the owner, with the Board of Health.

SECTION 10. Confinement of an animal that has bitten a person, or is suspected of having rabies. Unless released as provided in Section 9, aforesaid, any animal that has bitten a person and is suspected of having rabies shall be

(a) Confined by owner for a period of ten (10) days from date the bite or injury to person occurred; and

(b) Examined by a veterinarian employed by owner. The owner shall file with Police within twenty-four (24) hours of time of bite or injury a written report thereof signed and dated by the examining veterinarian; and

(c) If at any time during said ten (10) day observation period, the animal develops symptoms indicative of rabies, such fact shall be communicated at once by owner and/or examining veterinarian, if any, to the Board of Health. The animal may be removed or relocated at the discretion of the Board of Health, but at the expense of owner; and

(d) At the end of the said ten (10) day observation period, the animal may be subject to further examination by a veterinarian at the discretion of the Board of Health; however, such examination, if required, shall be at the expense of the Township. Thereafter, at the discretion of the Board of Health and in consultation with the examining veterinarian, the animal may be released from confinement; and

(e) Any animal that has bitten or injured a person or another animal shall be made available for inspection by the Board of Health.

(f) No animal under confinement or quarantine shall be removed from the Township, unless authorized, in writing, by the Board of Health.

SECTION 11. Destruction and disposition of animals infected with rabies. When the circumstances permit, an animal infected with rabies should be allowed to die from the disease so that microscopic examination of the animal's brain will be facilitated. However, if it is necessary to destroy an infected animal to protect human beings or other animals, every effort should be made to avoid inflicting any head wounds.

SECTION 12. Ownership unknown, or unable to act. Where the ownership of the animal cannot be then ascertained, or the owner, where known, is unavailable and cannot then act, the Police shall undertake and act on behalf of the owner, as in this ordinance is required of the owner of such animal; however, the expense thereof shall be borne by the owner when ascertained. Pending ascertainment of owner of such animal, the expense shall be borne by the Township, provided the schedule of charges, fees, board and other expenses necessary to administer the retention, examination, disposal, etc., has received the prior approval of the Township, and provided any retention of such animal shall not exceed ten (10) days.

SECTION 13. Costs. The costs of an examination, certifying, reporting, detention, destruction and disposal, as in this ordinance provided (unless otherwise provided herein), shall be assumed and paid by the owner of the animal.

SECTION 14. Rabies Emergency. In the event of an emergency as evidenced by the incidence of rabies in Upper Dublin Township or as

declared by the Pennsylvania State Department of Health of any other authorized Pennsylvania State or Federal Agency, the Upper Dublin Health Officer is hereby authorized in order further to protect the health and welfare of the public, to issue temporary regulations to meet such emergency. Any temporary regulations thus issued shall be in writing and a certified copy thereof filed with the Township Secretary and be available for inspection by the public upon request. A copy of such temporary regulations shall be posted in the Upper Dublin municipal building for inspection of the public.

SECTION 15. Penalties and Fines. Any person failing to comply with any of the provisions, including the payments of the costs as in Section 13 herein provided, shall be liable for each such offense upon conviction before any Justice of the Peace, to a fine of not more than One Hundred Dollars (\$100.00), together with the costs of prosecution, and in default of payment of such fine and costs, to undergo imprisonment for a period not exceeding five (5) days, and each day's failure to comply with any such provisions shall constitute a separable violation.

SECTION 16. Conflicts. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

ADOPTED and ENACTED into an Ordinance this 12th day of September, A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *James J. Sunders* President

Attest: *Richard M. Bump* Secretary

ORDINANCE NO. 347

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, DESIGNATED THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA LOCATED ON THE NORTHWEST CORNER OF LIMEKILN PIKE AND VIRGINIA DRIVE FROM A-RESIDENTIAL DISTRICT TO CR-COMMERCIAL-RETAIL DISTRICT, CLASS L.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same.

SECTION 1: That the Zoning Map adopted and approved as a part of the Upper Dublin Township Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The territory hereafter described be changed from A-Residential District to CR-Commercial-Retail District, Class L:

BEGINNING at a point at the intersection of the Northwest side of Dreshertown Road, 60 feet wide, with the Northeast side of Susquehanna Road, 80 feet wide; thence along the said side of Susquehanna Road North 50 degrees 50 minutes 30 seconds West 166.04 feet to a point a corner of other land of Walter P. Nelson of which this was a part; thence along the same the three following courses and distances to wit, (1) North 40 degrees 30 minutes 30 seconds East 436.54 feet to a point a corner, (2) North 16 degrees 00 minutes 10 seconds West 50 feet to a point a corner, (3) North 73 degrees 59 minutes 50 seconds East 67.26 feet to a point a corner on the Southwest side of Limekiln Pike, 50 feet wide; thence along the same South 16 degrees 00 minutes 10 seconds East 204.54 feet to a point on the aforesaid Northwest side of Dreshertown Road; thence along the same South 40 degrees 30 minutes 30 seconds West 403.45 feet to

the point and place of beginning.

ORDAINED and ENACTED this *10<sup>th</sup>* day of *October* A.D. 1967.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *Laikant Bauman* Vice President

Attest: *Richard M. Prof* Secretary

ORDINANCE NO. 348

AN ORDINANCE ESTABLISHING THE DATES OF REGULAR MEETINGS OF THE COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, DURING THE YEAR 1968.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

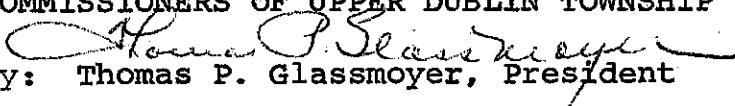
Section 1. The regular meetings of the Commissioners for the year 1968 are fixed as follows:

The second Tuesday of each month, beginning January 9, 1967, at 8 p.m., prevailing time.

Section 2. All meetings shall be held in the Township Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania, unless otherwise specifically directed.

ORDAINED AND ENACTED this 2nd day of January, A.D., 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

  
By: Thomas P. Glassmoyer, President

Attest: Richard M. Brown, Jr., Secretary



ORDINANCE NO. 349

AMENDMENT TO ORDINANCE NO. 291 KNOWN AS THE "SANITATION ORDINANCE AND CODE COVERING THE VENDING OF FOODS AND BEVERAGES," ADOPTED SEPTEMBER 8, 1964, SO AS TO CLARIFY THE INTENT AS TO SCOPE OF PERMIT FEES, ETC.

BE IT ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania:

Section 1. Ordinance No. 291, known as the "Sanitation Ordinance and Code Covering the Vending of Foods and Beverages," is amended as follows:

SECTION X

Permit Fees.

Fees for permits herein required are established as follows:

A. Up to and including four (4) machines placed at a single "Machine Location," the fee shall be \$20.00.

B. For each additional machine placed in the same "Machine Location," as indicated in paragraph A, the permit fee shall be \$5.00.

C. It is the intent that a minimum fee of \$20.00 covering one to and including four machines located at a "Machine Location" as defined in paragraph B of Section I, shall be charged.

ORDAINED AND ENACTED into an Ordinance this 9<sup>th</sup> day of JANUARY A.D., 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Seandeyer  
President

Attest: Richard M. Boy  
Secretary



Ordinance No. 350

An ordinance re-imposing the Realty Transfer Tax for the year 1968 and subsequent years.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the Act of 1947, June 25, P.L. 1145 (titled, The Local Tax Enabling Act), as amended, that

Section 1. The provisions of Ordinance No. 103,B, approved February 12, 1955, as amended by Ordinance No. 240, approved December 28, 1961 and by Ordinance No. 257, approved December 11, 1962, are hereby re-enacted, and incorporated hereby, by reference, for the year 1968 and subsequent years.

Approved this 5th day of February, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

Thomas P. Glaszby  
President

Attest: Richard M. Bruf  
Secretary

ORDINANCE NO. 351

AN ORDINANCE DEFINING AND ESTABLISHING THE MEETINGHOUSE SEWER DISTRICT, AUTHORIZING THE CONSTRUCTION OF SEWERS THEREFOR AND THEREIN WHEN SPECIFICALLY DESIGNATED BY ORDINANCE, ETC.

WHEREAS, the Board of Township Commissioners now wishes to designate and create a certain area in the Township in which area sewers may from time to time be designated by ordinance and constructed.

NOW, THEREFORE, the Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, does hereby ORDAIN and ENACT, as follows:

SECTION 1: There is hereby created in Upper Dublin Township, a sewer area to be known as the Meetinghouse Sewer Area to be bounded and described as follows:

BEGINNING at the centerline of Route 309 Expressway at its intersection with the Upper Dublin Township Line in Tennis Avenue; thence, along the said Township Line in Tennis Avenue in a northeasterly direction to the intersection with the said Township Line in Welsh Road; thence, along the said Township Line in Welsh Road in a southeasterly direction to a point 264.11' beyond the centerline of Purdie Lane; thence, in a southwesterly direction along the rear property lines east of Purdie Lane 747.37' to a point; thence, in a northwesterly and northerly direction along the side property lines to a point 274.0' south of the centerline of Purdie Lane; thence, in a westerly direction along the rear property lines of Purdie Lane 249.89' to the centerline of Holmes Road; thence, in a northerly direction along the centerline of Holmes Road and crossing Purdie Lane and continuing 237.50' beyond Purdie Lane to a point; thence, in a northeasterly direction 118.52' and in a northwesterly direction 425.0' along the property lines to the centerline of Dillon Road and continuing northeasterly 199.0' beyond said centerline to a point; thence, in a southwesterly direction 216.77' along the rear property lines southwest of Dillon Road to a point; thence, in a northwesterly direction along the side property lines to the centerline of Ludwell Drive; thence, in a southwesterly direction along the centerline of Ludwell Drive 50.0' to a point; thence, in a northwesterly direction along the side property lines to Fort Washington Avenue and crossing Fort Washington Avenue and continuing in a northwesterly direction 265.0'

to a point; thence, in a southwesterly and westerly direction along the rear property lines of the lots facing Fort Washington Avenue to a point in the centerline of Fulton Road extended; thence, still along the rear property lines of the lots facing Fort Washington Avenue 150.0' to a point; thence, crossing Fort Washington Avenue and 265.0' beyond the centerline of Fort Washington Avenue to a point; thence, in a westerly direction to the centerline of Limekiln Pike; thence, in a westerly and southwesterly direction and still 265.0' from and parallel to the centerline of Fort Washington Avenue to the centerline of Meetinghouse Road; thence, in a northwesterly direction along the centerline of Meetinghouse Road to the centerline of Fort Washington Avenue; thence, in a southwesterly direction along the centerline of Fort Washington Avenue and crossing Susquehanna Road to a point which is 674.0' northeast of the centerline of Loch Alsh Avenue; thence, in a northwesterly, northeasterly and northwesterly direction along the side property lines of the Upper Dublin School District and extending beyond said property to the centerline of Route 309 Expressway; thence, in a northerly direction along the centerline of Route 309 Expressway and crossing over Susquehanna Road and Butler Pike to the centerline of Tennis Avenue the place of beginning.

The above description is intended to include only the properties within the lines so described.

SECTION 2: Sewers within the above area shall be constructed following ordination by the Township, and when constructed shall be paid for, used and rented pursuant to the ordinances of the Township in such cases made, enacted and adopted.

DULY ENACTED this 13<sup>th</sup> day of February A.D., 1968, by the Board of Township Commissioners of Upper Dublin Township.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Walter P. Sease  
President

Attest: Arthur M. Brey  
Secretary

ORDINANCE NO. 352

AN ORDINANCE OF THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY and the Commonwealth of Pennsylvania, fixing the tax rate for the year 1968 and appropriating specific sums estimated to be required for the specific purposes of the Township government, hereinafter set forth, during the current fiscal year.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Upper Dublin, County of Montgomery, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1968, as follows:

Tax rate for general Township purposes, the sum of seventeen and one half (17-1/2) mills on each dollar of assessed valuation, or the sum of one hundred seventy five (175) cents on each one hundred dollars of assessed valuation.

For debt purposes, the sum of one-quarter (1/4) mill on each dollar of assessed valuation, or the sum of two and one half cents (2-1/2) on each one hundred dollars of assessed valuation.

For Fire Protection purposes, the sum of three-quarter (3/4) mills on each dollar of assessed valuation, or the sum of seven and one-half (7-1/2) cents on each one hundred dollars of assessed valuation.

The same being summarized in tabular form as follows:

Purpose	Mills on each dollar of assessed valuation	Cents on each One Hundred Dollars of Assessed valuation
Tax Rate for General Township Purposes	17-1/2 Mills	\$ 175. Cents
Tax Rate for Debt Purposes	1/4 Mills	2.5 Cents
Tax Rate for Fire Protection	3/4 Mills	7.5 Cents
Total	<u>18 1/2</u> Mills	<u>\$ 185.</u> Cents

SECTION 2. That for the expenses of the Township for the fiscal year 1968 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form - Schedule B:

GENERAL OPERATING FUNDS  
SUMMARY OF ESTIMATED RECEIPTS

(2)

Cash and securities for Appropriation	\$	52,380.44
Receipts from Current Tax Levy		650,010.00
Receipts from Taxes of Prior Years		12,500.00
Other Revenue Receipts		171,825.00
Miscellaneous non-revenue Receipts		383,884.56
Total Estimated Receipts and Cash		\$1,270,600.00

SUMMARY OF APPROPRIATIONS

	<u>Operation &amp; Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<b>General Government:</b>			
Administration	58,660.00	7,475.00	66,135.00
Treasurer and Tax Collector	2,500.00		2,500.00
Township Buildings	13,500.00	1,800.00	15,300.00
TOTAL	74,660.00	9,275.00	83,935.00
<b>Protection to Persons and Property:</b>			
Police	191,413.00	17,200.00	208,613.00
Fire	10,000.00		10,000.00
Building Regulation and Zoning	9,650.00		9,650.00
TOTAL	211,063.00	17,200.00	228,263.00
<b>Health and Sanitation:</b>			
Health Bureau	15,937.00	1,000.00	16,937.00
Garbage, Ash and Rubbish Collection and Disposal	114,320.00	19,500.00	133,820.00
Sanitary Sewers	6,000.00	56,875.00	62,875.00
TOTAL	136,257.00	77,375.00	213,632.00
<b>Highways:</b>			
Streets and Bridges	163,529.00	55,420.00	218,949.00
Street Lighting	17,000.00		17,000.00
TOTAL	180,529.00	55,420.00	235,949.00
<b>Library:</b>			
TOTAL	23,000.00		23,000.00
<b>Recreation:</b>			
Parks and Playgrounds	29,798.00	14,430.00	44,228.00
TOTAL	29,798.00	14,430.00	44,228.00
<b>Miscellaneous:</b>			
Insurance and Pensions	53,875.00		53,875.00
TOTAL	53,875.00		53,875.00
Total for Operation, Maintenance and Capital Outlay			882,882.00

Debt Service:	
Interest	55,718.00
Principal	332,000.00
TOTAL DEBT SERVICE	387,718.00
 Total Appropriations from General Operating Funds	 1,270,600.00

SEWER FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash Balance of Appropriation	10,331.63
Receipts from Sewer Rents	59,500.00
Receipts from Other Revenue Sources	6,500.00
Receipts from Non-Revenue Sources	<u>112,509.50</u>
 Total Estimated Receipts and Cash	 188,841.13

SUMMARY OF APPROPRIATIONS

Operation and Maintenance	49,375.00
Capital Outlay	<u>10,000.00</u>
Total Appropriations from Sewer Fund	<u>59,375.00</u>
 Operating Surplus	 129,466.13

SINKING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash and Securities from Previous Year	20,570.34
Receipts from Current Tax Levy	9,140.00
Interest on Deposits and Securities	800.00
Total Estimated Receipts, Cash and Securities	<u>30,510.34</u>

SUMMARY OF APPROPRIATIONS

Interest to be Paid	796.90
Bonds to be Paid	5,000.00
Other Expenditures	125.00
Total Appropriations from Sinking Fund	<u>5,921.90</u>

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township, Montgomery County, Pennsylvania.

SECTION 4. That any ordinance, or part of ordinance, conflicting with this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

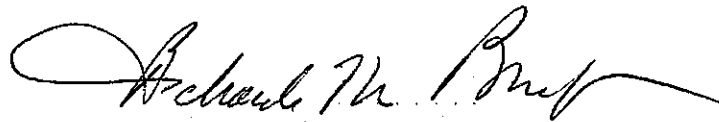
Adopted this 13th day of February, 1968.



President of the Board of Township Commissioners

CERTIFICATION

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 352 enacted by the Commissioners of the Township of Upper Dublin.



Township Secretary

## Ordinance No. 353

An ordinance regulating and/or prohibiting certain uses of public and private properties, including public and private streets, roads, alleys, or highways within the Township of Upper Dublin, Montgomery County, Pennsylvania deemed necessary for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township of Upper Dublin and the inhabitants thereof.

WHEREAS, the Commissioners, by virtue of the laws of "The First Class Township Code" of the Commonwealth of Pennsylvania, deem it necessary, for the health, safety, morals, general welfare, cleanliness, beauty, convenience and comfort of the Township of Upper Dublin and the inhabitants thereof, to regulate and/or prohibit the use of public and private property, including streets, highways, roads, alleys, parking areas, loading and unloading areas of commercial, industrial and institutional establishments within the Township of Upper Dublin.

NOW, THEREFORE, the Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain

Section I. This ordinance shall be known as and may be cited as "The Upper Dublin Township Anti-Litter Ordinance".

Section II. Definitions.

For the purpose of this Ordinance the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not



merely directory.

1. "Garbage"

"Garbage" is putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

2. "Litter"

"Litter" is "garbage", "refuse", and "rubbish" as defined herein and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare.

3. "Park"

"Park" is a park, reservation, playground, beach, recreation center or any other public area in the Township owned or used by the Township and devoted to active or passive recreation.

4. "Person"

"Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

5. "Private Premises"

"Private Premises" is any dwelling house, building, or other structure, designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building, or other structure.

6. "Public Place"

"Public Place" is any and all streets, sidewalks, boulevards, alleys; parking, loading and unloading areas of commercial, industrial, shopping-center and institutional establishments, or other places to which the public has access, and any and all public parks, squares, spaces, grounds and buildings.

7. "Refuse"

"Refuse" is all putrescible and nonputrescible solid wastes (except body wastes), including garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles, and solid market and industrial wastes.

8. "Rubbish"

"Rubbish" is nonputrescible solid wastes consisting of both combustible and non-combustible wastes, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

9. "Vehicle"

"Vehicle" is every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

Section III. Litter in Public Places

No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the Township-except in public receptacles, in authorized private receptacles for collection, or in official Township dumps.

Section IV. Placement of Litter in Receptacles so as to Prevent Scattering

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

Section V. Sweeping Litter into Gutters Prohibited

No person shall sweep into or deposit in any gutter, street or other public place within the Township the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

Section VI. Merchants' Duty to Keep Sidewalks Free of Litter

No person owning or occupying a place of business shall sweep into or deposit in any gutter, street or other public place within the Township the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the Township shall keep the sidewalk in front of their business premises free of litter.

Section VII. The owner or lessee of the common or entire area existing and used for parking, loading and unloading and passageways upon and over each shopping center and commercial area shall be responsible for the maintenance thereof and

shall keep such areas free and clear of litter.

Section VIII. Litter Thrown by Persons in Vehicles

No person, while a driver or passenger in a vehicle, shall throw or deposit litter upon any street or other public place within the Township, or upon private property.

Section IX. Case-Carts

No person, firm or corporation shall place or caused to be placed along any public highway, right-of-way, sidewalk area, occupied or unoccupied private property, any empty or filled milk cases, bread cases or shopping carts.

Section X. No person shall drive or move any truck or other vehicle within the Township unless such vehicle is so constructed or loaded as to prevent any load, contents or litter from being blown from such truck or motor vehicle. Nor shall any person drive or move any vehicle or truck within the Township, the wheels or tires of which carry onto or deposit in any street, alley or other public place, mud, dirt, sticky substances, litter or foreign matter of any kind.

Section XI. Litter in Parks

No person shall throw or deposit litter in any park within the Township except in public receptacles and in such a manner that the litter will be prevented from being carried or deposited by the elements upon any part of the park or upon any street or other public place. Where public receptacles are not provided,

all such litter shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere as provided herein.

Section XII. Litter in Lakes and Fountains

No person shall throw or deposit litter in any fountain, pond, lake, stream, bay or any other body of water in a park or elsewhere within the Township.

Section XIII. Litter on Vacant Lots

No person shall throw or deposit litter on any open or vacant private property within the Township whether owned by such person or not.

Section XIV. The enforcement of the provisions of this Ordinance shall be with the Board of Health.

Section XV. Violations.

Any person who or which shall violate any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not less than \$10.00 or more than \$300.00 for each and every such offense or to imprisonment in the county jail for a period not exceeding thirty days, or both at the discretion of the Justice of the Peace, together with the costs of prosecution. All prosecutions for violations of this Ordinance shall be by summary proceedings and brought in the name and for the use of the Township of Upper Dublin before a Justice of the Peace. Each day of failure to correct a violation, following written notice, shall be considered as a separate violation.

Section XVI. Validity

Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any other part thereof.

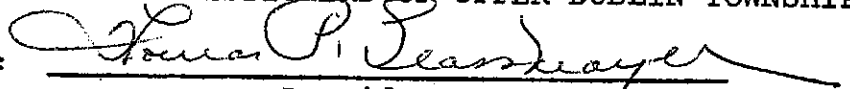
Section XVII. Conflict

All ordinances or parts thereof, in conflict herewith, are hereby repealed.

Approved by the Board of Commissioners and enacted into an ordinance this 12th day of March, 1968.

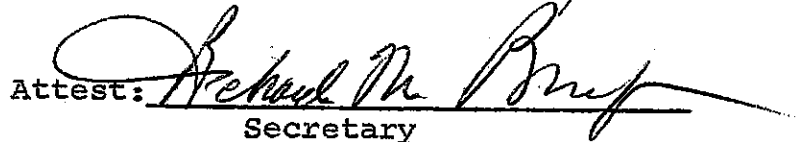
BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:



President

Attest:



Secretary

Ordinance No. 354

An Ordinance Fixing the Direction of Traffic on Argyle Avenue between Douglas Street and Bethlehem Pike, Township of Upper Dublin, Montgomery County, Pennsylvania

BE IT ORDAINED by the Commissioners of the Township of Upper Dublin, County of Montgomery and Commonwealth of Pennsylvania, and it is hereby enacted and ordained by authority of the same:

Section 1. Following the effective date of this ordinance, the direction of vehicular traffic over Argyle Avenue between Douglas Street and Bethlehem Pike shall be permitted only in a westerly direction, that is to say, in the direction of Bethlehem Pike from Douglas Street.

Section 2. That the Township acquire the necessary and proper signs and cause the same to be erected and maintained.

Section 3. Any person, firm or corporation violating any of the provisions of this ordinance shall be subject to a fine of Five Dollars (\$5.00) for the first offense, and Ten Dollars (\$10.00) for each subsequent offense, and in default of payment of fine shall undergo an imprisonment of five days for the first offense, ten days for the second offense, and twenty-five days for each subsequent offense. All fines shall be collected in accordance with the law providing for the same, and shall be

paid over to the Treasurer of the Township.

ORDAINED and ENACTED this 9<sup>th</sup> day of April  
1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Howard P. Stansdroyer  
President

Attest: Richard M. Bump  
Secretary



## Ordinance No. 355

An ordinance amending Ordinance No. 140, Titled The Upper Dublin Township Zoning Ordinance of 1956, as amended, so as to establish a new residential zoning district to be titled "ER - Estate Residence District."

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ordained and enacted by authority of the laws of the Commonwealth of Pennsylvania, as follows:

## Section 1.

That Ordinance No. 140, approved August 20, 1956, known as "The Upper Dublin Township Zoning Ordinance of 1956", as amended, be further amended, as follows:

A. That Section 300 of Article III - Zoning Districts, have added thereto, a new district, titled "ER - Estate Residence District."

B. That Article V have added thereto the following:

Section 503. Permitted uses in "ER - Estate Residence Districts":

1. Agriculture
2. Single-family detached dwelling
3. Accessory use on the same lot, the use of which is customarily incidental to the main use of the same lot.

C. That Article VI "AA Residence District", and any prior and subsequent references thereto in the Zoning Ordinances

of the Township, be deleted from the Township Zoning Ordinances.

D. That in lieu of the deleted Article VI, there be enacted a new Article VI, as follows:

Article VI  
ER - Estate Residence District

Section 600. In an "ER - Estate Residence District" the following regulations shall apply.

Section 601. A lot may be used and a building may be erected, altered or used for any of the uses permitted in Section 503.

Section 602. Required Minimum and Maximum.

Minimum

Lot area - Two acres

Front yard -

width - 150 feet

depth - 60 feet

Side yard (2) - 30 feet each

Real yard - 60 feet

Maximum

Principal building

Height - 35 feet

Accessory building - 20 feet - but not exceeding one story.

Building coverage - 15% of total lot area.

The above requirements shall be maintained regardless of whether the lots are served by either or both an approved sanitary sewage system and an approved public water supply.

Ordained and Enacted this 14th day of May, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

Thomas P. Seandwyer  
President

Richard M. Bury  
Secretary

ORDINANCE N<sup>o</sup> 356

AN ORDINANCE FIXING THE GRADES, AUTHORIZING AND DIRECTING THE CONSTRUCTION OF SIDEWALKS AND CURBS WITHIN THE RIGHT-OF-WAY OF PENNSYLVANIA AVENUE IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, BETWEEN RECH AVENUE AND A POINT OPPOSITE PARK AVENUE (SPRINGFIELD TOWNSHIP); LEVYING THE COSTS THEREOF, PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

The Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

SECTION 1. That sidewalks and curbs shall be constructed on the northerly side of Pennsylvania Avenue between Rech Avenue and Sta. 0+20, in the Township of Upper Dublin, Montgomery County, Pennsylvania, in accordance with Plan Showing Proposed Highway Improvements - Pennsylvania Avenue - Park Avenue to Rech Avenue made for Springfield Township, Montgomery County, Pennsylvania - dated June 25, 1968, by Boucher & James, Inc., Engineers."

SECTION 2. That the excavation and construction of sidewalks and curbs shall be done by the Township and constructed in accordance with the ordinances and regulations of the Township and under the supervision and inspection of the township engineer.

SECTION 3. The township engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 4. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the township engineer.

SECTION 5. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or

draining necessary to properly carry off the flow of surface waters shall be paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot, without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 6. Upon completion of the said project and determination of all costs in connection therewith, the township engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 7. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the township solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with the law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement,

the date of which shall be certified by the township engineer to the Board of Commissioners.

SECTION 8. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six (6) per cent, provided, First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and Third, that a lien be duly filed for the amount of remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five (5) per cent of the unpaid balance, interest at six (6) per cent, and costs shall become immediately payable and collectable.

SECTION 9. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five (5) per cent for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien

is filed for such unpaid assessment.

ENACTED and ORDAINED this 11<sup>th</sup> day of June  
A.D., 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Sandroye  
President

Attest: Richard M. Grier  
Secretary

## ORDINANCE NO. 357

AN ORDINANCE GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT, REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE, OR MAINTENANCE OF ALL BUILDING AND STRUCTURES: TO BE KNOWN AS THE BUILDING CODE OF THE TOWNSHIP OF UPPER DUBLIN: PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS, AND PENALTIES FOR THE VIOLATION THEREOF, IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

The Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain:

SECTION I. There is hereby adopted by the Township of Upper Dublin for the purpose of prescribing regulations governing the design, construction, alteration, enlargement, equipment, repair, demolition, removal, conversion, use or maintenance of all buildings and structures, certain documents marked and designated as Abridged Building Code, 1965, Fourth Edition and Annual Supplements thereto, and the Basic Building Code, 1965 Fourth Edition and Annual Supplements thereto, as published by the Building Officials Conference of America, Inc., and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended by SECTIONS III and IV of this ordinance, of which codes not less than three (3) copies have been and now are filed in the office of the Secretary of the Township of Upper Dublin, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the Township of Upper Dublin.

SECTION II. Definitions.

A. Wherever the word "municipality" is used in the Building Code, it shall be held to mean the Township of Upper Dublin.



B. Wherever the word "building official" is used in the Building Code, it shall be held to mean the Building Inspector or his assistants.

C. Wherever the words "Department of Public Safety" are used in the Building Code, it shall be held to mean the Department of Public Safety of the Township of Upper Dublin.

SECTION III. Amendments made in the Building Code. The Building Code is amended and changed in the following respects:

#### ARTICLE 1

##### SECTION 107.0. DEPARTMENT OF BUILDING INSPECTION

Section 107.0 and its subsections shall read as follows:

107.3. Organization. The Board of Commissioners of the Township of Upper Dublin shall appoint such number of officers, technical assistants, inspectors and other employees as shall be necessary for the administration of the Basic Code.

107.4. Deputy. The Board of Commissioners of the Township of Upper Dublin may designate an employee as their deputy who shall exercise all the powers of the building inspector during the temporary absence or disability of the building inspector.

##### SECTION 109.0. RULES AND REGULATIONS

The following respective subsections shall be amended and read as follows:

109.1. Rule Making Authority. The Department of Public Safety shall have power as may be necessary in the interest of public safety, health and general welfare, to adopt and promulgate rules and regulations to interpret and implement the provisions of the Basic Code to secure the intent thereof and to designate requirements applicable because of local climatic or other conditions; but no such rules shall have the

effect of waiving working stresses or fireresistive requirements specifically provided in the Basic Code or of violating accepted engineering practice involving public safety.

109.3. Promulgation of Rules. Rules and regulations shall become effective immediately upon adoption by the Board of Commissioners of the Township of Upper Dublin.

#### SECTION 110.0. MODIFICATIONS

The subsections of Section 110.0 shall read as follows:

110.1. Variations. When there are practical difficulties involved in carrying out structural or mechanical provisions of the Basic Code or of an approved rule, the Department of Public Safety may vary or modify such provision upon application of the owner or his representative, provided that the spirit and intent of the law shall be observed and public welfare and safety assured.

110.2. Written Modification. The application for modification and the final decision of the Department of Public Safety shall be in writing and shall be officially recorded with the application for the permit in the permanent records of the building department.

#### SECTION 113.0. APPLICATION FOR PERMIT

respective  
The/subsections of Section 113.0 shall read as follows:

113.6. Plot Diagram. There shall also be filed a plot plan drawn on an accurate scale of not less than fifty (50) feet to the inch, with all elevations established from Upper Dublin Datum; it shall show the size and location of all the new construction and all existing structures on the site, distances from lot lines and the established street grades; and it shall be drawn in accordance with an accurate

boundary line survey. In the case of demolition, the plot plan shall show all construction to be demolished and the location and size of all existing buildings and construction that are to remain on the site of plot.

The owner or builder, in filing application for the erection or addition of any building, shall submit to the Bureau of Building Inspection and Zoning four (4) copies of a plot plan to scale, prepared by a Registered Professional Engineer or Land Surveyor. Such plan shall show the following:

- a. Location of property showing nearest intersecting street and distance in feet and decimal parts thereof of property therefrom, together with a North Point.
- b. Dimensions, bearings, and lot numbers as of plan of record.
- c. Plot plan shall indicate whether property is marked by stakes, monuments, etc.
- d. Lot area in square feet to be shown on plot plan.
- e. Building area in square feet to be shown on plot plan.
- f. Plot plan shall indicate the location and size of improvements now erected or proposed to be erected.
- g. Availability of sanitary sewers and/or public water.
- h. Type of zoning.
- i. Proper zoning restriction lines to be marked on plan indicating front yard, side yards, and rear yard. On a corner lot the proper front yard setback shall be shown as provided by Zoning Ordinance, also showing the reduced front yard setback on the long side of the lot.
- j. Streets, rights-of-way, etc., shall be properly marked with dimensions according to plans of record.
- k. Plot plans shall have indicated thereon the proposed method for discharge of rain waters and surface waters from the premises.
- l. In the case of a plot plan being prepared for Zoning Board of Adjustment hearing, the square foot area shall be shown on all

existing buildings, indicating area on each floor.

m. In the case of a plot plan prepared for a Zoning Board of Adjustment hearing, showing a building encroaching in a restricted area, plot plan shall show distance between front, side or rear yard property line and the encroaching building. In addition, all streets or highways, streams, unusual terrain features, gas transmission lines, utility substations and transmission lines, and buildings within 100 feet of property line shall be shown.

n. Plot plans shall be drawn to scale, dated, signed and sealed by the Registered Professional Engineer or Land Surveyor preparing plot plan. Plot plan shall show name of person for whom same is being prepared. The Registered Professional Engineer or Land Surveyor shall also identify the plot plan by a numerical or alpha-numeric system in the lower right-hand corner of the drawing.

SECTION 118.0 FEES

Section 118.0. and its subsections shall read as follows:

118.1. Fees Required. Applicants for permits to be issued under this Ordinance shall pay to the Township at the time of application the fees prescribed in this section. The valuation of the proposed construction or work shall be based upon the entire value of such construction or work. The Building Inspector shall have the right to verify or correct the estimated value of such construction or work.

118.2. New Buildings.

a. Permit fees for new single-family and two-family dwellings and buildings accessory thereto shall be as follows:

For each 250 square feet or fraction thereof up to 1000 square feet, a fee of \$5.00.

Where the total area is more than 1000 square feet, an additional fee on each 500 square feet or fraction thereof in excess of 1000 square feet of \$10.00.

Where the total area is more than 2000 square feet, an additional fee on each 1000 square feet or fraction thereof in excess of 2000 square feet of \$10.00.

The area of any proposed building referred to in this subsection shall be computed from the plans submitted at the time application is made for a permit by multiplying the number of stories, exclusive of unfinished basements and unfinished attics, times the outside area at the level of the first floor.

b. Permit fees for the construction of multiple dwellings, such as tenements, and apartments, and buildings accessory thereto shall be as follows:

For each family unit in a multiple dwelling or a tenement, a fee of \$35.00.

Buildings accessory to multiple dwellings shall be charged for in the same manner as the charge for new single-family and two-family dwellings.

c. Permit fees for dormitories, convents, nurses' homes and similar residence construction shall be as follows:

Fees computed in the same manner as is provided above in subsection 118.2 (a) hereof.

d. Permit fees for business buildings, hotels, rooming houses, boarding houses and all other non-residence construction shall be as follows:

For the first 1000 square feet or fraction thereof, a fee of \$35.00.

