

Code of Ordinances
of the
Township of Cambria
Cambria County, Pennsylvania

Published by Authority of the Township

Adopted by *Ord. 199, 2/9/2009*

Revised and Supplemented through:
Supplement II; October 22, 2012

KEYSTATE PUBLISHERS, INC.
300 West King Street, P.O. Box 366
Shippensburg, PA 17257

The Township of Cambria Code of Ordinances was adopted by the Township of Cambria by *Ord. 199* and published by Keystone Publishers, Inc., on February 9, 2009. It has been subsequently revised and supplemented as follows:

Supplement I; February 14, 2011

Supplement II; October 22, 2012

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Officials
of the
Township of Cambria
County of
Cambria, Pennsylvania

ELECTED OFFICIALS

Board of Supervisors

- | | | |
|---------------|---|-------------------|
| Chairman | - | Robert Shook |
| Vice-Chairman | - | Timothy Bracken |
| | - | David Hoover |
| Tax Collector | - | Linda Makin |
| Auditors | - | Charles Girona |
| | - | Michael Mandichak |
| | - | James Lamont |

APPOINTED OFFICIALS

- | | | |
|--------------|---|------------------------|
| Secretary | - | Norma Cicero |
| Treasurer | - | Norma Cicero |
| Codes Agency | - | MDIA |
| Solicitor | - | Dennis Govachini, Esq. |
| Engineer | - | The EADS Group |

FOREWORD

*History*¹

This comprises the codification of the ordinances of the Township of Cambria.

Cambria Township was one of the three original townships created (about 1798) when Cambria County was formed. It included the center of the County and the territory west and north of the center. The first settlement in Cambria Township was that at the presently deserted Village of Beulah, just north of Route 22.

The settlement of Beulah was made by a number of Welsh under the direction of Rev. Morgan John Rhys. It has been written many times that Beulah was a thriving village in 1804 when Cambria County was organized. Some historians have written that the decline of Beulah began when Ebensburg was selected as the County seat. Other writers of the early history of the county have reported that Beulah had a newspaper and a library. A newspaper was published with the Beulah date line, but it was printed in Philadelphia as part of the promotion. It is doubtful that a library was ever in operation there.

The first permanent settlers in Cambria Township were those who came to the area with Rev. Rees Lloyd.

For many years, the principal industries of the Township were agriculture and lumbering. The Township was underlain with coal but there was no great activity until the development of Colver.

Late in 1910, Ebensburg Coal Company broke ground in the northern part of the Township for the development of coal. The company was owned by Messrs. J.H. Weaver and B. Dawson Coleman who named the new town "Colver", using the first syllable of one name and the last syllable of the other. Colver grew to be one of the leading coal producers in the County. The first coal was shipped from Colver in 1911.

Revloc, in the western part of the township near Beulah, was opened under the Weaver and Coleman management in 1926. Revloc is the word Colver spelled backwards. The first coal was shipped from Revloc in March of 1918.

The Code of Ordinances of the Township of Cambria was prepared by Keystone Publishers, Inc., and adopted by the Township of Cambria Board of Supervisors on February 9, 2009, by *Ord. 199*.

Organization

The Code contains four parts which are (1) the valid current ordinances of the Township of Cambria contained in Chapters 1 through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the Table to disposition of each ordinance ever enacted by the Township of Cambria, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found.

¹Editor's Note: Adapted from the history at <http://www.cambriatownship.com/history.htm>, January 8, 2009.

The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Table to disposition indicates what action has been taken by the Township of Cambria Board of Supervisors with regard to every ordinance ever enacted. An ordinance has either been (1) specifically repealed, (2) superseded by another ordinance, (3) is located in a Chapter of the Code book, or (4) is located in the Appendix. Annual tax rate and budget ordinances are located only in the Table to Disposition of Ordinances. The Table to Disposition of Ordinances is a cross reference to the original ordinance books of the Township of Cambria, and to the location within the Code of each ordinance by number.

ORDINANCE NO. 199

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE TOWNSHIP OF CAMBRIA, CAMBRIA COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Cambria hereby ordains:

Section 1. Adoption. The "Code of Ordinances, Township of Cambria," as prepared and published for the said Township of Cambria, is hereby adopted as a consolidation, codification and revision of the ordinances of the Township of Cambria. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Township of Cambria organized as follows:

