

ORDINANCE NO. 20 25 -

BOROUGH OF PHOENIXVILLE
CHESTER COUNTY , PENNSYLVANIA

“TRAIL AND RIPARIAN BUFFER UPDATE ”

AN ORDINANCE OF THE BOROUGH OF PHOENIXVILLE, CHESTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 22 (SUBDIVISION AND LAND DEVELOPMENT), PART 4 (DESIGN STANDARDS), ARTICLE C (SIDEWALKS AND TRAILS), SECTION 22-421 (TRAILS AND PATHWAYS) TO AMEND SUBSECTION 22-421.2 TO REMOVE THE CROSS-REFERENCE TO CHAPER 27 (ZONING) OF THE BOROUGH ORDINANCES ; AND FURTHER AMENDING CHAPTER 22 (SUBDIVISION AND LAND DEVELOPMENT), PART 4 (DESIGN STANDARDS), ARTICLE E (LANDSCAPING) TO AMEND SECTION 22-428 (LANDSCAPING AND PLANTING) TO REMOVE THE INCORRECT CROSS-REFERENCE TO CHAPER 27 (ZONING) OF THE BOROUGH ORDINANCES; AND FURTHER AMENDING CHAPTER 22 (SUBDIVISION AND LAND DEVELOPMENT), PART 5 (OPEN SPACE AND NATURAL RESOURCES), SECTION 22-504 (RIPARIAN CORRIDOR MANAGEMENT) TO AMEND SUBSECTION 22-504.2 TO REMOVE THE CROSS-REFERENCE TO CHAPER 27 (ZONING) OF THE BOROUGH ORDINANCES .

The Council of the Borough of Phoenixville, Chester County, Pennsylvania, hereby ORDAINS that:

Section 1. Amendment to Code.

The Code of Ordinance of the Borough of Phoenixville, as amended, Chapter 22, “Subdivision and Land Development”, Part 4 “Design Standards,” Article C “Sidewalks and Trails,” Section 22-421 “Trails and Pathways,” Subsection 22-421.2 is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

2. ~~See Zoning Ordinance § 27-503 for existing trail requirements~~Reserved.

Section 2. Amendment to Code.

The Code of Ordinance of the Borough of Phoenixville, as amended, Chapter 22, “Subdivision and Land Development”, Part 4 “Design Standards,” Article E “Landscaping,” Section 22-428 “Landscaping and Plantings” is hereby amended as indicated by the black

line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

§22-428. Landscaping and Plantings.

Landscaping, buffering, and screening shall be provided as required by the Borough of Phoenixville Zoning Ordinance, as amended (see Chapter 27, Zoning, ~~Part 30~~) and the Borough of Phoenixville Landscape Guidelines.

Section 3. Amendment to Code.

The Code of Ordinance of the Borough of Phoenixville, as amended, Chapter 22, "Subdivision and Land Development", Part 5 "Open Space and Natural Resources," Section 22-504 "Riparian Corridor Management," Subsection 22-504.2 is hereby amended as indicated by the black line and strikeout interlineations below, with strikeout indicating deletions of language and underlined interlineations indicating insertions of language:

2. ~~Refer to the Zoning Ordinance for riparian buffer boundary requirements.~~
The area contained within the boundary of the riparian buffer will be known as the "riparian corridor." No removal of vegetation, except for removal of dead trees and shrubs, or periodic mowing of existing lawns or fields, shall take place within the riparian corridor without the specific permission of Phoenixville.

Section 4. Officer Authorization. The appropriate officers of the Borough are authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Ordinance.

Section 5. Severability. If 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, parts, or sections hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, part or section thereof not been included herein.

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

Section 7 Effective Date. This Ordinance shall become effective upon enactment as provided by law.

PASSED by Borough Council this ____ day of _____, 2025.

By: _____
Jonathan M. Ewald

President, Borough Council

APPROVED by the Mayor, this ____ day of _____, 2025.

By: _____
Peter J. Urscheler
Mayor

ENACTED this ____ day of _____, 2025.

By: _____
E. Jean Krack
Borough Manager/Secretary

I HEREBY CERTIFY that the foregoing is a true and correct copy of the said Ordinance duly adopted at a regular meeting of Borough Council held on the ____ day of _____, 2025.

By: _____
E. Jean Krack
Borough Manager/Secretary