

BERKS COUNTY BOARD OF COMMISSIONERS

RESOLUTION NO. _____-2023

RESOLUTION OF THE BOARD OF COMMISSIONERS OF BERKS COUNTY, PENNSYLVANIA, AMENDING THE BERKS COUNTY COMPREHENSIVE PLAN 2030

WHEREAS, on January 23, 2020, the Berks County Board of Commissioners adopted the Berks County Comprehensive Plan 2030; and

WHEREAS, such Comprehensive Plan was prepared in accordance with Article III of the Pennsylvania Municipalities Planning Code (Act 247 of 1968, as amended) (“MPC”); and

WHEREAS, Ontelaunee Township is a Second Class Township in Berks County, Pennsylvania; and

WHEREAS, the Board of Supervisors of Ontelaunee Township enacted Ordinance No. 2022-6 on August 4, 2022, which rezoned certain parcels within Ontelaunee Township south of Ida Red Road (PropID 68 44-9102-9638-87, 68 44-9102-8632-29, 68 44-9102-8695-36 and a portion of 68 44-9102-9792-25) from Low Density Residential (R-1) to Agricultural (A-1) and republished the Zoning Map to be consistent with the revisions contained therein; and

WHEREAS, Ontelaunee Township and Leesport Borough enacted resolutions to amend the Joint Comprehensive Plan of Leesport Borough and Ontelaunee Township dated October 1996 by amending the Ontelaunee Township section of Map 7 entitled “Future Land Use Map” to be consistent with the rezoned Ontelaunee Township Zoning Map created by Ordinance No. 2022-6; and

WHEREAS, the Berks County Comprehensive Plan 2030 lists the parcels south of Ida Red Road and rezoned by Ontelaunee Township Ordinance No. 2022-6 as Future Growth area; and

WHEREAS, the Berks County Board of Commissioners desires to amend the Berks County Comprehensive Plan 2030 to be consistent with Ontelaunee Township Zoning Map created by Ordinance No. 2022-6 by removing those parcels south of Ida Red Road from the County’s Future Growth area and placing those parcels in the County’s Rural Conservation area; and

WHEREAS, Section 302 of the MPC provides procedures for the amendment of a comprehensive plan; and

WHEREAS, the Board of Commissioners of Berks County has completed the requirements of Section 302 of the MPC and now desires to adopt this resolution in accordance with said section.

NOW, THEREFORE, the Board of Commissioners of Berks County, Pennsylvania hereby resolves that, in accordance with Section 302 of the MPC, the Berks County Comprehensive Plan 2030, adopted January 23, 2020, is amended to be consistent with the Ontelaunee Township Zoning Map created by Ontelaunee Township Ordinance No. 2022-6 by removing those parcels south of Ida Red Road (PropID 68 44-9102-9638-87, 68 44-9102-8632-29, 68 44-9102-8695-36 and a portion of 68 44-9102-9792-25) from the County’s Future Growth area and placing those parcels in the County’s Rural Conservation area.

FURTHER RESOLVED, that if any provision, sentence, clause, section, or part of this Resolution shall for any reason be found to be unconstitutional, illegal or invalid, such determination shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Resolution, and it is hereby declared to be the intent of the Board of Commissioners of Berks County that this Resolution would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section, or part not been included herein.

FURTHER RESOLVED, that all resolutions or parts of resolutions inconsistent with this Resolution are hereby superseded.

IN WITNESS WHEREOF, the Board of Commissioners of Berks County has adopted this Resolution in lawful session this _____ day of _____, 2023.

COUNTY OF BERKS

By: _____
Christian Y. Leinbach, Chair

Michael S. Rivera, Commissioner

Lucine E. Sihelnik, Commissioner

Attest: _____