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Chapter 1 Administration and Government
Chapter 2 Animals
Chapter 3 [Reserved]
Chapter 4 Buildings
Chapter 5 Code Enforcement
Chapter 6 Conduct
Chapter 7 Emergency Management Services
Chapter 8 Floodplains
Chapter 9 [Reserved]
Chapter 10 Health and Safety
Chapter 11 [Reserved]
Chapter 12 [Reserved]
Chapter 13 Licenses, Permits and General Business Regulations
Chapter 14 [Reserved]
Chapter 15 Motor Vehicles and Traffic
Chapter 16 Parks and Recreation
Chapter 17 [Reserved]
Chapter 18 Sewers and Sewage Disposal
Chapter 19 [Reserved]
Chapter 20 Solid Waste
Chapter 21 Streets and Sidewalks
Chapter 22 Subdivision and Land Development
Chapter 23 Stormwater Management
Chapter 24 Taxation; Special
Chapter 25 Trees
Chapter 26 Water
Chapter 27 Zoning

APPENDIX:

- A. Adjustments to Township Boundaries
- B Debt and Bond Issues
- C Franchises and Services
- D Governmental and Intergovernmental Affairs
- E Plan Approval
- F Public Property
- G Sewers
- H Streets and Sidewalks
- I Water
- J Zoning; Prior Ordinances

Table to the Disposition of All Ordinances
 Table to the Disposition of Significant Resolutions

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Township of Cambria shall be authoritative.

Section 2. Citation and Effective Date. The codification referred to in Section 1 of this ordinance shall be known and cited officially as the "Township of Cambria Code of Ordinances," and all future ordinances shall make reference thereto. This ordinance shall become effective in accordance with law.

Section 3. Saving Clause. The provisions of the Township of Cambria Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Township of Cambria Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation and Revision. As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. *Consolidations.*

Section	Subject	Ordinance No., Section
15, Entire Chapter	Motor Vehicles and Traffic	8, 53, 54, 55, 56, 62, 63, 64, 70, 71, 74, 75, 76, 78, 79, 81, 82, 88, 93, 94, 95, 96, 97, 99, 106, 107, 113, 114, 116, 123, 126, 127, 130, 133, 141, 142, 149, 99A, 157, 170, 176, 189, Res. 333, Res. 361, Res. 369, Res. 387, Res. 445

B. *Revisions.*

Section	Subject	Ordinance No., Section
		[Reserved]

Section 5. New Enactments, Amendments and Repeals. As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. *New Enactments.*

Section	Subject
§§1-101–1-111	Preliminary Provisions
§1-501	Planning Commission
§§2-111–2-118	Running at Large
§§2-301–2-304	Animal Defecation
§§10-101–10-108	Junked or Abandoned Motor Vehicles
15, Entire Chapter	Motor Vehicles and Traffic

B. *Amendments.*

Section	Subject	Ordinance No., Section
§1-605	Fines and Penalties	139, §V
§1-704	Fees	Res. 593
§2-106	Fines	84, §6
§2-202	Penalties	12, §2
§4-107	Penalties	67, §VII
§4-201	Certificate of Occupancy	59B, Art. II, §2.13(A)
§5-129	Penalty	180, §10
§6-102	Unlawful Conduct	150, §II
§6-104	Penalties	150, §IV
§6-218	Penalties	183, §18
§6-304	Penalties	17, §4
§7-101	Authorization to Perform Extended Duties	112, §1; 112A, §1
§7-111	Deputization of Bystanders	86
§7-121	Authorizing Junior Members to Participate in Fund-Raising Activities	87
§7-207	Fines and Penalties	173, §7
§7-303	Application for Permit	102, §III
§7-307	Fines and Penalties	102, §VII
§8-202	Issuance of Building Permit	59, §2.01
§8-203	Application Procedures and Requirements	59, §2.02

Section	Subject	Ordinance No., Section
§8-209	Inspection and Revocation	59, §2.08
§8-210	Fees	59, §2.09
§8-216	Enforcement	59, §2.14
§8-302	Determination of the 100-Year Flood Elevation	59, §3.01
§8-401	General	59, §4.00
§8-402	Design and Construction Standards	59, §4.01
§8-403	Development Which May Endanger Human Life	59, §4.02
§8-404	Special Requirements for Mobile Homes	59, §4.03
§8-501	General	59, §5.00
§8-702	Specific Definitions	59, §7.01
§10-204	Penalties	27, Art. IV
§10-305	Penalty	187, §V
§13-116	Penalty for Violation	163, §16
§13-203	Authority of Township to Implement FCC Rate Regulations	Res. 351, §III
§13-318	Violations and Penalties	151, §18
§13-404	Surface Construction/Operation Requirements	188, §IV
§13-407	Enforcement and Penalties for Violation	188, §VII
§13-505	Permit Fee	185, §V
§13-514	Penalty	185, §XIV
§13-516	Appeal Fees	185, §XVI
§13-601	Exceptions	47, §1
§13-603	Licenses Application	47, §3
§13-606	License Fee	47, §6
§13-607	License Term; New License	47, §7
§13-615	Penalty	17, §16
§16-102	Violations	152, §3
§18-111	Fines and Penalties	31, §11
§18-122	General Provisions	Res. 252, Art. II
§18-123	Use of Municipality's Wastewater Facilities, Building Sewers, and Connection	Res. 252, Art. III
§18-218	Exclusiveness of Rights and Privileges	Res. 486, §8