Where the total area exceeds 1000 square feet, an additional fee on each 1000 square feet or fraction thereof in excess of 1000 square feet of \$20.00.

The square foot area of any proposed building referred to in this subsection shall be computed from the plans submitted at the time application is made for a permit by adding the area determined from outside dimensions at ten foot intervals from the basement floor to the mean roof elevation or top of wall, whichever is higher, of the uppermost story.

118.3. Alterations, Repairs, and Installation of Permanent Equipment. Permit fees for the alteration, addition, repair or demolition, whether residential or non-residential, of a building, and in the installation of permanent equipment therein, and in the repair of miscellaneous structures, shall be as follows:

For the first \$1000.00 or fraction thereof of the estimated cost, a fee of \$10.00.

For each additional \$1000.00 or fraction thereof of estimated cost in excess of \$1000.00 an additional fee of \$5.00.

For erection of swimming pools, retaining walls, fences, and

other structures of a similar non-residential character, a fee of \$10.00 for each \$1,000.00 of estimated cost or fraction thereof.

118.4. Temporary Buildings. Permit fees for temporary buildings (other than builders' shanties) shall be the same as prescribed in section 118.2. for new buildings. The fee for each renewal permit for a temporary building shall be \$25.00.

118.5. Heating and Air Conditioning Equipment. Permit fees for the installation, conversion, or replacement of heating and air conditioning equipment including oil storage tanks of 550 gallons capacity, or less, shall be as follows:

For the first \$1000.00 or fraction thereof of estimated cost, a fee of \$10.00.

For each additional \$1000.00 or fraction thereof of estimated cost in excess of \$1000.00 an additional fee of \$5.00.

118.6. Fuel Storage Tanks and Gasoline Pumps. Permit fees for the installation of fuel storage tanks of every description, and gasoline pumps shall be as follows:

For fuel storage tanks of every description, a fee of \$10.00 for each 1000 gallons of tank storage capacity or fraction thereof.

For each gasoline pump proposed to be installed a fee of \$10.00.

118.7. Display Signs. The permit fee for a display sign shall be \$5.00 for each \$1000.00 of estimated cost, or fraction thereof.

118.8. Roadside Stands. The fee shall be \$5.00.

118.9. Occupancy Permit. The fee shall be \$3.00.

118.10. The building official shall keep an accurate account of all fees collected for building permits; and such fees collected by him shall be deposited at least monthly in the municipal treasury, or otherwise disposed of as required by law.

SECTION 119.0. VOLUME COMPUTATION.

This section shall be deleted in its entirety.

SECTION 120.0. INDEMNITY BOND

This section shall be deleted in its entirety.

SECTION 121.0. CERTIFICATE OF USE AND OCCUPANCY

The subsections of Section 121.0 shall read as follows:

121.1. New Buildings. No building except a building accessory to a single-family dwelling hereafter erected shall be occupied or used in whole or in part until a certificate of occupancy shall have been issued by the Building Inspector certifying that such building conforms to the provisions of this Ordinance.

121.2. Buildings Hereafter Altered. No building hereafter so enlarged or so altered as to change its classification, and no building hereafter altered for which a certificate of occupancy has not been heretofore issued, shall be occupied or used, in whole or in part, until a certificate of occupancy shall have been issued certifying that the work for which the permit was issued has been completed in accordance with the provisions of this Ordinance.

121.3. Existing Buildings. Nothing in this Ordinance shall prevent the continuance of the use and occupancy of a lawfully existing building except as may be necessary for the safety of life or property. Upon written request from the owner, there shall be issued a certificate of occupancy for an existing building, other than a single-family dwelling or a building accessory thereto, certifying the occupancy or use of such building.

121.4. Temporary Occupancy. Upon written request from the owner,

a temporary certificate for part of a building may be issued, provided that such temporary occupancy or use would not jeopardize life or property.

121.5. Change of Occupancy. No change of occupancy or use shall be made in a building hereafter erected or altered that is not consistent with the last issued certificate of occupancy for such building, unless a permit is secured. In case of an existing building, no change of occupancy or use that would bring it under some special provision of this Ordinance shall be made, unless the Building Inspector finds, upon investigation, that such building conforms substantially to the provisions of law with respect to the proposed new occupancy and use, and a certificate of occupancy is issued therefor.

121.6. Applications. Applications for certificates of occupancy shall be submitted on such forms as the Building Inspector may prescribe. It shall contain such information as may be required by him and shall be verified by affidavit.

121.7. Contents of Certificate. In addition to the certification as to compliance, with the provisions of this Ordinance, the certificate of occupancy shall state the purposes for which the building may be used in its several parts, the maximum permissible live loads on the several floors, the number of individual persons that may be accommodated in the several stories if such number is limited by a provision of law or by the permit, and any special stipulations of the permit.

121.8. Issuance and Filing. A certificate of occupancy shall be issued within ten days after application therefor if the building at the time of application shall be entitled thereto. A record of all



certificates shall be kept in the Township Building and copies shall be furnished, on written request and on the payment of a fee of \$1.00 per copy, to any person having a proprietary interest in the building affected.

#### SECTION 123.0. COMMITTEE ON BUILDING CODE & APPEALS

This section and its subsections shall read as follows:

123.1. The Commissioners may appoint a Committee on Building Code, to serve at the will of the Commissioners.

123.2. It shall be the duty of the Committee on Building Code to review the Building Code and make such recommendation to the Commissioners as the Committee deems necessary.

#### 123.3. Rules.

a. Rules necessary to define or carry out the intent or purpose of this Ordinance, or to set forth conditions under which new materials or methods of construction may be used, may be recommended from time to time by the Building Code Committee to the Commissioners.

b. Rules adopted as herein provided shall have the same force and effect as the provisions of this Ordinance.

c. Any rule may be amended or repealed by the same procedure provided for the adoption of new rules.

123.4. Appeals. An appeal from any decision of the Building Inspector may be taken to the Commissioners. Such appeal shall be made in writing within ten days after such decision has been made, shall be verified by affidavit and filed with the Township Secretary. The appellant or his representative shall have the right to appear and be heard, if such right is requested in the written appeal. A prompt decision of such appeal shall be made. In making the decision, the Commissioners may vary or modify any provision of this Ordinance where there are practical difficulties in the way of executing the strict letter of the

law, so that the spirit of the law shall be observed, public safety secured and substantial justice done. Every action of the Commissioners on such appeals shall be by resolution, copies of which shall be certified to the Building Inspector and the appellant.

#### 126.0. EMERGENCY MEASURES

The following subsection shall read as follows:

126.4. Emergency work. In case there shall be, in the opinion of the Building Inspector, actual and immediate danger of the falling of a building or structure so as to endanger life or property, he shall cause the necessary work to be done to render said building or structure temporarily safe, whether the procedure prescribed in this section has been instituted or not. For this purpose, he may employ such labor and materials as may be necessary. The Township Solicitor shall institute appropriate action against the owner of premises where the unsafe building or structure was located for the recovery of costs incurred in the performance of emergency work.

#### SECTION 127.0. BOARD OF SURVEY

This section shall be deleted in its entirety.

#### SECTION 128.0. VIOLATIONS AND PENALTIES AND ABATEMENT

Section 123.0. and its subsections shall be renumbered as Section 128.0. and shall read as follows:

128.1. Violations and Penalties. Any owner, tenant, building contractor, architect, workman or other person who shall erect, alter, reconstruct, repair, equip or remove, or shall do or cause to be done any work in the erection, alteration, reconstruction, repair, equipping or removal of any building or structure, without the permit required by this Ordinance first having been obtained, or who shall fail to

comply with any of the requirements of the permit or of this Ordinance; or who shall occupy or use or cause or permit to be occupied or used any building or structure, without the certificate of occupancy required by this Ordinance first having been obtained, or contrary to the provisions of the certificate of occupancy or of this Ordinance; or who shall fail to comply with any regulation, order or direction of the Building Inspector; or who shall in any way violate any of the provisions of this Ordinance, shall be liable on conviction thereof, to a fine or penalty not exceeding \$300.00 for each and every offense. And whenever such person shall have been notified by the Building Inspector or by service of summons in a prosecution, or in any other way, that he is committing such violation of this Ordinance, each day in which he shall continue such violation after such notification shall constitute a separate offense punishable by a like fine or penalty. Such fines or penalties shall be collected as like fines or penalties are now by law collected.

128.2. Abatement. Any building or structure erected, altered, reconstructed, repaired, equipped or removed contrary to the provisions of this Ordinance is hereby declared to be a public nuisance and shall be abatable as such.

### ARTICLE 3

#### SECTION 300.0. SCOPE

Section 300.0. and its subsections shall read as follows:

300.1. Fire Zones. Fire zones are to be plotted and designated on the Township Map as and when established by the Commissioners.

300.2. Location. A building or structure shall be deemed to be within the fire limits if more than one-third of the area of a building

or structure is located therein.

300.3. Limitations. Except as hereinafter provided in this section, no building or structure shall be erected or substantially altered within the fire limits, or moved within or into the fire limits, unless it shall be of fire resistive, or heavy timber, or ordinary masonry construction, with a roof covering of incombustible or fire-retardant materials.

Sections 312.0, 313.0, 314.0 and 315.0 and their respective subsections shall be deleted and replaced by Section 312.0. and its subsections as follows:

#### SECTION 312.0. PERMISSABLE PROJECTIONS

312.1. Main cornices or roof eaves located at least twelve (12) feet above the curb level shall project not more than three (3) feet beyond the building line.

312.2. Belt courses, lintels, sills, architraves, pediments and similar architectural decorations shall project not more than four (4) inches beyond the building when less than ten (10) feet above curb level, and not more than ten (10) inches beyond the building line when ten (10) feet or more above curb level.

312.3. Ornamental columns, or pilasters including the bases and mouldings which emphasize the main entrance of a building shall project not more than twelve (12) inches beyond the building line.

312.4. Balconies located at least ten (10) feet above curb level shall project not more than eighteen (18) inches except that when a balcony is required in connection with a fire escape or exterior stairway as a means of egress no portion of this construction shall be permitted to encroach into the required front or side yard restricted areas.

312.5. Awning covers or boxes located at least eight (8) feet above the curb level shall project not more than sixteen (16) inches.

#### ARTICLE 5

##### SECTION 508.0. LIGHTING AND VENTING OF SPECIAL SPACES

Subsection 508.3. shall be amended to read:

508.3. Crawl Spaces. In building and structures constructed without basements, in which the first floor construction does not bear directly on the ground, a clear space shall be provided under the first floor not less than twenty-four (24") inches in depth; and such space shall be vented with screened openings having a clear area of not less than one-third (1/3) of one (1%) per cent of the enclosed building area, or shall be provided with other means of ventilation approved by the building official. When floating mat foundations are provided in accordance with Section 729.2 the requirement for ventilation shall not apply.

#### ARTICLE 8 - PART A

##### SECTION 825.0. PLYWOOD

Section 825.0. and its subsections shall read as follows:

825.1. Definition. Plywood is a laminated board or panel, consisting of an odd number of veneer sheets placed alternately crosswise and bonded together with either water-resistant or waterproof adhesives, each stronger than the wood itself.

825.2. Conformance with Standard Tests for Durability. All plywood when used structurally (including among others, use for siding, roof and wall sheathing, sub-flooring, diaphragms and built-up beams), shall bear the identification of an approved testing agency as to type and grade, species of veneer, and conformance with the applicable U. S. Commercial Standard. All plywood when permanently exposed in outdoor application shall be of Exterior Type.

825.3. Exterior Wall Coverings. (Wood Frame Construction, Including Wood in Combination with Other Materials, Unless Otherwise Prohibited). Plywood -- Where plywood is used for covering the exterior of outside walls, and soffits, it shall be of the Exterior Type, not less than 3/8"

thick. Panel joints shall be backed solidly by studs or by nailing pieces not less than 2" wide, except over sheathing or where applied as lapped siding, or otherwise made waterproof to the satisfaction of the Building Inspector.

825.4. Plywood Side-wall Sheathing. Sheathing shall be not less than 3/8" in thickness and no closer than 18" to the ground unless it is of exterior grade but in no case less than 12" above finished grade.

825.5. Plywood Sheathing of Roofs. Where Plywood is to be used on roofs of more than 3" in 12" pitch with rafters on 16" on center no less than 3/8" rough shall be used.

Where the roof is less than 3" in 12" pitch and rafters on 16" on center there shall be no less than 1/2" in thickness.

Where the rafters are spaced at 24" on center there shall be no less than 1/2" in thickness using clips between rafters.

All plywood grain must run at right angles to rafters.

825.6. Plywood for Sub-floor. Where plywood is used for sub-flooring under 3/4" or thicker finished flooring, 1/2" rough plywood may be used.

Where floor covering of less than 3/4" is to be used there shall be no less than 5/8" plywood sub-floor.

825.7. Nailing of Plywood. Plywood sheathing on roofs or side-walls and plywood sub-flooring shall have nailing to at least 6 penny common nails spaced not more than 6" on centers on edge bearings and 12" on other bearings. Exterior plywood siding where also functioning as structural sheathing shall have equivalent nailing.

#### ARTICLE 8 - PART C

##### SECTION 859.0. ENCLOSURE WALLS

Subsection 859.3. shall read as follows:

859.3. Drainage. Unless otherwise provided, splash blocks shall be installed at the bottom of down spouts, and shall be constructed of concrete or other acceptable material to carry the water at least three feet from the building. Rain conductors shall not discharge water over the sidewalk of a street but shall be installed under the sidewalk through metal pipe so as to discharge water into the gutter at the curb line.

ARTICLE 13

SECTION 1308.0 EXCAVATIONS

Subsections 1308.21, 1308.22 and 1308.23 shall read, as follows:

1308.21. When an excavation extends more than three feet below the curb grade at the common property line, or below the surface of the ground where there is no such curb grade, the person causing such excavation to be made shall, if afforded the necessary consent to enter upon adjoining land, at his own expense, preserve and protect from injury every building or structure, the safety of which may be affected by such excavation, and when necessary, shall underpin and support the same by proper foundations, irrespective of the depth to which the foundations of such building or structure may extend. If the necessary consent is not accorded to the person making the excavation, then it shall be the duty of the person refusing such license to preserve and protect such building or structure from injury and, when necessary, to underpin and support the same proper foundations, and for that purpose such person shall when necessary be permitted to enter upon the premises where such excavation is being made.

1308.22. When an excavation extends not more than three feet below the curb grade at the common property line, or below the surface of the ground where there is no such curb grade, the owner of a building or structure, the safety of which may be affected by such excavation, shall preserve and protect the same from injury and when necessary shall underpin and support the same by proper foundations. For such purpose, he shall be permitted, if necessary, to enter upon the premises where such excavation is being made.

1308.23. In case there is a party wall along a lot line of the premises where an excavation is being made, the person causing the excavation to be made, shall at his own expense, preserve such party wall in as safe a condition as it was before the excavation was commenced and shall when necessary underpin and support the same by proper foundations.

SECTION IV. Miscellaneous Deletions.

The following ARTICLES and/or Sections shall be deleted, to wit:

ARTICLE 14 - SIGNS & OUTDOOR DISPLAY STRUCTURES

ARTICLE 17 - PLUMBING, DRAINAGE & GASPIPING

Section 124.2 of ARTICLE 1

Section 425.0, including its subsections of ARTICLE 4

Section 426.0, including its subsections of ARTICLE 4

Section 1016.0 of ARTICLE 10

Section 1017.0, including its subsections of ARTICLE 10

Section 1135.0, including its subsections of ARTICLE 11

Section 1136.0, including its subsections of ARTICLE 11

Section 1137.0, including its subsections of ARTICLE 11

SECTION V. Repeal of Conflicting Ordinances.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance or of the code hereby adopted are hereby repealed.

SECTION VI. The Board of Township Commissioners of the Township of Upper Dublin hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the Board of Township Commissioners that it would have passed all other portions



of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

ENACTED and ORDAINED this *9<sup>th</sup>* day of *July*, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

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President

Attest:

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Secretary

## ORDINANCE NO. 358

AN ORDINANCE FIXING THE GRADES, AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS ON BOTH SIDES OF HIGHLAND AVENUE BETWEEN BETHLEHEM PIKE AND THE VICINITY OF THE 309 EXPRESSWAY AND SIDEWALKS ON PORTIONS OF EACH SIDE OF HIGHLAND AVENUE BETWEEN BETHLEHEM PIKE AND THE 309 EXPRESSWAY, A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA; LEVYING THE COSTS THEREOF UPON THE ABUTTING PROPERTY OWNERS; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

SECTION 1. Concrete curbs shall be constructed, as follows:

- a. On the southerly side of Highland Avenue, a public highway in the Township of Upper Dublin, Montgomery County, Pennsylvania, beginning at Bethlehem Pike and extending in an easterly direction approximately 2,363 feet, and
- b. On the Northerly side of Highland Avenue, beginning at Bethlehem Pike and extending in an easterly direction approximately 3,057 feet.

SECTION 2. Concrete sidewalks shall be constructed as follows:

- a. On the southerly side of Highland Avenue, a public highway in the Township of Upper Dublin, Montgomery County, Pennsylvania, beginning at Bethlehem Pike and extending in an easterly direction approximately 2,223 feet to a point on the westerly side of the 309 Expressway easement, and
- b. On the northerly side of Highland Avenue, a public highway in the Township of Upper Dublin, Montgomery County, Pennsylvania, beginning at a point approximately 50 feet west of the 309 Expressway easement and extending in an easterly direction approximately 884 feet.

SECTION 3. That the curbs and sidewalks shall be constructed of concrete in accordance with the ordinances of the Township of Upper Dublin, and shall be at the grades, location, etc. as shown on Plan and Profile prepared by Richard S. Cowan & Associates, Inc., Consulting Engineers, dated August 13, 1968 and consisting of drawings 1 to 20, both inclusive.

SECTION 4. That the excavation and construction of sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and constructed in accordance with ordinances and regulations of the Township and under the supervision and inspection of the Township Engineer.

SECTION 5. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

SECTION 6. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed by or under the direction of the Township Engineer.

SECTION 7. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters shall be paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot, without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 8. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent or left on the assessed premises, in accordance with the

provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 9. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 10. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six (6%) per cent, provided First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest at the expiration of each annual period succeeding date of the assessment. Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment, and Third, that a lien shall

be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five (5%) per cent of the unpaid balance, interest at six (6%) per cent, and costs shall become immediately payable and collectable.

SECTION 11. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five (5%) per cent for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 13th day of August  
A.D. 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Seashnayer  
President

Attest: Richard M. Bray  
Secretary

## ORDINANCE NO. 359

AN ORDINANCE AMENDING ORDINANCE NO. 357, ADOPTED July 9, 1968, IDENTIFIED AS THE BOCA BUILDING CODE SO AS TO PROVIDE FOR REGULATIONS AS TO MOTELS, THEIR HEIGHT, MATERIAL REQUIREMENTS, PROVISION FOR SPRINKLERS, ETC.

The Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain:

SECTION I. Ordinance No. 357 known as the BOCA Building Code, adopted July 9, 1968 is amended as follows:

## SECTION 426.0 MOTELS

All buildings and accessory structures used as motels shall comply with the requirements and limitations of the Basic Code for the occupancy and use for which they are designed and as hereafter specifically required, as follows:

426.1. No structure shall exceed thirty-five (35) feet in height.

426.2. Each motel building and accessory structure shall be constructed of noncombustible materials as required for Type 2A Noncombustible Construction (Section 216.0).

426.3. Each motel building shall be fully equipped with an approved automatic sprinkler system. Automatic sprinkler systems shall be of standard approved types, so installed and maintained as to provide coverage for all portions of the premises.

426.4. Each motel building shall be equipped with an approved automatic fire alarm system.

426.5. The walls separating each living unit shall extend to the roof and be parapeted above the roof so as to prevent an attic common to more than three (3) residential units.

426.6. Driveways and Parking Spaces. A vehicular parking space, at least ten (10) feet in width by twenty (20) feet in length, shall be provided for each residential unit. No parking shall be permitted within twenty-five (25) feet of any motel building. In addition to the required parking spaces for vehicular parking in connection with the residential use, a parking space of a like size shall be provided for each nonresidential use, conducted on premises, as is required for specific nonresidential use by the zoning ordinances of the Township. Access lanes shall be provided for each row of cars not less than twelve (12) feet in width.

426.7. No exposed storage of waste materials, etc. shall be permitted.

426.8. Electric Illumination. Underground electric light wiring shall be provided on approved standards to furnish adequate illumination of driveways and lanes as required by the Township for street lighting, but in no case shall such illumination be less than one foot candle, and furthermore such illumination shall be shaded as to restrict the light to the motel area and to prevent a nuisance to the area adjacent thereto.

426.9. When deemed necessary by the Fire Board of the Township, there shall be installed properly placed fire hydrants, piped to an adequate water supply and equipped in accordance with the requirements of the Fire Board.

426.10. The electric wiring of each building and accessory structures shall be carefully inspected and shall meet the conditions, requirements and procedures of Article 15.

SECTION II. The Board of Township Commissioners of the Township of Upper Dublin hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the Board of Township Commissioners that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

ENACTED and ORDAINED this thirteenth day of August, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

Thomas P. Sears  
President

Attest:

Richard M. Bruf  
Secretary



## ORDINANCE NO. 360

AN ORDINANCE AMENDING ORDINANCE NO. 322, ENACTED November 15, 1966, BY CHANGING THE BOUNDARIES OF THE ROSE VALLEY SEWER DISTRICT, DESIGNATING THE "ROSE VALLEY SEWER DISTRICT", AS NOW CONSTITUTED AS A PRESENT SEWER SERVICE AREA OF UPPER DUBLIN TOWNSHIP AND AUTHORIZING THE CONSTRUCTION OF SEWERS THEREFOR AND THEREIN; GRANTING RIGHTS ON, OVER AND UNDER STREETS IN SAID ROSE VALLEY SEWER DISTRICT.

WHEREAS, by Ordinance No. 72A, dated October 7, 1952, the Board of Township Commissioners of Upper Dublin Township created the Upper Dublin Township Authority and in said ordinance designated an initial project for said Authority as follows: to acquire, hold, construct, improve, maintain, operate, own, lease, either as lessor or lessee, sewers, sewer systems or parts thereof, and sewage treatment works, including works for the treatment and disposing of industrial waste in Upper Dublin Township, and for such other territory as it may be authorized to serve; and

WHEREAS, by Ordinance No. 322, enacted November 15, 1966, the Board of Township Commissioners created the "Rose Valley Sewer District", as is therein more particularly described; and

WHEREAS, the Board of Township Commissioners now wishes to change the boundaries of the aforesaid Rose Valley Sewer District.

NOW, THEREFORE, the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS that:

SECTION NO. 1. The provisions of Ordinance No. 322, enacted November 15, 1966, are hereby amended to read in full as follows:

SECTION 1. There is hereby created in Upper Dublin Township a sewer district to be bounded and described as follows:

BEGINNING at a point in Route 309 (Bethlehem Pike), the intersection of a line in Route 309 dividing the Township of Upper Dublin and the Borough of Ambler with line in Tennis Avenue, dividing the Township of Upper Dublin and the Township of Lower Gwynedd; thence extending Northeastwardly along the line dividing the Township of Upper Dublin and the Township of Lower Gwynedd to its intersection with the westerly side of State Highway Legislative Route 782 (309 Expressway); thence extending in a southeasterly direction along State Highway Legislative Route 782 to a point; thence in a southeasterly direction and crossing State Highway Legislative Route 782, as follows: (1) in a southeastwardly direction and along line of property of the Borough of Ambler, approximately 250 feet to a point, a corner of land of the School District of Upper Dublin; (2) along line dividing property of Garrison Bub, et ux and the School District of Upper Dublin, as follows: (a) South 51 degrees 16 minutes 30 seconds east 512.76 feet, and (b) south 51 degrees 20 minutes 30 seconds east 783.24 feet, and (c) north 38 degrees 12 minutes east 58.91 feet to a point a corner of land now or late of the Estate of Anthony J. Abraham, deceased; (3) by line of land dividing properties of Abraham aforesaid, and the School District of Upper Dublin, south 51 degrees 18 minutes east 375.20 feet to a point a corner of land now or late of Woodrow W. Sheppard, et ux; (4) by Sheppard's land south 37 degrees 27 minutes west 208.71 feet to a point in line of land of Margaret H. Gordon; (5) by line of land dividing the Gordon property and the School District of Upper Dublin, (a) North 51 degrees 18 minutes west 186.03 feet, and (b) south 37 degrees 54 minutes west 490.61 feet to a point in line of land, now or late of Russel Bracegirdle, et ux; (6) by lines of land dividing the Bracegirdle and School District property as follows: (a) North 51 degrees 31 minutes west 20 feet, (b) South 37 degrees 54 minutes west 238.26 feet, and (c) South 51 degrees 39 minutes east 601.16 feet to the center of Fort Washington Avenue, as laid out 50 feet wide; thence South 37 degrees 32 minutes 30 seconds West 647.50 feet to a point, the intersection of the center lines of Fort Washington Avenue and Loch Alsh Avenue; thence in a southwesterly direction and along the center line of Fort Washington Avenue to its intersection with the center line of Highland Avenue; thence Northwestwardly along the center line of Highland Avenue to a point in Route 309 (Bethlehem Pike), which point is in line dividing the Township of Upper Dublin and the Borough of Ambler; thence in a Northerly direction along the line dividing the Township of Upper Dublin and the Borough of Ambler to its intersection with the center line in Tennis Avenue, the point of beginning.

The above description is intended to include all properties within the lines so described and, for construction of sanitary sewers and

the assessments, including the collection of the costs thereof, and all properties in the Township of Lower Gwynedd, Montgomery County, Pennsylvania, abutting the sewers to be constructed in Tennis Avenue, between Route 309 and State Highway Legislative Route No. 782.

SECTION 2. The said Rose Valley Sewer District is hereby designated as a sewer service area of Upper Dublin Township Authority, and the said Authority is authorized and directed to construct sewers for and in the Rose Valley Sewer District.

SECTION 3. The Township hereby grants to the Authority all and every easement, right of way and other rights necessary or desirable, on, over or under the streets within the Rose Valley Sewer District for the purposes of constructing, operating and maintaining sewers therein.

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, this 13th day of August, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Howard P. Seendreyer  
President

Attest: Arthur M. Brey  
Secretary

## ORDINANCE NO. 361

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA AT OR NEAR THE INTERSECTION OF LIMEKILN PIKE AND TWINING ROAD TO B-RESIDENTIAL DISTRICT AND CR-COMMERCIAL-RETAIL DISTRICT, CLASS L.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

SECTION 1. That the zoning map adopted and approved as a part of the Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The territory hereafter described be changed from A-Residential District to CR Commercial-Retail District, Class L:

BEGINNING at a point on the Southeast side of Twining Road, proposed 70 feet wide, said Southeast side being located 40 feet Southeast of the center line of Twining Road, presently 60 feet wide, said point of beginning being located South 47 degrees 06 minutes East 10.0 feet from a point, said last mentioned point being located North 42 degrees 54 minutes East 443.53 feet from the point of intersection of the Southeast side of Twining Road, 60 feet wide, with the Northeasterly side of Limekiln Pike, 50 feet wide; thence from the point of beginning South 47 degrees 06 minutes East 277.10 feet to a point; thence South 42 degrees 54 minutes West 396.44 feet to a point in line of land of Leighton Appleman; thence along the same the two following courses and distances to wit, (1) North 20 degrees 39 minutes 40 seconds West 20.27 feet to a point, (2) South 69 degrees 00 minutes West 164.97 feet to a point on the proposed Northeast side of Limekiln Pike, said side line being located 40 feet from the original center line; thence along the same North 17 degrees 06 minutes West 157.72 feet to a point of curvature; thence partly along the same and partly along the aforementioned Southeast side of Twining Road, 70 feet wide, by a curved line bearing to the right in a Northwesterly to Northeasterly direction with a radius of 97 feet for an arc distance of 101.58 feet to a point of tangency; thence along the aforesaid Southeast side of Twining Road, widened to 70 feet, North 42 degrees 54 minutes East 375.98 feet to the point and place of beginning.

(b) The territory hereinafter described be changed from A-Residential District to B-Residential District:

BEGINNING at a point on the Southeast side of Twining Road, proposed 70 feet wide, said Southeast side being located 40 feet Southeast of the center line of Twining Road, presently 60 feet wide, said point of beginning being located South 47 degrees 06 minutes East 10.0 feet from a point, said last mentioned point being located North 42 degrees 54 minutes East 443.53 feet from the point of intersection of the Southeast side of Twining Road, 60 feet wide, with the Northeasterly side of Limekiln Pike, 50 feet wide; thence from the point of beginning along the aforesaid Southeast side of Twining Road, widened to 70 feet, North 42 degrees 54 minutes East 195.48 feet to a point; thence North 47 degrees 06 minutes West 8.0 feet to a point on the Southeast side of Twining Road, proposed 62 feet wide; thence along the same North 42 degrees 54 minutes East 780.0 feet to a point in line of land of the Pebblewood Subdivision; thence along the same the three following courses and distances to wit, (1) South 47 degrees 06 minutes East 598.00 feet to a point, (2) South 42 degrees 54 minutes West 30.0 feet to a point, (3) South 47 degrees 06 minutes East 594.00 feet to a point; thence South 43 degrees 29 minutes 30 seconds West 176.74 feet to a point a corner of land of T. V. Williams; thence along the same South 73 degrees 19 minutes 28 seconds West crossing and recrossing the Sandy Run Creek several times 1,454.69 feet to a point; thence North 30 degrees 39 minutes 40 seconds West 191.52 feet to a point; thence North 42 degrees 54 minutes East 396.44 feet to a point; thence North 47 degrees 06 minutes West 287.10 feet to the point and place of beginning.

ORDAINED and ENACTED this *13th* day of *AUGUST*  
A.D., 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *Howard P. Stanger*  
President

Attest: *Richard M. Guff*  
Secretary

ORDINANCE NO. 362

AN ORDINANCE FIXING THE GRADES, AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS AND SIDEWALKS ON BOTH SIDES OF ANBURY LANE, A PUBLIC HIGHWAY OF THE TOWNSHIP OF UPPER DUBLIN, BEGINNING AT THE INTERSECTION OF ANBURY LANE WITH PATRICIA AVENUE AND EXTENDING ALONG ANBURY LANE IN A SOUTHEASTWARDLY DIRECTION 750 FEET; LEVYING THE COSTS THEREOF UPON THE ABUTTING PROPERTY OWNERS; PROVIDING FOR THE COLLECTION THEREOF; THE FILING OF LIENS, ETC.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby Enact and Ordain the following:

SECTION 1. Concrete curbs and sidewalks shall be constructed on both sides of Anbury Lane, as follows:

BEGINNING at a point, the intersection of Patricia Avenue and Anbury Lane, public highways within the Township of Upper Dublin, and ending at a point approximately 750 feet measured in a southeastwardly direction along the center line of Anbury Lane from the point of beginning.

SECTION 2. That the curbs and sidewalks shall be constructed of concrete in accordance with the ordinances of the Township of Upper Dublin, and shall be at the grades, location, etc. as shown on Plan and Profile prepared by Richard S. Cowan & Associates, Inc., Consulting Engineers, dated September 10, 1968.

SECTION 3. That the excavation and construction of sidewalks shall be done by the Township by contract, awarded to the lowest responsible bidder, and constructed in accordance with ordinances and regulations of the Township and under the supervision and inspection of the Township Engineer.

SECTION 4. The Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the

Township in all things in connection with said work, and to estimate assessments.

SECTION 5. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed by or under the direction of the Township Engineer.

SECTION 6. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters shall be paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot, without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 7. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

SECTION 8. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor

against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 9. Any owner of property assessed shall have the option of paying the same in five equal annual installments, bearing interest at the rate of six (6%) per cent, provided First, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest at the expiration of each annual period succeeding date of the assessment. Second, that notice of intention to exercise such option given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment, and Third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five (5%) per cent of the unpaid balance, interest at six (6%) per cent, and costs shall become immediately payable and collectable.

SECTION 10. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the



assessment shall have been levied and served, then there shall be imposed the penalty of five (5%) per cent for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 10th day of September, A.D. 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Glasskoepf  
President

Attest: Richard M. Brey  
Secretary

363  
ORDINANCE NO. \_\_\_\_\_  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
(Montgomery County, Pa.)

APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT AMONG THE TOWNSHIP, UPPER DUBLIN TOWNSHIP AUTHORITY AND GIRARD TRUST BANK, PHILADELPHIA, PA. CONCERNING THE TEMPORARY FINANCING OF THE FARM LANE - HIGHLAND AVENUE SANITARY SEWER PROJECT

WHEREAS, it is imperative that Upper Dublin Township Authority (the "Authority") now proceed with the construction of a certain sewer line, which, with the exception of two connection areas, will be within the Rose Valley Sewer District, said sewer line having been designated as the "Farm Lane - Highland Avenue Sanitary Sewer Project (the "Project"); and

WHEREAS, Girard Trust Bank, Philadelphia, Pa. (the "Bank"), in order to temporarily finance the cost of construction of the Project, is willing to lend to the Authority the sum of \$150,000, conditioned upon the execution by the Authority of its Bond Anticipation Note No. 1, in a like principal amount, issued pursuant to an agreement to be dated as of November 1, 1968 (the "Agreement"); and

WHEREAS, as a condition of the loan, the Bank has requested that the Township of Upper Dublin (the "Township") be a party to the Agreement;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ORDAINS and ENACTS that:

Section 1. The form of the Agreement as presented to this meeting and the covenants of the Township therein contained are hereby approved and authorized and the President or Vice-President of the Board of Commissioners of the Township and the Secretary thereof are hereby authorized

and directed to execute the Agreement in such form, to affix thereto the corporate seal of the Township and to deliver the same to the Authority.

Section 2. The President or Vice-President of the Board of Commissioners of the Township and the Secretary and Treasurer thereof are hereby authorized and empowered to execute any and all papers and documents and to do or cause to be done any and all acts and things necessary or proper for the execution or carrying out of this resolution and of the Agreement above referred to.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed absolutely.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, this 8<sup>th</sup> day of October, 1968.

By Samuel C. Conroy  
VICE President, Board of Commissioners

[TOWNSHIP SEAL]

Attest:

Richard M. Bony  
Secretary

ORDINANCE NO. 364

AN ORDINANCE RE-ENACTING AND AMENDING ORDINANCE NO. 180, ADOPTED DECEMBER 10, 1957, CREATING A MUNICIPAL POLICE PENSION FUND BENEFIT PLAN, ETC.

