

AN ORDINANCE

NO. _____

AN ORDINANCE Amending The Code Of The Township Of Lower Merion, Chapter 88, Historic Districts, To Revise The Criteria By Which Properties Are Placed On The Historic Resource Inventory And Designated As Class I Or Class II Historic Resources; And Amending Chapter 155, Zoning, To Revise The Definitions Of Class I And Class II Historic Resources.

The Board of Commissioners of the Township of Lower Merion does hereby enact and ordain:

Section 1. The Code of the Township of Lower Merion, Chapter 88, Historic Districts, Article II, Historic Resources, §88-18.Historic Resource Inventory, subsection A, Criteria for designation, shall be amended to provide henceforth as follows:

Article II. Historic Resources

§ 88-18. Historic Resource Inventory.

An Historic Resource Inventory is hereby established of buildings, structures, objects and sites in the Township designated for preservation, some or all of which may be located within an historic district. The inventory shall be appended to the Township Code and shall be available for public inspection in the office of the Township Secretary. Initially the Historic Resource Inventory shall consist of those resources designated on the list appended to this Code as Chapter [A180](#), Historic Resource Inventory. Resources may be added or removed from the Historic Resource Inventory as follows:

- A.** Criteria for designation. A building, structure or site, or a complex of the same, may be placed on the Historic Resource Inventory and qualify for Class II status if it meets any two of the following criteria, and qualify for Class I status if it meets any three of the following criteria including at least one from category B.

CATEGORY A

- (1) Has significant character, interest or value as part of the development, heritage or cultural characteristics of the Township, county, region, commonwealth or nation;
- (2) Owing to its unique location or singular physical characteristic, represents an established and familiar visual feature of neighborhood, community or Township;

- (3) Exemplifies the cultural, political, economic, social or historical heritage of the community;
- (4) Is part of or related to a commercial center, park, community or other distinctive area which should be preserved according to an historic, cultural or architectural motif;

CATEGORY B

- (5) Is associated with an event of importance to the history of the Township, county, region, commonwealth or nation;
- (6) Is associated with the life of a person significant in the past;
- (7) Embodies distinguishing characteristics of an architectural style, engineering technology, construction or building method, or material fabrication technique;
- (8) Is the noteworthy work of a designer, architect, landscape architect or engineer whose work has significantly influenced the historical, architectural, economic, social or cultural development of the Township, county, region, commonwealth or nation;
- (9) Contains elements of design, detail, materials or craftsmanship which represent a significant innovation;
- (10) Has yielded, or may be likely to yield, information important in prehistory or history

Section 2. The Code of the Township of Lower Merion, Chapter 155, Zoning, Article II, Definitions, §155-4, Terms Defined, Subsection B, Words and terms defined, the definitions of Class I Historic Resource and Class II Historic Resource, shall be amended to provide henceforth as follows:

Article II. Definitions

§ 155-4. Terms defined.

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B. Words and terms defined. Unless otherwise expressly stated, the following words and phrases shall be construed throughout this chapter to have the meanings indicated in this article:

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CLASS I HISTORIC RESOURCE

Those resources designated as such pursuant to criteria previously applied or as set forth in Chapter 88 of the Lower Merion Code and which are listed on the Historic Resource Inventory, Chapter A180, together with contributing resources thereto.

CLASS II HISTORIC RESOURCE

Those resources designated as such pursuant to criteria previously applied or as set forth in Chapter 88 of the Lower Merion Code and which are listed on the Historic Resource Inventory, Chapter A180, together with contributing resources thereto.

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Section 3 Nothing in this Ordinance or in Chapters 88 or 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 Chapters 88 or 155 prior to the adoption of this amendment.

Section 4. 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 5 This Ordinance shall take effect and be in force from and after its approval as required by law.

Approved by the Board this day of , 2018.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF LOWER MERION

Daniel S. Bernheim, President

ATTEST:

Jody L. Kelley, Secretary