

**BOROUGH OF NEWTOWN**

**ORDINANCE NO. 727**

**AN ORDINANCE OF THE BOROUGH OF NEWTOWN, BUCKS COUNTY, PENNSYLVANIA, AMENDING THE NEWTOWN BOROUGH ZONING ORDINANCE TO CLARIFY THE TYPES OF ILLUMINATION THAT ARE TO BE PERMITTED AS OUTDOOR LIGHTING.**

**WHEREAS**, by Ordinance No. 653, as amended, the Council of Newtown Borough, Bucks County, Pennsylvania ("Council") enacted a Zoning Ordinance ("Zoning Ordinance") pursuant to its statutory authority, the Pennsylvania Municipalities Planning Code, Act 247 of 1968 as amended ("MPC"):

**WHEREAS**, after careful study and consideration, Council has determined that certain provisions of the Zoning Ordinance regarding permitted types of illuminations should be amended to clarify the illumination to be permitted for outdoor lighting in Newtown Borough.

**NOW, THEREFORE**, the Council of Newtown Borough, Bucks County, Pennsylvania does hereby enact and ordain the following:

**SECTION 1.** Section 505.F of the Zoning Ordinance is amended by deleting this section in its entirety and replacing it with the following:

The type of illumination employed shall be of a type and design appropriate to the lighting application and subject to the approval of Newtown Borough Council.

**SECTION 2.** Whenever the requirements of this Ordinance are in conflict with other requirements of the Codified Ordinances of the Borough of Newtown, the most restrictive, or those imposing the higher standards, shall govern.

**SECTION 3.** Provisions of this Ordinance are severable. If any Court of competent jurisdiction thereof shall hold any section, clause, sentence, part or provision illegal, invalid or unconstitutional, such decisions of the Court shall not affect or impair any of the remaining sections, clauses, sentences, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Council of the Borough of Newtown that this Ordinance would have been enacted if

such illegal, invalid, or unconstitutional section, clause, sentence, part or provision had not been included herein.

**SECTION 4.** This Ordinance shall become effective upon adoption by the Council of Newtown Borough.

ORDAINED AND ENACTED by the Council of the Borough of Newtown on this 9 day of October, 2012.

NEWTOWN BOROUGH COUNCIL

By: Robert Walker, Jr.  
Robert Walker, Jr., President

Attest: Marcia Scull  
Marcia Scull, Secretary

Approved by Dennis O'Brien, Mayor

Dennis O'Brien  
Dennis O'Brien, Mayor



Dated: October 11, 2012