

**TOWNSHIP OF LOWER MOUNT BETHEL
NORTHAMPTON COUNTY, PENNSYLVANIA**

**ORDINANCE 2011- 07
(Duly Adopted October 17, 2011)**

**AN ORDINANCE OF LOWER MOUNT BETHEL TOWNSHIP,
COUNTY OF NORTHAMPTON, COMMONWEALTH OF
PENNSYLVANIA, AMENDING THE LOWER MOUNT
BETHEL TOWNSHIP SCENIC BYWAY ORDINANCE,
ORDINANCE 2005-01, TO CLARIFY THAT THE PORTIONS
OF PA ROUTE 611 AND PA ROUTE 1004 LOCATED WITHIN
LOWER MOUNT BETHEL TOWNSHIP AND TOWNSHIP
ROUTE 659 ARE, HAVE BEEN TREATED AS AND WILL
CONTINUE TO BE DESIGNATED AS SCENIC BYWAYS;
AND PROVIDING FOR A GENERAL REPEALER,
SEVERABILITY CLAUSE AND EFFECTIVE DATE.**

WHEREAS, Lower Mount Bethel Township adopted Ordinance 2005-01, known as the Lower Mount Bethel Township Scenic Byway Ordinance, to establish certain routes within the Township as “scenic byways” and to provide for regulation of outdoor advertising devices along the scenic byways, all as outlined in Ordinance 2005-01; and

WHEREAS, following adoption of Ordinance 2005-01, the Township realized that due to a scrivener error, the entirety of each route intended to be given a scenic byway designation was not accurately described in Section 2 of Ordinance 2005-01; and

WHEREAS, the Township deems it necessary to clarify the routes that were intended to be designated as scenic byways by Ordinance 2005-01 so that all scenic byway routes will receive the treatment afforded such scenic byway.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the Board of Supervisors of Lower Mount Bethel Township, County of Northampton, Commonwealth of Pennsylvania that the Lower Mount Bethel Township Scenic Byway Ordinance is clarified as follows:

Section 1. Title.

This Ordinance shall be known and may be cited as the “2011 Clarification to the Lower Mount Bethel Township Scenic Byway Ordinance.”

Section 2. Clarification of Section 2 of Ordinance 2005-01.

Section 2 of the Lower Mount Bethel Township Scenic Byway Ordinance is re-enacted, restated and clarified in its entirety with the entire text being deleted and new text being added as follows:

The purposes of this ordinance are:

(a) to accommodate the "Scenic Byway" designation of the following routes, being identified as:

(i) the portion of Pa. Route 611 from the Forks Township-Lower Mount Bethel Township municipal boundary line to the intersection of Front and Main Streets within Martins Creek, Pennsylvania;

(ii) Pa. Route 1004 (known as the Martins Creek – Belvidere Highway) from its intersection with Pa. Route 611, in the vicinity of Church Road, to the Riverton Bridge traversing the Delaware River;

(iii) Township Route 659 (known as Little Creek Road) from its intersection with Pa. Route 611 opposite Alpha Avenue to its northern-most intersection with Pa. Route 611 (known at this location as North Delaware Drive) in the vicinity of Pleasant View Road; and

(iv) the portion of Pa. Route 611 from the intersection of Front and Main Streets within Martins Creek, Pennsylvania to the Washington Township-Lower Mount Bethel Township municipal boundary line;

(b) to prohibit certain advertising devices along said routes in accordance with the parameters set forth in state and federal law;

(c) to enable state or federal funding to be obtained to preserve the natural beauty of these roadways; and

(d) to promote the public welfare.

Section 3. Severability.

The provisions of this Ordinance are declared to be severable. If any article, section, subsection, paragraph, clause, phrase or provision of this Ordinance shall be held to be invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provisions hereof, other than the part determined to be invalid or unconstitutional.

Section 4. Repealer.

Any ordinance, resolution and/or other regulation of the Township, or any parts of ordinances, resolutions and/or other regulations of the Township, in conflict herewith are hereby repealed. All other provisions of the ordinances, resolutions and/or other regulations of Lower Mount Bethel Township, Northampton County Pennsylvania shall remain in full force and effect.

Section 5. Effective Date.

This Ordinance shall become effective five (5) days following the date of adoption by the Board of Supervisors.

DULY ENACTED AND ORDAINED as an Ordinance of Lower Mount Bethel Township, this 17th day of October, 2011 by a majority of the Board of Supervisors of the Township of Lower Mount Bethel, Northampton County, Pennsylvania, at a duly advertised meeting of the Board of Supervisors at which a quorum was present. As part of this Ordinance, the Board of Supervisors has directed that the Chairperson, or Vice-Chair in the absence of the Chairperson, execute this Ordinance on behalf of the Board.

TOWNSHIP OF LOWER MOUNT BETHEL
BOARD OF SUPERVISORS

By: Susan Disidore
Susan E. Disidore, Chairperson

Attest:

Lori A. Stauffer
Lori A. Stauffer, Secretary
Township Secretary
(Seal)