Section	Subject	Ordinance No., Section
§18-220	Violations	Res. 486, §10
§20-102	Definitions	124, §II; 124A
§20-109	Penalties	124, §IX
§20-207	Enforcement	155, §VII
§21-101	General	36, §1
§21-106	Fines and Penalties	36, §6
§21-202	Fines and Penalties	108, §2
§23-202	Definitions	29B(2), §202
§23-905	Enforcement Remedies and Penalties	29B(2), §904
§24-313	Violations and Penalties	194, Art. XIII
§26-108	Fines and Penalties	52, §8
§26-115	Enforcement	166, §§5.01–5.02
§26-125	Enforcement	190, §§5.01–5.02

C. Repeals.

Ordinance/Resolution	Subject
<i>Res. 381</i>	Certificate of Occupancy

Section 6. Adoption of Standard Codes by Reference. As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

Section	Short Title
	[Reserved]

Section 7. Land Use Amendments. The Township of Cambria Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapters 22 and 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. *New Provisions.* The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

Section	Subject
	[Reserved]

B. *Revised Provisions.* The following provisions of the Code are revised, the text of which indicates deletions by ~~strike-through~~ and additions shown by underline, and are summarized as follows:

Section	Subject	Ordinance No.
§22-204	Specific Terms	29, §204; 29A, §2A
§22-805	Remedies; Enforcement; and Jurisdiction	29, §805
§27-311	Strip Mining	41, §310
§27-317	Problem Development Land	41, §316
§27-318	Performance Standards	41, §317
§27-321	Sanitary Landfills	41, §320
§27-405	Enforcement Notice	41, §405
§27-406	Preventative Remedies	41, §406
§27-407	Enforcement Remedies	41, §407
§27-701	Appeal to Court	41, §701
§27-801	General	41, §801; 40-O, §§1, 2, and 3
§27-902	Uses Subject to Other Regulations	41, §902
§27-904	Table of Use Regulations	41, §903
Chart 27-1	Use Regulations	41, Chart 1; 104, §2; 41-H, §§2, 3; 40-O, §§4-13, 15; 40-P; 40-R, §2; 41-T, §2

C. *Repealed Provisions.* The following provisions of the Code are repealed, the text of which indicates deletions by ~~strike-through~~, and are as follows:

Section	Subject	Ordinance No.
	[Reserved]	

Section 8. Procedural Changes. The following minor procedural changes have been made to existing Township of Cambria ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Township Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 9. Amending the Code of Ordinances. The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision - "Chapter ____, Part ____, Section ____, Subsection ____ is hereby amended [revised] to read as follows..."

- B. Additions - "Chapter ___, Part ___, Section ___, Subsection ___ is hereby amended by the addition of the following..."
- C. Repeal - "Chapter ___, Part ___, Section ___, Subsection ___ is hereby repealed in its entirety."

Section 10. Responsibility for Code of Ordinances. It shall be the responsibility of the Township of Cambria Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Township of Cambria Code of Ordinances and shall be available for public inspection.

Section 11. Penalties. It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Township of Cambria. Whosoever shall violate this Section shall be guilty of an offense under §4911, "Tampering with Public Records or Information," of the Crimes Code, 18 Pa.C.S.A. §4911, and shall be prosecuted under that Section of the law.

Section 12. Severability of Parts of Codification. It is hereby declared to be the intention of the Township of Cambria that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this 9th day of February, 2009.

ATTEST:

Township of Cambria

/s/ Norma Cicero
Secretary

/s/ Robert Shook
Chairman, Board of Supervisors

Fee Schedule

Subject	Fees
ADMINISTRATION AND GOVERNMENT^{2,3}	
Right to know policy fees	\$1-704
paper copies	\$.25 per page (per side)
certification of record	\$1 per record
prepayment if total fees are estimated to exceed	\$100
Insufficient checks	\$25 charge plus all costs
Public records	
1. The person shall give 48 hours written notice of the particular public record or records they (he or she) desires to inspect.	
2. The secretary shall make appropriate copies of the requested public records and notify the person or persons when the public records are available together with the copies.	
3. The Township of Cambria shall charge the following costs for coping of the records:	
copies of minutes	\$5
individual copies	\$.20
Copies	
Zoning Ordinance	\$10
Subdivision and Land Development Ordinance	\$10
Stormwater Management Ordinance	\$10
[Res. 629B]	
FIREWORKS DISPLAYS	
Application for permit	\$7-303 \$25
FLOODPLAINS	
Building permit fees	\$8-210
\$0 to \$1,500	\$0
\$1,500 to \$3,000	\$5

²The Township may not accept coins for payment without first being wrapped.

