

AN ORDINANCE

NO. _____

AN ORDINANCE To Amend The Code Of The Township Of Lower Merion, Chapter 155, Entitled Zoning, Article XXXV, City Avenue District, §155-219, City Avenue District: Bala Village, §155-219.D. Parking & Loading Requirements To Reduce The Number Of Off-Site Public Parking Spaces That May Be Counted Towards Required Parking Calculations For Existing Buildings And To No Longer Allow New Buildings To Count Off-site Public Parking Spaces Toward Their Required Parking.

The Board of Commissioners of the Township of Lower Merion hereby ordains:

Section 1. The Code of the Township of Lower Merion, Chapter 155, entitled Zoning, Article XXXV, City Avenue District, §155-219 City Avenue District – Bala Village (BV), subsection D, Parking and loading requirements, shall be amended as follows:

§ 155-219. City Avenue District - Bala Village (BV).

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D. Parking and loading requirements. The parking, service and loading, and traffic impact study requirements provided in § 155-217D shall also apply in the BV, except as noted below.

(1) In addition to the off-site parking standards in § 155-217D(4)(b), off-site parking may also be provided as follows:

- (a) If adequate on-site parking is not available, the parking requirements for uses in existing and expanded mixed-use buildings may be met by designating currently undesignated metered public parking spaces in any public parking lot within 1,000 900 feet of the proposed-use, measured from the lot line to the parking space. Each public parking space may only be counted once when this parking provision is utilized. A maximum of 5010 parking spaces in public parking lots may be designated under this section for new or expanded buildings. Public parking spaces may not be designated for uses in new buildings. If public parking spaces are designated for dwelling units, the parking required parking on the lot where the residential units are located shall not be reduced to no less than one space per unit on the lot.

Section 2. Nothing in this Ordinance or in Chapter 155 of the Code of the Township of Lower Merion, 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 or causes of action existing under the said Chapter 155 prior to the adoption of this amendment.

Section 3. 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 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 4. This Ordinance shall take affect and be in force from and after its approval as required by law.

Enacted by the Board of Commissioners of the Township of Lower Merion this ____ day of _____, 2018.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF LOWER MERION

Daniel S. Bernheim, President

ATTEST:

Jody L. Kelley, Secretary