

**PUBLIC NOTICE IS HEREBY GIVEN - NOTICE OF INTENT TO ADOPT AN ORDINANCE
LOWER GWYNEDD TOWNSHIP**

NOTICE IS HEREBY GIVEN that the Lower Gwynedd Township Board of Supervisors, Montgomery County, Pennsylvania, at its regular meeting to be held on Tuesday, July 26, 2022 at 7:00 PM, will consider the adoption of the following proposed Ordinance which is summarized below:

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF
LOWER GWYNEDD TOWNSHIP, BY CREATING A NEW CHAPTER
282, ENTITLED “HISTORICAL ADVISORY COMMITTEE,” WITHIN
TITLE EIGHT, AUTHORITIES, BOARDS AND COMMISSIONS; AND
GIVING THE COMMISSION CERTAIN POWERS AND DUTIES;
SEVERABILITY; REPEALER; AND EFFECTIVE DATE.**

This meeting will be conducted in-person at the Lower Gwynedd Township Building, 1130 N. Bethlehem Pike, Spring House, Pennsylvania, as well as via the Zoom telecommunication device platform (call-in information is provided in this public notice). The Zoom information is below:

Link: <https://us02web.zoom.us/j/85220448946?pwd=OU56yFO-X1hSoj6L2KbbK7CmROEe1D.1>

Meeting ID: 852 2044 8946

Passcode: 749268_

Call In #: 1 646 876 9923

Copies of the complete text of the proposed ordinance are available at the Lower Gwynedd Township Municipal Building (located at 1130 N. Bethlehem Pike, Spring House, PA 19477, Telephone: (215) 646-5302 and may be examined by appointment only from Monday through Friday between the hours of 8:00AM and 4:30 PM (excepting holidays). All interested persons and parties are invited to attend the meeting and offer any public comment prior to the Board of Supervisors taking any official action on the adoption of the proposed ordinance.

Craig T. McAnally, Township Manager, Lower Gwynedd Township

Publish:

PROOF OF PUBLICATION REQUIRED

**LOWER GWYNEDD TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA**

**BOARD OF SUPERVISORS
ORDINANCE NO. _____**

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF
LOWER GWYNEDD TOWNSHIP, BY CREATING A NEW CHAPTER 282,
ENTITLED "HISTORICAL ADVISORY COMMITTEE," WITHIN TITLE
EIGHT, AUTHORITIES, BOARDS AND COMMISSIONS; AND GIVING
THE COMMISSION CERTAIN POWERS AND DUTIES.**

WHEREAS, the Board of Supervisors of Lower Gwynedd Township (the "**Board**") desires to protect historic buildings and landscapes within the Township which reflect the architectural and historical heritage of the Township, and to promote the general welfare, education and culture of the Township by encouraging an interest in its historical heritage; and

WHEREAS, Article 1, Section 27 of the Pennsylvania Constitution states: "The people have a right to clean air, pure water, and to the preservation of the natural, scenic, historic and esthetic values of the environment. Pennsylvania's public natural resources are the common property of all the people, including generations yet to come. As trustee of these resources, the Commonwealth shall conserve and maintain them for the benefit of all the people."; and

WHEREAS, §1506 of the Second Class Township Code, Act of May 1, 1993, P. L. 103, No. 69, as amended by the Act of November 9, 1995, P. L. 350, No. 60, found at 53 P. S. § 66506, entitled "General Powers," authorizes the Board of Supervisors to make and adopt ordinances necessary for the proper management, care and control of the Township, and the maintenance of the health and welfare of the Township and its citizens; and

WHEREAS, the Board desires to establish the Lower Gwynedd Township Historical Advisory Committee in accordance with the Lower Gwynedd Township Code and the laws of the Commonwealth of Pennsylvania.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of Lower Gwynedd Township, and it is hereby ordained and enacted by the authority of the same, to wit:

SECTION ONE. The Lower Gwynedd Township Code, Title Eight: Authorities, Boards and Commissions, shall be amended by adding a new Chapter 282, entitled "Historical Advisory Committee," to read as follows:

§282.01. **Historical Advisory Committee Established.**

The Lower Gwynedd Township Historical Advisory Committee (hereinafter “**Committee**”) is hereby created, having the powers and operating procedures set forth in this Chapter. The Committee shall continue in existence until such time as this Chapter is amended or revoked. The Committee is to be advisory only and shall coordinate its activities with the Township Manager, the Board of Supervisors and Planning Commission and such other Township staff and officials as shall be deemed advisable by the Board of Supervisors.