³The Township may not accept post-dated checks for any services.

Subject	Fees
Each additional \$1,000 or part thereof beyond the first \$3,000	\$1

LICENSES, PERMITS, AND GENERAL BUSINESS REGULATIONS

Oil and gas drilling operations surface and land development		
permit application		\$150
variance request		\$250
Sexually oriented business		
license		
application/Investigation fee (new or renewal)		\$1,000
license fee (new or renewal)		\$1,000
employee license		
application/investigation fee (new or renewal)		\$500
license fee (new or renewal)		\$500
Soliciting, canvassing and peddling		
registration fee	§13-603	\$2
license issuance fee	§13-606	\$25
renew license fee	§13-607	\$25
Wind turbine generators		
permit fee	§13-505	\$1,500/proposed megawatt
appeals fee	§13-516	\$300
MILEAGE RATE		\$0.27½ per mile

SEWERS AND SEWAGE DISPOSAL

Wastewater Facilities, Building Sewers and Connections		
Connection permit and inspection	§18-123	
Class I		\$25
Class II		\$50
Class III		\$100

STORMWATER MANAGEMENT

As such, if a residential subdivision development with six homes is proposed (12,000 SF of impervious area created), requiring no stormwater detention or infiltration facility, the fee would be as follows:

1. FILING FEE	@ \$50/submission	<u>\$ 50</u>
2. LAND USE	@ \$50/submission	<u>\$ 50</u>

Subject	Fees
3. TYPE OF DEVELOPMENT AND AMOUNT OF IMPERVIOUS AREAS CREATED	
10,000 s.f.–50,000 s.f. @ \$400/submission	<u>\$ 400</u>
50,000 s.f.–100,000 s.f. @ \$550/submission	<u>\$ N/A</u>
100,000 s.f.–150,000 s.f. @ \$750/submission	<u>\$ N/A</u>
150,000 s.f. and up @ \$1,000/submission	<u>\$ N/A</u>
4. STORMWATER CONTROL MEASURES	
Detention facilities which require hydraulic routing @ \$250/facility	<u>\$ N/A</u>
Infiltration facilities @ \$250/facility	<u>\$ N/A</u>
5. SITE INSPECTION (if governing body determines necessary)	
@ \$200/inspection	<u>\$ N/A</u>
TOTAL	<u>\$ 500</u>

Similarly, if a small shopping mall development is proposed (with 75,000 SF of impervious area created), requiring a stormwater detention pond facility, the fee would be as follows:

1. FILING FEE @ \$50/submission	<u>\$ 50</u>
2. LAND USE @ \$50/submission	<u>\$ 50</u>
3. TYPE OF DEVELOPMENT AND AMOUNT OF IMPERVIOUS AREAS CREATED	
10,000 s.f.–50,000 s.f. @ \$400/submission	<u>\$ N/A</u>
50,000 s.f.–100,000 s.f. @ \$550/submission	<u>\$ 550</u>
100,000 s.f.–150,000 s.f. @ \$750/submission	<u>\$ N/A</u>
150,000 s.f. and up @ \$1,000/submission	<u>\$ N/A</u>
4. STORMWATER CONTROL MEASURES	
Detention facilities which require hydraulic routing @ \$250/facility	<u>\$ 250</u>
Infiltration facilities @ \$250/facility	<u>\$ N/A</u>
5. SITE INSPECTION (if governing body determines necessary)	
@ \$200/inspection	<u>\$ N/A</u>
TOTAL	<u>\$ 900</u>

ZONING

zoning/hearing fees

R-SH–Residential Single Household	\$ 350
R-MH–Residential Multi-Household	\$ 350
R-MHP–Residential Mobile Home Parks	\$ 350
MX-VC–Mixed Use-Village Commercial	\$ 550

Subject	Fees
C-G–General Commercial	\$ 650
C-H–Highway Commercial	\$ 650
I-L–Light Industrial	\$ 900
I-H–Heavy Industrial	\$ 900
AG–Agriculture	\$ 450
O-C–Open Space Conservation	\$ 450

[Res. 635]

(Res. 599, 2/9/2009; as amended by Res. 629B, 1/24/2010; and by Res. 635, 6/27/2011)