

West Pikeland Township
CHESTER COUNTY, PENNSYLVANIA
ORDINANCE NO. 2019-03

AN ORDINANCE OF WEST PIKELAND, CHESTER COUNTY, PENNSYLVANIA, AMENDING THE STORMWATER MANAGEMENT ORDINANCE, ESTABLISHING A DEFINITION AND EXCEPTION FOR CERTAIN HIGH TUNNEL FACILITIES.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of [West Pikeland Township, Chester County, Pennsylvania, and it is hereby **ENACTED** and **ORDAINED**, that Ordinance 2014-01 of the West Pikeland Township Code of Ordinances, being the Stormwater Management Ordinance, is amended as follows:

Section 1. Article II, § 202, Definitions, is amended by inserting the following 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; and
2. is constructed with all the following:
 - a. has a metal, wood or plastic frame;
 - b. when covered, has a plastic, woven textile or other flexible covering; and
 - c. has a floor made of soil, crushed stone, matting, pavers or a floating concrete slab.

Section 2. Article I, § 106.C(5), Exemptions and Modified Requirements, is amended by inserting the following additional Agricultural Related Activities exemption as (c):

C. Exemptions for Specific Activities

5. Agricultural Related Activities –

- c. High Tunnels (as defined in Article II), if:
 - i. 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
 - ii. the High Tunnel meets one of the following:
 - (1) the High Tunnel is located at least 100 feet from any perennial stream or watercourse, public road or neighboring property line;
 - (2) the High Tunnel is located at least 35 feet from any perennial stream or watercourse, public road, or

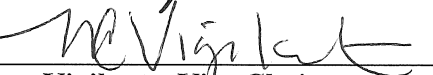
- neighboring property line and located on land with a slope not greater than 7%; or
- (3) the High Tunnel is supported with a buffer or diversion system that does not directly drain into a stream or other watercourse by managing stormwater runoff in a manner consistent with the requirements of this Ordinance.

Section 3. This Ordinance shall become effective five (5) days from enactment.*

ENACTED and ORDAINED this 21st day of October 2019.

**Board of Supervisors of
West Pikeland Township**

By: 
Charlie Humphreys, Chairperson


By: 
Noreen Vigilante, Vice Chairperson

By: 
Pam Conti, Supervisor

By: _____
Richard Bright, Supervisor

By: _____
Ernie Holling, Supervisor

ATTEST:


Jonathan Slaven, Secretary

* This section and signature blocks should reflect requirements of enabling legislation for enactment.