

**SHARON HILL BOROUGH  
DELAWARE COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 1413**

**AN ORDINANCE AMENDING CHAPTER 370 ZONING, ARTICLE 14, ZONING HEARING BOARD, SECTION 1401(2) MEMBERSHIP OF BOARD; AMENDING THE ZONING HEARING BOARD FROM FIVE TO THREE MEMBERS; REPEALING ALL INCONSISTENT ORDINANCES; AND PROVIDING AN EFFECTIVE DATE**

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**WHEREAS**, the purpose of the Zoning Hearing Board of Sharon Hill Borough (“Zoning Hearing Board”) is to help assure fair and equitable application and administration of Sharon Hill Borough’s zoning ordinance by hearing appeals from the zoning officer's determinations and by granting relief from the literal enforcement of the ordinance in certain hardship situations; and

**WHEREAS**, the Pennsylvania Municipalities Planning Code, 53 Pa. Stat. § 10101 *et seq.*, provides that a municipality’s zoning hearing board may consists of either three or five members; and

**WHEREAS**, the Zoning Hearing Board for Neighboring boroughs, such as Glenolden and Collingdale, currently have three members; and

**WHEREAS**, Sharon Hill’s Zoning Ordinance provides that the Zoning Hearing Board is currently compromised of five members with five year terms and in the interest of increasing community engagement and opportunity, the Sharon Hill Borough Council (“Council”) desires to reduce the number of Zoning Hearing Board Members from five (5) to three (3); and

**NOW, THEREFORE**, be it **ORDAINED** by the Borough Council of Sharon Hill Borough as follows:

**SECTION 1.** Section 1401(2), “Membership of the Board” of Article 14, Zoning Hearing Board of Chapter 370 Zoning is hereby amended as follows:

The Board shall consist of three (3) residents of the Borough. Their terms of office shall be three (3) years and shall be so fixed that the term of office of one (1) member shall expire each year. The Board shall promptly notify the Borough of any vacancies. Appointment to fill vacancies shall be only for the unexpired portion of the term. Members of the Board shall hold no other office in the Borough.

**SECTION 2.** All Ordinances and parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

**SECTION 3.** The terms, conditions and provisions of this ordinance are hereby declared to be severable, and should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, Sharon Hill Borough Council hereby declares its intent that the ordinance shall have been enacted without regard to the invalid, unenforceable or unconstitutional portion, part or provision of this ordinance.

**SECTION 4.** This ordinance shall become effective immediately.

**ENACTED AND ORDAINED** this \_\_\_\_ day of \_\_\_\_\_, 2023.

**ATTEST: COUNCIL OF THE BOROUGH OF SHARON HILL**

\_\_\_\_\_  
Borough Secretary

BY: \_\_\_\_\_  
Tanya Allen, Council President

**APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2023.

**ATTEST: MAYOR OF THE BOROUGH OF SHARON HILL**

\_\_\_\_\_  
Borough Secretary

BY: \_\_\_\_\_  
Hykeem Green, Mayor