BE IT and it is hereby enacted and ordained by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

SECTION 1. The Township hereby recreates a municipal police pension plan to be known as Upper Dublin Township Police Pension Plan, to be maintained by a charge against each member of the police force, by annual appropriations made by the Township and by payments made by the State Treasurer to the Township Treasurer from the moneys received from taxes paid upon premiums by foreign casualty insurance companies, and by gifts, grants, devises or bequests.

SECTION 2. Unless otherwise expressly stated, the following words shall, for the purposes of this ordinance have the meaning set after them:

A. Act. The Act, adopted and approved by the Legislature and Governor of the Commonwealth of Pennsylvania, beginning with the Act of 1957, July 10, P.L. 676, as amended, authorizing the establishment, maintenance and distribution of pensions for township police.

B. Beneficiary or Beneficiaries. Shall be a member as shall receive honorable discharge from the Township police force by reason of age and service, or disability, and the families of such member as may be killed in the service.

C. Commissioners. The duly elected and acting Commissioners of Upper Dublin Township.

D. Continuous Service. Shall mean full-time employment with the Township, including periods of absence which are approved by the Board of Township Commissioners or arise by operation of law.

E. Disability.

1. Total Disability shall be defined as follows:

a. During the first twenty-four months. Inability to work, as a Member, solely because of disease or injury.

b. After the first twenty-four months. Inability to work at any reasonable occupation.

c. The rights and obligations of a Member as in paragraphs a and b herein are provided, shall be subject to the following interpretations:

(1) Reasonable Occupation. A "reasonable occupation" shall mean any gainful activity for which a Member is or may reasonably become fitted by education, training or experience.

(2) To be totally disabled, Member shall be under the care of a legally qualified physician.

(3) Working at any reasonable occupation during the first twenty-four months of disability shall remove member from total disability benefits, however, a Member engaged and working under an "approved rehabilitation program" shall be considered to be still totally disabled and eligible for income benefits.

(4) Member shall be required to submit evidence that he has applied for all "other income benefits" for which he may be eligible, along with a statement of the amounts of these "other income benefits".

(5) Total disability shall be further dependent upon Member (a) submitting proof, upon request

by the Township, and/or (b) submission and examination by a legally qualified physician engaged and paid by the Township.

F. Family. Widow and natural or adopted children of a Member.

G. Committee. The Committee shall consist of five adult residents of Upper Dublin Township, appointed annually by the Commissioners, the chairman of which shall be a Commissioner. The remaining four members shall be licensed Pennsylvania Life Insurance Agents. The Committee shall, with the approval of the Commissioners, adopt such rules and regulations, as it deems necessary to carry out the provisions of this ordinance; shall, at least annually review the contracts of insurance and make such recommendations to the Commissioners as it deems proper as to contracts and benefits. Each member of the Committee shall serve without compensation, however, with the exception of the chairman, a member may act as an insurance broker or agent and receive a commission on any contract of insurance purchased for the Plan.

H. Member. A regular appointed person of the police force of Upper Dublin Township.

I. Plan. The police pension fund or pension annuity authorized and ordained by the Act.

J. Retirement Dates. The first day of any month concurrent or subsequent to Member's birthday as follows:

1. Permissive. The date upon which a member completes his "continuous service" with the Township and meets the age qualification or is disabled.

2. Deferred. A date between the date of Permissive Retirement and a date not more than five years after the date of Permissive Retirement.

K. Secretary. Secretary of the Township.

L. Credited Service. A member's current period of continuous service with the Township at any time of reference, provided the following absence shall not be deemed to interrupt the continuity of the service.

1. PRESENT CREDITED SERVICE. Absence by any member of the Township Police force, who has been in service in the force at least six (6) months, and who thereafter enters the military service of the United States, such member shall have credited to his employment record for pension benefits all of his time in the military service if he returns to his employment within six (6) months after his separation from military service.

2. PAST CREDITED SERVICE. The period of a Member's credited service, if any, prior to the effective date of this ordinance.

3. FUTURE CREDITED SERVICE. The period of a Member's credited service subsequent to the date of this ordinance.

M. Separation from Membership. The cessation of the period of any police officer's status as a Member.

N. Township. The Township of Upper Dublin, Montgomery County, Pennsylvania with an address at 801 Loch Alsh Avenue, Fort Washington, Pennsylvania.

SECTION 3. Contribution. Each member shall contribute each month to the Plan an amount equal to five (5) per cent of member's monthly compensation. All such contributions shall be deducted from members salaries. The required remainder funds shall be contributed by the Township from (1) moneys distributed by the Commonwealth of

Pennsylvania to the Township for police pension purposes; and (2) such appropriations as the Township may from time to time decide or be required to allocate for such purposes; and (3) funds, contracts and/or agreements held by the Township for the benefit of policemen; and (4) funds received from any lawful source.

SECTION 4. Retirement Date. The permissive retirement date of a Member shall be the date when a Member completes with the Township (1) a "continuous service" of twenty-five years and has attained the age of fifty-five years; or (2) a "continuous service" of twenty years and has attained the age of sixty years.

SECTION 5. Benefits upon Retirement. The minimum amount of the pension or retirement benefit payable to a Member shall be a sum equal to one-half the monthly average salary of such Member during the last sixty months of employment.

SECTION 6. Benefits for Permanent Injuries and Death. Benefits to Members for injuries incurred in service and to families of Members killed in service shall be, together with the amount and commencement of the payments, determined by Regulations to be established by the Committee, the authority for which is hereby provided.

SECTION 7. Payments made under the provisions of the Act and of this ordinance shall not be a charge on any other fund in the Treasury of the Township, or under its control, save the fund of the Plan herein provided for.

SECTION 8. The Committee shall annually furnish the Commissioners the actuarial estimates required to fund the retirements, disability and death benefits of the Plan.



SECTION 9. Any member who for any reason, shall be ineligible to receive a pension hereunder, after having contributed to the police pension fund created hereby, shall be entitled to a refund of all such monies paid by him into the said fund plus three per cent (3%) compound interest, immediately upon discontinuance of his employment with the police force. If such discontinuance is due to death, the refund shall be paid to his designated beneficiaries or to his estate to the extent that it has not been paid.

SECTION 10. The expenses of administration and management of the Plan shall be paid by the Township.

SECTION 11. This ordinance shall become effective in accordance with the provisions of the First Class Township Code, however, the Plan shall be determined as effective on May 15, 1968.

SECTION 12. It is not intended by this ordinance to repeal, abrogate, annul or interfere with any existing ordinances or enactments except insofar as the same may be inconsistent or in conflict with any of the provisions of this ordinance. In the event of a conflict, the provisions of this ordinance and the Regulations adopted thereunder, this ordinance shall control.

Approved this 12<sup>TH</sup> day of NOVEMBER, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Glasske  
President

Attest: Richard M. Bump  
Secretary

ORDINANCE NO. 365  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
(Montgomery County, Pa.)

APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SUPPLEMENTAL LOAN AGREEMENT AMONG THE TOWNSHIP, UPPER DUBLIN TOWNSHIP AUTHORITY AND GIRARD TRUST BANK, PHILADELPHIA, PA., CONCERNING THE TEMPORARY FINANCING OF CERTAIN SEWER FACILITIES WITHIN THE ROSE VALLEY SEWER DISTRICT, AS HEREAFTER TO BE CREATED

WHEREAS, it is imperative that Upper Dublin Township Authority (the "Authority") now proceed with the construction of certain sewer lines and appurtenant facilities within that portion of the Township to be created and designated as the Rose Valley Sewer District (said sewer lines and appurtenant facilities being hereinafter collectively referred to as the "Project"); and

WHEREAS, Girard Trust Bank, Philadelphia, Pa. (the "Bank"), in order to temporarily finance the cost of construction of the Project, is willing to lend to the Authority the sum of \$800,000, conditioned upon the execution by the Authority of its Bond Anticipation Note No. 2. in a like principal amount, issued pursuant to a loan agreement dated as of November 1, 1968, as supplemented by supplemental loan agreement to be dated as of December 23, 1968 (the "Supplemental Loan Agreement"); and

WHEREAS, as a condition of the loan, the Bank has requested that the Township of Upper Dublin (the "Township") be a party to the Supplemental Loan Agreement;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ORDAINS and ENACTS that:

Section 1. The form of the Supplemental Loan Agreement as presented to this meeting is hereby approved and the President or Vice-President of the Board of Commissioners of the Township and the Secretary thereof are hereby authorized and directed to execute, to affix thereto the corporate seal of the Township and to attest, the Supplemental Loan Agreement in substantially such form, with such changes therein as counsel may advise and the officers executing the same may approve, their approval to be evidenced by their execution thereof.

Section 2. The President and Vice-President of the Board of Commissioners of the Township and the Secretary and Treasurer thereof are hereby authorized and empowered to execute any and all papers and documents and to do or cause to be done any and all acts and things necessary or proper for the execution or carrying out of this resolution and of the Agreement above referred to.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed absolutely.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin, this 10th day of December, 1968.

By Thomas P. Teasdale  
President, Board of Commissioners

[TOWNSHIP SEAL]

Attest:

Richard M. Buep  
Secretary

ORDINANCE NO. 366  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
Montgomery County, Pa.

APPROVING THE REPORT AND PLAN SUBMITTED BY UPPER DUBLIN TOWNSHIP AUTHORITY FOR THE CONSTRUCTION OF A SANITARY SEWAGE SYSTEM, IN AND FOR THE ROSE VALLEY SEWER DISTRICT, IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PA.; APPROVING THE ESTIMATED COST AND THE ASSESSMENT OF A PART OF THE COST OF CONSTRUCTION OF SEWERS IN SAID ROSE VALLEY SEWER DISTRICT, AGAINST THE PROPERTIES BENEFITED, IMPROVED OR ACCOMMODATED, ACCORDING TO THE FOOT FRONT RULE; AND LIMITING SUCH ASSESSMENT TO AN AMOUNT NOT TO EXCEED \$10.00 PER FRONT FOOT

WHEREAS, the Board of Commissioners of the Township of Upper Dublin (the "Township") has proposed that a sanitary sewage system be constructed for the accommodation of only a certain portion of the Township of Upper Dublin, and, for that purpose, the Board of Commissioners has constituted or established the territory to be so accommodated into a sewer district, known as the "Rose Valley Sewer District"; and

WHEREAS, Upper Dublin Township Authority (the "Authority") has been authorized, and has undertaken to construct a sanitary sewage system in said Rose Valley Sewer District; and

WHEREAS, the Authority has submitted to the Board of Commissioners of the Township a certified copy of its Resolution adopted December 10, 1968, concerning, in part, the construction of sanitary sewers in and for the Rose Valley Sewer District; and

WHEREAS, in connection with such construction, and as set forth in said Resolution, Authority proposes to assess a part of the cost of such sewers against properties benefited, improved or accommodated thereby, according to the foot front rule; and

WHEREAS, such plan and estimated cost are submitted by the Authority for approval of the Board of Commissioners of the Township pursuant to the provisions of Paragraph (s), Subdivision B of Section 4, of the Municipality Authorities Act of May 2, 1945, P.L. 382, as amended;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ordains and enacts that:

Section 1. The Board of Commissioners of the Township hereby approves the report and plan dated November 8, 1968, as supplemented by supplement dated December 9, 1968, of Albright & Friel, Inc., Consulting Engineers, Philadelphia, Pa., as submitted to this meeting for the construction of a sewage collection system in and for the Rose Valley Sewer District, together with the Authority's proportionate share of the cost of construction of additional sewage treatment facilities in the Borough of Ambler.

Section 2. The total estimated cost of the sewage collection system, together with the Authority's proportionate share of the cost of construction of additional sewage treatment facilities in the Borough of Ambler, all in the aggregate amount of \$1,400,000, as well as the itemized breakdown of such costs, all as shown in said report and plan, as supplemented, and the proposal of Authority to assess an amount not to exceed \$380,000 of the cost against the properties benefited, improved or accommodated thereby, according to the foot front rule, are hereby approved for the purposes and with the effect set forth, subject to the condition hereinafter set forth.


Section 3. The maximum aggregate cost of \$380,000 so approved to be so assessed shall be further limited, if need be, so that the assessment per front foot will not, without the consent of the Board of Commissioners, exceed the sum of \$10.00.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin this 10th day of December, 1968.

  
President, Board of Commissioners

[TOWNSHIP SEAL]

Attest:

  
Secretary

## ORDINANCE NO. 367

AN ORDINANCE AMENDING ORDINANCE NO. 322, ENACTED November 15, 1966 AND ORDINANCE NO. 360, ENACTED August 13, 1968, BY CHANGING THE BOUNDARIES OF THE ROSE VALLEY SEWER DISTRICT, DESIGNATING THE "ROSE VALLEY SEWER DISTRICT", AS NOW CONSTITUTED AS A PRESENT SEWER SERVICE AREA OF UPPER DUBLIN TOWNSHIP AND AUTHORIZING THE CONSTRUCTION OF SEWERS THEREFOR AND THEREIN; GRANTING RIGHTS ON, OVER AND UNDER STREETS IN SAID ROSE VALLEY SEWER DISTRICT.

WHEREAS, by Ordinance No. 72A, dated October 7, 1952, the Board of Township Commissioners of Upper Dublin Township created the Upper Dublin Township Authority and in said ordinance designated an initial project for said Authority as follows: to acquire, hold, construct, improve, maintain, operate, own, lease, either as lessor or lessee, sewers, sewer systems or parts thereof, and sewage treatment works, including works for the treatment and disposing of industrial waste in Upper Dublin Township, and for such other territory as it may be authorized to serve; and

WHEREAS, by Ordinance No. 322, enacted November 15, 1966, the Board of Township Commissioners created the "Rose Valley Sewer District", as is therein more particularly described; and

WHEREAS, by Ordinance No. 360, enacted August 13, 1968, amended the Rose Valley Sewer District as therein described; and

WHEREAS, the Board of Township Commissioners now wishes to again change the boundaries of the aforesaid Rose Valley Sewer District.

NOW, THEREFORE, the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS that:

SECTION NO. 1. The provisions of Ordinance No. 322, enacted November 15, 1966, as amended by Ordinance No. 360, enacted August 13, 1968 are hereby amended to read in full as follows:

SECTION 1. There is hereby created in Upper Dublin Township a sewer district to be bounded and described as follows:

BEGINNING at a point at the intersection of Tennis Avenue and Bethlehem Pike, being a common corner of lines dividing the Township of Upper Dublin, Township of Lower Gwynedd, and the Borough of Ambler.

Thence extending northeastwardly along Tennis Avenue and the line dividing the Townships of Upper Dublin and Lower Gwynedd to their intersection with State Highway Legislative Route 782 (Traffic Route 309 By-Pass); thence extending southeastwardly along said Legislative Route 782 to its intersection with Susquehanna Road; thence extending southeastwardly along said Susquehanna Road to its intersection with Fort Washington Avenue; thence extending southwestwardly along said Fort Washington Avenue (the latter portion of which is also along the line of the Fort Washington Sewer District) to its intersection with Highland Avenue; thence extending along the line of the Fort Washington Sewer District (as amended) the following seven (7) described lines: (1) Northwestwardly along said Highland Avenue, crossing aforesaid State Highway Legislative Route 782, approximately 1300 feet to a point; (2) Southwestwardly, leaving said Highland Avenue, approximately 700 feet to a point; (3) Westwardly parallel to and distant northwardly 200 feet from the center line of Randolph Avenue and this described line produced, crossing Quarry, Glencoe and Bellaire Avenues, Bethlehem Pike, and Trinity Place to a point approximately 125 feet westwardly from the center line of Trinity Place; (4) Southwardly parallel to and distant westwardly approximately 125 feet from the center line of Trinity Place, approximately 250 feet to a point at a stream; (5) Eastwardly along said stream approximately 350 feet to a point; (6) Southwardly, leaving said stream, parallel to and distant westwardly approximately 160 feet from the center line of Bethlehem Pike, approximately 450 feet to a point; and (7) Southwestwardly partly parallel to and distant westwardly 175 feet from the center line of Eilerslie Avenue, and partly along this described line produced to the right of way of Reading (Railroad) Company; thence extending Northwestwardly along the said right of way of Reading Company to its intersection with Church Street, the line dividing the Township of Upper Dublin from the Borough of Ambler; thence extending along the said line dividing the Township of Upper Dublin from the Borough of Ambler the following two described lines: (1) Northeastwardly and eastwardly along said Church Street (and/or Rosemary Avenue) to their intersection with aforesaid Bethlehem Pike; and (2) Northwardly along Bethlehem Pike to the point of beginning.

The above description is intended to include all properties within the lines so described and, for construction of sanitary sewers and the assessments, including the collection of the costs thereof of the several properties in the Township of Lower Gwynedd, Montgomery County, Pennsylvania, abutting the sewers to be constructed in Tennis Avenue, between Route 309 and State Highway Legislative Route No. 782.

SECTION 2. The said Rose Valley Sewer District as hereinabove defined is hereby designated as a sewer service area of Upper Dublin Township Authority, and the said Authority is authorized and directed to construct sewers for and in the said Sewer District.

SECTION 3. The Township hereby grants to the Upper Dublin Township Authority, all and every easement, right of way and other rights necessary or desirable, on, over or under the streets within the Rose Valley Sewer District for the purposes of constructing, operating and maintaining sewers therein.

DULY ENACTED by the Board of Township Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, this 10th day of December, 1968.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *Thomas P. Glasske*  
President

Attest: *Richard M. Puff*  
Secretary



ORDINANCE NO. 368

AN ORDINANCE TO CHANGE THE NAME OF PAUL AVENUE BETWEEN ITS INTER-SECTION WITH WOODLAND ROAD AND DUNDEE DRIVE, UPPER DUBLIN TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, and it is hereby enacted by authority of the same.

SECTION 1. That hereinafter the public highway known as Paul Avenue, between Woodland Road and Dundee Drive, shall bear the name of Dundee Drive.

Approved by the Board of Commissioners this 10th day of December, 1968.

BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Seashnager  
President

Attest: Arthur M. Boy  
Secretary

AN ORDINANCE  
Ordinance No. 369

An ordinance appropriating and making a change in certain appropriations heretofore made by the Board of Commissioners of the Township of Upper Dublin under Ordinance No. 352 dated February 13, 1968.

WHEREAS, Pursuant to Acts of Assembly in such cases made and provided, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, by Ordinance adopted and enacted the 13th day of February, 1968, appropriated out of the estimated revenue and income available for said year, certain sums estimated by them to be required for the several specific purposes of Township Government, and

WHEREAS, Because of the difficulty in accurately determining the exact amount required for certain of the specific purposes of Township Government, which are or may be largely affected by unforeseen contingencies, the same appropriated to the following specific purposes, to wit: Building and Zoning; Garbage and Rubbish Collection; Sanitary Sewers; Highways (Streets and Bridges); Highways (Street Lighting) have proved insufficient for such purposes, and

WHEREAS, The sums appropriated for the following specific purposes, to wit: Government Administration; Police Protection; Health Bureau; Interest on Indebtedness are in excess of the requirements thereof.

NOW, Therefore, the Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain:

SECTION I. That the sume of \$10,300.00 of the Government Administration appropriation be now transferred as follows:

\$800.00 to Building and Zoning  
\$9,500.00 to Sanitary Sewers.

SECTION II. That the sume of \$12,500.00 of the Police Protection appropriation be now transferred as follows:

\$10,000.00 to Garbage and Rubbish Collection  
\$2,500.00 to Highways (Streets and Bridges)

SECTION III. That the sum of \$3,000.00 of the Health Bureau appropriation be now transferred as follows:

\$3,000.00 to Highways (Streets and Bridges)

SECTION IV. That the sum of \$12,300.00 of the Interest on Indebtedness appropriation be now transferred as follows:


\$11,000.00 to Highways (Streets and Bridges)  
\$1,300.00 to Highways (Street Lighting)

ADOPTED and enacted into an Ordinance this 10th Day of December,  
A.D. 1968

  
Thomas P. Seashoyer  
President, Board of Commissioners

(Township Seal)

Attest:

  
Richard M. Buep  
Secretary

ORDINANCE NO. 370

AN ORDINANCE DISCONTINUING THE "PLANNING COMMISSION" AS CREATED BY ORDINANCE NO. 2, ENACTED MARCH 12, 1946, ASSIGNING POWERS AND DUTIES OF PLANNING TO THE TOWNSHIP COMMISSIONERS, ETC.

BE IT ORDAINED by the Board of Commissioners of Upper Dublin Township, County of Montgomery and Commonwealth of Pennsylvania, and it is hereby ordained by the authority of the same.

SECTION 1. That the "Planning Commission" created by Ordinance No. 2, enacted March 12, 1946, be abolished.

SECTION 2. That in lieu of "Planning Commission", the Board of Township Commissioners, do further Ordain:

A. The powers and duties conferred on a planning commission under the provisions of the "Pennsylvania Municipalities Planning Code (Act 247 of the Session of 1968) be and are hereby assigned to a committee comprised of the entire members of the Board of Commissioners of Upper Dublin Township; and

B. The Board of Township Commissioners may appoint an advisory committee of not more than five residents of the Township. Such advisory committee, if appointed, shall serve at the will of the Board of Commissioners. The Board of Township Commissioners may, at their discretion, from time to time, submit to the advisory committee any question or proposal relating to any of the matters or things concerned with township planning, zoning, etc. for study, review and recommendation to the Board of Commissioners.

SECTION 3. The passage of this Ordinance and the repeal of Ordinance No. 2, aforesaid, shall not invalidate any subdivision ordinances, resolutions or regulations hereinbefore enacted. This ordinance shall be deemed a continuation of any prior ordinance.

ORDAINED and ENACTED this 30<sup>th</sup> day of DECEMBER, 1968.

BOARD OF COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

Attest: Richard M. [Signature] Secretary  
 BY: Thomas P. [Signature] President

ORDINANCE NO. 371

AN ORDINANCE ESTABLISHING THE DATES OF REGULAR MEETINGS OF THE COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, DURING THE YEAR 1969.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

SECTION 1. The regular meetings of the Commissioners for the year 1969 are fixed as follows:

The second Tuesday of each month, beginning January 14, 1969, at 8 p.m., prevailing time.

SECTION 2. All meetings shall be held in the Township Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania, unless otherwise specifically directed.

ORDAINED AND ENACTED this 14<sup>th</sup> day of January 1969

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Howard P. Seaver  
President

Attest: Richard M. Prof  
Secretary

ORDINANCE NO. 372

AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE TOWNSHIP TREASURER FOR HER DUTIES AS TREASURER AND TAX COLLECTOR FOR THE TOWNSHIP OF UPPER DUBLIN.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same:

Section 1. The compensation for the Treasurer, for the term beginning January 1, 1970, for ~~her~~ duties as Treasurer and Tax Collector for the Township, shall be TWENTY-FOUR HUNDRED DOLLARS (\$2,400.00) per annum, payable in equal monthly installments. The premium of the bond as Treasurer shall be borne by the Township.

ORDAINED AND ENACTED this 14<sup>th</sup> day of January 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Searns  
President

Attest: Archie M. Puff  
Secretary

## ORDINANCE NO. 373

AN ORDINANCE IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON OCCUPATIONS ENGAGED IN BY INDIVIDUALS FOR THE PRIVILEGE OF ENGAGING IN SAID OCCUPATION WITHIN THE CORPORATE LIMITS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, AT THE FLAT RATE OF TEN DOLLARS (\$10.00) PER YEAR; PROVIDING FOR ITS COLLECTION; IMPOSING ON EMPLOYERS THE DUTY OF COLLECTING SAID TAX FROM EVERY INDIVIDUAL IN THEIR EMPLOY SUBJECT TO SAID TAX AND REMITTING AND PAYING OVER THE SAME TO THE OCCUPATION PRIVILEGE TAX RECEIVER; CONFERRING AND IMPOSING POWERS AND DUTIES OF ADMINISTRATION ON THE OCCUPATION PRIVILEGE TAX RECEIVER AND ADMINISTRATOR; AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED by the Board of Commissioners of the Township of Upper Dublin under the Authority of the Act of December 31, 1965 (P.L. 1257), and its amendments, known as "The Local Tax Enabling Act," as follows:

SECTION 1. Definitions.

The following words and phrases, when used in this Ordinance shall have the meanings ascribed to them in this section, except where the context or language clearly indicates or requires a different meaning:

A. "Township" shall mean the Township of Upper Dublin, Montgomery County, Pennsylvania.

B. "Individual" shall mean any person, male or female, who attains or is over the age of eighteen (18) years after the effective date of this Ordinance, engaged in any occupation, trade or profession of any nature, type or kind whatsoever, within the corporate limits of the Township of Upper Dublin, whether in the employ of another or self-employed during any Township year.

C. "Occupation" shall mean any trade, profession, business, or undertaking of any type, kind or character, including services, domestic or other, carried on or performed within the corporate limits of the Township of Upper Dublin for which compensation is charged or received, whether by means of salary, wages, commissions or fees for services rendered.

D. "Employer" shall mean an individual, partnership, association, corporation, governmental body, agency or other entity employing one or more persons on a salary, commission, or other compensation basis, including a self-employed person.

E. "Tax" shall mean the Occupation Privilege Tax levied by this Ordinance.

F. "Tax Receiver" shall mean the Treasurer of the Township of Upper Dublin.

G. "Year" shall mean the fiscal year beginning January 1 and ending December 31 of each calendar year.

H. "He," "His," or "Him" shall mean and indicate the singular and plural number as well as male, female and neuter gender.

I. "Administrator" shall mean the Secretary of the Township of Upper Dublin under whose direction this tax shall be enforced.

#### SECTION 2. Levy.

For general revenue purposes, a tax is hereby levied upon the privilege of engaging in an occupation within the corporate limits of the Township during the Year beginning January 1, 1969, and during each Year thereafter. Each individual who exercises such privileges for any length of time during any Year shall pay a tax in the amount of Ten Dollars (\$10.00) in accordance with the provisions of this Ordinance. This tax is in addition to all other taxes of any kind or nature levied by the Township.

#### SECTION 3. Collection of Tax.

##### A. Payment.

Said tax shall be paid to the Tax Receiver of the Township.

##### B. Delinquency.

If said tax is not paid by the due date, hereinafter, a penalty of five per cent (5%) of the amount of the tax, together



with interest computed at six per cent (6%), per annum, until paid, shall be added to the tax and collected.

C. Duties of Employer.

Each employer within the Township as well as those employers situated outside the Township, but who engage in business within the Township, is hereby charged with the duty of collecting from each of his employees engaged by him and performing for him within the Township, the said tax of Ten Dollars (\$10.00) per annum and making a return and payment thereof to the Tax Receiver. Further, each employer is hereby authorized to deduct this tax from each employee in his employ, whether said employee is paid by salary, wages, or commission, and whether or not part or all such services are performed within the Township.

D. Returns.

Each employer shall prepare and file a return showing a computation of the tax on forms to be supplied to him by the Administrator. Each employer in filing this return and making payment of the tax withheld from his employees shall be entitled to retain a commission calculated at the rate of two per centum (2%) of the gross tax due and payable, provided that such tax is collected and paid over by the employer on or before the dates hereinafter set forth. It is further provided that if the employer fails to file said return and pay said tax, whether or not he makes collection thereof from the salary, wages or commissions paid by him to said employee, the employer shall be responsible for the payment of the tax in full without deducting a commission and as though the tax had originally been levied against him.

E. Dates for Determining Tax Liability and Payment.

Each employer shall use his employment records from January 1 of each year to April 30 of each year for determining the number of employees from whom said tax shall be deducted and paid over to the Treasurer on or before May 15 of each year. Supplemental reports and the tax due thereon shall be made by each employer on September 15 of each year covering all employees as reflected on employment records from May 1 to August 31 of each year; on January 31 of each year a supplemental report and payment of the tax due thereon shall be made covering all employees as reflected on employment records from September 1 to December 31 of each year.

F. Refund to Certain Individuals.

If an individual engaging in an occupation, as is defined in this Ordinance, receives One Thousand Dollars, or less, gross income in any one Year for an occupation or occupations within the Township, a Tax, following payment, may be refunded upon written application addressed to the Tax Receiver and accompanied by any of the following: (1) Information return for U. S. income tax purposes, (2) a copy of current year U. S. income tax return, (3) a certificate from the individual's employer or employers certifying that the individual's gross income was less than One Thousand Dollars when said certificate is accompanied by the individual's affidavit that the attached receipts or Certificate of payment represents

the total gross income received by him for the Year. The Tax Receiver shall be entitled to grant a refund up to February 1 of the current year.

G. Individuals Engaged in More than One Occupation.

Each individual who shall have more than one occupation within the Township shall be subject to the payment of this tax on his principal occupation, and his principal employer shall deduct this tax and deliver to him evidence of deduction on a form to be furnished to the employer by the Administrator, which form shall be evidence of deduction having been made, and when presented to any other employer shall be authority for such employer to not deduct this tax from the employee's wages, but to include such employee on his return by setting forth his name, address, and the name and account number of the employer who deducted this tax.

H. Self-Employed Individuals.

All self-employed individuals who perform services of any type or kind, engage in any occupation or profession within the Township, shall be required to comply with this Ordinance and pay the tax to the Tax Receiver on May 15 of each year, or as soon thereafter as he engages in an occupation.

I. Employers and Self-Employed Individuals Residing beyond the Corporate Limits of the Township of Upper Dublin.

All employers and self-employed individuals residing or having their place of business outside of the Township, but who perform services of any type or kind, or engage in any occupation or profession within the Township, do by virtue thereof agree to be bound by and subject themselves to the provisions, penalties and

regulations promulgated under this Ordinance with the same force and effect as though they were residents of the Township. Further, any individual engaged in an occupation within the Township and an employee of a non-resident employer, may, for the purpose of this Ordinance, be considered a self-employed person, and in the event this tax is not paid, the Administrator shall have the option of proceeding against either the employer or employee for the collection of this tax as hereinafter provided.

J. Administration of Tax.

(1) It shall be the duty of the Tax Receiver to accept and receive payments of this tax and to keep a record thereof, showing the amount received by him from each employer or self-employed person, together with the date the tax was received.

(2) The Administrator is hereby charged with the administration and enforcement of this Ordinance and is hereby charged and empowered to prescribe, adopt, and promulgate rules and regulations relating to any matter pertaining to the administration and enforcement of this Ordinance, including provisions for the examination of the payroll records of any employer subject to this Ordinance; the examination and correction of any return made in compliance with this Ordinance and any payment alleged or found to be incorrect, or as to which overpayment is claimed or found to have occurred. Any person aggrieved by any decision of the Administrator shall have the right to appeal to the Court of Common Pleas of Montgomery County as in other cases provided.

(3) The Administrator is hereby authorized to examine the books and payroll records of any employer in order to verify

the accuracy of any return made by an employer, or if no return was made, to ascertain the tax due. Each employer is hereby directed and required to give the Administrator the means, facilities and opportunity for such examination.

K. Suits for Collection.

(1) In the event that any tax under this Ordinance remains due or unpaid thirty (30) days after the due date above set forth, the Administrator may sue for the recovery of any such tax due or unpaid under this Ordinance together with interest and penalty.

(2) If for any reason the tax is not paid when due, interest at the rate of six per cent (6%) on the amount of said tax calculated beginning with the due date of said tax and a penalty of five per cent (5%) shall be added to the flat rate of said tax for non-payment thereof. Where suit is brought for the recovery of this tax, the individual liable therefor shall, in addition, be responsible and liable for the costs of collection.

L. Fine and Penalty.

Whoever makes any false or untrue statement on any return required by this Ordinance, or who refuses inspection of his books, records or accounts in his custody and control setting forth the number of employees subject to this tax who are in his employment, or, whoever fails or refuses to file any return required by this Ordinance, or who shall fail to pay the tax due, shall, upon conviction before any Justice of the Peace, be sentenced to pay a fine of not more than Three Hundred Dollars (\$300.00) for each offense, and in default of payment of said fine and costs, be imprisoned in Montgomery

County Prison for a period not exceeding ninety (90) days for each offense. It is further provided that the action to enforce the fine and penalty herein provided may be instituted against any person in charge of the business of any employer who has failed or refuses to file a return required by this Ordinance.

M. Validity.

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

N. Saving Clause.

(1) Nothing contained in this Ordinance shall be construed to empower the Township to levy and collect the tax hereby imposed on any occupation not within the taxing power of the Township under the Constitution of the United States and the Constitution and Laws of the Commonwealth of Pennsylvania.

(2) If the tax hereby imposed under the provisions of this Ordinance shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Constitution or Laws of the Commonwealth of Pennsylvania as to any individual, the decision of the Court shall not affect or impair the right to impose or collect said tax, or the validity of the tax so imposed on other persons.

O. Effective date.

This Ordinance shall become effective in accordance with

the Act of December 31, 1965, (511) P. L. 1257, as amended, known as "The Local Tax Enabling Act" and shall remain in effect thereafter for each fiscal year until repealed or substantially changed.

ORDAINED and ENACTED this 14th day of January , 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Thomas P. Seamus  
President

Attest: Richard M. Broy  
Secretary

ORDINANCE NO. 374

AN ORDINANCE OF THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY and the Commonwealth of Pennsylvania, fixing the tax rate for the year 1969 and appropriating specific sums, estimated to be required for the specific purposes of the Township government, hereinafter set forth, during the current fiscal year.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Upper Dublin, County of Montgomery, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1969, as follows:

Tax rate for general Township purposes, the sum of twenty (20) mills on each dollar of assessed valuation, or the sum of two hundred (200) cents on each one hundred dollars of assessed valuation.

For Fire Protection purposes, the sum of one (1) mill on each dollar of assessed valuation, or the sum of ten (10) cents on each one hundred dollars of assessed valuation.

