

**NORTH FRANKLIN TOWNSHIP  
WASHINGTON COUNTY, PENNSYLVANIA  
ORDINANCE: 7 OF 2019**

**AN ORDINANCE OF THE TOWNSHIP OF NORTH FRANKLIN,  
WASHINGTON COUNTY, PENNSYLVANIA, AMENDING THE TOWNSHIP  
ZONING ORDINANCE, SPECIFICALLY ARTICLE XIII, SECTION 1330 TO  
REQUIRE MOVEABLE VEHICLES USED FOR OUTDOOR SALES AND  
DISPLAY TO OBTAIN A TRANSIENT MERCHANT LICENSE WITHIN THE  
TOWNSHIP.**

**WHEREAS**, the Municipalities Planning Code, 53 P.S. §10101 et seq. (the “MPC”), authorizes the Township (the “Township”) to create ordinances for the regulation, administration and enforcement of Township zoning ordinances, codes, etc.; and,

**WHEREAS**, pursuant to its authority under the MPC, the Board of Supervisors of the Township (the “Township Supervisors”) have adopted a Township Zoning Ordinance regulating various uses; and,

**WHEREAS**, the Township believes there is a need to amend the Zoning Ordinance, specifically Section 1330 to require motor vehicles used for Outdoor Sales and Display to obtain a Transient Merchant License; and

**NOW THEREFORE**, the Board of Supervisors hereby ordains and enacts as follows, incorporating the above recitals by reference:

**SECTION 1. TITLE.**

This Ordinance shall be referred to as the “North Franklin Township Wireless Communications Facilities Amendment Ordinance of 2019”.

**SECTION 2. AMENDMENT TO ARTICLE XIII; SPECIFICALLY, SECTION 1330  
OUTDOOR SALES AND DISPLAY OF THE TOWNSHIP ZONING ORDINANCE.**

Section 1330 of the Township Zoning Ordinance is amended by adding the italicized & bolded language to read in its entirety as follows:

**1330 OUTDOOR SALES AND DISPLAY**

- A. No moveable vehicle such as a truck or trailer shall be used for outdoor sales or display, *unless the owner has applied for and obtained a Transient Merchant License from North Franklin Township.*
- B. The outdoor sale or display area shall not reduce the area required for off-street parking or loading for the principal use, nor shall its location interfere with the free flow of traffic on the site or the use of any off-street parking or loading area.

- C. The outdoor sale or display area shall not be located within fifty (50) feet of any property line adjoining a residential or zoning district.
- D. If the outdoor sale or display area is for seasonal use and involved the erection of a temporary structure, the temporary structure shall be removed within forty-eight (48) hours of the termination of the seasonal storage or display.

**SECTION 3. REPEALER.**


Any Township Ordinances or provisions of the Township Code, which are inconsistent herewith are hereby repealed to the extent of any such inconsistency.

**SECTION 4. SEVERABILITY.**

If any sentence, clause, section or other 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, sections or parts of this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**ENACTED AND ORDAINED** this 12<sup>th</sup> day of November, 2019.

**ATTEST:**

  
Secretary

**BOARD OF SUPERVISORS  
NORTH FRANKLIN TOWNSHIP**

  
Chairman, Board of Supervisors