

AN ORDINANCE TO AMEND THE LOWER CHANCEFORD TOWNSHIP STORMWATER MANAGEMENT ORDINANCE AS ADOPTED ON OCTOBER 7, 2014.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Lower Chanceford Township, York County, Pennsylvania, as follows:

Section 302(C) in Lower Chanceford Township Stormwater Management Ordinance is hereby amended to delete the same in its entirety and substitute therefor the following:

C. Regulated activities that create impervious areas on a project site less than or equal to five thousand (5,000) square feet (cumulative) but are not exempted by subparagraph A of this section shall be exempt from the SWM site plan preparation requirements of this ordinance, provided the tract on which the regulated activities occur on a tract is more than ten (10) acres in size, the location of the activities is at least one hundred (100) feet from any adjacent property on the downhill side and provided the activity will not adversely affect downstream property owners and will not cause erosion. Regulated activities that create impervious areas on a project site less than or equal to one thousand (1,000) square feet (cumulative) that are not exempted by subparagraph A of this section or by the first sentence of this subsection shall be exempt from SWM site plan preparation requirements of this ordinance, provided the activity will not adversely affect downstream property owners and will not cause erosion. The township enforcement officer shall make this determination after review of the owner's application, which shall include the owner's proposal for managing stormwater runoff and review of the proposed site.

ORDAINED AND ENACTED by the Board of Supervisors of Lower Chanceford Township, York County, Pennsylvania on the 7th day of April, 2015.

ATTEST:

Secretary

LOWER CHANCEFORD TOWNSHIP
BOARD OF SUPERVISORS

By: David Pan
Chairman

**AN ORDINANCE TO AMEND THE LOWER CHANCEFORD TOWNSHIP
STORMWATER MANAGEMENT ORDINANCE AS ADOPTED ON OCTOBER 7, 2014
AND AMENDED ON APRIL 7, 2015.**

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Lower Chanceford Township, York County, Pennsylvania, as follows:

1. Section 201 of the Lower Chanceford Township Stormwater Management Ordinance is hereby amended to add after the definition of "Forest Management/Timber Operations" and before the definition of "Hydraulic Soil Group (HSG)" the following:

High Tunnel - A structure which meets the following:

- (1) Is used for the production, processing, keeping, storing, sale or shelter of an agricultural commodity as defined in section 2 of the act of December 19, 1974 (P.L. 973, No. 319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, or for the storage of agricultural equipment or supplies.
- (2) Is constructed consistent with all of the following:
 - (i) Has a metal, wood or plastic frame.
 - (ii) When covered, has a plastic, woven textile or other flexible covering.
 - (iii) Has a floor made of soil, crushed stone, matting, pavers or a floating concrete slab.

2. Section 302 L is hereby added to the Lower Chanceford Township Stormwater Management Ordinance as follows:

- L. A "High Tunnel" shall be exempt from all provisions of this ordinance provided
 1. The high tunnel and its flooring do not result in an impervious area exceeding twenty-five (25%) per cent of the area (footprint) of all structures located on the owner's total contiguous land area; and
 2. The high tunnel meets one of the following:
 - a. The high tunnel is located at least one hundred (100) feet from any

perennial stream or watercourse, public road or neighboring property line if it is located on land with a slope greater than seven (7%) per cent.

- b. The high tunnel is located at least thirty-five (35) feet from any perennial stream or watercourse, public road or neighboring property line if located on land with a slope not greater than seven (7%) per cent.
 - c. The high tunnel is supported with a buffer or diversion system that does not directly drain into a stream or other watercourse by managing storm water runoff in a manner consistent with requirements of this act.
- 3. The covering is removed from the high tunnel during December, January and February of each year.
 - 4. The high tunnel does not adversely affect downstream property owners and does not erosion.

In the event the high tunnel shall be in violation of any provisions of this section, it shall be immediately removed and the owner shall be subject to penalties set forth in Section 805 of this ordinance.

ORDAINED AND ENACTED by the Board of Supervisors of Lower Chanceford Township, York County, Pennsylvania on the 3rd day of July, 2018.

ATTEST:

Yuan M. Wiley
Secretary

LOWER CHANCEFORD TOWNSHIP
BOARD OF SUPERVISORS

By: *David Glen*
Chairman