The same being summarized in tabular form as follows:

Purpose	Mills on each dollar of assessed valuation	Cents on each One Hundred Dollars of Assessed valuation
Tax Rate for General Township Purposes	20 Mills	\$ 200. Cents
Tax Rate for Fire Protection	<u>1 Mill</u>	<u>10.</u> Cents
Total	21 Mills	\$ <u>210.</u> Cents

SECTION 2. That for the expenses of the Township for the fiscal year 1969 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form - Schedule B:



GENERAL OPERATING FUNDS  
SUMMARY OF ESTIMATED RECEIPTS

(2)

Cash and securities for Appropriation	\$ 54,599.22
Receipts from Current Tax Levy	776,290.00
Receipts from Taxes of Prior Years	13,500.00
Other Revenue Receipts	265,450.00
Miscellaneous non-revenue Receipts	388,913.78
Total Estimated Receipts and Cash	\$1,498,753.00

SUMMARY OF APPROPRIATIONS

	<u>Operation &amp; Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<b>General Government:</b>			
Administration	74,650.00	1,000.00	75,650.00
Treasurer and Tax Collector	2,900.00		2,900.00
Township Buildings	18,800.00	6,300.00	25,100.00
TOTAL	96,350.00	7,300.00	103,650.00
<b>Protection to Persons and Property:</b>			
Police	237,195.00	17,000.00	254,195.00
Fire	15,000.00		15,000.00
Building Regulation and Zoning	13,900.00		13,900.00
TOTAL	266,095.00	17,000.00	283,095.00
<b>Health and Sanitation:</b>			
Health Bureau	21,675.00		21,675.00
Garbage Collection, Ash & Rubbish and Disposal	146,750.00	32,000.00	178,750.00
Sanitary Sewers	9,400.00	61,875.00	71,275.00
TOTAL	177,825.00	93,875.00	271,700.00
<b>Highways:</b>			
Streets and Bridges	186,400.00	59,000.00	245,400.00
Street Lighting	23,000.00		23,000.00
TOTAL	209,400.00	59,000.00	268,400.00
Library: - TOTAL	30,000.00		30,000.00
<b>Recreation:</b>			
Parks and Playgrounds	42,920.00	1,200.00	44,120.00
TOTAL	42,920.00	1,200.00	44,120.00
<b>Miscellaneous:</b>			
Insurance and Pensions	64,450.00		64,450.00
TOTAL	64,450.00		64,450.00
Total for Operation, Maintenance and Capital Outlay			1,065,415.00

(3)

Debt Service:	
Interest	56,338.00
Principal	377,000.00
TOTAL DEBT SERVICE	433,338.00
 Total Appropriations from General Operating Funds	 1,498,753.00

SEWER FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash Balance for Appropriation	36,462.47
Receipts from Sewer Rents	60,500.00
Receipts from Other Revenue Sources	8,000.00
Receipts from Non-Revenue Sources	<u>102,354.00</u>
Total Estimated Receipts and Cash	207,316.47

SUMMARY OF APPROPRIATIONS

Operation and Maintenance	55,320.00
Capital Outlay	<u>17,000.00</u>
Total Appropriations from Sewer Fund	72,320.00
 Operating Surplus	 134,996.47

SINKING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash and Securities from Previous Year	24,791.21
Receipts from Taxes of Prior Years	175.00
Interest on Deposits and Securities	<u>1,300.00</u>
Total Estimated Receipts, Cash and Securities	26,266.21


SUMMARY OF APPROPRIATIONS

Interest to be Paid	690.65
Bonds to be Paid	5,000.00
Other Expenditures	<u>125.00</u>
Total Appropriations from Sinking Fund	5,815.65

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township, Fort Washington, Pennsylvania.

SECTION 4. That any ordinance, or part of ordinance, conflicting with this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

Adopted this 15th day of February, A. D. 1969.

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President of the Board of Township Commissioners

CERTIFICATION

To the Secretary of Internal Affairs:

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 374 enacted by the Commissioners of the Township of Upper Dublin on February 15, 1969.

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Township Secretary

## ORDINANCE NO. 375

AN ORDINANCE FIXING CERTAIN GRADES, AUTHORIZING AND DIRECTING THE EXCAVATION, DRAINAGE AND CONSTRUCTION OF CURBS, ON BOTH SIDES, AND OF SIDEWALKS ON THE NORTHWEST SIDE, OF FORT WASHINGTON AVENUE BETWEEN PENNSYLVANIA AVENUE (TOWNSHIP LINE ROAD) AND SUSQUEHANNA ROAD, A PUBLIC HIGHWAY WITHIN THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY AND COMMONWEALTH OF PENNSYLVANIA; LEVYING THE COSTS THEREOF ON ABUTTING PROPERTY OWNERS; PROVIDING FOR THE COLLECTION THEREOF, THE FILING OF LIENS, ETC.

WHEREAS, the Board of Commissioners of the Township of Upper Dublin has classified (1) both sides of the cartway of Fort Washington Avenue between Pennsylvania Avenue (Township Line Road) and Susquehanna Road, for concrete curbs, and (2) the northwesterly side of Fort Washington Avenue, between Pennsylvania Avenue (Township Line Road) and Susquehanna Road, for concrete sidewalks; and

WHEREAS, the Board of Commissioners of the Township, aforesaid, has determined that the cost of these improvements, including the excavation, drainage and cost of construction, together with the cost of engineering, legal, advertising and other similar expenses, shall be assessed and collected from the owners of the several properties abutting thereon;

NOW, THEREFORE, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby ENACT and ORDAIN the following:

SECTION 1. Concrete curbs and concrete sidewalks--four feet in width, shall be constructed, as follows:

(a) Curbs. On both sides of the cartway of Fort Washington Avenue between Pennsylvania Avenue (Township Line Road) and Susquehanna Road.

(b) Sidewalks. On the northwesterly side of Fort Washington Avenue between Pennsylvania Avenue (Township Line Road) and Susquehanna Road.

(c) The curbs and/or sidewalks, as herein provided, shall be exclusive of any curbs and/or sidewalks heretofore constructed for which the grades were established by the Township, and which grades are compatible with the grades established by this ordinance.

SECTION 2. The grades for the aforesaid curbs and sidewalks as established by the Township Engineer are as shown on Plan and Profile as prepared by Richard S. Cowan Associates, Inc., Consulting Engineers, dated March 11, 1969, consisting of 29 sheets and titled "Fort Washington Avenue, Board of Commissioners, Upper Dublin Township, Montgomery County, Pennsylvania," and designated as Job No. 01942.

SECTION 3. The curbs and sidewalks shall be of concrete and shall meet, as to material, size, location, etc., the requirements of the Township of Upper Dublin.

SECTION 4. The excavation, drainage and construction shall be done only after the receipt of competitive bids and a contract therefor in accordance with the Acts of Assembly in such case made and provided.

SECTION 5. The construction of the aforesaid improvements shall be in accordance with the requirements of the Ordinances, Rules and Regulations of the Township of Upper Dublin, and the provisions of the Contract Documents.

SECTION 6. The Township Engineer shall have general supervision and direction of the work. He has authority to stop the work whenever such stoppage may be necessary to insure the proper execution of the Contract. He shall also have authority to reject

all work and materials which do not conform to the Contract and to decide questions which arise in the execution of the work.

SECTION 7. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

SECTION 8. The cost and expenses of the entire work, including drainage necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising and similar expenses, etc., shall be assessed against and paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 9. Upon completion of the work, the Township Engineer shall determine the total costs of construction, including engineering, legal, advertising and other similar costs in connection therewith, and shall thereafter deliver the same, in writing, together with his certificate of completion, to the Secretary of the Township. The Secretary, upon receipt thereof, shall, within thirty days, cause sixty days' notice of the assessment to be given to each party assessed, either by service on the owner or his agent, or left on the assessed premises.

SECTION 10. If any assessment shall remain unpaid at the expiration of the sixty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from <sup>date of</sup> ~~sixty days after the~~ completion of the improvement,

by action of assumpsit, or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 11. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%), provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%), and costs shall become immediately payable and collectable.

SECTION 12. If anyone, who has not elected to pay by install-  
ments, shall fail to pay his or her assessment for sixty (60)  
days after the assessment shall have been levied and served, then  
there shall be imposed the penalty of five per cent (5%) for failure  
to pay within that time. Such penalty shall be added to the assess-  
ment and included in the amount for which the municipal lien is  
filed for such unpaid assessment.

ENACTED and ORDAINED this 11<sup>th</sup> day of MARCH  
A.D., 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: *Thomas P. Blasko*  
President

Attest: *Richard M. Bruf*  
Secretary



## ORDINANCE NO. 376

AN ORDINANCE FIXING CERTAIN GRADES, AUTHORIZING AND DIRECTING THE EXCAVATION, DRAINAGE AND CONSTRUCTION OF CURBS, ON BOTH SIDES, AND OF SIDEWALKS ON THE SOUTHWEST SIDE OF HIGHLAND AVENUE BETWEEN FORT WASHINGTON AVENUE AND PINETOWN ROAD; ALSO SIDEWALKS ON THE NORTHEAST SIDE OF HIGHLAND AVENUE BETWEEN FORT WASHINGTON AVENUE AND THE NORTHWEST CURB LINE OF STEVENS DRIVE, A PUBLIC HIGHWAY WITHIN THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY AND COMMONWEALTH OF PENNSYLVANIA; LEVYING THE COSTS THEREOF ON ABUTTING PROPERTY OWNERS; PROVIDING FOR THE COLLECTION THEREOF, THE FILING OF LIENS, ETC.

WHEREAS, the Board of Commissioners of the Township of Upper Dublin has classified (1) both sides of the cartway of Highland Avenue between Fort Washington Avenue and Pinetown Road, a distance of approximately 3,180 linear feet<sup>for curbs</sup>, and (2) on the southwest side of Highland Avenue between Fort Washington Avenue and Pinetown Road, for sidewalks, and (3) on the northeast side of Highland Avenue between Fort Washington Avenue and the northwest curb line of Stevens Drive, a distance of approximately 1,373 linear feet<sup>for sidewalks</sup>; and

WHEREAS, the Board of Commissioners of the Township, aforesaid, has determined that the cost of these improvements, including the excavation, drainage and cost of construction, together with the cost of engineering, legal, advertising and other similar expenses, shall be assessed and collected from the owners of the several properties abutting thereon;

NOW, THEREFORE, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby ENACT and ORDAIN the following:

SECTION 1. Concrete curbs and concrete sidewalks--four feet in width, shall be constructed, as follows:

(a) Curbs. On both sides of the cartway of Highland

Avenue between Fort Washington Avenue and Pinetown Road, a distance of approximately 3,180 linear feet.

(b) Sidewalks. On the southwest side of Highland Avenue between Fort Washington Avenue and Pinetown Road.

(c) Sidewalks. On the northeast side of Highland Avenue between Fort Washington Avenue and the northwest curb line of Stevens Drive, a distance of approximately 1,373 linear feet.

(d) The curbs and/or sidewalks, as herein provided, shall be exclusive of any curbs and/or sidewalks heretofore constructed for which the grades were established by the Township, and which grades are compatible with the grades established by this ordinance.

SECTION 2. The grades for the aforesaid curbs and sidewalks as established by the Township Engineer are as shown on Plan and Profile as prepared by Richard S. Cowan Associates, Inc., Consulting Engineers, dated March 11, 1969, consisting of 19 sheets and titled "Highland Avenue '2', Board of Commissioners, Upper Dublin Township, Montgomery County, Pennsylvania," and designated as Job No. 01940.

SECTION 3. The curbs and sidewalks shall be of concrete and shall meet, as to material, size, location, etc., the requirements of the Township of Upper Dublin.

SECTION 4. The excavation, drainage and construction shall be done only after the receipt of competitive bids and a contract therefor in accordance with the Acts of Assembly in such case made and provided.

SECTION 5. The construction of the aforesaid improvements shall be in accordance with the requirements of the Ordinances,

Rules and Regulations of the Township of Upper Dublin, and the provisions of the Contract Documents.

SECTION 6. The Township Engineer shall have general supervision and direction of the work. He has authority to stop the work whenever such stoppage may be necessary to insure the proper execution of the Contract. He shall also have authority to reject all work and materials which do not conform to the Contract and to decide questions which arise in the execution of the work.

SECTION 7. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

SECTION 8. The cost and expenses of the entire work, including drainage necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising and similar expenses, etc., shall be assessed against and paid by the owners of real estate abutting on the improvement, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

SECTION 9. Upon completion of the work, the Township Engineer shall determine the total costs of construction, including engineering, legal, advertising and other similar costs in connection therewith, and shall thereafter deliver the same, in writing, together with his certificate of completion, to the Secretary of the Township. The Secretary, upon receipt thereof, shall, within thirty days, cause sixty days' notice of the assessment to be given to each

party assessed, either by service on the owner or his agent, or left on the assessed premises.

SECTION 10. If any assessment shall remain unpaid at the expiration of the sixty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with <sup>date of</sup> interest from ~~sixty days after~~ the completion of the improvement, by action of assumpsit, or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 11. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%), provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for

the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%), and costs shall become immediately payable and collectable.

SECTION 12. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for sixty (60) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 11<sup>th</sup> day of MARCH,

A.D., 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:

Howard P. Blasi

President

Attest:

Richard W. Bruf

Secretary

## ORDINANCE NO. 377

AN ORDINANCE CREATING A WATER DISTRICT IN A PORTION OF THE TOWNSHIP OF UPPER DUBLIN, GENERALLY DESCRIBED FOR HIGHLAND AVENUE BETWEEN BETHLEHEM PIKE (ROUTE 309) AND THE WESTERLY BOUNDARY LINE OF THE 309 EXPRESSWAY (ROUTE 782) AND BELLAIRE AVENUE BETWEEN HIGHLAND AVENUE AND A POINT APPROXIMATELY TWO HUNDRED AND SEVENTY-FIVE (275') FEET SOUTH OF INVERNESS AVENUE; AUTHORIZING THE TOWNSHIP TO ENTER INTO A CONTRACT WITH THE BOROUGH OF AMBLER FOR THE CONSTRUCTION OF WATER MAINS AND MISCELLANEOUS FACILITIES; PROPOSING TO CHARGE AND ASSESS A PART OF THE COSTS OF CONSTRUCTION OF THE WATER MAINS AND MISCELLANEOUS FACILITIES UPON THE PROPERTIES BENEFITING OR ACCOMMODATED THEREBY; DIRECTING THE ADOPTION OF AN ORDINANCE PROVIDING FOR SUCH CHARGE, UPON FINAL COMPLETION OF SUCH SYSTEM OF WATER LINES.

WHEREAS, the Board of Township Commissioners has been requested to provide water for the convenience and safety of certain inhabitants of the Township of Upper Dublin; and

WHEREAS the Commonwealth of Pennsylvania by virtue of the provisions of the Community Facilities Act has approved a grant of Eight Thousand (\$8,000.00) Dollars, or 25% of the total project cost, whichever is less, to the Township of Upper Dublin; and

WHEREAS, the Borough of Ambler has approved a contribution of twenty-five (25%) per cent of the total project costs; and

WHEREAS, the Borough of Ambler has obtained competitive bids for the construction of water lines and miscellaneous facilities in the beds of certain portions of Highland Avenue and Bellaire Avenue, highways within the Township of Upper Dublin; and

WHEREAS, the Board of Commissioners have indicated their willingness to install or have installed water lines, including fire-hydrants, in the streets or highways aforementioned and hereinafter more particularly defined.

NOW, THEREFORE, the Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, hereby ORDAINS and ENACTS:

SECTION I. A water district is hereby created, as follows:

- a. For Highland Avenue between Bethlehem Pike (Route 309) and the westerly boundary line of the 309 Expressway, (Route 782); and
- b. For Bellaire Avenue between Highland Avenue and a point approximately two hundred and seventy-five (275') feet South of Inverness Avenue.

The above descriptions are intended to include the properties abutting on each side of Highland Avenue between Bethlehem Pike (Route 309) and the westerly boundary line of the 309 Expressway and, Bellaire Avenue between Highland Avenue and a point approximately two hundred and seventy-five (275') feet South of Inverness Avenue, highways or streets within the Township of Upper Dublin aforesaid.

SECTION 2. For the purpose of constructing, extending, installing, maintaining, safeguarding or repairing water mains in the portions of the streets or highways aforescribed, the Township shall and is hereby authorized to enter into a contract with the Borough of Ambler to construct water mains and miscellaneous facilities in, under and upon the portions of Highland and Bellaire Avenues, in accordance with the drawings, plans, specifications and contract documents as prepared by C. Raymond Weir Associates, Inc. of Ambler, Pennsylvania and the proposal of J. P. Construction Company of 269 Sullivan Street, Exeter Borough, Pennsylvania, submitted therefore on April 14, 1969, together with any and all amendments or modifications relating thereto.

SECTION 3. The Township shall be authorized to accept any and all grants and/or gifts of money, credits, etc. and to first apply the same against the cost of construction of the aforesaid project.

SECTION 4. That the Township shall assume and pay the Township's costs of engineering (except costs of inspection of construction) legal and administrative for the project.

SECTION 5. That the Township shall undertake to charge the remainder of the cost of construction, including costs of inspection during construction of the project, against the properties abutting the streets within which the water mains, the lateral lines and miscellaneous facilities are constructed.

SECTION 6. That within six months from the date of final completion of such system of water lines, the Township Commissioners shall adopt an Ordinance providing for the charge of the cost of construction, as hereinabove provided, and shall therein determine the method of such charge including the payment and the collection thereof.

ORDAINED and ENACTED THIS 5<sup>th</sup> day of MAY

A.D., 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By Thomas P. Sander  
President  
Attest Richard M. Guff  
Secretary



## ORDINANCE NO. 378

AN ORDINANCE LAYING OUT AN OPENING AND A PORTION OF AVENUE "H", NORTHEAST OF LINCOLN AVENUE, NORTH GLEN-SIDE MANOR IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

WHEREAS, in the judgment of the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, the portion of Avenue H, between Lincoln Avenue and land of the Township of Abington, located in the Township of Upper Dublin, Montgomery County, Pennsylvania, is necessary for the convenience of the public and should be maintained at public expense.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED in accordance with the authority provided by the laws of the Commonwealth of Pennsylvania, and it is hereby enacted by authority of the same, as follows:

SECTION I. That the following tract of ground be and the same is hereby entered in the general plan of streets and accepted by the Township of Upper Dublin as and for a public highway, all in accordance with the Acts of Assembly in such case made and provided:

ALL THAT CERTAIN tract of parcel of land located in the Township of Upper Dublin, Montgomery County, Pennsylvania, SITUATE Northeast of Lincoln Avenue, being a portion of Avenue H, as laid out on a plan of lots of North Glenside Manor, as recorded in the office for the recording of deeds of Montgomery County at Norristown, Pennsylvania, in Deed Book 956, page 600; the center line of which is described as follows:

BEGINNING at a point on the Northeasterly sideline of

Lincoln Avenue as laid out forty feet (40') wide at which point the centerline of the proposed extension of Avenue H intersects the Northeasterly sideline of Lincoln Avenue aforesaid; thence along the centerline of the proposed extension of Avenue H, North 45 degrees, 22 minutes, East 274.96 feet to a point in line of land now or late of the Township of Abington.

It is intended that the proposed extension of Avenue H shall have a width of forty (40) feet, that is, twenty (20) feet on either side of the aforesaid centerline.

SECTION 2. That the proper officers of the Township are authorized and directed to make a Report, together with a draft or survey of the said roads, fixing the widths as herein determined, and noting the improvements along the line thereof, and the names of the owners of property abutting thereon, in the office of the Clerk of Courts of Quarter Sessions of Montgomery County, Pennsylvania, in accordance with the laws in such case made and provided.

APPROVED by the Board and enacted into an Ordinance  
this 13<sup>th</sup> day of MAY A.D., 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

BY *Thomas P. Standeager*  
President

Attest: *Arthur M. [Signature]*  
Secretary

## AN ORDINANCE

ORDINANCE NO. 379

AN ORDINANCE FIXING CERTAIN GRADES: AUTHORIZING AND DIRECTING THE CONSTRUCTION OF CURBS ON A PORTION OF AVENUE "H", Northeast of LINCOLN AVENUE: AUTHORIZING AND DIRECTING THE EXCAVATION, DRAINAGE AND PAVING OF AVENUE "H" BETWEEN LINCOLN AVENUE AND LAND OF THE TOWNSHIP OF ABINGTON, WHICH AVENUE IS A PUBLIC HIGHWAY IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA: LEVYING THE COSTS THEREOF; PROVIDING FOR THE COLLECTION THEREOF: THE FILING OF LIENS, ETC.

WHEREAS, the Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, have classified Avenue "H", Northeast of Lincoln Avenue, as indicated on plan of lots of North Glenside Manor, as recorded in the Office for the Recording of Deeds of the County of Montgomery, Pennsylvania, in Deed Book 956, page 600, a public highway between Lincoln Avenue and land of the Township of Abington for paving, including curbs; and assessing and collecting of the whole cost thereof from the owners of real estate whose property abuts thereon, by an equal assessment of the front foot, including the expenses of construction, necessary drainage, legal, advertising and other similar expenses.

NOW, THEREFORE, be it and it is hereby ENACTED and ORDAINED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, as follows:

Section 1. ESTABLISHING GRADE FOR AVENUE "H" BETWEEN LINCOLN AVENUE AND LAND OF THE TOWNSHIP OF ABINGTON. The grade of the Center line of Avenue "H" between Lincoln Avenue and land of the Township of Abington, is hereby established to be as follows: BEGINNING at the intersection of the centerline of Avenue "H" (40 feet wide) with the northeasterly line of Lincoln Avenue (40 feet wide) at elevation 494.81; thence (1) along said centerline by an ascending concave curve a distance of 50 feet to elevation 497.09, thence (2)

by an ascending grade of 8.73% a distance of 137 feet to elevation 509.05, thence (3) by an ascending convex curve a distance of 75 feet to elevation 513.26, thence (4) by an ascending grade of 2.50% a distance of 19.96 feet to elevation 513.76, the northeasterly extremity of the within described street.

Section 2. ESTABLISHING GRADES FOR CURBS. The grades for the curbs on either side of Avenue "H" between Lincoln Avenue and land of the Township of Abington including the turn-around or cul-de-sac, shall be as indicated on plans prepared by Richard S. Cowan & Associates, Consulting Engineers of Quakertown, Pennsylvania, consisting of three drawings dated April 21, 1969, all of which are incorporated herein by reference thereto.

Section 3. CURBING AND PAVING. Avenue "H" between Lincoln Avenue and the land of the Township of Abington in the Township of Upper Dublin shall be excavated, drained, curbed with concrete and paved with an appropriate bituminous paving material.

Section 4. That the excavation, drainage, paving and the construction of curbs and sidewalks shall be done by the Township by contract awarded to the lowest responsible bidder, and all constructed in accordance with the ordinances and regulations of the Township, and under the supervision and inspection of the Township Engineer.

Section 5. That the Township Engineer shall be and is hereby designated as the person in charge of said work, with full power to act for the Township in all things in connection with said work, and to estimate assessments.

Section 6. Any trees, pipes or other materials or substances interfering with the free and full construction of said work are hereby declared to be nuisances and may be removed, or changed, by or under the direction of the Township Engineer.

Section 7. The cost and expenses of the entire work, including construction of drainage, storm sewers, or any other drainage or draining necessary to properly carry off the flow of surface waters; the cost of engineering, legal, advertising, and similar expenses, etc. shall be assessed against and paid by the owners of real estate abutting on the improvements, by an equal assessment on the front foot without any deductions or adjustments whatsoever, all in accordance with the Acts of Assembly in such case made and provided.

Section 8. Upon completion of the said project and determination of all costs in connection therewith, the Township Engineer shall deliver the same in writing to the Secretary of the Township, who shall cause thirty days' notice of the assessment of costs to be given to each party assessed, either by service on the owner, or his or its agent, or left on the assessed premises, in accordance with the provisions of the First Class Township Code and the Acts of Assembly in such case made and provided.

Section 9. If any assessment shall remain unpaid at the expiration of the thirty days of the service of notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may

be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

Section 10. Any owner of property assessed shall have the option of paying the same in five equal, annual installments, bearing interest at the rate of six per cent (6%) provided first, the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each annual installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%) and costs shall become immediately payable and collectable.

Section 11. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 13<sup>th</sup> day of MAY A.D.

1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By Thomas P. Glass Swope  
President

Attest: Richard M. Huff  
Secretary

## AN ORDINANCE

## ORDINANCE NO. 380

AN ORDINANCE PROVIDING FOR THE ORDAINING, CONSTRUCTION, ETC., OF SANITARY SEWERS, INCLUDING FACILITIES IN AVENUE H. BETWEEN LINCOLN AVENUE AND LAND OF THE TOWNSHIP OF ABINGTON (NORTH GLENSIDE MANOR SUBDIVISION) IN THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, does hereby enact and ordain the following:

WHEREAS, by virtue of the laws of the Commonwealth of Pennsylvania in such case made and provided, the ordinances of the Township of Upper Dublin hereinbefore adopted, with specific reference to Ordinance No. 12-a, adopted July 25, 1946, and Ordinance No. 185, adopted August 10, 1959; and

WHEREAS, it becomes necessary to extend the system of sewers and drainage in Avenue H Northeast of Lincoln Avenue (North Glenside Manor Subdivision) between Lincoln Avenue and land of the Township of Abington.

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Upper Dublin, and it is hereby enacted by authority of the same, as follows:

SECTION I. The system of sewers provided for by the ordinances of the Township of Upper Dublin, designated as Ordinance No. 12-a, adopted July 25, 1946; Ordinance No. 185, adopted August 10, 1959; and Ordinance No. 285, adopted April 14, 1964, shall be extended to and constructed as follows:

a. In the bed of Avenue H beginning at a manhole approximately in the center of Lincoln Avenue, thence continuing in the bed



of Avenue H North 45 degrees, 22 minutes East 274.96 feet to a point in line of land of the Township of Abington.

SECTION 2. The location and construction shall be in accordance with plans as shown on a "Plan and Profile of Avenue H" prepared by Richard S. Cowan, Associates, Inc., consulting Engineers, dated April 21, 1969, consisting of three drawings and the ordinances of the Township of Upper Dublin.

SECTION 3. The costs and expenses of the construction of said sewers, including engineering, legal, advertising, and similar expenses, etc.; the requirements to connect thereto, etc.; and the determination and payment of sewer rental shall be in accordance with the ordinances of the Township, and specifically Ordinance No. 185, referred to above, and incorporated herein by reference thereto.

SECTION 4. If any assessment shall remain unpaid at the expiration of the thirty days of the service of the notice, it shall be the duty of the Township Solicitor to collect the same, with interest from thirty days after the completion of the improvement, by action of assumpsit or by filing a lien or municipal claim therefor against the property of such owner, with a penalty of five per cent (5%) of the amount of such assessment, and shall collect the same together with interest and costs in accordance with law. When an owner has two or more lots against which there is an assessment for the same improvement, all of such lots may be embraced in one claim. Municipal claims or liens for unpaid assessments must be filed in the Court of Common Pleas of Montgomery County within six (6) months after the completion of the improvement, the date of which shall be certified by the Township Engineer to the Board of Commissioners.

SECTION 5. Any owner of property assessed shall have the option of paying the same in five equal, annual installments bearing interest at the rate of six per cent (6%), provided the first installment be paid within thirty (30) days of the receipt of notice of said assessment and each installment, with interest, at the expiration of each annual period succeeding date of the assessment; and second, that notice of intention to exercise such option be given on a blank to be prepared by the Secretary of the Board of Township Commissioners containing such stipulations as the Board shall require to be filed at the time of paying the first installment; and third, that a lien shall be duly filed for the amount of the remaining installments of the assessments, which lien shall not be prosecuted so long as the installments are duly paid. Upon default in the payment of a current installment, the entire unpaid balance, plus a penalty of five per cent (5%) of the unpaid balance, interest at six per cent (6%) and costs shall become immediately payable and collectable.

SECTION 6. If anyone, who has not elected to pay by installments, shall fail to pay his or her assessment for thirty (30) days after the assessment shall have been levied and served, then there shall be imposed the penalty of five per cent (5%) for failure to pay within that time. Such penalty shall be added to the assessment and included in the amount for which the municipal lien is filed for such unpaid assessment.

ENACTED and ORDAINED this 13<sup>th</sup> day of MAY A.D. 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By Louise P. Glassmeyer  
President

Attest: Richard M. Duff  
Secretary

AN ORDINANCE

ORDINANCE NO. 381

AN ORDINANCE AMENDING ORDINANCE NO. 310 ENACTED  
FEBRUARY 8, 1966 AS TO SPRINKLER AND ALARM SYSTEMS

The Board of Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, does hereby enact and ordain:

SECTION 1. There shall be added to Paragraph (1)

(c), Section 4 of Ordinance No. 310, enacted by the Commissioners of Upper Dublin Township on February 8, 1966, the following:  
All Fire-Resistive buildings over five (5) floors in height, including, alter-alia, office buildings, apartments, schools, stores and retirement type homes.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin this 13<sup>th</sup> day of MAY A.D. 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

BY Howard P. Lane  
President

Attest Richard M. [Signature]  
Secretary

AN ORDINANCE

ORDINANCE NO. 382

AN ORDINANCE TO AMEND AN ORDINANCE APPROVED AUGUST 20, 1956, KNOWN AS ORDINANCE NO. 140, DESIGNATED UPPER DUBLIN ZONING ORDINANCE OF 1956, AS AMENDED, TO PROVIDE FOR AN O.C. - OFFICE CENTER DISTRICT.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same:

SECTION A. Amend Section 200 of Article II , by adding to the definitions, the following:

A.U.- Governing Body. The Governing Body is the Board of Commissioners of the Township of Upper Dublin acting within the scope of powers and duties granted by the Acts of Assembly in such cases made and provided, including those derived from Act 247 and approved on July 31, 1968 , and the provisions of Ordinance 370 enacted and adopted by the Board of Commissioners of the Township of Upper Dublin on December 30, 1968,

SECTION B. Amend Section 300 of Article III of the Upper Dublin Zoning Ordinance of 1956, as amended, by adding an OC-Office Center District.

SECTION C. Amend the Upper Dublin Zoning Ordinance of 1956, as amended, by adding a new article, to be known as ARTICLE IX-B as follows:

ARTICLE IX-B - OC-Office Center District.

SECTION I. Declaration of Legislative Intent. The purpose of establishing planned office center districts shall be to encourage the logical and timely development of land for office purposes in accordance with the objectives, policies and proposals of the

Comprehensive Plan; to discourage any land use which would interfere with the use of the District as an employment and service center, and to assure suitable design to protect the residential environment of adjacent and nearby neighborhoods. It is further hereby declared to be the intent of the Township to provide the office center with a minimum of traffic congestion, over-crowding of land, noise, glare and pollution, so as to lessen the danger to the public safety. The protective standards contained in this Article are intended to minimize any adverse effect of the office center on nearby property values and to provide for safe and efficient use of the office center itself.

The Governing Body shall make a determination prior to the establishment of an Office Center District that there is a need for diversification of land use to support new and improved municipal service and facilities, that said Office Center District is integrated in a general plan of land use and that the density of population within an Office Center District will not have an adverse effect on the overall employee and/or density of population in the Township.

SECTION 2. General Requirements. The Governing Body may authorize as an amendment to the Zoning Map the designation of an area as an "OC-Office Center District" for the location of an integrated office center, subject to the regulations of this and any pertinent Article of the Upper Dublin Zoning Ordinance of 1956, as amended.

SECTION 3. Use Regulations. In an OC-Office Center District a building or combination of buildings may be erected or used, and a lot area may be used or occupied for any of the following purposes and no other.

A. Office Buildings: Professional, executive, administrative and governmental; such uses shall include, but not be limited to the following:

1. Insurance, real estate and other similar business and professional offices;
2. Dental and medical clinics and testing laboratories.
3. Private, vocational, business and professional schools except those of industrial character.
4. Office buildings for companies and corporations.

B. Personal service and/or Convenience type Commercial Facilities for the primary use of employees, visitors and/or clients of the Office Center District and only for the incidental use of the general public shall be permitted. Such uses include, but are not necessarily limited to the following: Eating establishments, facilities providing living quarters for transients, banks, drug stores, barber shops and beauty parlors.

C. Accessory uses customarily incidental to any of the above uses. Such use may include garages for storage and maintenance of motor vehicles of owner or owners, tenants, their employees, invitees and other visitors, parking facilities, maintenance and utility shops for the upkeep and repair of other buildings, structures and services, central heat and power plants for furnishing heat and electrical energy to all structures and buildings, and storage of documents, records and personal property, and cafeterias, recreational facilities, post offices and guest lodges for the use of employees and visitors to the Office Center,

provided that such uses are planned as an integral part of the office building development and are located on the same site, and provided further, that guest lodges are approved by the Zoning Hearing Board and authorized as a special exception.

D. Signs. Signs in an OC-Office Center District shall be limited to the following:

1. A sign shall relate to the use located on the lot area.
2. Not more than one free-standing sign which shall relate to the principal use of the lot area, shall be permitted for each street or controlled highway frontage.
3. In addition to a sign as permitted in paragraph 2 above, one free-standing sign in the form of a directory for the Personal Service and/or Convenience type Commercial Facilities as allowed in this Section 3-B, shall be permitted.
4. No sign shall be erected until the size, type, material and location for erection shall be approved by the Governing Body; however, a sign in excess of ten (10) feet in height and fifty (50) feet in length and/or that has intermittent or flashing lights shall not be approved.
5. Upon approval of the Governing Body, one sign of a size, type and material may be erected on the outside face of an exterior wall, provided, no sign shall be erected which extends more than eighteen (18) inches from the wall to which it shall be attached, and provided further, that no sign shall extend beyond, in height,

the base of the roof line.

- E. No area shall be used for an OC-Office Center District use if there exists in the area sought to be used for an OC-Office Center District use, any use which would be non-conforming under the terms of this Section 3. However, the Governing Body may authorize the office center with a non-conforming use if, prior to the issuance of a building and/or zoning permit, the developer agrees and guarantees, in writing, to the satisfaction of the Governing Body, that all non-conforming uses are removed from the area within three (3) years from the date of the issuance of a permit for the building of the principal structure. Upon written request, the Governing Body may extend the time for an additional year. Said guarantee shall be in the form of a performance bond or cash escrow security. The amount of the security shall be at least equal to one hundred and twenty per cent, as determined by the Governing Body, of the estimated cost of removal of the non-conforming uses. The creation of an odd-shaped area which excludes non-conforming uses is to be avoided.
- F. If the development of the office center is to be carried out in stages, each stage shall be so planned that the foregoing requirements and the intent of this Ordinance shall be fully complied with at the completion of any stage.

SECTION 4. Development Requirements. The general plan for an office center shall be executed in accordance with the following essential conditions:

- A. The development shall consist of a harmonious selection of uses and groupings of buildings, service and parking areas,



circulation and open spaces, planned and designed as an integrated unit, in such a manner as to constitute a safe, efficient and convenient office center.

