

**ORDINANCE NO. 07 – 04 - 02**

**MARLBOROUGH TOWNSHIP**  
**MONTGOMERY COUNTY, PENNSYLVANIA**

**AN ORDINANCE AMENDING THE  
MARLBOROUGH TOWNSHIP  
ZONING ORDINANCE TO REVISE  
OPEN SPACE REGULATIONS**

**WHEREAS**, the Board of Supervisors ("Board") of the Township of Marlborough is desirous of amending its Zoning Ordinance ("Zoning Ordinance") to ensure the continued protection of the health, safety, and welfare of the Township; and

**WHEREAS**, the Board wishes to clarify and amend the Open Space Characteristics contained in Article VIII, Section 807 [Open Space Regulations].

**NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED** by the Board of Supervisors of the Township of Marlborough that the Zoning Ordinance be amended as follows:

**SECTION 1. Zoning Ordinance, Article VIII, Section 807(A) [Open Space Regulations] shall be rewritten to read as follows:**

**Section 807. Open Space Regulations**

When open space is required to be permanently preserved for common benefit and use by the requirements of this Ordinance, the regulations of this section shall apply.

A. Open Space Characteristics. Open space shall be characterized by one or more of the following:

1. Areas usable for active and/or passive recreation.
2. Environmentally sensitive and attractive areas such as:
  - a. woodlands;
  - b. farmland that is to be continued in agricultural use.

**SECTION 2. Repeal and Ratification.** All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed. Any other terms and provisions of the ordinances of the Township of Marlborough that are unaffected by this Ordinance are hereby reaffirmed and ratified.

**SECTION 3. Severability.** Should any section, paragraph, sentence, clause, or phrase in this Ordinance be declared unconstitutional or invalid for any reason, the remainder of the Ordinance shall not be affected thereby and shall remain in full force and affect, and for this reason the provisions of this Ordinance shall be severable.

**SECTION 4. Effective Date.** This Ordinance shall become effective immediately upon enactment.

**ORDAINED AND ENACTED** by the Board of Supervisors of the Township of Marlborough this 11<sup>th</sup> day of April, 2007.

**BOARD OF SUPERVISORS  
MARLBOROUGH TOWNSHIP**



\_\_\_\_\_  
Carl A. Ascoli, Chairman

Sharon M. Young  
Sharon M. Young, Vice Chairman

Frank T. McCauley, Jr.  
Frank T. McCauley, Jr., Member

Attested by:

Paul A. Williams  
Paul A. Williams, Secretary