

**CHELTENHAM TOWNSHIP  
MONTGOMERY COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 2389-19**

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**AN ORDINANCE PURSUANT TO THE FIRST CLASS TOWNSHIP CODE AND THE PENNSYLVANIA MUNICIPALITIES PLANNING CODE TO AMEND THE CHELTENHAM TOWNSHIP ZONING MAP TO REZONE ONE PARCEL FROM R-3 RESIDENTIAL TO MU-1 MIXED USE.**

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**WHEREAS**, convenience stores now sometimes include the sale of gasoline and other motor vehicle fuels; and

**WHEREAS**, it would benefit the health and welfare of the Township to allow convenience stores with gasoline and other motor vehicle fuels in the MU-1 Mixed Use Zoning District; and

**NOW THEREFORE, BE IT ENACTED and ORDAINED** that the Board of Commissioners of Cheltenham Township, hereby ordains:

**SECTION 1: Zoning Map Amendment.** The Official Cheltenham Township Zoning Map is hereby amended to rezone Tax Parcel No. 31-00-27910-00-4, also known as 20 West Waverly Road, Glenside, PA, from R-3 Residential to MU-1 Mixed Use Zoning District.

**SECTION 2: Severability.** The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the 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 even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

**SECTION 3: Failure to Enforce Not a Waiver.** The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

**SECTION 4: Effective Date.** This Ordinance shall take effect and be in force from and after its approval as required by the law.

**SECTION 5: Repealer.** All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

**SECTION 6:** This Ordinance shall become effective immediately after its legal enactment.

**ORDAINED** and **ENACTED** by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, in lawful session duly assembled this **14<sup>th</sup>** day of **August, 2019**.

**ATTEST:**



**Bryan T. Havir**

*Township Manager and Secretary*

**TOWNSHIP OF CHELTENHAM  
BOARD OF COMMISSIONERS**

By: 

**Daniel B. Norris, President**