- B. The proposed development shall be constructed in accordance with an overall plan and shall be designed with complementary architectural concepts and with appropriate landscaping.
- C. The total lot area shall be not less than twenty-five (25) acres.
- D. All buildings shall be arranged in a well related manner.
- E. No more than ten (10) per cent of the lot area shall be occupied by buildings.
- F. The maximum height of any building or structure erected or enlarged in an OC-Office Center District shall be sixty-five (65) feet. The height of a building shall be a building's vertical measurement from the mean level of the ground abutting the building to a point midway between the highest and the lowest points of the main roof levels. Said height may be increased by parapets, but not in excess of three (3) feet; and by chimneys and housings for equipment, provided said housings for equipment shall not be in excess of fifteen (15) feet in height, and provided that they shall not occupy more than ten per cent (10%) of the roof area. Building units constructed with continuous walls and joined on several floor levels shall be considered one building in calculating building height.
- G. Adequate areas shall be provided for loading and unloading of delivery trucks and other vehicles, servicing of offices by refuse collection, fuel, fire and other service vehicles; automobile access-ways; and pedestrian walks. All areas provided for use by vehicles and all pedestrian walks shall be constructed in accordance with Township specifications. Service areas shall be screened from view

from any abutting roadway and from within the parking area.

- H. Provision shall be made for safe and efficient ingress and egress to and from public streets and highways serving the office center without undue congestion to or interference with normal traffic flow. The Governing Body shall satisfy itself as to the adequacy of the thoroughfares to carry the additional traffic engendered by the office center. The Developer shall obtain of the Governing Body permission to determine and locate the access to the abutting highways. Should the concerned Governing Body require as a condition of approval the erection of and maintenance of a traffic control system, the required system shall be erected at the cost of the Developer.
- I. No building may be located closer than:
1. To a public highway or right-of-way, except as provided in (3) herein, two hundred (200) feet; and
  2. To any property line, except as provided in (3) herein; one hundred and fifty (150) feet; and
  3. To any toll or controlled public highway, one hundred (100) feet; and
  4. To any residential zoned district, one hundred and fifty (150) feet.
- J. No parking area may be located closer than: (1) to a public highway or right-of-way except as provided in (3) herein, two hundred (200) feet and (2) to any property line or any residential zoned district, fifty (50) feet; and (3) to any toll or controlled public highway, fifty (50) feet.
- K. No "service area" may be located closer than one hundred (100) feet to a residential zoned district. A "service

area" shall include the area provided for the loading and unloading of delivery trucks and other vehicles; the servicing of offices by refuse collection, fuel, fire and other service vehicles.

L. No driveway may be located closer than twenty-five (25) feet to a side or rear property line adjacent to an agricultural or residential zoned district.

M. Parking space shall be provided on the site to accommodate the following number of motor vehicles, providing two hundred square feet (10' x 20') for each vehicle; (1) space for two employees; and (2) one space for every two visitors. The number of spaces to be determined from the maximum employees and visitors for which the building was designed. Each addition to the office center must adhere to these requirements. Under no circumstances will on-street parking be permitted.

N. Where parking areas and/or buildings in an office center are located within two hundred (200) feet of an abutting Residential District there shall be a buffer area along that portion of the Residential District line which is within two hundred (200) feet of said parking area and/or buildings, which buffer area shall be at least twenty-five (25) feet measured from the Residential District line and said buffer area shall be used for no purpose other than planting and landscaping.

There shall be a twenty-five (25) foot buffer area along street frontage occupied by an "OC"-Office Center District, which area shall be used for no purpose other than planting and landscaping.

- O. Parking, loading or service areas used by motor vehicles shall be located entirely within the lot lines of the office center and shall be physically separated from public streets.
- P. All utility lines within the lot lines of the office center district shall be placed under ground.
- Q. All materials, including trash, supplies, rubbish, refuse, etc. shall be stored within the buildings. They shall not be handled so as to give rise to smoke, odor or litter.
- R. Lighting facilities shall be arranged in a manner which will protect the highways and neighboring properties from unreasonable direct glare or hazardous interference of any kind.
- S. No office center, permitted in an office center district, shall be erected or used that is not adequately served with both public sanitary sewers and public water. This section shall not be interpreted to exclude the use of water obtained from the surface or ground provided such sources can be developed on the premises without impairment to similar services on adjacent or nearby properties, or to public water supplies. No on-site sanitary disposal sewer/systems shall be permitted.
- T. For the purpose of calculating the minimum area lot dimension, and yard requirements established by this section, a single planned office center district cannot lie on two (2) sides of a public

street or highway. Any area designated as being an "OC"-Office Center District and lying on both sides of a public street or highway shall be deemed to be two (2) office center districts, and all minimum requirements shall be met by buildings on each side of said public street or highway as separate districts. The "OC"-Office Center District shall be unified and contiguous in shape.

U. The Governing Body may prescribe particular requirements or any further reasonable conditions deemed appropriate with respect to the suitability of the office center in harmonious relationship to surrounding areas.

SECTION 5.

Application Review and Approval or Disapproval by the Governing Body.

- A. Plans for any office center use shall be submitted to the Governing Body prior to the issuance of any zoning or building permit as provided in ARTICLE XX. Information to be shown on all office center plans or on attached reports shall include:
1. A plot plan of the lot showing the location of all present and proposed buildings, sidewalks and other areas to be devoted to pedestrian use, drives, parking lots, loading and unloading areas and other construction features on the lot; and all buildings, streets, highways, streams and other topographical features of the lot within two hundred (200) feet of any lot line. The off-site

information may be shown by aerial photographs and by the United States Geological Survey Information.

2. Architectural plans for any proposed buildings.
3. The location, size in square feet, dimensions, and arrangements of areas and buildings to be devoted to any purpose.
4. A description of any land uses proposed, including approximate number of employees and an indication of the number of visitors in sufficient detail to indicate the effects of those operations in producing traffic congestion, noise, glare, air pollution, water pollution, fire hazards or safety hazards.
5. Engineering and architectural plans for the treatment and disposal of sanitary sewage and surface and storm waters including the general drainage system.
6. The stages which will be followed in the construction of the planned office center.
7. If requested by the Governing Body, a market analysis suitable for the size center proposed, showing the desirability of an office center in the location requested.
8. If requested by the Governing Body, a statement of financial responsibility as to the Developer's ability to proceed with construction.

B. If requested by the Governing Body, the Township Planning Advisory Commission, or any other advisory body of the Town-

ship, shall review such plans as the Governing Body shall submit to them for office center district uses. Such review shall be promptly made and recommendations thereon submitted to the Governing Body.

- C. Upon receipt of the plans for any office center use and recommendations thereon by the Township Advisory Bodies, the Governing Body shall have the power of approval or disapproval of these plans.
- D. Upon approval of the final plan, construction shall begin in accordance with the approved plan within one (1) year from final approval, unless otherwise extended by the Governing Body.
- E. In the event that initial development has not been completed within the specified time limit and the property has been re-zoned as from "OC"-Office Center District to another classification and the office has been partially constructed, such partial construction shall not be considered a non-conforming use as defined in this Ordinance.

SECTION 6. Validity. Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any other part thereof.

ORDAINED and ENACTED this 19th day of May, A.D., 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By:

*Thomas P. Glassmeyer*

President

Attest:

*Richard M. [Signature]*

Secretary

## AN ORDINANCE

## ORDINANCE No. 383

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, DESIGNATED THE UPPER DUBLIN ZONING ORDINANCE OF 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA ADJACENT TO WELSH ROAD AND THE PENNSYLVANIA TURNPIKE RIGHT-OF-WAY FROM "A" RESIDENTIAL DISTRICT to "OC"-OFFICE CENTER DISTRICT.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same.

SECTION 1: That the Zoning Map adopted and approved as a part of the Upper Dublin Township Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The area hereafter described be changed from "A" Residential District to "OC"-Office Center District:

BEGINNING at a point of intersection which the southwesterly side of Welsh Road (80 ft. wide in this area as widened by the Pennsylvania Department of Highways from its former width of 33 feet) makes with the northwesterly side of the Pennsylvania Turnpike (200 feet wide); thence along the said northwesterly side of the Pennsylvania Turnpike the two (2) following courses and distances (1) South 68 degrees 20 minutes West 1,734.71 feet to a point of curve; thence (2) by a line extending in a Southwesterly direction and curving to the left with a radius of 11,559.19 feet the arc distance of 651.30 feet to a point, a corner of land now or late of Frederick J. and Louise Ueltzen; thence along the northeasterly line of land now or late of Frederick J. and Louise Ueltzen North 40 degrees 00 minutes 46 seconds West 729.90 feet to a point; thence through land of the Community Life Insurance Company North 50 degrees 27 minutes 14 seconds



East 929.82 feet to a point in line of land of Willow Crest-Bamberger for Convalescents; thence along the northeasterly line of land of the Community Life Insurance Company North 40 degrees 23 minutes 46 seconds West 822.67 feet to a point; thence along the southeasterly line of land of the Community Life Insurance Company North 49 degrees 44 minutes 14 seconds East 1.297.97 feet to a point on the southwesterly side of Welsh Road (85 feet wide in this area); thence along the said southwesterly side of Welsh Road (variable widths) the eleven (11) following courses and distances: (1) South 40 degrees 46 minutes East 139.71 feet to a point; thence (2) North 49 degrees 14 minutes East 5:00 feet to a point; thence (3) South 40 degrees 46 minutes East 250.00 feet to a point; thence (4) South 49 degrees 14 minutes West 10:00 feet to a point; thence (5) South 40 degrees 46 minutes East 116.16 feet to a point; thence (6) South 41 degrees 20 minutes East 334.34 feet to a point; thence (7) North 48 degrees 40 minutes East 10.00 feet to a point; thence (8) South 41 degrees 20 minutes East 160.01 feet to a point; thence (9) South 41 degrees 14 minutes East 541.81 feet to a point; thence (10) South 41 degrees 05 minutes East 592.98 feet to a point; thence (11) South 40 degrees 52 minutes 30 seconds East 149.73 feet to a point of intersection with the aforementioned northwesterly side of the Pennsylvania Turnpike, the place of beginning.

Containing 80.6119 acres.

ORDAINED and ENACTED this 10<sup>th</sup> day of JUNE, A.D. 1969.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By Thomas P. Slawson  
President

Attest: Richard M. [Signature]  
Secretary

August 12, 1969

A Stated meeting of the Board of Commissioners of Upper Dublin Township was held in the Township Building on Tuesday evening, August 12, 1969, at 8:00 P.M.

IN ATTENDANCE: Thomas P. Glassmoyer, President, Samuel C. Corey, Vice President, Marvin S. Feller, Walter E. Long, Richard H. Magaziner, and Raymond Jenkins, Commissioners, Elmer L. Menges, Solicitor, R. S. Cowan, Engineer, R. M. Brown, Secretary.

On motion of Feller and Corey, the Minutes of the July meeting were accepted as submitted and their reading dispensed with.

On motion of Long and Magaziner, the Reports of the Secretary, Treasurer Plumbing Inspector and Building Inspector were approved as submitted. Copies of these reports are made a part of the Official Minutes.

Mr. Glassmoyer reported that the Board had received a letter from George Butler indicating his desire to resign as a member of the Upper Dublin Authority because of the pressure of other responsibilities. Mr. Glassmoyer noted that a replacement for Mr. Butler had been found and it was, therefore, in order to accept his resignation. Mr. Butler's resignation was accepted with regret on motion of Corey and Feller and the Secretary was directed to write a letter to Mr. Butler expressing the Board's appreciation for his many years of service to the Township.

On motion of Long and Jenkins, Mr. R. J. Kenyon of the Aidenn Lair area was appointed to the Upper Dublin Authority to fill the vacancy created by Mr. Butler's resignation. Mr. Kenyon was in the audience and was formally welcomed as a new member of the Township Family by President Glassmoyer.

SOLICITOR: On motion of Feller and Long, the Board adopted Ordinance No. 384 providing for the construction of curbing and the assessment of cost for the Dresher Traffic Complex area.

Mr. Menges commented on several minor restrictions that should be removed from the title that the School District is giving to the Township for the Matthias Sheeleigh and Fort Washington Elementary School properties. He recommended that the Commissioners authorize the conveyance from the School District to the Township with the understanding that the School Board will be responsible for any cost that may be involved in connection with the removal of these defects. This recommendation was accepted on motion of Feller and Jenkins.

FINANCE: On motion of Corey and Feller, the Board approved Expenditure from the General Fund totaling \$25,134.71, from the Special Accounts \$109,209.90 and from the Burn Brae Golf Course Account \$1,158.22. A

(2) October 14, 1969

SOLICITOR: Mr. Menges submitted for adoption Ordinance No. 385 providing for condemnation of certain lots of the Edge Hill Land Association, North Hills, to provide the site for the proposed North Hills Swimming Pool. On motion of Corey and Magaziner, the Board adopted Ordinance No. 385 as proposed.

Mr. Menges submitted for acceptance a Resolution accepting a Deed of Dedication for the improvements in Section 5 of College View Subdivision. On motion of Corey and Long, the Board adopted the required Resolution subject to the Solicitor's determination that all financial obligations of the developer to the Township have been satisfactorily resolved.

ENGINEER: Mr. Cowan reported on the status of the Fort Washington Avenue curb and sidewalk program. He also commented on the status of the Highland Avenue project #2, noting that the installation of telephone conduit has delayed both projects.

Mr. Spidel, a representative of Bell Telephone Company, pointed out to the Board that the Telephone Company has completed approximately 70% of their project whereas the Township has only completed approximately 20% of the sidewalks. He noted that Highland Avenue conduit has all been installed with the exception of the driveway area for the Flynn family, which they cannot complete until the Township has finished their work in the area.

PLANNING: Mr. Long offered for adoption a Resolution honoring Mr. Degerberg who died in September. On motion of Long and Magaziner the following Resolution was adopted:

"We wish to remember and honor Alfred F. Degerberg, both as a long-time resident of the Township and as a valued member of its official family.

"Mr. Degerberg was a charter member of the Upper Dublin Planning Commission, having been appointed to this body at the time of its formation in 1946, and remained active with the Commission until his untimely death. For many years he served as President of this important group and played a major role during the preparation of the Comprehensive Plan for Upper Dublin Township.

"The Board of Commissioners is proud to acknowledge the debt owed to Alfred F. Degerberg by the people of Upper Dublin for the many hours of selfless service he gave to his community. We mark his recent passing with deep regret and will miss him as a friend and fellow worker."

Mr. Long submitted for approval a plan for Peter Roberts Enterprises, Inc. on Pinetown Road. On motion of Long and Corey, the Plan

UDCommPool site FILE COPY

IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA

In Re: CONDEMNATION OF LOTS : NO. 69-15307  
578 to 588, ALL INCLUSIVE,  
and 594 to 604, ALL INCLU- :  
SIVE, AS SHOWN ON PLAN OF  
EDGE HILL LAND ASSOCIATION, :  
UPPER DUBLIN TOWNSHIP, :  
MONTGOMERY COUNTY, PA. : EMINENT DOMAIN PROCEEDINGS -  
IN REM

000068

NOTICE

To: LEWIS E. WEISS & SUKI,  
his wife,  
7905 Ivy Lane  
Elkins Park, Pa.

BEULAH FELDI  
c/o Mrs. Omar Bounds  
432 Linden Avenue  
North Hills, Pa.

BLANCHE POSS  
7905 Ivy Lane  
Elkins Park, Pa.

MALLIE JAMES  
239 Linden Avenue  
North Hills, Pa.

DONALD GLASSMAN and  
LERNIA, his wife,  
7905 Ivy Lane  
Elkins Park, Pa.

RAYMOND CARRELL  
3134 N. Taylor St.  
Philadelphia, Pa.

GEORGE A. JENKINS and  
MILDRED H., his wife,  
374 Peshing Avenue  
Newark, New Jersey

RUBY CRAVEN FATTERSON  
5716 Virginia Road  
Philadelphia, Pa.

You are hereby notified that a Declaration of Taking has been filed heretofore in the office of the Prothonotary of the Court of Common Pleas of Montgoc. County, Pennsylvania, as of No. 69-15307 whereupon a fee simple or absolute title in Lots 578 to 588, all inclusive, and 594 to 604, all inclusive, all as indicated on a subdivision plan known as the Edge Hill Land Association, and recorded in the Office for the Recording of Deeds in and for the County of Montgomery at Norristown, Pennsylvania, in Deed Book 360, page 426, was condemned by the Township of Upper Dublin, whose address is 801 Loch Alsh Avenue, Fort Washington, Pa.

The condemnation of said properties, in which you have a claim or interest, was pursuant to the Act of June 24, 1931, P.L. 1206, Article XIX, Section 1901, as amended, authorizing the Township of Upper Dublin to condemn for the expansion of the park and recreation area commonly known as the "Evelyn Wright Playground," and to construct thereon a swimming pool and other facilities to be used for playground and recreation uses.

On October 14, 1969, the Commissioners adopted Ordinance No. 385, selecting and appropriating the aforesaid lots, together with any improvements existing thereon, and directing the filing of a Declaration of Taking for the aforesaid purposes.

Just compensation for the condemnation of said premises is secured by the power of taxation of the Township of Upper Dublin, whereupon the funds raised, or lawful to be raised, are deemed pledged and made security for the payment of the damages as shall be determined by law.

You are further notified that, if you desire to present any objection or defense to the power or right of the Township of Upper Dublin to condemn your property, the sufficiency of the security, the procedure followed by the Township of Upper Dublin, or the Declaration of Taking, you are required to file preliminary objections within thirty (30) days after service of this Notice. All defenses and objections not so presented are waived.



Attorney for Township of  
Upper Dublin

-2-

IN THE COURT OF COMMON PLEAS  
OF MONTGOMERY COUNTY, PENN. *51*  
NO. *68*

In Re: Condemnation of Lots  
Nos. 578 to 588, all  
Inclusive, and Lots  
Nos. 594 to 604, all  
Inclusive, as shown  
on Plan of Edge Hill  
Land Association,  
Upper Dublin Town-  
ship, Montgomery  
County, Pa.

NOTICE

ELMER L. MENGES  
ATTORNEY AT LAW  
25 EAST BUTLER AVENUE  
AMBLER, PENN. 19002

69. WJ SE C E ADP

Montgomery County S. S.

Recorded in the Office for Recording of Deeds &c.

In and for said county in Deed book  
No. 3576 Page 422 &c.

Witness my hand and seal of office this 3rd  
day of Nov. 19 69

*Paul C. L. ...* Recorder

800-3576 PG 424

UDCommPool site

# This Indenture Made the THIRTIETH

day of MARCH in the year of our Lord one thousand nine  
hundred and FORTY-FOUR Between JOHN V. SNYDER,  
Singleman of North Hills, Pennsylvania \_\_\_\_\_

(hereinafter called the Grantor ), of the one part, and  
MALLIE JAMES of North Hills, County of Montgomery, State of  
Pennsylvania \_\_\_\_\_

(hereinafter called the Grantee ), of the other part:  
**Witnesseth**, That the said Grantor \_\_\_\_\_ for and in consideration of the sum of  
Seventy five Dollars \_\_\_\_\_ lawful  
money of the United States of America, unto him well and truly paid by the said  
Grantee at and before the sealing and delivery of these presents, the receipt whereof is  
hereby acknowledged, has granted, bargained, sold, aliened, enfeoffed, released and  
confirmed, and by these presents does grant, bargain, sell, alien, enfeoff, release and  
confirm unto the said Grantee her heir and Assigns,

ALL THAT CERTAIN lot or piece of ground, being Lot No.  
.602 on the revised plan of lots of the Edge Hill Land Association,  
SITUATE on the Northwesterly side of Linden Avenue at the distance  
of Two hundred feet Northeastwardly from the Northeastly side of  
Summit Avenue, in the Township of Upper Dublin, County of  
Montgomery and State of Pennsylvania, CONTAINING in front or  
breadth on the said Linden Avenue Twenty-five feet, and extending  
of that width in length or depth Northwestwardly, between parallel  
lines at right angles to said Linden Avenue, One hundred and ten  
feet.

BEING the same premises which Charles H. Pascoe, and  
Mary Hoffman Pascoe, his wife, by Indenture bearing date the 7th  
day of January, 1939, and recorded at Norristown in Deed Book  
No. 1274, page 396, granted and conveyed unto the said John V.  
Snyder, single man, in fee.

UNDER AND SUBJECT to certain restrictions and con-  
ditions.

Together with all and singular the improvements, ways, streets, alleys, passages, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in any wise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever of the said Grantor, in law, equity, or otherwise howsoever, of, in, and to the same and every part thereof.

To have and to hold the said lot or piece of ground above described

hereditaments and premises hereby granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee her heirs and Assigns, to and for the only proper use and behoof of the said Grantee her heirs and Assigns forever.

And the said Grantor, for himself, his Heirs, Executors Administrators, DO by these presents covenant, grant and agree, to and with the said Grantee her heirs and Assigns, that he the said Grantor, his

Successors, all and singular the hereditaments and premises herein described and granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee her heirs and Assigns, against him the said Grantor, his

Successors, and against all and every other Person and Persons whomsoever lawfully claiming or to claim the same or any part thereof, by, from or under him, her or any of them, Shall and Will

WARRANT and forever DEFEND.

In Witness Whereof, the said party of the first part to these presents has hereunto set his hand and seal. Dated the day and year first above written.

Scaled and Delivered IN THE PRESENCE OF US:

*H. E. Steyer*  
Catharine Steyer

*John V. Snyder*



201

**RECEIVED** on the day of the date of the above Indenture of the above-named Grantor the full consideration money within mentioned.

**WITNESS AT SIGNING:**  
*H. S. Snyder* } *John V. Snyder*

**ON THE** Thirtieth **day of** March **Anno Domini 19** 44 **before me, the**  
subscriber, a Notary Public for the Commonwealth of Pennsylvania, residing  
in

**personally appeared** John V. Snyder, **single man**  
**who being duly SWORN** according to law, says that he was personally present at the execution of the within Indenture  
and saw the same executed in the presence of the said Grantor and that the seal and signature in the same  
are those of the said Grantor and that the said Indenture was duly sealed and delivered by **his**  
acknowledged the above indenture to be his act and Deed  
and that the same if desired the same might be recorded as such

and subscribed before me, the day and year  
aforesaid. Witness my hand and **Notarial seal,**

*H. S. Snyder*  
Notary Public  
No. 1540

The residence of the within-named Grantor is  
North Hills, Montg. Co. Pa.

On behalf of said Grantor.

24  
579  
9

**Deed**

JOHN V. SNYDER

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TO

MALLIE JAMES

No. 113  
120 W. Lakeside Ave., 11 N. 11th St. and 110 W. 12th St., Phila.

**AD**

**RECORDED** in the Office for Recording of Deeds in and for **County of Montgomery**  
in **Deed Book** **No. 1576 Page 199 &c.**

**WITNESS** my hand and seal of Office this **4th**  
**day of** April **Anno Domini 19** 44

**John E. Marshall** **Recorder**  
Per **Dep. Recorder**

UDCommPool site

DEED

72  
THIS INDENTURE, Made the 21<sup>st</sup> day of Oct, A.D. 1958, between J. WALTER HAMMONDS, WARREN M. CORNELL, JR., and FORBEST J. HENRY, Commissioners of Montgomery County, (hereinafter called the Grantors), of the One Part, and RAYMOND CARROLL, of Philadelphia, Pennsylvania, (hereinafter called the Grantee), of the Other Part, WITNESSETH, That the said Grantors for and in consideration of the sum of Two Hundred (\$200.00) Dollars, lawful money of the United States of America, unto the Grantors well and truly paid by the said Grantee, at and before the sealing and delivering of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, enfeoffed, released and confirmed, and by these presents do grant, bargain, sell, alien, enfeoff, release and confirm unto the said Grantee, his heirs and assigns;

ALL the right, title and interest which the Grantors may have in and to that CERTAIN LOT OR PIECE OF LAND, being known as Lot 595 Edge Hill Land Association, Upper Dublin Township, Montgomery County, Pennsylvania; the said Lot at the time of said Treasurer's Tax Sale being assessed in the name of Edwin Gegenheimer;

WHEREAS, on the 16th day of May, 1940, Mary H. Beerer, the then Treasurer of Montgomery County, sold the herein described Lot for the non-payment of taxes for the year 1931, to the Commissioners of Montgomery County, in the absence of any bidders offering a sum equal to the amount of taxes, interest, penalties and costs; and

WHEREAS, by Deed dated the 3rd of October, 1941, Mary H. Beerer, the then Treasurer of the County of Montgomery, granted and conveyed the herein described Lot to the Commissioners of said County, which Deed is recorded in the Recorder of Deeds' Office at Norristown, in and for said County of Montgomery, in Deed Book No. 2910, Page 413; and

WHEREAS, the County Commissioners, Grantors herein presented their petition on the 5th day of September, 1958, in the Court of Common Pleas of Montgomery County, Pennsylvania, as of No. 16, June Term, 1958, praying the Court to approve the private sale of the herein described Lot or piece of land, to RAYMOND CARROLL, for the price of Two Hundred (\$200.00) Dollars, whereupon Judge E. Arnold Forrest fixed the 26th day of September, 1958, at nine o'clock A.M., E.S.T., in Court Room "A", for a hearing on said petition, and directed notice thereof to be given by publication in the Ambler Gazette, Ambler, Pennsylvania, and in the Montgomery County Law Reporter; and

WHEREAS, on the 26th day of September, 1958, upon the filing of proofs of publication of notice, in accordance with the Act of Assembly, no valid objections being interposed to the private sale of the herein described Lot by the County Commissioners, Grantors, to RAYMOND CARROLL, Grantee herein, and it appearing to the Court that the said sale should be made according to the terms set forth in the petition, Judge E. Arnold Forrest approved of the private sale of the herein described Lot by the County Commissioners to RAYMOND CARROLL, and Ordered, Adjudged and Decreed that upon receipt of the purchase price, the County Commissioners make and deliver to the said Raymond Carroll, a Commissioners' Deed for the conveyance of the herein described Lot and to pay from the purchase

73  
price all the costs of the proceedings:

TOGETHER with all and singular the hereditaments and appurtenances whatsoever thereunto belonging, or in any wise appertaining, and the reversions and remainders, rents, issues and profits thereof; and all the estate, right, title, interest, property, claim and demand whatsoever of the said Grantors, in law, equity, or otherwise howsoever, of, in, and to the same and every part thereof;

TO HAVE AND TO HOLD THE SAID Lot or piece of land herein described; with the hereditaments and premises hereby granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, his heirs and assigns, to and for the only proper use and behoof of the said Grantee, his heirs and assigns forever;

UNDER AND SUBJECT To all existing encumbrances and easements;

IT IS THE INTENTION of the County Commissioners, Grantors herein, to grant and convey unto the Grantee, only such interest in said Lot or piece of land acquired by the County at the County Treasurer's Sale, hereinbefore mentioned.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands in their official capacity as Commissioners of Montgomery County and have caused the corporate seal of said County to be affixed hereto and attested by the Chief Clerk, the day and year first above written.

ATTEST:

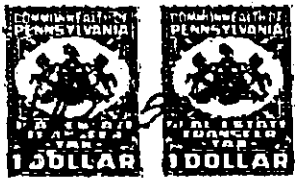
[Signature]  
Chief Clerk

[Signature]  
Walter Hammonds

[Signature]  
Warren M. Cornell, Jr.

[Signature]  
Forrest J. Henry

COMMISSIONERS OF MONTGOMERY COUNTY



Stamps which represent full consideration including liens and encumbrances.

[Signature]  
Raymond Cornell

74

STATE OF PENNSYLVANIA: SS.  
COUNTY OF MONTGOMERY :

On the 22<sup>nd</sup> day of October  
A.D. 1958, before me the subscriber, a Notary Public  
in and for the Commonwealth of Pennsylvania, residing  
at Oreland, Pennsylvania, personally appeared the  
above-named J. Walter Hammonds, Warren M. Cornell, Jr.  
and Forrest J. Henry, Commissioners of Montgomery  
County, and in due form of law, acknowledged the above  
Indenture to be their and each of their act and deed,  
and desired the same might be recorded as such.

WITNESS my hand and notarial  
seal the day and year aforesaid.



Notary Public  
My Commission expires

Feb 3, 1959

The residence of the within-named  
Grantee is:  
1818 N. Camac Street  
Philadelphia 21, Penna.

\_\_\_\_\_  
On behalf of Grantee

MASSACHUSETTS  
10  
10  
10

Lot 595 Blue Hill Land  
Association, Upper Dublin  
Township, Deerpark County,  
Pennsylvania.

RAYMOND PARROT

COUNTY

COMMISSIONERS OF MONROE

J. ALBERT BROWN  
MAYOR OF MONROE

4.75-

Nov 13 1 09 PM '08

and County S. S.

Deed

72

2923

13th

9 58

November

Wilmington, Delaware

000798

OCT-18-62 00009 REEDS • 790 B = - 650

TAX CLAIM BUREAU DEED *UD Comm Pool site*

THIS DEED made this 18th day of October, 1962

between the TAX CLAIM BUREAU, of the County of Montgomery, Pennsylvania, as Trustee, GRANTOR,  
AND LEWIS E. WEISS & SUKI, h/w

7905 Ivy Lane

Elkins Park 17, Pennsylvania

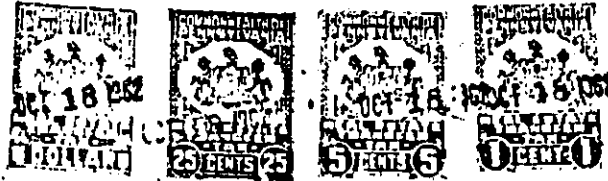
GRANTEE, his, her, or their assigns, and successors.

WITNESSETH, that in consideration of \$ 530.81 in hand paid, receipt whereof  
is hereby acknowledged, the said Grantor does hereby grant and convey unto the said Grantee, his, her,  
their heirs, assigns and successors, in accordance with the Real Estate Tax Sale Law of July 1, 1947,  
P. L. 1302, as amended:

ALL THAT CERTAIN property situate Upper Dublin Township-Lower,  
County of Montgomery, Commonwealth of Pennsylvania; being known as:

Lot 578 Edge Hill Land Association 25 x 110 Logan Avenue  
Block 17 Unit 15

Lot 579 Edgell 25 x 110 Logan Avenue Block 17 Unit 14



BEING the property formerly owned or reputed to be owned by Commissioners of  
Montgomery County the same being now sold under authority of the provisions of the said  
Real Estate Tax Sale Law, as amended, specifically but not limited to, sections 702 (h), 613, 614, and  
615 thereof.

IN WITNESS WHEREOF, said Grantor has heretofore caused this Deed to be executed by its  
Director the day and year first above written.

Signed, Sealed, and Delivered  
in the presence of:

*Thomas P. [Signature]*

TAX CLAIM BUREAU OF MONTGOMERY COUNTY, TRUSTEE

By Robert N. Pollock (Seal)  
DIRECTOR  
Robert N. Pollock

COMMONWEALTH OF PENNSYLVANIA,

SS:

COUNTY OF MONTGOMERY

On this, the 18<sup>th</sup> day of October 1962

before me, the Prothonotary of Montgomery County, the undersigned officer, personally appeared, **ROBERT N. POLLOCK**, Director of the Tax Claim Bureau of the County of Montgomery, Commonwealth of Pennsylvania, known to me to be the person described in the foregoing instrument and acknowledged that he executed the same in the capacity therein stated and for the purpose therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



W. L. Steiner  
Deputy Prothonotary

CERTIFICATE OF RESIDENCE

I hereby certify that the precise address of the Grantor herein is 7905 Ivy Lane,

Elkins Park, Pennsylvania 17

Thomas P. Salsaldi  
On behalf of Grantor

500  
6-  
796  
**DEED**

TAX CLAIM BUREAU  
OF  
MONTGOMERY COUNTY  
TRUSTEE, GRANTOR  
FOR COMMISSIONERS OF  
MONTGOMERY COUNTY  
TO

LEWIS E. WEISS

AND

SUKI, M/W

GRANTEE

Malcolm Campbell,  
Solicitor  
341 Swede Street  
Northtowne, Penna.

81 133  
8 13 AM '62

RECORDED in the Office for Recording of Deeds in and for Montgomery County, in Book 3264 page 870

WITNESS my hand and seal of Office this 18th day of October Anno Domini 19 62

BOOK 3264 PAGE 871

John D. Magill  
Recorder

DL-27-65 00103 WEISS • 1427 E = 650  
UD CommPool site  
MADE the 24

# This Indenture

day of May  
and sixty five

in the year of our Lord one thousand nine hundred

**BETWEEN** BLANCHE POSS by her

Attorney in Fact L. E. WEISS, duly appointed by Letter of Attorney dated 1/7/1952 and recorded at Norristown, Pennsylvania, in Power of Attorney Book No. 70, Page 354, and LEWIS E. WEISS and SUKI WEISS of the first part, and

RUBY CRAVEN PATTERSON

of the second part: Witnesseth, That the said part IES of the first part, for and in consideration of the sum of TWO THOUSAND AND SEVENTY DOLLARS (\$2070.00)

lawful money of the United States of America, to them in hand, paid by the said part of the second part, at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold, remised, released and quit-claimed, and by these presents do grant, bargain, sell, remise, release and quit-claim, unto the said part of the second part, and to

and assigns forever, ALL THOSE THREE CERTAIN lots or pieces of ground situated in North Hills, in Upper Dublin Township, Montgomery County, Pennsylvania, on a certain plan of lots known and designated as the Edge Hill Land Association Plan, which plan is recorded in Montgomery County, Pennsylvania, Recorder of Deeds Office at Norristown in Deed Book No. 360 Page 428 etc. and particularly known and designated on said plan as Lots Numbers Five Hundred Ninety Nine (599), Six Hundred (600) and Six Hundred One (601) Kingston Avenue.

Said part of the same lots and premises conveyed by Richard P. Martin and Fredericka Martin, His wife, by Deed recorded in the Recorder of Deeds Office at Norristown in Montgomery County, Pennsylvania, in Deed Book No. 2542, Page 585 etc., on 1/27/1935, to Blanche Poss, Singlewoman.