§282.02. **Powers and Authority.**

- (a) The Committee shall serve in an advisory capacity to the Township Board of Supervisors and shall have such responsibilities as may be assigned by this Chapter or as may be assigned from time to time by the Board of Supervisors.
- (b) Review and make recommendation concerning existing and proposed historical preservation ordinances;
- (c) Create or enhance a media database of historic properties in the Township;
- (d) Publicly feature and highlight historical properties in the Township and highlight the need to promote a balance historic preservation and modern living;
- (e) Educate the public and highlight historic neighborhoods;
- (f) Identify historic properties for acquisition and/or registration.
- (g) Identify historical resources and recommend plans and programs to the Township for the promotion and preservation and conservation of historical resources.
- (h) The Committee may, from time to time, make recommendations as to the possible use of historic properties owned or maintained by the Township.
- (i) To evaluate and make recommendations about where historical markers should be established;
- (j) To review development and construction projects of historical significance;

- (k) To provide input on potential historic districts;
- (l) To work with other municipal or nonprofit historic preservation committees regarding topics of common interest; and
- (m) The Committee may be tasked to perform such other duties and responsibilities as may be authorized by the Board of Supervisors.

§282.03. **Members and Term of Office.**

- (a) The Committee shall be composed of at least five, but no more than seven, residents of the Township who shall be appointed by the Board of Supervisors. Any vacancies in the membership of the Committee shall be filled by the Board of Supervisors.
- (b) Duly appointed Committee members shall serve for a term of three years, except that the initial appointments to the Committee shall be so staggered that the terms of approximately one-third (1/3) of the membership shall expire each year, the terms of their successors to be three years each. Committee members' terms of office shall expire on the first Monday in January following the last year of their term of office. The terms of the initial Committee appointments may vary, so that the Committee may achieve the staggered terms as required. Committee members shall be eligible for reappointment by the Board of Supervisors. At large vacancies on the Committee shall be filled by appointment of the Board of Supervisors.
- (c) The Committee shall elect its own Chairperson and such other officers having specific responsibilities as are determined necessary to effectively carry out the authority granted under this Chapter.
- (d) Members may be removed by the Board of Supervisors in its discretion, with or without the recommendation of a majority of the other Committee members, for malfeasance or other neglect in the performance of their duties.

§282.04. **Officers and Procedures.**

- (a) The first Committee meeting of the year shall be an organizational meeting, at which meeting the Committee shall elect its officers.

- (b) Annually the membership of the Committee shall elect a chair and vice chair from among the Committee members. Officers' terms shall be for one (1) year, with eligibility for reelection. However, a Committee member shall not serve more than three (3) consecutive years in any one position.
- (c) An affirmative vote of a majority of the Committee members constituting a quorum shall be necessary in order to take official action. A tie vote shall not be considered an affirmative vote.
- (d) The Committee shall, by majority vote of the entire membership, adopt rules of procedure for the transaction of business and shall keep a written record of meetings, resolutions, findings and determinations. Copies of all Committee minutes, resolutions, reports, and exhibits shall be submitted to the Board of Supervisors. All meetings shall be open to the public and shall be subject to the Pennsylvania Sunshine Act, 65 Pa. C.S. §§ 701-716.

§282.05 **Expenses.**

Members of the Committee shall receive no compensation for their services, but may be reimbursed for the expenses actually and necessarily incurred by them in the performance of their duties. Expense reimbursements shall require the prior approval of the Township Manager.

§282.06 **Records.**

The Committee shall keep regular minutes of their meetings and may, upon request, submit an annual report of its activities to the Township.

SECTION TWO. Nothing in this Ordinance or in the Code of the Township of Lower Gwynedd, as hereby amended, shall be construed to affect any suit or proceedings in any Court, any rights acquired or liability incurred, any permit issued, or any cause of causes of action existing prior to the adoption of this Ordinance.

SECTION THREE. The provisions of this Ordinance are severable, and if any section, sentence, clause, part, or provision thereof shall be held illegal, invalid, or unconstitutional by any Court of competent jurisdiction, such decision of this court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this ordinance. It is hereby declared to be the intent of the Board of Supervisors that this Ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included herein.

SECTION FOUR. This Ordinance shall take affect and be in force from and after its approval as required by law.

ENACTED BY THE LOWER GWYNEDD TOWNSHIP BOARD OF SUPERVISORS this _____ day of _____, 2022.

ATTEST:

***LOWER GWYNEDD TOWNSHIP
BOARD OF SUPERVISORS***

CRAIG T. MCANALLY, SECRETARY

By: _____
DANIELLE A. DUCKETT, CHAIRPERSON