

DRAFT

ORDINANCE NO. _____

**NORTHAMPTON TOWNSHIP
BUCKS COUNTY, PENNSYLVANIA**

**AN ORDINANCE AMENDING THE CODE OF NORTHAMPTON TOWNSHIP,
SPECIFICALLY CHAPTER 23, STORMWATER AND GRADING, PART 5,
DESIGN CRITERIA AND REQUIREMENTS, FOR THE PURPOSE OF ADDING
ALLOWABLE BMP DESIGN AND CONSTRUCTION CRITERIA FOR
RESIDENTIAL USES**

NOW, THEREFORE, BE IT ENACTED and **ORDAINED** by the Board of Supervisors of Northampton Township as follows:

SECTION 1. CHAPTER 23, STORMWATER AND GRADING, Part 5, Design Criteria and Requirements, is hereby amended to add **Section §23-501.1.K, Allowable BMP Design and Construction Criteria for Residential Uses**.

§23.501.1.K. Allowable BMP Design and Construction Criteria for Residential Uses.

- (1) Single Lot Residences. Any improvements to a new dwelling on a single lot (not included in an overall subdivision) requiring the implementation of a Stormwater Management BMP must be installed underground and maintained by the Lot Owner of Record.
- (2) 2-5 Lot Residential Subdivisions. Any residential subdivision consisting of two (2) to five (5) lots requiring the implementation of SWM BMPs may utilize either an above ground or underground communal BMP to be maintained by a Homeowners' Association established for the subdivision, or may install underground BMPs on each lot to be maintained by the Lot Owner of Record for each lot.
- (3) 6+ Lot Residential Subdivisions. Any residential subdivision consisting of 6 or more lots requiring the implementation of SWM BMPs may utilize either an above ground or underground communal or series of communal BMPs to be maintained by a Homeowners' Association established for the subdivision.

(4) The following table outlines the Allowable BMP Design and Construction Criteria for Residential Uses:

<u>Number of Lots</u>	<u>BMP Type</u>	<u>Maintenance Responsibility</u>
1	Underground	Lot Owner of Record
2-5	Communal AND/OR Underground on each Lot	Homeowners' Association OR Lot Owner of Record per Lot
6 or more	Communal*	Homeowners' Association

(5)(a)* Supplementary underground on-lot BMPs may be approved at the discretion of the Township Engineer.

SECTION 2. SEVERABILITY.

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

SECTION 3. REPEALER.

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

ORDAINED and **ENACTED** by the Board of Supervisors of Northampton Township

this _____ day of _____, 2024.

**BOARD OF SUPERVISORS
NORTHAMPTON TOWNSHIP**

Adam Selisker, Chairman

ATTEST: _____
Paula Gasper, Secretary

4/11/24