AND WHEREAS on 7/19/50 by Final Decree in divorce entered in Superior Court of New Jersey, Chancery Division, Essex County, Case No. 3223-50, the marriage between Blanche Poss and Saul G. Poss



was dissolved absolute~~ly~~, and she has never remarried  
AND WHEREAS by Letter of Attorney dated 1/7/1958, recorded 1/27/1958  
at Norristown, Pennsylvania, in the Office for the Recording of Deeds  
in and for the County of Montgomery in Power of Attorney Book No. 70,  
Page 384, Blanche Foss did nominate, constitute and appoint L.E.  
Weiss as her Attorney in Fact, AND WHEREAS said Power of Attorney  
is still in full force and effect, and has never been revoked  
BEING the same lots and premises conveyed by Tax Claim Bureau of  
Montgomery County by deed dated 11/22/1960 to Lewis E. Weiss and  
Suki Weiss, his wife, and recorded in the Recorder of Deeds Office  
at Norristown, in Montgomery County, Pennsylvania, in Deed Book  
No. 3114, Page 253 Ac.

Under and subject to certain agreements, conditions, covenants and  
restrictions as appear of record, and under and subject to any and  
all existing or future real estate taxes, and also under and subject  
to any assessments or amounts, now due or to become due on any im-  
provements including sewer, water, streets, curb, sidewalks, etc.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; AND ALSO all the estate, right, title, interest,

property, claim, and demand whatsoever, as well in law as in equity, of the said part 100 of the first part, of, in or to the above described premises, and every part and parcel thereof, with the appurtenances.

To have and to hold all and singular the above mentioned and described premises, together with the appurtenances, unto the said part of the second part, heirs and assigns forever.

The State Transfer Stamps affixed represent the full consideration herein.

The location of the within named grantee is 8716 Virginian Rd, PhilaPa.

In witness whereof, the said parties of the first part to these presents have hereunto set their hands and seals. Dated this day and year first above written

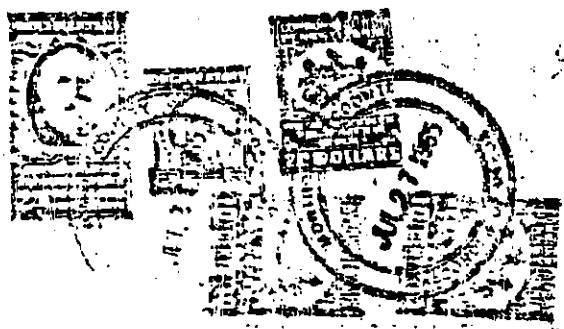
SEALED AND DELIVERED IN THE PRESENCE OF

*Ernest Marder* By

*Blanche Ross* (SEAL)  
BLANCHE ROSS  
*L. E. Weiss* (SEAL)  
Her attorney in fact L.E. WEISS  
*Lewis E. Weiss* (SEAL)  
LEWIS E. WEISS  
*Suki Weiss* (SEAL)  
SUKI WEISS

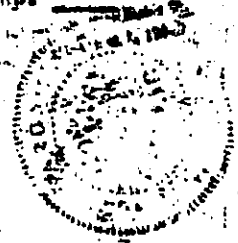
COUNTY OF PHILADELPHIA : 38  
STATE OF PENNSYLVANIA :

On the 26 day of May A.D. 1955, before me, the subscriber, a Notary Public in and for the Commonwealth of Pennsylvania, appeared the above named Blanche Ross by her attorney in fact, L.E. Weiss, and Lewis E. Weiss and Suki Weiss, his wife, and in due form of law acknowledged the above Indenture to be their own act and deed, and desired the same might be recorded as such. Witness my hand and Notarial seal the day and year aforesaid.



*Ernest Marder*

My comm. exp.



12 24 43

# Deed

50  
6.00

1231

BRANCHE FOSS by her Attorney  
in fact L. E. WEISS and LEWIS  
M. WEISS and SUKI WEISS, his  
wife

TO

RUBY CRAVEN PATTERSON

**PREMISES:** Lots #599,600,601  
Linden Avenue  
Edge Hill Land  
Association Plan  
North Hills  
Upper Dublin Twp.  
Montgomery County  
Pennsylvania

**M**

STELTIN CORPORATION  
Phila., Penna.  
1420 W. Chew Ave., Phila 41

Montgomery County, Pa.

Recorded in the Office for Recording of Deeds, Pa.  
in and for said county in book

Page 11  
No. 1190  
Iress my hand and seal of office this 21st day of

*[Signature]*

Recorder

NO. 3330 56

UDCommPool site

# This Indenture

Made the First

day of October

in the year of our Lord one thousand nine

hundred and sixty-three (1963)

Between

LEWIS E. WEISS and SUKI WEISS, his wife,

(hereinafter called the Grantors), of the one part, and

DONALD GLASSMAN and LORNA GLASSMAN, h/w

(hereinafter called the Grantee s), of the other part;

**Witnesseth**, That the said Grantors for and in consideration of the sum of  
ONE HUNDRED DOLLARS (\$100.00)

lawful money of the United States of America, unto them well and truly paid by the said Grantee s at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, enfeoffed, released and confirmed, and by these presents do grant, bargain, sell, alien, enfeoff, release and confirm unto the said Grantee s their heirs and Assigns,

ALL THOSE CERTAIN lots or pieces of ground, Situate in Upper Dublin Township, Montgomery County, Pennsylvania, according to a plan of lots known as Edge Hill Land Association Plan, recorded in Office for Recorder of Deeds in Norristown, Pennsylvania, in Deed Book No. 360, Page 426, and known and designated thereon as Lots Nos. FIVE HUNDRED EIGHTY-ONE (581), FIVE HUNDRED EIGHTY-TWO (582), and FIVE HUNDRED EIGHTY-THREE (583) Logan Avenue.

BEING part of the same premises which Tax Claim Bureau as Trustees by Deed dated November 22, 1960, and recorded in Montgomery County in Deed Book No. 3114, Page 251, conveyed unto Lewis E. Weiss and Suki Weiss, his wife.

AND ALSO ALL THAT CERTAIN LOT or piece of ground, Situate in Upper Dublin Township Montgomery County, Pennsylvania, described according to a survey and plan made by George B. Mebus, Registered Professional Engineer, Glenside, Pennsylvania, on May 10, 1946, said plan known as Aurora Manor Plan, as follows, to wit:

BEGINNING at a point on the Northwesterly side of North Hills Avenue (41.5 ft wide) which point is measured North 46 degrees 38 minutes East 60 feet from a point, which point is measured on the arc of a circle curving to the left having a radius of 70 feet the arc distance of 15.71 feet from a point on the Northeastly side of Alba Road (50 feet wide). CONTAINING in front or breadth on said North Hills Ave. 60 feet and extending of that width in length or depth Northwestwardly between parallel lines at right angles to said North Hills Avenue 143 feet. Being Lot No. TWENTY-FOUR (24) North Hills Avenue.

BEING part of the same premises which Stenton Hills, Inc., by Deed dated May 17, 1956 and recorded in Montgomery County, in Deed Book No. 2688, Page 340, conveyed unto Lewis E. Weiss and Suki Weiss, his wife.

ALL OF THE ABOVE LOTS UNDER AND SUBJECT to certain agreements, conditions, covenants and restrictions as appear of record.

Together with all and singular improvements, ways, streets, alleys, passages, waters, watercourses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in any wise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever of the said Grantor, in law, equity, or otherwise howsoever, of, in, and to the same and every part thereof.

To have and to hold the said lot or piece of ground above described

hereditaments and premises hereby granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee and Assigns, to and for the only proper use and behoof of the said Grantee and Assigns forever.

The State Transfer Stamps Affixed represent the full consideration herein.  
The location of the within named grantees is Latham Park, Melrose, Pa.



And the said LEVIS E. WEISS and SUKI WEISS, his wife, their

Heirs, Executors, and Administrators DO by these presents covenant, grant and agree, to and with the said Grantee, their heirs and Assigns, that the said LEVIS E. WEISS and SUKI WEISS, their

Heirs, all and singular the hereditaments and premises herein described and granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, their heirs and Assigns, against them the said grantors, their

Heirs, and against all and every other Person and Persons whomsoever lawfully claiming or to claim the same or any part thereof, by, from or under him, her, them or any of them. Shall and Will

WARRANT and forever DEFEND.

In Witness Whereof the said parties of the first part to these presents have hereunto set their hands and seals. Dated the day and year first above written.

Signed, Sealed and Delivered  
IN THE PRESENCE OF US:

*[Handwritten signature]*

*[Handwritten signature]*  
LEVIS E. WEISS

*[Handwritten signature]*  
SUKI WEISS



RECEIVED on the day of the date of the above Indenture of the above-named Grantee the full consideration money herebefore mentioned

WITNESS AT SIGNING:

*[Handwritten signatures]*

*[Signature]* (seal)  
LEWIS E. WEISS  
*[Signature]* (SEAL)  
SUKI WEISS

ON THE first day of October Anno Domini 1963, before me, the subscriber, a Notary Public in and for the Commonwealth of Pennsylvania personally appeared the above-named LEWIS E. WEISS and SUKI WEISS, his wife,

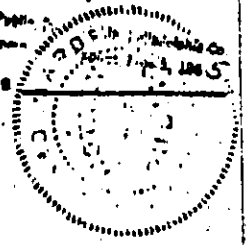
Indenture to be their recorded as such.

and in due form of law acknowledged the above act and deed, and desired the same might be

WITNESS my hand and notarial seal the day and year aforesaid.

NOTARY PUBLIC

My commission expires



The residence of the within-named Grantee is

On behalf of said Grantee.

5/2/64  
RECORDED

LEWIS E. WEISS and  
SUKI WEISS, b/w

TO

DONALD GLASSPAK and  
ICRINA GLASSPAK/ b/w

Premises: 581, 582, 583 Logan Ave.,  
Edge Hill Land Assn. Plan,  
Upper Dublin Twp., Montgomery Co Pa

and  
No. 24 North Hills Ave., Aurora  
Maror Pk., Upper Dublin Twp.,  
Montgomery County, Pa.

No. 120  
100 & Lehigh Co., 11 N. 12th St., Philadelphia

STEIN COOP.  
1420 W. Chew Ave.  
Phila. Pa 19161

M

15-3642

FEB 6 2 49 PM '64

RECORDED in the Office for Recording of Deeds in and for Montgomery County

in Deed Book No. 3319 page 125 &c.

WITNESS my hand and seal of Office this

day of February Anno Domini 1961

*[Signature]*  
6th  
Recorder

BOOK 3319 PAGE 128

382

ADComm. Pool site

# This Indenture

MADE the 26th

day of April in the year of our Lord one thousand nine hundred and fifty eight (1958) — BETWEEN BLANCHE POSS by her Attorney

in fact L. E. WEISS, duly appointed by Letter of Attorney dated 1/7/1952 and recorded at Norristown, Pennsylvania in Power of Attorney Book No. 70, Page 354,

of the first part, and GEORGE A. JENKINS and MILDRED H. JENKINS, his wife,

of the second part: Witnesseth, That the said party of the first part, for and in consideration of the sum of ELEVEN HUNDRED EIGHTY DOLLARS (\$1180.00)

lawful money of the United States of America, to her in hand, paid by the said part less of the second part, at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold, remised, released and quit-claimed, and by these presents does grant, bargain, sell, remise, release and quit-claim, unto the said parties of the second part, and to their heirs

and assigns forever, ALL THOSE TWO certain lots or pieces of land Situate in the Township of Upper Dublin, Being Lots Numbers Five Hundred Eighty four (584) and Five Hundred Eighty five (585) Logan Avenue on plan of Edge Hill Land Association as set forth in Deed Book Number 360, Page 426, &c., described as follows to wit: BEGINNING at a point on the Southeast side of Logan Avenue (Fifty feet (50') wide) said point being at the distance of One Hundred Fifty feet (150') measured along the Southeast side of Logan Avenue, from the point of intersection with the North side of Summit Avenue (Fifty feet (50') wide) CONTAINING in front or breadth on said Logan Avenue Fifty feet (50') (each lot being Twenty five (25') feet) and extending of that width in length or depth between parallel lines at right angles to said Logan Avenue Southeast One Hundred Ten feet (110').

BEING a part of the same premises which Richard F. Martin and Fredericka Martin, his wife, by Indenture bearing date the 30th day of October, A.D. 1953 and duly recorded in the Office for the Recording of Deeds at Norristown in Deed Book Number 2512, Page 585, &c., granted and conveyed unto Blanche Poss, her heirs and assigns, in fee.

AND WHEREAS on 9/13/1950 by final decree in divorce entered in Superior Court of



388

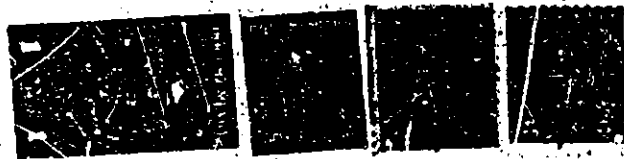
New Jersey, Chancery Division, Essex County, Case No. N-3223-49, the marriage between Blanche Poss and Saul G. Poss was dissolved absolutely, and she has never remarried.

AND WHEREAS by Letter of Attorney dated 1/7/1952, recorded on 1/27/1955, at Norristown, Pennsylvania, in Office for the Recording of Deeds in and for the County of Montgomery in Power of Attorney Book No. 70, Page 354, Blanche Poss did nominate, constitute and appoint L. E. Weiss as her Attorney In Fact, AND WHEREAS said Power of Attorney is still in full force and effect, and has never been revoked.

UNDER AND SUBJECT to certain agreements, conditions, covenants and restrictions as appear of record, and under and subject to any and all existing or future real estate taxes, and also under and subject to any assessments or amounts, now due or to become due on any municipal improvements including sewer, water, streets, curb, sidewalks, etc.

*Jun*  
THE STATE STAMP AFFIXED REPRESENTS  
FULL CONSIDERATION INCLUDING LIENS  
AND ENCUMBRANCES.

*J. J. [Signature]*  
SETTLEMENT CLERK



384

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; AND ALSO all the estate, right, title, interest, property, claim, and demand whatsoever, as well in law as in equity, of the said party of the first part, of, in or to the above described premises, and every part and parcel thereof, with the appurtenances.

To have and to hold all and singular the above mentioned and described premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns forever.

The State Transfer Stamps affixed represent the full consideration herein.

The location of the within named grantees is 5529 Harner St., Phila, Penna.

In witness whereof, the said party of the first part to these presents has herunto set her hand and seal. Dated the day and year first above written.

SEALED AND DELIVERED  
IN THE PRESENCE OF

*Joseph J. Wiley*

*Blanche Poss* (SEAL)  
BLANCHE POSS

BY *L. E. Weiss* (SEAL)  
L. E. WEISS  
Her Attorney in Fact

COUNTY OF PHILADELPHIA: SS  
STATE OF PENNSYLVANIA :

ON THE 26th day of April, Anno Domini 1958, before me, the subscriber, a Notary Public in and for the Commonwealth of Pennsylvania, appeared the above named L. E. Weiss as Attorney in Fact for Blanche Poss, and in due form of law acknowledged the above or foregoing Indenture to be her own act and deed, by her Attorney in Fact, and desired the same may be recorded as such.

WITNESS my hand and Notarial seal the day and year aforesaid.

*Joseph J. Wiley*  
My Commission Expires

NOTARY PUBLIC  
4408 FRANKFORD AVE.  
PHILA, PHILA COUNTY  
My Commission Expires January 7, 1960



385

Pratt & Tyn Company

Deed

4-75

MAY 11 39 AM '58

GRACIE ROSS by her Attorney in

Fact L. E. WEISS

66

- TO -

GEORGE A. JENNIS and WIFE

JENNIS, his wife

RESIDES: Lots #584 and 505  
Logan Avenue, North Hills

Ridge Hill Land Association

Plan, Upper Dublin Township,

Montgomery County,

Pennsylvania

No. 219  
100 & Latham Co., 21 N. 10th St., Philadelphia

SYLVEIN CORPORATION

1117 W. George Ave.,  
Phila., Pa.

2-58  
3  
*W. J. ...*

Montgomery County S. S.  
Recorded in the Office for Recording of Deeds, &c.  
In and for said count, in ... Deed ... Book ...  
No. 2872 Page 382  
Witness my hand and seal of office this 6th  
day of May 19 58  
*William J. Baten* Recorder

357

# This Indenture

U Diann Pool site  
Made the 27<sup>th</sup>

day of June

in the year of our Lord one thousand nine

hundred and fifty-two (1952)

Between WALLACE BRONLEY and KATHERINE

H. BRONLEY, his wife, Philadelphia, Pennsylvania.

(hereinafter called the Grantors), of the one part, and

BEULAH FELDI, wife of Santo Feldi, North Hills, Upper Dublin Township, Montgomery County, Pennsylvania.

(hereinafter called the Grantee), of the other part:

**Witnesseth**, That the said Grantors for and in consideration of the sum of

FIVE HUNDRED DOLLARS (\$500.00) lawful money of the United States of America, unto them well and truly paid by the said Grantee at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, enfeoffed, released and confirmed, and by these presents do grant, bargain, sell, alien, enfeoff, release and confirm unto the said Grantee, her heirs and Assigns,

ALL THOSE CERTAIN lots or pieces of ground, SITUATE in the Township of Upper Dublin, County of Montgomery and State of Pennsylvania, more fully bounded and described as follows:

ALL THOSE TWO CERTAIN lots or pieces of ground, being Lots Numbers 605 and 606 on the revised Plan of the lots of Edge Hill Land Association, SITUATE on the Northwesterly side of Linden Avenue at the distance of two hundred and seventy-five feet northeastwardly from the northeasterly side of Summit Avenue, in the Township of Upper Dublin, County of Montgomery and State of Pennsylvania;

CONTAINING in front or breadth on the said Linden Avenue fifty feet (each lot being twenty-five feet) and extending in length or depth northwestwardly between parallel lines at right angles to said Linden Avenue one hundred and ten feet.

ALSO, ALL THAT CERTAIN lot or piece of ground, BEING Lot Number 586 on said plan, SITUATE on the southeasterly side of Logan Avenue at the distance of two hundred feet northeastwardly from the northeasterly side of said Summit Avenue in said Township; CONTAINING in front or breadth on said Logan Avenue twenty-five feet and extending in length or depth southeastwardly between parallel lines at right angles to said Logan Avenue one hundred and ten feet.

BEING the same premises which Charles D. Kaufman, by his Indenture bearing date the Eighteenth day of May A.D. 1911, and recorded in the Office for the Recording of Deeds, in and for the County of Montgomery, at Norristown, in Deed Book 651, page 379, granted and conveyed unto the said Wallace Bronley, his heirs and assigns, in fee.

268 **Together** with all and singular \_\_\_\_\_ improvements, ways, streets, alleys, passages, waters, water-courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in any wise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever of the said Grantor s, in law, equity, or otherwise howsoever, of, in, and to the same and every part thereof.

**To have and to hold** the said lot or piece of ground above described

\_\_\_\_\_ hereditaments and premises hereby granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, her heirs \_\_\_\_\_ and Assigns, to and for the only proper use and behoof of the said Grantee, her heirs \_\_\_\_\_ and Assigns forever. \_\_\_\_\_

**And** the said Grantors, for themselves, their \_\_\_\_\_

Heirs, Executors, and Administrators do by these presents covenant, grant and agree, to and with the said Grantee, her heirs \_\_\_\_\_ and Assigns, that they the said Grantors, their \_\_\_\_\_

\_\_\_\_\_ Heirs, all and singular the hereditaments and premises herein described and granted, or mentioned and intended so to be, with the appurtenances, unto the said Grantee, her heirs \_\_\_\_\_ and Assigns, against \_\_\_\_\_ them \_\_\_\_\_ the said Grantors, and their \_\_\_\_\_

Heirs, and against all and every other Person and Persons whomsoever lawfully claiming or to claim the same or any part thereof, by, from or under him, her, them \_\_\_\_\_ or any of them, Shall and Will

**WARRANT** and forever **DEFEND**.

**In Witness Whereof** the said part 1es \_\_\_\_\_ of the first part to these presents have \_\_\_\_\_ hereunto set their hands and seals. Dated the day and year first above written.

Signed, Sealed and Ballotted }  
IN THE PRESENCE OF DR:  
*J. Bailey Stinson*

*Wallace Bronley*  
Wallace Bronley

*Katherine H. Bronley*  
Katherine H. Bronley



361

RECEIVED on the day of the date of the above Indenture of the above-named Grantor the full consideration hereinbefore mentioned.

WITNESS AT SIGNING:  
*T. Bailey Stinson*

*Wallace Bromley* (SEAL)  
Wallace Bromley

*Katherine H. Bromley* (SEAL)  
Katherine H. Bromley

ON THE 27th day of June

Anno Domini 1952, before me, the

subscriber, a Notary Public, for the Commonwealth of Pennsylvania, residing in the County of \_\_\_\_\_ personally appeared the above-named Wallace Bromley and Katherine H. Bromley, his wife, \_\_\_\_\_

and in due form of law acknowledged the above Indenture to be their and each of their \_\_\_\_\_ act and deed, and desired the same might be recorded as such.

WITNESS my hand and Notarial seal the day and year aforesaid.



*T. Bailey Stinson*  
Notary Public  
T. BAILEY STINSON  
NOTARY PUBLIC  
My Commission Expires Feb. 28, 1965

The State stamps affixed represents full consideration including liens and encumbrances.

*J. H. [Signature]*

The residence of the within-named Grantor is 316 North Hills Avenue, North Hills, Pa. \_\_\_\_\_  
*J. H. [Signature]* On behalf of said Grantor.

APR 22 1953 4:75

Deed

WALLACE BROMLEY  
and  
KATHERINE H. BROMLEY, H/W.

TO

REYLAH FREDI, WIFE OF  
SAMUO FREDI

PREMISES: Lots #605 and #606  
Linden Avenue, and Lot #386 Logan  
Avenue, Upper Dublin Township,  
Montgomery County, Penna.

No. 330  
The & Lohr Co., 11 N. 13th St., and 170 Walnut St., Phila.

SHEBLE, DAGER INC.  
419 OLD YORK ROAD,  
JENKINTOWN, PENNA.

B

12-24-51

RECORDED in the Office for Recording of Deeds in and for County of Montgomery

in Deed Book No. 2364 page 359 &c.

WITNESS my hand and seal of Office this 22nd

day of April Anno Domini 19 53.

William J. Boden Recorder  
Per Dep. Recorder









ORDINANCE NO. 386

OF THE BOARD OF COMMISSIONERS OF THE  
TOWNSHIP OF UPPER DUBLIN  
Montgomery County, Pa.

FURTHER AMENDING ORDINANCE NO. 222 OF THE TOWNSHIP, ENTITLED "ORDINANCE NO. 222 OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PA. IMPOSING SEWER CONNECTION CHARGES AND ALSO SEWER RENTALS OR CHARGES FOR THE USE OF THE SEWERS AND SEWER SYSTEM IN THE FORT WASHINGTON SEWER DISTRICT IN THE TOWNSHIP OF UPPER DUBLIN, UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS" BY EXTENDING THE PROVISIONS THEREOF TO THE ROSE VALLEY SEWER DISTRICT

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pa., hereby ORDAINS and ENACTS that:

Section 1. The title of Ordinance No. 222 of the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pa. is hereby amended to read in its entirety as follows:

"IMPOSING SEWER CONNECTION CHARGES AND ALSO SEWER RENTALS OR CHARGES FOR THE USE OF THE SEWERS AND SEWER SYSTEM IN THE FORT WASHINGTON SEWER DISTRICT AND THE ROSE VALLEY SEWER DISTRICT IN THE TOWNSHIP OF UPPER DUBLIN, UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS"

Section 2. Paragraph c) of Section 1. "Definitions" of Ordinance No. 222 is hereby amended to read in its entirety as follows:

"c) "Sewer System" means the sanitary sewer collection system and appurtenances, including interceptors and pumping stations, constructed and to be constructed in and for the Fort Washington Sewer District and the Rose Valley Sewer District as now or hereafter described, and any improvements, additions or extensions that may be made thereto by the Authority or the Township or to any part or parts of any or all thereof."

Section 3. Section 2. "Imposition of Connection Charge" of Ordinance No. 222 is hereby amended to read in its entirety as follows:

"There is hereby imposed upon each owner of property within the limits of the Fort Washington Sewer District and the Rose Valley Sewer District in the Township connecting to the Sewer System after the effective date of this Ordinance, a connection charge of \$100 for each connection to be made to a lateral of the Sewer System at the curb line or property line. Such connection charge shall be paid at the time application is made to the Township for connection to the Sewer System in accordance with the Rules and Regulations of the Township."

Section 4. Section 3. "Imposition of Sewer Rental" of Ordinance No. 222 is hereby amended to read in its entirety as follows:

"There is hereby imposed upon each property located within the Fort Washington Sewer District and the Rose Valley Sewer District served by the Sewer System and having the use thereof an annual sewer rental, payable as hereinafter provided, for the use, whether direct or indirect, of the Sewer System, based on the rates hereinafter set forth."

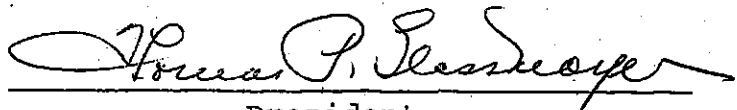
Section 5. Section 7. "Effective Date" of Ordinance No. 222 is hereby amended to read in its entirety as follows:

"This Ordinance shall become effective at once and shall be applicable to the properties in the Fort Washington Sewer District and the Rose Valley Sewer District as soon as they become connected with and have the right to use the Sewer System. Township reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial, and to amend this Ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable."

Section 6. All other provisions of Ordinance No. 222, as amended ~~by Ordinance No.~~ of the Board of Commissioners of the Township of Upper Dublin, shall remain in full force and effect except, and only to the extent, as amended hereby.

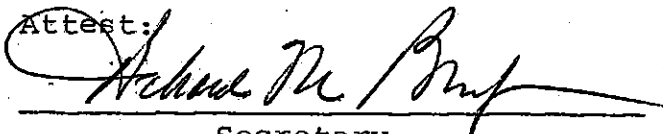
Section 7. All ordinances or parts of ordinances in conflict or inconsistent herewith be and the same are hereby repealed absolutely.

DULY PRESENTED AND ENACTED by the Board of Commissioners of the Township of Upper Dublin this 11<sup>th</sup> day of NOVEMBER 1969.

  
\_\_\_\_\_  
President  
Board of Township Commissioners

[TOWNSHIP SEAL]

Attest:

  
\_\_\_\_\_  
Secretary

2.01

ORDINANCE NO. 387  
OF THE  
BOARD OF COMMISSIONERS  
OF THE  
TOWNSHIP OF UPPER DUBLIN  
(Montgomery County, Pa.)

APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND SUPPLEMENTAL LOAN AGREEMENT AMONG THE TOWNSHIP, UPPER DUBLIN TOWNSHIP AUTHORITY AND GIRARD TRUST BANK, PHILADELPHIA, PA., CONCERNING THE TEMPORARY FINANCING OF CERTAIN SEWER FACILITIES WITHIN THE ROSE VALLEY SEWER DISTRICT

WHEREAS, Girard Trust Bank, Philadelphia, Pa. (the "Bank"), in order to temporarily finance the cost of construction of certain sewer lines and appurtenant facilities with that portion of the Township created and designated as the Rose Valley Sewer District, has heretofore loaned to Upper Dublin Township Authority (the "Authority") the sum of \$800,000, upon the issuance by the Authority of its Bond Anticipation Note No. 2 ("Note No. 2") in a like principal amount, pursuant to a loan agreement dated as of November 1, 1968, as supplemented by supplemental loan agreement dated as of December 23, 1968; and

WHEREAS, Note No. 2 matured and became due on November 1, 1969; and

WHEREAS, Bank is willing to extend the term of the loan to May 1, 1970 upon the execution and delivery by the Authority of its Bond Anticipation Note No. 3 ("Note No. 3") in the principal amount of \$800,000, to be dated November 1, 1969, to mature on May 1, 1970, to bear interest at the rate of 6 1/2% per annum, also payable May 1, 1970, issued in exchange for Note No. 2 pursuant to said loan agreement dated as of November 1, 1968 as further supplemented by supplemental loan

agreement dated as of November 1, 1969 (the "Second Supplemental Loan") Agreement"); and

WHEREAS, as a condition of the loan, the Bank has requested that the Township of Upper Dublin (the "Township") be a party to the Second Supplemental Loan Agreement;

NOW, THEREFORE, the Board of Commissioners of the Township hereby ORDAINS and ENACTS that:

Section 1. The form, terms and conditions of the Second Supplemental Loan Agreement as presented to this meeting are hereby approved and the President or Vice-President of the Board of Commissioners of the Township and the Secretary thereof are hereby authorized and directed to execute, to affix thereto the corporate seal of the Township and to attest, the Second Supplemental Loan Agreement in substantially such form, with such changes therein as counsel may advise and the officers executing the same may approve, their approval to be evidenced by their execution thereof.

Section 2. The President and Vice-President of the Board of Commissioners of the Township and the Secretary and Treasurer thereof are hereby authorized and empowered to execute any and all papers and documents and to do or cause to be done any and all acts and things necessary or proper for the execution or carrying out of this resolution and of the Agreement above referred to.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed absolutely.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin, this 11th day of November, 1969.

By Howard P. Glassmeyer  
President, Board of Commissioners

[TOWNSHIP SEAL]

Attest:

Richard M. Dwyer  
Secretary

ORDINANCE NO. 388

IMPOSING SEWER CONNECTION CHARGES AND ALSO SEWER RENTALS OR CHARGES FOR THE USE OF THE SEWERS AND SEWER SYSTEM IN THE MEETINGHOUSE SEWER DISTRICT IN THE TOWNSHIP OF UPPER DUBLIN, UPON THE OWNERS OF PROPERTY SERVED, OR TO BE SERVED, BY SUCH SEWERS AND SEWER SYSTEM; PROVIDING FOR THE COLLECTION THEREOF; AND THE FILING OF LIENS THEREFOR; AND PROVIDING FOR RULES AND REGULATIONS.

The Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ordains and enacts as follows:

SECTION 1. Definitions.

(a) "Township" means the Township of Upper Dublin, Montgomery County, Pennsylvania.

(b) "Person" means any individual, firm, company, association, society, corporation or group.

(c) "Sewer System" means the sanitary sewer collection system and appurtenances, including interceptors and pumping stations, constructed and to be constructed in and for the Meetinghouse Sewer District as now or hereafter described, and any improvements, additions or extensions that may be made thereto by the Township or to any part or parts of any or all thereof.

SECTION 2. Imposition of Connection Charge.

Whereas, the Township has advanced and contributed financial support toward the cost of construction of mains, pumping stations, etc. to activate, among others, sewers that had heretofore been installed by developers of land in connection with the building of homes; and

Whereas, in the approvals heretofore made or the approvals hereinafter contemplated, a substantial portion of the costs

advanced is to be recovered from a tapping and/or connection charge to be imposed upon each owner of property within the limits of the Meetinghouse Sewer District, as defined by Ordinance No. 351, enacted and adopted February 13, 1968.

Now, Therefore, there is hereby imposed upon each owner of property within the limits of the Meetinghouse Sewer District in the Township connecting to the Sewer System, a connection charge of \$100.00 for each connection heretofore or hereafter made to a lateral of the Sewer System at the curb line or property line. Such connection charge shall be paid at the time application is made to the Township for connection to the Sewer System in accordance with the Rules and Regulations of the Township.

SECTION 3. Imposition of Sewer Rental.

There is hereby imposed upon each property located within the Meetinghouse Sewer District served by the Sewer System and having the use thereof an annual sewer rental, payable as hereinafter provided, for the use, whether direct or indirect, of the Sewer System, based on the rates hereinafter set forth.

SECTION 4. Sewer Rates.

The annual sewer rental for properties served by the Sewer System shall be billed semi-annually and shall be a charge or rental commensurate with the facilities in each connected property pursuant to the following schedule:

A. Single Family Dwelling Units

(1) Minimum Rates

One basin, one sink, one water closet,  
one bathtub and one laundry tub, or any  
one or any combination thereof (no sub-  
stitution being permitted) . . . . . \$37.00

(2) Additional Rates

(Fixtures in addition to, or not included in, the fixtures listed under (1) above)

Basin . . . . .	\$ 2.60	each
Sink . . . . .	4.40	"
Water Closet . . . . .	4.10	"
Bathtub . . . . .	4.40	"
Laundry Tub . . . . .	1.80	"
Slop Sink . . . . .	1.80	"
Urinal . . . . .	1.80	"
Stall Shower . . . . .	4.40	"
Bidets . . . . .	2.60	"
Foot Bath . . . . .	1.80	"
Water-Cooled Refrigerator . . . . .	8.60	"
Dishwasher . . . . .	3.50	"
Automatic Clothes Washer . . . . .	4.50	"

B. Multiple Use

In case of a combination of two or more dwellings, units, households, flats, apartments, stores, shops, offices or business units, or two or more families using separate cooking and/or bathroom facilities in one dwelling have the use of the Sewer System, through one sewer lateral, each and every such dwelling unit, household, flat, apartment, store, shop, office or business unit or such family shall be charged the foregoing Minimum Rates and Additional Charges, the same as if each unit or family had a direct and separate connection to the Sewer System.

C. Schools

For each teacher, employee and pupil thereof based on the average number of teachers, employees and pupils enrolled on days when the school was in session during the school term six months' period immediately preceding the date of the bill

\$ 2.50 each

D. Additional Classifications

Rates for additional classifications and for fixtures not enumerated above and modifications of the above schedule of sewer rates may be fixed and established by the Township from time to time.



SECTION 5. Incorporation by Reference of Ordinance No. 185

The provisions of Section 22, Sewer Rates, Of Ordinance No. 185 of the Township, entitled "An Ordinance re-establishing a system of sewers within the Township . . .", enacted August 10, 1959 and the Regulations adopted thereunder are incorporated herein by reference, to the same effect as if set out in full herein.

SECTION 6. Effective Date.

This Ordinance shall become effective at once and shall be applicable to all properties in the Meetinghouse Sewer District heretofore or hereafter connected with and have the right to use the Sewer System. The Township reserves the right to make such changes from time to time as in its opinion may be desirable or beneficial, and to amend this Ordinance or to change the rates or charges in such manner and at such times as in its opinion may be advisable.

SECTION 7. Construction and Severability.

If any of the provisions, sections, sentences, clauses or parts of this Ordinance or the application of any provisions hereof shall be held invalid, such invalidity shall not affect or impair any of the remainder of this Ordinance, it being the intention of the Township that such remainder shall be and remain in full force and effect.

DULY ENACTED by the Board of Commissioners of the Township of Upper Dublin this 9<sup>th</sup> day of December, 1969.

