

FRANKLIN TOWNSHIP ORDINANCE NO. 2-18

**AN ORDINANCE OF FRANKLIN TOWNSHIP TO AMEND ITS STORMWATER
MANAGEMENT ORDINANCE No. 1 of 2011.**

ORDAINED AND ENACTED by the Board of Supervisors of Franklin Township, Erie County, Pennsylvania, and it is hereby ordained and enacted under the authority of the Second Class Township Code that Ordinance of September 2011 known as the Franklin Township Stormwater Management Ordinance No. 1 of 2011 is hereby amended as follows:

ARTICLE II—DEFINITIONS

Add the following new definition:

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:
 - a. Has a metal, wood or plastic frame
 - b. When covered, has a plastic, woven textile or other flexible covering
 - c. Has a floor made of soil, crushed stone, matting, pavers or a floating concrete slab

ARTICLE III – STORMWATER MANAGEMENT STANDARDS

Section 302. Exemptions/Modifications

Add the following new subsection:

- K. A high tunnel shall be exempted from the provisions of this Ordinance if:
 1. the high tunnel or its flooring does not result in an impervious area exceeding 25% of all structures located on the owner’s total contiguous land area; and
 2. the high tunnel meeting one of the following:
 - a. The high tunnel is located at least 100 feet from any perennial stream or watercourse, public road or neighboring property line.

b. The high tunnel is located at least 35 feet from any perennial stream or watercourse, public road or neighboring property line and located on land with a slope not greater than 7%.


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 the Ordinance.

That all Ordinances or parts thereof conflicting herewith be and the same are hereby repealed.

This Ordinance No. 2-18 shall become official and effective five (5) days from final passage by the Board of Supervisors of Franklin Township

We, the undersigned, do hereby certify that the above Ordinance was finally passed by the Board of Supervisors of the Township of Franklin, Erie County, Pennsylvania on this the 20th day of November, 2018.

TOWNSHIP OF FRANKLIN



Dennis D. Howard, Chairman



James J. Sachar, Supervisor



Daniel Netzler, Supervisor



Steven Walker, Supervisor



Robert Simonelli, Supervisor

ATTEST:



Secretary