

**CARROLL VALLEY BOROUGH  
ADAMS COUNTY, PENNSYLVANIA**

**Ordinance No. 1-2009**

AN ORDINANCE OF THE BOROUGH OF CARROLL VALLEY AMENDING CHAPTER 22 OF THE BOROUGH OF CARROLL VALLEY CODE OF ORDINANCES TO: ADD FIRE PROTECTION DEVELOPMENT STANDARDS AND REVIEW AUTHORITY TO THE APPLICABLE FIRE CHIEF; REAFFIRM CHAPTER 22 AS AMENDED; AND SET FORTH AN EFFECTIVE DATE.

The Borough of Carroll Valley hereby ordains:

**SECTION 1.        AMENDMENT TO CHAPTER 22 OF THE BOROUGH OF CARROLL VALLEY CODE OF ORDINANCES.**

The Borough of Carroll Valley Code of Ordinances (hereinafter "Code of Ordinances"), Chapter 22 "Carroll Valley Borough Subdivision and Land Development Ordinance", is hereby amended, with all material to be deleted indicated with ~~strike-throughs~~, and all material to be added indicated with underlining as follows:

**I.        §22-325. Review of Preliminary Plan.**

6. Whenever a Subdivision or Land Development involves non-residential development, the plans shall be submitted by the applicant to the applicable Fire Chief for review and comment in accordance with the Fire Development Standards, as outlined in Appendix A, "Fire Protection Development Standards". Similarly, residential projects consisting of multiple structures on a single property, any residential project involving new street construction (whether public or private), or a residential subdivision of greater than five-~~(5)~~ new dwelling units shall also be submitted for review and comment to the applicable Fire Chief. The Fire Chief shall have forty-five- (45) days following receipt of the plan, to provide comments to the Borough for consideration.

**II.       §22-336. Review of Final Plan.**

5. Whenever a Subdivision or Land Development involves non-residential development, the plans shall be submitted by the applicant to the applicable Fire Chief for review and comment in accordance with the Fire Development Standards, as outlined in Appendix A, "Fire Protection Development Standards". Similarly, residential projects consisting of multiple structures on a single property, any residential project involving new street construction (whether public or private), or a residential subdivision of greater than five-~~(5)~~ new dwelling units shall also be submitted for review and comment to the applicable Fire Chief. The Fire Chief shall have forty-five- (45) days following receipt of the plan, to provide comments to the Borough for consideration.

**SECTION 2. REPEALER.**

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed insofar as same affects this Ordinance.

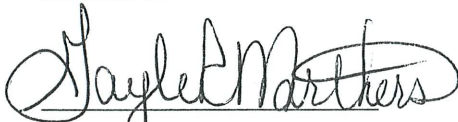
**SECTION 3. SEVERABILITY.**

In any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Carroll Valley Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

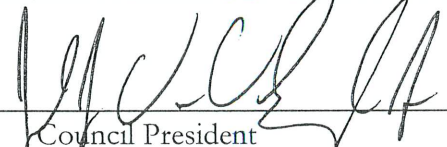
**SECTION 4. EFFECTIVE DATE.**

This Ordinance shall become effective upon the earliest date provided by law. ORDAINED AND ENACTED as an Ordinance of the Borough of Carroll Valley this 13<sup>th</sup> day of January 2009.


ATTEST:

  
Secretary

CARROLL VALLEY BOROUGH COUNCIL


By:  1/13/09  
Council President Date

APPROVED:

 1/16/09  
Mayor Date

**CERTIFICATION OF ADOPTION**

I hereby certify that the foregoing ordinance was advertised in the Gettysburg Times, a newspaper of general circulation in the municipality, on 12-31-08, and was duly enacted and approved as set forth at a regular meeting of the Borough Council of the Borough of Carroll Valley on 1/13/09.

  
Borough Secretary