BOARD OF COMMISSIONERS OF UPPER  
DUBLIN TOWNSHIP

BY

Attest

Thomas P. Searles  
Richard M. Bruf

ORDINANCE NO. 389

AN ORDINANCE AMENDING ORDINANCE NO. 3, ADOPTED MARCH 12, 1946, AND AS AMENDED BY ORDINANCES NOS. 123 AND 141, ADOPTED JULY 5, 1956, AND SEPTEMBER 11, 1956, RESPECTIVELY, FURTHER REGULATING THE OPENING OF THE TOWNSHIP HIGHWAYS FOR THE LAYING OF PIPES, SEWERS, DRAINS, CONDUITS, POLES, WIRES, AND THE LIKE; FOR THE REPAIRS THERETO, REQUIRING PERMITS THEREFOR, FIXING REQUIREMENTS FOR OBTAINING SAID PERMITS, AND FIXING THE AMOUNT THEREOF; REQUIRING PERMITS FOR THE ERECTION OF TELEGRAPH, TELEPHONE, ELECTRIC LIGHT, AND OTHER POLES, AND FIXING THE FEES FOR SAID PERMITS; REGULATING THE OPENING OR BREAKING OF THE SURFACE OF IMPROVED SIDEWALKS OR CURBS, REQUIRING A PERMIT THEREFOR, AND FIXING THE FEE FOR SAID PERMIT, AND PROVIDING METHODS OF IMPOSING FINES FOR THE VIOLATION OF THE ORDINANCE OR ORDINANCES.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same:

SECTION 1. That Section 2 of Ordinance No. 3, adopted March 12, 1946, be and hereby is amended to read as follows:

Section 2. Before such permit is issued and said work begun, a written application on a form to be furnished by the Township, must be filed with the Upper Dublin Township Engineering Department. Each application for a permit shall contain and/or be accompanied by the following: (a) The purpose for which the said highway, road, street, avenue, public lane, public alley, sidewalk, or footpath is to be opened, excavated, or occupied; (b) location, including depth, of any underground facility and/or the height of (c) any above ground facility; and fees, as required in this ordinance.

By the acceptance of a permit so issued, the applicant agrees with the Township of Upper Dublin to assume any and all liability for all or any damages to persons or property accruing to the public, or to the said Township which may or might result

from the opening, excavating or occupying of said highway, road, street, avenue, public lane, public alley, sidewalk or footpath.

Should the location and/or depth of any underground facility be changed from the location and/or depth indicated in application, applicant agrees to file, upon completion of the installation, "as built" plans in a form acceptable to the Township Engineer.

SECTION 2. That Section 4 of Ordinance No. 3, adopted March 12, 1946, be and is hereby amended to read as follows:

Section 4. Before the issuance of a permit, the applicant shall make payment to the Township of the fee or fees as are hereinafter provided.

(a) For openings for excavations in any highway, road, street, avenue or public alley having an unimproved surface, where it will not be necessary for the Township to make any restorations, the sum of Two Dollars (\$2.00) per square yard or fraction thereof for each opening.

(b) For openings or excavations in any highway, road, street, avenue or public alley having an improved or paved surface, the sum of Sixteen Dollars (\$16.00) per square yard or fraction thereof, for the first five (5) square yards or less for each opening of paving opened or broken. The sum of Twelve Dollars (\$12.00) per square yard or fraction thereof for any and all additional paving opened or broken.

(c) For openings or breaks in improved sidewalks, the sum of Six Dollars (\$6.00) per square yard or fraction thereof, and for breaking the surface of any improved curb, the reconstruction or resetting fee of Three Dollars (\$3.00) per lineal foot or

fraction thereof. The area of sidewalk and/or curb to be replaced shall be determined by the Township in accordance with Section 5 of this Ordinance.

(d) For setting or replacing of poles of telegraph, telephone, electric or other utilities or poles, the sum of Three Dollars (\$3.00) for each pole or replacement.

(e) All restorations are to be performed by the Township unless otherwise approved. The Township may, at its option, permit the applicant to make final restoration.

(f) Where the applicant is permitted to make final restorations of an opening in an improved highway, road, street, avenue, or public alley, he shall pay an inspection fee of Ten Dollars (\$10.00) for the first ten lineal feet or fraction thereof, plus One Dollar (\$1.00) for each additional ten lineal feet or fraction thereof.

(g) In all cases where the applicant is permitted to make his own final restoration he must comply with the specifications set forth herein and work is subject to the approval and inspection of the Upper Dublin Township Engineering Department.

SECTION 3. All other terms and conditions of said Ordinance No. 3 and the amendments thereto shall remain the same.

ORDAINED and ENACTED this 9<sup>th</sup> day of December

A. D. 19 .

COMMISSIONERS OF UPPER DUBLIN  
TOWNSHIP

By: Thomas P. Sandryper TAG

Attest: Richard M. [Signature]

ORDINANCE NO. 390

AN ORDINANCE PRESCRIBING PROCEDURES FOR CHARGING AND ASSESSING THE COST OF CONSTRUCTING THE WATER DISTRIBUTION SYSTEM OF MAINS AND MISCELLANEOUS FACILITIES, WITHIN THE WATER DISTRICT AS DEFINED BY ORDINANCE NO. 377, ADOPTED MAY 5, 1969, AGAINST THE PROPERTIES BENEFITED, IMPROVED OR ACCOMODATED THEREBY ACCORDING TO THE FOOT FRONT RULE, OR ACCORDING TO BENEFITS AS DETERMINED BY A JURY OF VIEW; DIRECTING THE ASCERTAINMENT OF THE COSTS OF CONSTRUCTION, THE IDENTITY OF THE OWNERS, THE LENGTH OF EACH PROPERTY ABUTTING AND/OR BENEFITING, IMPROVED OR ACCOMODATED THEREBY; PROVIDING FOR THE ASSESSMENT, THE COLLECTION OF EACH ASSESSMENT, AND THE FILING OF LIENS.

WHEREAS, the Board of Commissioners did on May 5, 1969, ordain a water district for a portion of the Township of Upper Dublin, Montgomery County, Pennsylvania; and

WHEREAS, a water distribution system of mains and facilities has been installed by virtue of the authority in said ordinance granted; and

WHEREAS, the date of completion, as certified by William T. Weir, the Consulting Engineer, is December 30, 1969.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby Ordained and Enacted by authority of the same, as follows:

SECTION 1. Definitions. Unless otherwise expressly stated, the following words and phrases shall be construed throughout this Ordinance to have the meanings indicated in this Section 1.

A. "Township" means the Township of Upper Dublin, Montgomery County, Pennsylvania.

B. "Board of Commissioners" means the Commissioners of the Township.

C. "Water District" means the area defined in Ordinance No. 377, enacted and adopted May 5, 1969, by the Board of Commissioners.

D. "Water" means the collection and distribution of waters by a properly authorized public utility or public service company of the Commonwealth of Pennsylvania.

E. "Water System" means the distribution system of mains and miscellaneous facilities heretofore or hereinafter constructed, and any improvements, additions or extensions that hereafter may be made by the Township or an Authority of the Township, or to any part or parts of any or all thereof.

F. "Property" means each lot, or piece of land adjoining, abutting on, or which is adjacent to, the water system.

G. "Person" means or includes individuals, associations, partnerships, limited partnerships, joint stock companies, and corporations.

H. "Ordinances" shall mean such ordinances of the Township of Upper Dublin herein, or heretofore, or hereinafter adopted, concerning the distribution of water to the rproperties within the District as defined in Ordinance No. 377 aforesaid.

SECTION 2. The cost of constructing the water system within the Water District as defined by Ordinance No. 377, enacted and adopted May 5, 1969, and certified by the Consulting Engineer at \$36,363.25 is hereby accepted and approved.

SECTION 3. The Above-stated cost of construction, minus a contribution from the Borough of Ambler of \$8,650.00, and minus the sum of \$8,000.00 awarded the Township by the Commonwealth of Pennsylvania under the provisions of the Community Facilities Act (Act 13, as amended), resulting in a balance of \$17,952.44, shall be charged and assessed against the properties benefited or improved or accomodated by such water system, either (1) in proportion to the

frontage abutting on the water system, or (2) by an assessment upon the several properties abutting on the water system in proportion to benefits, as determined by the appointment of viewers, as shall be determined by the Board of Commissioners.

SECTION 4. The Township shall promptly cause calculations to be made, including: (a) the total length of said water system in feet; (b) the total cost thereof, including inspection of construction, but excluding costs of engineering, legal and administrative; (c) the frontage of each lot abutting on the said water system; (d) the amount of assessment, if the front foot rule is followed; and (e) the name of the owner or owners of each lot.

SECTION 5. Upon receipt of the calculations, as provided in Section 4 above, the Secretary of the Township shall, within thirty (30) days, cause sixty (60) days' notice of the assessment to be given to each party assessed, either by service on the owner or owners and/or agents, or by leaving the same with an adult member of the family with whom said owner or owners reside. If the owner or owners of such properties have no residence or cannot be found, then the assessment bill shall be posted upon the premises or a copy thereof left with the occupant, if there be one, and shall further be mailed by registered or certified United States Mail, to the owner or owners or his or their agent or attorney at his or their last known residence.

When an owner has two or more adjoining lots against which there is an assessment, all of such lots may be embraced in one claim.

SECTION 6. All such assessments shall be payable forthwith to the Treasurer of the Township.

SECTION 7. If any owner or owners against which such an assessment shall have been made refuse or neglect to pay the assessment within sixty (60) days after service thereof shall have been made in the manner set forth in Section 5 hereof, and unless such owner or owners have been granted the privilege of paying such in installments as provided by Section 8 hereof, there shall be added thereto a penalty of five per cent (5%). Thereupon, the Commissioners of the Township shall forthwith cause to be filed a municipal claim or lien therefor, which, except as aforesaid, shall include such penalty, together with interest on the total thereof at the rate of six per cent (6%) per annum from the date of completion of the construction as certified by the engineer employed on the project. The Treasurer of the Township shall certify to the Township Solicitor all such unpaid assessments, and the Township Solicitor shall file municipal claims therefor in the proper office of Montgomery County, as provided by law, against the property or properties upon which such assessments shall have been made. The Township Solicitor shall thereupon proceed to collect the same under the general law relating to the collection of municipal claims, including, if so directed by the Board of Township Commissioners, the filing of suits in assumpsit unless the owner or owners shall have been granted the privilege of paying such assessment or assessments in installments, as provided in Section 8 hereof and is currently not in default in such installment payments.



All such municipal claims shall be filed not later than the last day permitted by law for the filing of such municipal claims.

The certificate of completion of the Consulting Engineer filed with the Secretary of the Township shall be conclusive as to the time of completion as therein set forth.

SECTION 8. Any owner or owners of property against whom and which assessments have been made as above provided shall have the privilege, upon written request in the form prepared by the Township filed with the Secretary of the Township within thirty (30) days after service of the assessment bill has been made as provided in Section 5, and upon payment of not less than one-fifth (1/5) of the amount of the assessment against the property of such owner or owners, of paying the balance of said assessment in equal annual installments within the next following four years and the said unpaid installments and penalty shall bear interest at the rate of six (6%) per cent from the date of such assessment bill, provided, however, that the granting of such privilege of paying the assessment in installments shall not relieve the Township of the duty of filing a lien or municipal claim for every assessment not paid in full within sixty (60) days of such service of the assessment bill.

In case of default of any owner in the payment of any installment and interest as aforesaid for a period of sixty (60) days after the same shall become due, the entire balance of the assessment plus a penalty of five (5%) per cent on such balance and accrued interest on the total thereof shall become due and payable; and it shall be the duty of the Township Treasurer when any such default shall occur, to notify the Township Solicitor

thereof promptly; and the Township Solicitor shall thereupon proceed to collect the same under the general law relating to the collection of municipal claims, including, if so directed by the Township, the filing of suits in assumpsit.

Any such owner who has been granted the privilege of paying such assessment in installments as provided in this Section, may pay the balance remaining due in full at any time, with interest thereon to the next annual payment, and such payment shall discharge the lien or claim against such owner.

SECTION 9. The proper officers of the Township are hereby authorized and directed to do all matters and things required to be done by the Acts of Assembly and by this Ordinance for the purpose of carrying out the purposes hereof.

ORDAINED AND ENACTED this 29<sup>th</sup> day of DECEMBER  
A. D. 1969.

COMMISSIONERS OF UPPER DUBLIN  
TOWNSHIP

By

Thomas P. Grassberger

Attest

Richard M. Brey

Readopted March 10, 1970

COMMISSIONERS OF UPPER DUBLIN  
TOWNSHIP

By

Samuel C. C.

Attest

Richard M. Brey

ORDINANCE NO. 391

An ordinance appropriating and making a change in certain appropriations heretofore made by the Board of Commissioners of the Township of Upper Dublin under Ordinance No. 374 dated February 15, 1969.

WHEREAS, Pursuant to Acts of Assembly in such cases made and provided, the Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, by Ordinance adopted and enacted the 15th day of February, 1969 appropriated out of the estimated revenue and income available for said year, certain sums estimated by them to be required for the several specific purposes of Township Government, and

WHEREAS, Because of the difficulty in accurately determining the exact amount required for certain of the specific purposes of Township Government, which are or may be largely affected by unforeseen contingencies, the same appropriated to the following specific purposes, to wit: Sanitary Sewers; Recreation; Insurance & Pension have proved insufficient for such purposes, and

WHEREAS, The sums appropriated for the following specific purposes, to wit: General Administration; Police Protection; Street Lighting are in excess of the requirements thereof,

NOW, Therefore, the Board of Commissioners of the Township of Upper Dublin do hereby enact and ordain:

SECTION I. That the sum of \$6,000.00 of the Government Administration appropriation be now transferred as follows:

\$2,000.00 to Sanitary Sewers  
\$2,000.00 to Recreation  
\$2,000.00 to Insurance & Pension


SECTION II. That the sum of \$4,000.00 of the Police Protection appropriation be now transferred as follows:

\$4,000.00 to Insurance & Pension

SECTION III. That the sum of \$2,000.00 of the Street Lighting appropriation be now transferred as follows:

\$2,000.00 to Insurance & Pension

ADOPTED and enacted into an Ordinance this 29th day of  
December, A.D., 1969.

  
Howard P. Blair  
President, Board of Commissioners

(Township Seal)

Attest:

  
Arthur M. Gray  
Secretary

ORDINANCE NO. 392

AN ORDINANCE OF THE TOWNSHIP OF UPPER DUBLIN, COUNTY OF MONTGOMERY and the Commonwealth of Pennsylvania, fixing the tax rate for the year 1970 and appropriating specific sums estimated to be required for the specific purposes of the Township government, hereinafter set forth, during the current fiscal year.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Upper Dublin, County of Montgomery, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1970, as follows:

Tax rate for general Township purposes, the sum of twenty one and one-half ( $21\frac{1}{2}$ ) mills on each dollar of assessed valuation, or the sum of two hundred fifteen cents (215) cents on each one hundred dollars of assessed valuation.

For Fire Protection purposes, the sum of one mill on each dollar of assessed valuation, or the sum of ten (10) cents of each one hundred dollars of assessed valuation.

The same being summarized in tabular form as follows:

Purpose	Mills on Each Dollar of Assessed Valuation	Cents on Each One Hundred Dollars of Assessed Valuation
Tax Rate for General Township Purposes	$21\frac{1}{2}$ Mills	\$ 215. Cents
Tax Rate for Fire Protection	$\frac{1}{2}$ Mill	10. Cents
Total	$22\frac{1}{2}$ Mills	\$ 225. Cents

SECTION 2. That for the expenses of the Township for the fiscal year 1970 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget Form - Schedule B:

GENERAL OPERATING FUNDS  
SUMMARY OF ESTIMATED RECEIPTS

(2)

Cash and securities for Appropriation	\$	75,325.83
Receipts from Current Tax Levy		880,660.00
Receipts from Taxes of Prior Years		14,500.00
Other Revenue Receipts		311,400.00
Miscellaneous non-revenue Receipts		387,974.17
Total Estimated Receipts and Cash		\$1,669,860.00

SUMMARY OF APPROPRIATIONS

	<u>Operation &amp; Maintenance</u>	<u>Capital Outlay</u>	<u>Total</u>
<b>General Government:</b>			
Administration	86,175.00	1,000.00	87,175.00
Treasurer and Tax Collector	3,700.00		3,700.00
Township Buildings	18,500.00	7,500.00	26,000.00
TOTAL	108,375.00	8,500.00	116,875.00
<b>Protection to Persons and Property:</b>			
Police	281,350.00	19,500.00	300,850.00
Fire	26,627.00		26,627.00
Building Regulation and Zoning	18,125.00		18,125.00
TOTAL	326,102.00	19,500.00	345,602.00
<b>Health and Sanitation:</b>			
Health Bureau	18,150.00		18,150.00
Garbage Collection, Ash & Rubbish and Disposal	164,250.00	4,000.00	168,250.00
Sanitary Sewers	27,000.00	78,950.00	105,950.00
TOTAL	209,400.00	82,950.00	292,350.00
<b>Highways:</b>			
Streets and Bridges	216,000.00	49,000.00	265,000.00
Street Lighting	24,000.00		24,000.00
TOTAL	240,000.00	49,000.00	289,000.00
Library: - TOTAL	36,500.00		36,500.00
<b>Recreation:</b>			
Parks and Playgrounds	59,900.00	8,300.00	68,200.00
TOTAL	59,900.00	8,300.00	68,200.00
<b>Miscellaneous:</b>			
Insurance	36,600.00		36,600.00
Pensions	37,500.00		37,500.00
Refunds - O. P. Tax	2,500.00		2,500.00
TOTAL	76,600.00		76,600.00

Total for Operation, Maintenance and Capital Outlay	1,225,127.00
Debt Service:	
Interest	72,733.00
Principal	372,000.00
TOTAL DEBT SERVICE	444,733.00
Total Appropriations from General Operating Funds	1,669,860.00

SEWER FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash Balance for Appropriation	6,797.21
Receipts from Sewer Rents	62,500.00
Receipts from Other Revenue Sources	12,200.00
Receipts from Non-Revenue Sources	143,890.30
Total Estimated Receipts and Cash	225,387.51

SUMMARY OF APPROPRIATIONS

Operation and Maintenance	65,200.00
Capital Outlay	17,000.00
Total Appropriations from Sewer Fund	82,200.00
Operating Surplus	143,187.51

SINKING FUND  
SUMMARY OF ESTIMATED RECEIPTS

Cash and Securities from Previous Year	20,522.22
Interest on Deposits and Securities	1,150.00
Total Estimated Receipts, Cash and Securities	21,672.22

SUMMARY OF APPROPRIATIONS

Interest to be paid	584.40
Bonds to be paid	5,000.00
Other Expenditures	125.00
Total Appropriations from Sinking Fund	5,709.40

(4)

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township, Fort Washington, Pennsylvania.

SECTION 4. That any ordinance, or part of ordinance, conflicting with this ordinance be and the same is hereby repealed insofar as the same affects this ordinance.

Adopted this 29th day of December, A. D., 1969.

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President of the Board of Township Commissioner

#### CERTIFICATION

To the Secretary of Community Affairs:

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 392 enacted by the Commissioners of the Township of Upper Dublin on December 29, 1969.

---

Township Secretary



ORDINANCE NO. 393

AN ORDINANCE ESTABLISHING THE DATES OF REGULAR MEETINGS OF THE COMMISSIONERS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, DURING THE YEAR 1970.

BE IT ORDAINED AND ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby enacted by authority of the same.

SECTION 1. The regular meetings of the Commissioners for the year 1970 are fixed as follows:

The second Tuesday of each month, beginning January 13, 1970, at 8 P.M. prevailing time.

SECTION 2. All meetings shall be held in the Township Building, 801 Loch Alsh Avenue, Fort Washington, Pennsylvania, unless otherwise specifically directed.

ORDAINED and ENACTED this 5<sup>th</sup> day of January, 1970.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By Samuel C. Co President

Attest: Richard M. Duff  
Secretary

ORDINANCE NO. 394

TO AUTHORIZE AND DIRECT THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, IN THE MAXIMUM AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS (\$500,000) FOR THE PURPOSE OF PROVIDING FUNDS FOR AND TOWARD THE ACQUISITION OF LAND AS OPEN SPACE FOR PUBLIC PARKS, RECREATION AREAS AND FACILITIES; PROVIDING FOR THE RATES OF INTEREST ON SAID BONDS AND FIXING THE MATURITY DATES THEREOF; STATING THE ESTIMATED PERIOD OF USEFULNESS OF THE IMPROVEMENTS FOR WHICH SAID BONDS ARE TO BE ISSUED; APPROVING THE FORM OF BOND AND COUPON; PROVIDING FOR THE ASSESSMENT, LEVY AND COLLECTION OF A TAX TO PAY THE INTEREST COVENANTED TO BE PAID THEREON AND THE PRINCIPAL THEREOF AT MATURITY; ESTABLISHING A SINKING FUND; DIRECTING THE PRESIDENT AND THE SECRETARY OF THE BOARD OF TOWNSHIP COMMISSIONERS TO PREPARE, VERIFY AND FILE THE REQUIRED STATEMENT; AND AUTHORIZING AND DIRECTING THE SECRETARY TO CERTIFY TO AND FILE WITH THE DEPARTMENT OF COMMUNITY AFFAIRS CERTIFIED COPIES OF THE NECESSARY PROCEEDINGS.

WHEREAS, by Ordinance No. 320 duly enacted September 13, 1966, the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, signified its desire to make an increase of the debt of said Township in the sum of Five Hundred Thousand Dollars (\$500,000) for the purpose of providing funds for and toward the acquisition of land as open space for public parks, recreation areas and facilities; and

WHEREAS, by a separate section of said ordinance, said Board of Township Commissioners fixed November 8, 1966 as the date for holding a public election on said increase of debt of said Township; and

WHEREAS, said election, after being duly advertised according to law, was held on the date aforesaid, and a majority of the qualified electors voting at said election voted in favor of said increase of debt and the result of said election, as computed by the County Board of Elections of Montgomery County and certified by said County Board to the Board of Township Commissioners, has been duly spread upon the records of said Board of Township Commissioners; and

WHEREAS, the County Board of Elections also filed a certified copy of such Return, together with a copy of Ordinance No. 320 signifying the desire of the Board of Township Commissioners to increase the debt, with the Clerk of the Court of Quarter Sessions (now Common Pleas) of Montgomery County, and there was also filed in said Court a copy of the election notice and proof of advertisement thereof; and

WHEREAS, the existing net electoral and non-electoral debt of the Township of Upper Dublin, as determined under the provisions of Article II of the Municipal Borrowing Law of June 25, 1941, P.L. 159, as amended (the "Act"), including the debt authorized by the electors as aforesaid, do not in the aggregate exceed the limitations of the Constitution or of the aforesaid Act;

NOW, THEREFORE, the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ordains and enacts that:

Section 1. The corporate authorities of the said Township of Upper Dublin hereby authorize and direct the issuance of general obligation bonds (the "Bonds") of the Township of Upper Dublin in the maximum amount of Five Hundred Thousand Dollars (\$500,000), for the purpose of providing funds for and toward the acquisition of land as open space for public parks, recreation areas and facilities.

Section 2. The Bonds shall be in coupon form, with the privilege of registration as to principal only, numbered from one (1) to one hundred (100), both inclusive, in the principal sum of Five Thousand Dollars (\$5,000) each, dated and bearing interest from December 1, 1969, payable on the first days of June and December of each and every year until the maturity thereof.

Section 3. The Bonds shall mature, bear interest and be numbered as follows:

Bonds Nos. 1 to 5, incl.,	\$25,000,	December 1, 1971,	7 %
Bonds Nos. 6 to 10, incl.,	\$25,000,	December 1, 1972,	7 %
Bonds Nos. 11 to 15, incl.,	\$25,000,	December 1, 1973,	7 %
Bonds Nos. 16 to 20, incl.,	\$25,000,	December 1, 1974,	7 %
Bonds Nos. 21 to 25, incl.,	\$25,000,	December 1, 1975,	7 %
Bonds Nos. 26 to 30, incl.,	\$25,000,	December 1, 1976,	7 %
Bonds Nos. 31 to 35, incl.,	\$25,000,	December 1, 1977,	7 %
Bonds Nos. 36 to 40, incl.,	\$25,000,	December 1, 1978,	7 %
Bonds Nos. 41 to 45, incl.,	\$25,000,	December 1, 1979,	7 %
Bonds Nos. 46 to 50, incl.,	\$25,000,	December 1, 1980,	7 %
Bonds Nos. 51 to 55, incl.,	\$25,000,	December 1, 1981,	7 %
Bonds Nos. 56 to 60, incl.,	\$25,000,	December 1, 1982,	7 %
Bonds Nos. 61 to 65, incl.,	\$25,000,	December 1, 1983,	7 %
Bonds Nos. 66 to 70, incl.,	\$25,000,	December 1, 1984,	7 %
Bonds Nos. 71 to 75, incl.,	\$25,000,	December 1, 1985,	7 %
Bonds Nos. 76 to 80, incl.,	\$25,000,	December 1, 1986,	7 %
Bonds Nos. 81 to 85, incl.,	\$25,000,	December 1, 1987,	7 %
Bonds Nos. 86 to 90, incl.,	\$25,000,	December 1, 1988,	7 %
Bonds Nos. 91 to 95, incl.,	\$25,000,	December 1, 1989,	7 %
Bonds Nos. 96 to 100, incl.,	\$25,000,	December 1, 1990,	7 %

Bonds Nos. 46 to 100, incl., maturing December 1, 1980 and thereafter, shall be callable in whole, or in part in inverse numerical order, at the option of the Township Commissioners, on December 1, 1979, or on any interest-payment date thereafter, upon payment of the following redemption price together with accrued interest:

<u>Redemption Date</u>	<u>Redemption Price (Percentage of Principal Amount)</u>
December 1, 1979 to June 1, 1983	101
December 1, 1983 to June 1, 1987	100-1/2
December 1, 1987 and thereafter	100

Notice of the exercise of said option to redeem, unless waived in writing by the holders of bonds called for redemption, shall be given by publication at least twice, once a week for two successive weeks, in one newspaper of general circulation in the City of Philadelphia, the first publication of such notice to be at least thirty days before the date fixed for such redemption.

Section 4. The life of the improvements for which the Bonds are to be issued is estimated to be in excess of twenty-one (21) years.

Section 5. The Bonds shall be payable as to both principal and interest without deduction for any tax or taxes, except succession or inheritance taxes, now or hereafter levied or assessed thereon under any present or future law of the Commonwealth of Pennsylvania, all of which taxes the Township of Upper Dublin assumes and agrees to pay, making the Bonds free of tax to the holder.

Section 6. The Bonds shall be executed by the President or Vice-President of the Board of Township Commissioners, and shall have the common and corporate seal of said Township of Upper Dublin affixed thereto, duly attested by the Secretary or Assistant Secretary and the coupons annexed to the Bonds shall be authenticated by the engraved or lithographed facsimile signature of the Township Treasurer, and the said officers are hereby authorized to execute the Bonds as aforesaid.

Section 7. The form of the Bonds and the coupons thereto annexed shall be substantially as follows:

UNITED STATES OF AMERICA  
COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MONTGOMERY  
TOWNSHIP OF UPPER DUBLIN  
IMPROVEMENT BOND  
SERIES OF 1969

No.

\$5,000

The Township of Upper Dublin, Montgomery County, Pennsylvania, a municipal corporation existing by and under the laws of the Commonwealth of Pennsylvania, for value received, hereby acknowledges itself indebted and promises to pay to the bearer hereof, of, if this Bond be registered, to the registered owner hereof, the sum of Five Thousand Dollars (\$5,000) in lawful money of the United States of America, on the first day of December, 19 , unless this Bond shall be redeemable and shall have been called for previous redemption and payment of the redemption price made or provided for, together with interest thereon from the date hereof at the rate of -----Seven----- per cent (-----7----- %) per annum, payable semi-annually on the first

days of June and December of each and every year until the payment of the principal hereof on presentation and surrender of the interest coupons hereto attached as they severally become due.

Both principal and interest of this Bond are payable at the Girard Trust Bank, Philadelphia, Pennsylvania, without deduction for any tax or taxes, except succession or inheritance taxes, now or hereafter levied or assessed thereon under any present or future law of the Commonwealth of Pennsylvania, all of which taxes the Township of Upper Dublin assumes and agrees to pay, making this Bond free of tax to the holder.

This Bond is one of a series of one hundred (100) bonds of like date, amount and tenor, but differing as to maturity, interest rate and provision for redemption, numbered from one (1) to one hundred (100), both inclusive, amounting in the aggregate to the sum of Five Hundred Thousand Dollars (\$500,000), issued in accordance with the provisions of the Act of the General Assembly of the Commonwealth of Pennsylvania approved June 25, 1941, P.L. 159, as amended, and by virtue of an ordinance of said Township of Upper Dublin duly enacted, and the sworn statement of the duly authorized officers of said Township of Upper Dublin as appears of record in the office of the Clerk of the Court of Common Pleas of Montgomery County, Pennsylvania, consent of the electors having first been obtained at an election held November 8, 1966.

Bonds Nos. 46 to 100, inclusive, maturing June 1, 1980 and thereafter, shall be callable in whole, or in part in inverse numerical order, at the option of the Township Commissioners, on June 1, 1979, or on any interest-payment date thereafter, upon payment of the following redemption price together with accrued interest:

<u>Redemption Date</u>	<u>Redemption Price (Percentage of Principal Amount)</u>
December 1, 1979 to June 1, 1983	101
December 1, 1983 to June 1, 1987	100-1/2
December 1, 1987 and thereafter	100

Notice of the exercise of said option to redeem, unless waived in writing by the holders of all bonds called for redemption, shall be given by publication at least twice, once a week for two successive weeks, in one newspaper of general circulation in the City of Philadelphia, the first publication of such notice to be at least thirty days before the date fixed for such redemption.

It is hereby certified that all acts, conditions and things required to be done, happen or be performed precedent to and in the issuance of this Bond or in the creation of the debt of which this is evidence, have been done, happened and been performed in regular and due form and manner, as required by law, and that the debt represented by this Bond is not in excess of any constitutional or statutory limitation, and for the prompt and full payment of all the obligations of this Bond the entire faith, credit and taxing power of the Township of Upper Dublin are hereby irrevocably pledged.

It is further certified that an annual tax sufficient for the payment at maturity of the principal of the series of bonds of which this Bond is a part, together with the interest thereon meanwhile, in

accordance with the terms and conditions hereof, has been properly levied and assessed and that said tax is not in excess of any legal limitation.

This Bond shall pass by delivery or may be registered as to principal only upon the Bond Registry Book of the Township of Upper Dublin, to be kept at the Girard Trust Bank, Philadelphia, Pennsylvania, and by endorsement on the back hereof by an officer for the time being of said Bank, after which no transfer shall be made except by the registered owner or owners in person or by his or their duly authorized attorney, and such transfer shall be noted upon said Bond Registry Book and upon the back hereof; provided, however, that this Bond may be transferred to bearer and negotiability thereby restored, and shall continue subject to successive registration or transfer to bearer at the option of the holder or holders for the time being, but no such registration of principal shall affect the negotiability of the coupons hereto attached, which shall continue to be transferable by delivery.

IN WITNESS WHEREOF, the Township of Upper Dublin has caused this Bond to be signed by the President or Vice-President of the Board of Township Commissioners, and its corporate seal to be hereunto affixed, duly attested by the Secretary or Assistant Secretary and has caused the coupons hereto attached to be authenticated by the engraved or lithographed facsimile signature of the Township Treasurer, as of the first day of December, 1969.

TOWNSHIP OF UPPER DUBLIN

BY \_\_\_\_\_

President

Board of Township Commissioners

Attesting to the seal and certifying that the text of the opinion printed on the reverse hereof is the text of the opinion of Messrs.

Townsend, Elliott & Munson, Philadelphia, Pa., an executed counterpart of which, dated the date of delivery of and payment for the series of bonds of which this bond is one, is on file at the office of Girard Trust Bank, Philadelphia, Pa.

\_\_\_\_\_  
Secretary

[FORM OF COUPON]

No.

\$ 175.00

Unless the below-mentioned bond shall be redeemable and shall have been called for previous redemption and payment of the redemption price made or provided for, on the first day of , 19 , the Township of Upper Dublin, Montgomery County, Pennsylvania, will pay to the bearer at the Girard Trust Bank, Philadelphia, Pennsylvania, the amount shown hereon in lawful money of the United States of America, free of taxes specified in the below-mentioned Bond, being six months' interest then due on its Improvement Bond, Series of 1969, dated December 1, 1969, and numbered

TOWNSHIP OF UPPER DUBLIN

BY

Township Treasurer

[FORM OF ENDORSEMENT]

UNITED STATES OF AMERICA  
COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF MONTGOMERY  
TOWNSHIP OF UPPER DUBLIN  
IMPROVEMENT BOND  
SERIES OF 1969  
\$5,000

7 %

Dated December 1, 1969

Due December 1, 19

(Bonds Nos. 46 to 100 callable  
on or after December 1, 1979)

Interest payable June 1 and December 1  
Principal and interest payable at the  
Girard Trust Bank  
Philadelphia, Pennsylvania

[FORM OF REGISTRATION]

NOTHING TO BE WRITTEN HERE EXCEPT BY AN OFFICER OF THE GIRARD TRUST BANK  
PHILADELPHIA, PENNSYLVANIA

Date of Registry	:	In Whose Name Registered	:	Registrar
:	:	:	:	:
:	:	:	:	:
:	:	:	:	:

Section 8. The Bonds shall become a part of the funded general obligation debt of the Township of Upper Dublin, and for the payment of the principal of the Bonds and the taxes and semi-annual interest accruing thereon, the full faith, honor, credit and taxing power of the



Township of Upper Dublin are hereby and shall continue pledged.

Section 9. There is hereby levied and assessed upon all persons and property subject to taxation for municipal purposes within said Township of Upper Dublin an annual tax, commencing with the fiscal year beginning the first day of January, 1970, and continuing up to and including the fiscal year beginning the first day of January, 1990, in the following amounts:

For the fiscal year 1970,	\$35,000
For the fiscal year 1971,	\$60,000
For the fiscal year 1972,	\$58,250
For the fiscal year 1973,	\$56,500
For the fiscal year 1974,	\$54,750
For the fiscal year 1975,	\$53,000
For the fiscal year 1976,	\$51,250
For the fiscal year 1977,	\$49,500
For the fiscal year 1978,	\$47,750
For the fiscal year 1979,	\$46,000
For the fiscal year 1980,	\$44,250
For the fiscal year 1981,	\$42,500
For the fiscal year 1982,	\$40,750
For the fiscal year 1983,	\$39,000
For the fiscal year 1984,	\$37,250
For the fiscal year 1985,	\$35,500
For the fiscal year 1986,	\$33,750
For the fiscal year 1987,	\$32,000
For the fiscal year 1988,	\$30,250
For the fiscal year 1989,	\$28,500
For the fiscal year 1990,	\$26,750

which annual tax is sufficient for and shall be applied exclusively to the payment of the interest covenanted to be paid on the Bonds and to the principal thereof at maturity.

Section 10. There is hereby established a sinking fund, to be known as "Sinking Fund - Bond Issue of 1969", and into said Fund there shall be paid all moneys arising from the taxes hereinbefore levied, when and as the same are collected, and said Sinking Fund

shall be applied exclusively to the payment of the interest covenanted to be paid upon the Bonds and to the principal thereof at maturity and to no purpose whatsoever, except as may be authorized by law.

Section 11. The President and the Secretary of the Board of Township Commissioners are hereby authorized and directed to prepare, verify and file in the office of the Clerk of the Court of Common Pleas, in and for the County of Montgomery, Pennsylvania, the proper statement required by Section 209 of the Act.

Section 12. The Secretary is hereby authorized and directed to certify to and file with the Department of Community Affairs, in accordance with the aforesaid Act, a complete and accurate copy of the proceedings taken in connection with the increase of debt authorized hereunder, together with a certified copy of the statement required to be filed in the office of the Clerk of the Court of Common Pleas, and to pay the filing fees necessary in connection therewith.

Section 13. All ordinances or parts of ordinances, insofar as they are inconsistent herewith, be and the same are hereby repealed.

ENACTED by the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, this 26th day of January, 1970.

Samuel C. Coney  
President, Board of Township  
Commissioners

Attest:

Richard M. Brey  
Secretary

ORDINANCE NO. 395

TO AUTHORIZE WITHOUT THE ASSENT OF THE ELECTORS AND TO DIRECT THE ISSUANCE OF FULLY REGISTERED GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA, IN THE AMOUNT OF FIVE THOUSAND DOLLARS (\$5,000) FOR THE PURPOSE OF PROVIDING FUNDS FOR AND TOWARD THE ACQUISITION OF LAND AS OPEN SPACE FOR PUBLIC PARKS, RECREATION AREAS AND FACILITIES: PROVIDING FOR THE RATE OF INTEREST ON SAID BONDS AND FIXING THE MATURITY DATE THEREOF; STATING THE ESTIMATED PERIOD OF USEFULNESS OF THE PROPERTY AND IMPROVEMENTS FOR WHICH SAID BONDS ARE TO BE ISSUED; APPROVING THE FORM OF FULLY REGISTERED BOND; PROVIDING FOR THE ASSESSMENT, LEVY AND COLLECTION OF A TAX TO PAY THE INTEREST COVENANTED TO BE PAID THEREON AND THE PRINCIPAL THEREOF AT MATURITY; ESTABLISHING A SINKING FUND; PROVIDING THE CONDITIONS FOR THE SALE OF THE BONDS; DIRECTING THE SECRETARY OF THE BOARD OF TOWNSHIP COMMISSIONERS TO PREPARE, VERIFY AND FILE THE REQUIRED STATEMENT; AND RESCINDING INCONSISTENT ORDINANCES OR PARTS THEREOF.

WHEREAS, the existing net electoral and non-electoral debt of the Township of Upper Dublin, Montgomery County, Pennsylvania, as determined under the provisions of Article II of the Municipal Borrowing Law of June 25, 1941, P.L. 159, as amended, (the "Act") including the debt hereby authorized, do not in the aggregate exceed the limitations of the Constitution of Pennsylvania or of the Act; and

WHEREAS, the Board of Township Commissioners has this day awarded to the successful bidder and authorized the issuance of its general obligation serial bonds in the principal amount of \$500,000, said bonds to be issued in the denomination of \$5,000 each; and

WHEREAS, the Act provides that whenever the corporate authorities of a municipality authorize the issuance of general obligation serial bonds, they shall at the same time and for the same purpose or purposes authorize the issuance of term bonds of the municipality, payable in not more than twenty-five years from the date of issue, the principal amount of said term bonds to be equal to a reasonable amount of said general obligation serial bonds, the amount and term of said bonds to be fixed by the corporate authorities in the exercise of their discretion, and the said term bonds to be in One Hundred Dollar (\$100) units;

NOW, THEREFORE, the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ordains that:

Section 1. The corporate authorities of the Township of Upper Dublin do hereby authorize and direct the issuance, subject to the terms and conditions hereinafter contained, without the assent of the electors, of general obligation term bonds (the "Bonds") of the Township of Upper Dublin in the amount of Five Thousand Dollars (\$5,000), for the purpose of providing funds for and toward the acquisition of land as open space for public parks, recreation areas and facilities.

Section 2. The Bonds shall be issued in fully registered form in the denomination of \$100 each, and shall not exceed Fifty (50) in number, and each bond shall be dated December 1, 1969, and bear interest thereon from the date of issuance at the rate of 6 % per annum payable on the first days of June and December of each and every year until its maturity on December 1, 1979.

Section 3. The period of usefulness of the property and improvements for which the Bonds are to be issued is estimated to be in excess of ten years.

Section 4. The Bonds shall be payable as to both principal and interest in lawful money of the United States of America without deduction for any tax or taxes, except succession or inheritance taxes, now or hereafter levied or assessed thereon under any present or future laws of the Commonwealth of Pennsylvania, all of which taxes, except as above provided, the Township of Upper Dublin assumes and agrees to pay.

Section 5. The Bonds shall be executed by the President of the Board of Township Commissioners, and shall have the common and corporate seal of the Township of Upper Dublin affixed thereto, duly attested by the Secretary, and the said officers are hereby authorized to execute the Bonds as aforesaid.

Section 6. The form of the Bonds shall be substantially as follows:

(FORM OF BOND)

UNITED STATES OF AMERICA  
COMMONWEALTH OF PENNSYLVANIA  
TOWNSHIP OF UPPER DUBLIN  
MONTGOMERY COUNTY  
GENERAL OBLIGATION TERM BOND  
SERIES OF DECEMBER 1, 1969

No. R-

\$100

The Township of Upper Dublin, Montgomery County, Pennsylvania, for value received, hereby acknowledges itself to be indebted and promises to pay on December 1, 1979, to on presentation and surrender hereof, the principal sum of One Hundred Dollars (\$100), and to pay interest hereon from the date hereof, at the rate of -----six-----per cent ( 6 %) per annum, payable semi-annually on the first days of June and December of each and every year until December 1, 1979.

Both the principal of and the interest on this bond are payable in lawful money of the United States of America at the office of Girard Trust Bank, Philadelphia, Pennsylvania, without deduction for any tax or taxes, except succession or inheritance taxes, now or hereafter levied or assessed thereon under any present or future laws of the Commonwealth of Pennsylvania, all of which taxes, except as above provided, the Township of Upper Dublin assumes and agrees to pay.

This bond is one of a duly authorized issue of general obligation term bonds originally dated December 1, 1969 issued in accordance with the provisions of the Constitution of the Commonwealth of Pennsylvania and the Act of the General Assembly of the Commonwealth of Pennsylvania approved June 25, 1941, P.L. 159, as amended, as well as other acts of the General Assembly of the Commonwealth of Pennsylvania in such case made and provided, and pursuant to an ordinance of the Township of Upper Dublin duly enacted November 24, 1969.

It is hereby certified that the debt represented by this bond is not in excess of any constitutional or statutory limitation, and for the prompt and full payment of all the obligations of this bond the entire faith, credit, taxing power and resources of the Township of Upper Dublin are hereby irrevocably pledged.

The Township of Upper Dublin and Girard Trust Bank, Paying Agent, may deem and treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal hereof and interest hereon, and for all other purposes. Neither the Township of Upper Dublin nor Girard Trust Bank shall be affected by any notice to the contrary.

This bond is transferable by the registered owner hereof in person or by attorney, duly authorized in writing, upon the Bond Registry Book of the Township of Upper Dublin, to be kept at the Broad & Chestnut Streets office of Girard Trust Bank, upon proper execution of the instrument of transfer on the back hereof and upon surrender and cancellation hereof. Thereupon the Township of Upper Dublin shall cause to be issued in the name of the transferee or transferees a new registered bond of like form.

IN WITNESS WHEREOF, the Township of Upper Dublin, Montgomery County, Pennsylvania, has caused this bond to be signed by the President of the Board of Township Commissioners and its corporate seal to be hereunto affixed, duly attested by the Secretary, and to be dated the 1st day of December, 1969.

TOWNSHIP OF UPPER DUBLIN

\_\_\_\_\_  
President,  
Board of Township Commissioners

Attest:

\_\_\_\_\_  
Secretary

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto the within bond, and all rights thereunder, and hereby irrevocably constitutes and appoints attorney to transfer said bond on the books of the within named Paying Agent, with full power of substitution in the premises.

Dated: \_\_\_\_\_

NOTICE: The signature on this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or enlargement or any change whatever.

(FORM OF ENDORSEMENT)

No. R-

UNITED STATES OF AMERICA  
COMMONWEALTH OF PENNSYLVANIA  
TOWNSHIP OF UPPER DUBLIN  
MONTGOMERY COUNTY  
GENERAL OBLIGATION TERM BOND  
SERIES OF DECEMBER 1, 1969  
\$100  
6 %  
DATED DECEMBER 1, 1969  
PRINCIPAL DUE DECEMBER 1, 1979  
INTEREST PAYABLE JUNE 1 AND DECEMBER 1  
PRINCIPAL AND INTEREST PAYABLE AT  
GIRARD TRUST BANK  
PHILADELPHIA, PENNSYLVANIA

Section 7. The Bonds shall become a part of the funded general obligation debt of the Township of Upper Dublin, and for the payment of the principal of the Bonds and the taxes and semi-annual interest accruing thereon, the full faith, honor, credit and taxing power of the Township of Upper Dublin are hereby and shall continue pledged.

Section 8. There is hereby levied and assessed upon all persons and property subject to taxation within the Township of Upper Dublin an annual tax, in addition to all other taxes, commencing with the fiscal year beginning the first day of January, 1970, and continuing up to and including the fiscal year beginning the first day of January, 1979, in the following amounts:

<u>Fiscal Year</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
1970	\$500	\$300	\$800
1971	500	300	800
1972	500	300	800
1973	500	300	800
1974	500	300	800
1975	500	300	800
1976	500	300	800
1977	500	300	800
1978	500	300	800
1979	500	300	800

or so much thereof as may be necessary, which annual tax is sufficient for and shall be applied exclusively to the payment of the interest

covenanted to be paid on the Bonds and to the principal thereof at maturity.

Section 9. There is hereby established a sinking fund, to be known as "Term Bond Sinking Fund - Series of December 1, 1969" and into said Fund there shall be paid all moneys arising from the taxes hereinabove levied, when and as the same are collected, and said Sinking Fund shall be applied exclusively to the payment of the interest covenanted to be paid upon the Bonds and to the principal thereof at maturity, and to no other purpose whatsoever, except that the moneys may be used to purchase any of the Bonds prior to maturity at a price not to exceed the principal amount of such bonds and the unpaid interest accrued thereon, and except as may otherwise be authorized by law, subject, however, to withdrawal from said Sinking Fund for investment as authorized by law, which investment and interest thereon shall be held exclusively for the purposes of said Sinking Fund.

Section 10. The Bonds shall be issued by the Township and delivered by its Paying Agent to the purchasers thereof upon delivery to the Paying Agent of a certificate of the Township that there is no litigation pending which would affect the validity of the bonds and an approving legal opinion of Messrs. Townsend, Elliott & Munson, and upon receipt by the Township of the purchase price for each bond to be issued of \$100 plus accrued interest from December 1, 1969 to the date of purchase; provided, however, no Bonds of the series shall be sold by the Township after February 15, 1970.

Section 11. Upon the sale or transfer of any bond by the registered holder thereof and upon compliance with the terms and conditions elsewhere in this Resolution, a fully registered bond in the denomination of One Hundred Dollars (\$100) shall be issued in the name of the new owner



thereof dated the date of its issuance. No bond may be exchanged for a coupon bond.

Section 12. The President and the Secretary of the Board of Township Commissioners are hereby authorized and directed to prepare, verify and file in the office of the Clerk of the Court of Common Pleas in and for the County of Montgomery, Pennsylvania, the proper statement required by Section 209 of the Act.

Section 13. All ordinances or parts of ordinances, insofar as they are inconsistent herewith, be and the same are hereby rescinded.

DULY PRESENTED AND ADOPTED at a meeting of the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, held the 26th day of January, 1970, at which meeting 6 members of the Board of Township Commissioners were present.

Samuel C. Coey  
President,  
Board of Township Commissioners

Attest:

Richard M. Duff  
Secretary

ORDINANCE NO. 396

AN ORDINANCE TO AMEND ORDINANCE NO. 140, KNOWN AS "THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956," ADOPTED AUGUST 20, 1956, AS AMENDED, TO PROVIDE FOR A MOTEL - MOTOR INN - MOTOR LODGE DISTRICT, AS A SEPARATE DISTRICT AND THEREBY DELETE SUCH A USE FROM ANY OTHER DISTRICT OF THE TOWNSHIP.

Be it Ordained and Enacted by the Commissioners of Upper Dublin Township, and it is hereby enacted by authority of the same.

SECTION A. That following the effective date of this ordinance, a Motel- Motor Inn - Motor Lodge use shall not be a permitted use in any zoning districts of the Township except a designated and ordained "Motel - Motor Inn - Motor Lodge District."

SECTION B. Amend paragraph W, Section 200 of Article II of the Upper Dublin Township Zoning Ordinance of 1956, as amended, to read as follows:

W. Motel - Motor Inn - Motor Lodge, consisting of a building or a group of two or more detached or semi-detached buildings containing rooms or apartments having separate entrances provided directly or closely in connection with automobile parking or storage space serving such rooms or apartments; also including restaurants and lounges for the preparation and consumption of food and beverages on the premises, all of which building or group of buildings are designed, intended, or used principally for the providing of sleeping accommodations for automobile travelers and are suitable for occupancy at all seasons of the year. A Motel - Motor Inn - Motor Lodge shall not include a Mobile Home (House Trailer).

SECTION C. Amend Section 300 of Article III of the Upper Dublin Township Zoning Ordinance of 1956, as amended, by adding a "Motel - Motor Inn - Motor Lodge District."

SECTION D. Amend the Upper Dublin Township Zoning Ordinance of 1956, as amended, by adding a new article, to be known as Article IX-C-, as follows:

Article IX-C - Motel - Motor Inn - Motor Lodge District.

SECTION 1. Declaration of Legislative Intent. The purpose of establishing Motel - Motor Inn - Motor Lodge districts shall be to provide suitable lodging and eating facilities for travelers, guests, invitees, employees, and others passing through or having occasion to stop and remain for a short period of time within the Township, but at the same time to keep such a use within the objectives, policies and proposals of the Comprehensive Plan; to discourage any land use which would interfere with the use of the district as a temporary residential use and to assure suitable design to protect the residential environment of adjacent and nearby residential or other zoning districts of the Township and adjacent communities. It is further declared to be the intent of the Township to provide the Motel - Motor Inn - Motor Lodge District with the minimum of traffic congestion, overcrowding of land, noise, glare and pollution, so as to lessen the danger to the public safety. The protective standards contained in this Article are intended to

minimize any adverse effect of the Motel - Motor Inn - Motor Lodge District on nearby property values and to provide for safe and efficient use of the Motel - Motor Inn - Motor Lodge District itself.

The Commissioners of the Township shall make a determination prior to the establishment of a Motel - Motor Inn - Motor Lodge District that there is a need for diversification of land use to support new and improved municipal service and facilities, that said Motel - Motor Inn - Motor Lodge District is integrated in a general plan of land use and that the density of population, at any given time, within the Motel - Motor Inn - Motor Lodge District will not have an adverse effect on the ~~overall employee-~~ ~~and/or~~ density of population, and will not unduly add to the flow of vehicular traffic, in the Township.

SECTION 2. General Requirements. The Board of Commissioners may authorize as an amendment to the Zoning Map the designation of an area as an "Motel - Motor Inn - Motor Lodge District" for the location of an integrated Motel - Motor Inn - Motor Lodge District, subject to the regulations of this and any pertinent Article of the Upper Dublin Zoning Ordinance of 1956, as amended.

SECTION 3. Use Regulations. In a Motel - Motor Inn - Motor Lodge District, a building or combination of buildings may be erected or used, and a lot area maybe used or occupied for any of the following purposes and no other:

- A. Motel - Motor Inn - Motor Lodge.
- B. Accessory Uses: Outdoor swimming pool, provided that such is planned as an integral part of the Motel - Motor Inn - Motor Lodge development.

SECTION 4. Signs. Signs in a Motel - Motor Inn - Motor Lodge District shall be limited to the following:

- A. A sign shall relate to the use located on the lot.
- B. Not more than one (1) free standing sign, which shall relate to the principal use of the lot area, shall be permitted for each street or controlled highway frontage.
- C. No sign shall be erected until the size, type, material, and location for erection shall be approved by the Board of Commissioners of the Township; however, a sign in excess of ten (10) feet in height and fifty (50) feet in length and/or that has intermittent or flashing lights shall not be approved.
- D. Upon approval of the Board of Commissioners of the Township, one (1) sign of a size, type and material may be erected on the outside face of an exterior wall, provided no sign shall be erected which extends more than eighteen (18) inches from the wall to which it shall be attached, and provided further, that no sign shall extend beyond, in height, the base of the roof line.

SECTION 5. Non-Conforming Use. No area shall be used for a Motel - Motor Inn - Motor Lodge District if there exists in the area sought to be used for a Motel - Motor Inn - Motor Lodge use, any use which would be non-conforming under the provisions of Section 3 of this Ordinance.

SECTION 6. Development Requirements. The general plan for a Motel - Motor Inn - Motor Lodge District shall be executed in accordance with the following essential conditions:

- A. The development shall consist of a harmonious ~~selection of uses and groupings~~ of buildings, service and parking areas, circulation and open spaces, planned and designed as an integrated unit, in such a manner as to constitute a safe, efficient and convenient Motel - Motor Inn - Motor Lodge District.
- B. The proposed development shall be constructed in accordance with an overall plan and shall be designed with complementary architectural concepts and with appropriate landscaping.
- C. The total lot area shall be not less than five (5) acres.
- D. All buildings shall be arranged in a well-related manner.
- E. Not more than twenty (20) per cent of the lot area shall be occupied by buildings, ~~which may exclude the area of an open and uncovered swimming pool.~~

- F. The maximum height of any building or structure, including a free standing sign, shall be thirty-five (35) feet. Said height may be increased by parapets, but not in excess of three (3) feet; and by chimneys and housings for equipment, provided said housings for equipment shall not be in excess of fifteen (15) feet in height, and provided that they shall not occupy more than ten per cent (10%) of the roof area. Building units constructed with continuous walls and joined on several floor levels shall be considered one building in calculating building height.
- G. Adequate areas shall be provided for loading and unloading of delivery trucks and other vehicles, servicing of units by refuse collection, fuel, fire and other service vehicles; automobile access-ways; and pedestrian walks. All areas provided for use by vehicles and all pedestrian walks shall be constructed in accordance with Township specifications. Service areas shall be screened from view from any abutting roadway and from within the parking area.
- H. Provision shall be made for safe and efficient ingress and egress to and from public streets and highways serving the Motel - Motor Inn - Motor Lodge without undue congestion to or

interference with normal traffic flow. The Board of Commissioners shall satisfy itself as to the adequacy of the thoroughfares to carry the additional traffic engendered by the Motel - Motor Inn - Motor Lodge. The Developer shall obtain of the Board of Commissioners permission to determine and locate the access to the abutting highways. Should the concerned Board of Commissioners require as a condition of approval the erection of and maintenance of a traffic control system, the required system shall be erected at the cost of the Developer.

- I. No building shall be located closer than:
- (1) To a public highway or right of way - one hundred (100) feet; and
  - (2) To any property line - fifty (50) feet; and
  - (3) To any residential zoned district - three hundred (300) feet.
- J. No parking area shall be located closer than (1) to a public highway or right of way - one Hundred (100) feet; and (2) to any property line - five (5) feet; and (3) to any residential zoned district - fifty (50) feet.
- K. No "service area" may be located closer than two hundred (200) feet to a residential zoned district.



A "service area" shall include the area provided for the loading and unloading of delivery trucks and other vehicles; the servicing of units by refuse collection, fuel, fire and other service vehicles.

- L. No driveway may be located closer than twenty-five (25) feet to a side or rear property line adjacent to an agricultural or residential zoned district.
- M. Adequate parking shall be provided for the ultimate use on each lot, with the following minimums:
  - (i) one parking space for each residential unit;
  - and (ii) one parking space for each employee as determined by the maximum number of employees at any given time; and (iii) one parking space for each forty (40) square feet occupied and/or intended for restaurant, bar, or lounge area.Each parking space shall be at least ten (10) feet in width and twenty (20) feet in length. No parking shall be permitted in front of stairs leading to an upper floor area. Access lanes, with a minimum of twelve (12) feet in width, shall be provided for each row of motor vehicles. No parking shall be permitted in an access lane.
- N. The area on the lot, for at least five (5) feet in width, abutting the side and rear property lines, to be known as the buffer areas, shall be used for no other purpose than planting and landscaping.

- O. The buffer area shall be planted and landscaped to serve as a barrier to visibility, air borne particles, glare and noise. The plant materials shall be of such species as will produce, within two (2) years, a complete year round visual screen of at least six (6) feet in height. The planting shall be so placed that at maturity it will not be closer than three (3) feet from any property line. Such planting must be maintained permanently, and any plant material which does not live shall be replaced within one (1) year.
- P. Parking, loading or service areas used by motor vehicles shall be located entirely within the lot lines of the motel development and shall be physically separated from public streets.
- Q. All utility lines within the lot lines of the motel development shall be placed underground.
- R. All materials, including trash, supplies, rubbish, refuse, etc. shall be stored within the buildings. They shall not be handled so as to give rise to smoke, odor or litter.
- S. Lighting facilities shall be arranged in a manner which will protect the highways and neighboring properties from unreasonable direct glare or hazardous interference of any kind.
- T. All buildings shall be served by public water and public sanitary sewer collection and disposal systems.

- U. The Board of Commissioners may prescribe particular requirements or any further reasonable conditions deemed appropriate with respect to the suitability of the Motel - Motor Inn - Motor Lodge development in harmonious relationship to surrounding areas.

SECTION 7. Application, Review and Approval or Disapproval by the Board of Commissioners.

- A. Plans for any Motel - Motor Inn - Motor Lodge use shall be submitted to the Board of Commissioners of the Township prior to the issuance of any zoning or building permit, as provided in Article XX. Information to be shown on all Motel - Motor Inn - Motor Lodge development plans or on attached reports shall include:
1. A plot plan of the lot showing the location of any proposed buildings, sidewalks, and other areas to be devoted to pedestrian use, drives, parking lots, loading and unloading areas, and other proposed construction features on the lot; and all buildings, streets, highways, streams, and other topographical features of the lot within three hundred (300) feet of any lot line. The off-site information may be shown by aerial photographs and by the United States Geological Survey Information.

2. Architectural plans for any proposed buildings.
  3. The location, size in square feet, dimensions, and arrangements of areas and buildings to be devoted to the motel purpose.
  4. A legal description, by metes and bounds, of the lot proposed to be used.
  5. The approximate maximum number of employees.
  6. The number and dimensions of each residential unit.
  7. The maximum number of resident occupants and persons that could be served in the restaurant, nightclub, tavern, etc., located on the premises.
- B. The Board of Commissioners shall have the privilege of referring the plans for review by its Township planning advisory commission, or any other advisory body of the Township, and the Planning Commission of the County of Montgomery. In the event of a reference by the Township to any such body, a review shall be promptly made and recommendations thereon submitted promptly to the Board of Commissioners.
- C. Upon receipt of the plans for any Motel - Motor Inn- Motor Lodge use and recommendation thereon by the Township advisory bodies, the Board of Commissioners shall have the power of approval or disapproval of these plans.

D. Upon approval of the final plan, construction shall begin, in accordance with the approved plan, within one (1) year from the date of final approval, unless otherwise extended by the Board of Commissioners.

SECTION 8. Validity. Should any section or provision of this Ordinance be declared by Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof.

ENACTED and ORDAINED this 10<sup>th</sup> day of February

A. D. 1970.

TOWNSHIP OF UPPER DUBLIN

By Samuel C. [Signature]  
President

Attest Richard M. [Signature]  
Secretary

AN ORDINANCE 397

TO REPEAL ORDINANCE NO. 395 ENACTED JANUARY 26, 1970, AUTHORIZING THE ISSUANCE OF FIVE THOUSAND DOLLARS (\$5,000) PRINCIPAL AMOUNT OF NON-ELECTORAL GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF UPPER DUBLIN, MONTGOMERY COUNTY, PENNSYLVANIA.

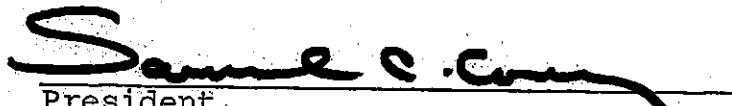
WHEREAS, Ordinance No. 395 enacted on January 26, 1970 authorizing the issuance of Five Thousand Dollars (\$5,000) principal amount of general obligation bonds in the denomination of One Hundred Dollars (\$100) each placed a time limit on the offer of these bonds of February 15, 1970; and

WHEREAS, no offers to purchase such bonds had been received by such date;

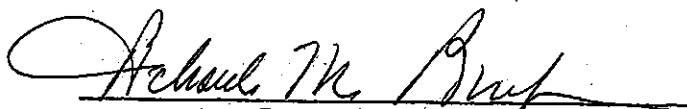
NOW, THEREFORE, the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, hereby ordains that:

Section 1. Ordinance No. 395 of January 26, 1970 described above is hereby repealed absolutely.

DULY ORDAINED AND ENACTED at a meeting of the Board of Township Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, held the 2ND day of ~~February~~ MARCH, 1970, at which meeting 6 members of the Board of Township Commissioners were present.

  
President,  
Board of Township Commissioners

Attest:

  
Secretary

ORDINANCE NO. 398

AN ORDINANCE AMENDING ORDINANCE NO. 357, ENACTED July 9, 1968, FOR THE PURPOSE OF INCORPORATING THE FIFTH EDITION OF "THE BOCA BASIC BUILDING CODE OF 1970," AS ADOPTED BY THE BUILDING OFFICIALS CONFERENCE OF AMERICA, DATED DECEMBER, 1969.

The Board of Commissioners of the Township of Upper Dublin, Montgomery County, Pennsylvania, do hereby ENACT and ORDAIN:

SECTION 1. That ordinance No. 357, enacted July 9, 1968, be amended so as to incorporate the most recent basic building code, known as "The Boca Basic Building Code of 1970," as published by the Building Officials Conference of America, Inc., Chicago, Illinois, and dated December, 1969.

SECTION 2. That the provisions of "The Boca Basic Building Code" of 1970" and the provisions of Ordinance No. 357, aforesaid, are hereby adopted save and except such portions as are hereinafter deleted, modified or amended by Sections 3 and 4 of this ordinance.

SECTION 3. Amendments made to Ordinance No. 357 and the Building Code.

The following changes and/or amendments shall be effective:

PARAGRAPH NO. 118.2 - NEW BUILDINGS.

A. Permit fees for new single family and two-family dwellings and buildings accessory thereto shall be as follows:

1. Where the total area is more than one thousand (1,000) square feet but less than fifteen hundred (1,500) square feet--  
Seventy-five Dollars (\$75.00).
2. Where the total area is more than fifteen hundred (1,500) square feet, an additional

fee for each five hundred (500) square feet  
or fraction thereof--Twenty-five Dollars (\$25.00).

The area of any proposed building referred to in  
this subsection shall be computed from the plans  
submitted at the time application is made for a  
permit by multiplying the number of stories,  
excluding unfinished basements and unfinished  
attics, times the outside area at the level of the  
first floor.

- B. Permit fees for the construction of multiple  
dwellings, such as tenements, hotels, motels,  
rooming houses and boarding houses, and buildings  
accessory thereto, shall be as follows:
1. For each family unit--Fifty Dollars (\$50.00).
  2. Buildings accessory to a multiple dwelling shall  
be charged in the same manner as the charge  
for new single family and two-family dwellings.
- C. Permit fees for dormitories, convents, nurses' homes,  
and similar residence construction shall be as  
follows:
1. These fees will be computed in the same manner  
as provided above in Subsection A.
- D. Permit fees for business buildings and all other  
non-residence construction shall be as follows:
1. For the first one thousand (1,000) square feet  
or fraction thereof--One hundred Dollars (\$100.00).
  2. For the area in excess of one thousand (1,000)  
square feet but not over five thousand (5,000)  
square feet, an additional fee of Fifty Dollars  
(\$50.00) for each one thousand (1,000) square  
feet or fraction thereof.



3. For the area in excess of five thousand (5,000) square feet, an additional fee of twenty-five dollars (\$25.00) for each one thousand (1,000) square feet or fraction thereof.

The square foot area of any proposed building referred to in this subsection shall be computed from the plans submitted at the time application is made for a permit by adding the area determined from outside dimensions at ten-foot intervals from the basement floor to the mean roof elevation or top of wall, whichever is higher, of the uppermost story.

It is the intent hereof that the fees provided in Paragraph D, Subsections 1, 2 and 3, shall be cumulative.

PARAGRAPH NO. 118.7 - DISPLAY SIGNS.

- A. The permit fee for a display sign shall be Ten Dollars (\$10.00) for each one thousand dollars (\$1,000) of estimated cost, or fraction thereof.

SECTION 4. The respective paragraph numbers of Sections 121.0, 123.0, 127.0 and their respective sub-paragraphs, and Section 859.0 of Article 8, Part C, shall be renumbered as follows:

121.0 to 120.0; 121.1 to 120.1; 121.2 to 120.2;  
121.3 to 120.3; 121.4 to 120.4; 121.5 to 120.5;  
121.6 to 120.6; 121.7 to 120.7; 121.8 to 120.8;  
123.0 to 127.0; 123.1 to 127.1; 123.2 to 127.2;  
123.3 to 127.3; 123.4 to 127.4; 126.0 to 125.0;  
120.4 to 125.4; 127.0 to 126.0; 123.0 to 122.0;  
123.1 to 122.1; 123.2 to 122.2; 859.0 to 858.0;  
859.3 to 858.3 (a).

SECTION 5. Miscellaneous Deletions. Section IV of Ordinance No. 357 shall be further amended so as to delete the following Articles and/or Sections of "The Boca Basic Building Code of 1970:"

- (a) Section 425.0 of Article 4 (Mobile Dwelling Units) including all of its subsections.
- (b) Section 426.0 of Article 4 (Motels) including all of its subsections.
- (c) Section 1016.0 of Article 10.
- (d) Section 1017.0 of Article 10.
- (e) Section 1133.0 of Article 11, including all of its subsections.
- (f) Section 1134.0 of Article 11, including all of its subsections.
- (g) Section 1135 of Article 11, including all of its subsections.
- (h) Article 14 (Signs and Outdoor Display Structures).
- (i) Article 17. The provisions of Article 17 shall be deleted only to the extent that it might conflict with the Township Plumbing Code and its rules and regulations.

SECTION 6. Saving Ordinance. Ordinance No. 395, adopted August 13, 1968, as an amendment to Ordinance No. 357, aforesaid, shall not be repealed, but shall remain in full force and effect as a part of the Boca Building Code adopted by this ordinance.

SECTION 7. The Secretary of the Township is hereby directed to secure and keep filed in his office in the Township Building at least three (3) copies of "The Boca Basic Building Code of 1970,"

and the same is, as changed and amended hereby, adopted and incorporated as fully as if set out at length herein.

SECTION 8. Repeal of Conflicting Ordinances. Unless otherwise hereinafter provided, all former ordinances of parts thereof conflicting or inconsistent with the provisions of this ordinance or of the Code hereby adopted are hereby repealed.

SECTION 9. The Board of Township Commissioners of the Township of Upper Dublin hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the Code hereby adopted be declared for any reason to be invalid, it is the intent of the Board of Township Commissioners that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

ENACTED and ORDAINED this 10<sup>th</sup> day of March

A. D. 1970.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Samuel C. A.  
President

Attest: Richard M. Brey  
Secretary

ORDINANCE NO. 399

AN ORDINANCE TO AMEND ORDINANCE NO. 140, ADOPTED AUGUST 20, 1956, DESIGNATED THE UPPER DUBLIN TOWNSHIP ZONING ORDINANCE OF 1956, BY AMENDING THE MAP THEREOF SO AS TO CHANGE AN AREA LOCATED AT OR NEAR DELAWARE DRIVE AND COMMERCE DRIVE FROM "LIM" LIMITED INDUSTRIAL DISTRICT TO A MOTEL - MOTOR INN - MOTOR LODGE DISTRICT.

Be it ORDAINED and ENACTED by the Commissioners of Upper Dublin Township, Montgomery County, Pennsylvania, and it is hereby ENACTED by authority of the same.

SECTION 1: That the Zoning Map, adopted and approved as a part of the Upper Dublin Township Zoning Ordinance of 1956, as amended, be further amended as follows:

(a) The territory hereafter described be changed from "LIM" Limited Industrial District to Motel-Motor Inn-Motor Lodge District:

BEGINNING at a point, which point is measured from a point at the intersection of the centerlines of Delaware Drive and Commerce Drive, thence South 37 degrees 25 minutes 33 seconds West along the centerline of Commerce Drive, formerly Pinetown Road, a distance of 665.36 feet to a point, the place of beginning:

THENCE South 52 degrees 35 minutes 7 seconds East a distance of 734.64 feet to a point, thence South 76 degrees 21 minutes 45 seconds West a distance of 790.17 feet to a point, thence North 52 degrees 35 minutes 7 seconds West a distance of 237.43 feet to a point, thence North 37 degrees 24 minutes 53 seconds East a distance of 614.75 feet to a point, the place of beginning.

ENACTED and ORDAINED this 10<sup>th</sup> day of MARCH ,

A. D. 1970.

COMMISSIONERS OF UPPER DUBLIN TOWNSHIP

By: Samuel E. Curran  
President

Attest: Richard M. Brey  
Secretary