

## ARTICLE VIII AMENDMENTS

### SECTION 801 GENERAL

The Board of Supervisors may introduce and consider amendments to this Ordinance and to the Zoning Map as proposed by a member of the Board of Supervisors, by the Planning Commission, or by a petition of a person residing or owning property within the Township.

### SECTION 802 PETITIONS

Petitions for amendments shall be filed with the Board of Supervisors and referred to the Planning Commission and to the Erie County Department of Planning, and the Petitioner, upon such filing, shall pay an advertising deposit and a filing fee, payable to the Township in accordance with a schedule fixed annually by the Board of Supervisors. The Planning Commission shall review the proposed amendment and report its findings and recommendations in writing to the Board of Supervisors.

### SECTION 803 REFERRAL

Any proposed amendment presented to the Board of Supervisors without written findings and recommendations from the Planning Commission shall be referred to the Planning Commission and the Erie County Department of Planning for review prior to public hearing by the Board of Supervisors. The Planning Commission and County Planning shall report their findings and recommendations in writing to the Board of Supervisors within thirty (30) days of the referring action.

### SECTION 804 ACTION

Before acting upon a proposed amendment, the Board of Supervisors shall hold a public hearing thereon. Notice of such public hearing, containing a brief summary of the proposed amendment and a reference to the place where copies of the same may be examined shall be published in a newspaper with a general circulation in the Township for two (2) successive weeks. The first publication shall not be less than fourteen (14) days, but not more than thirty (30) days prior to the day of the hearing.

### SECTION 805 CURATIVE AMENDMENTS

A landowner in North East Township who desires to challenge on substantive grounds the validity of this Zoning Ordinance or Zoning Map or any provision thereof, which prohibits or restricts the use or development of land in which he has an interest may submit a curative amendment to the Board of Supervisors with a written request that his challenge and proposed amendment be heard and decided as provided in Article VI as well as Article IX of the Pennsylvania Municipalities

Planning Code. As with other proposed amendments, the curative amendment shall be referred to the Township Planning Commission and the Erie County Department of Planning at least thirty (30) days before the hearing is conducted by the Board of Supervisors.

#### SECTION 806 REPEALER

From and after the effective date of enactment of this Ordinance, all provisions of the North East Township Ordinance No. 2005-001, as amended, are repealed to the extent they are inconsistent with this Ordinance. Ordinance No. 2001-004 (Oil and Gas – Supplement I) and Ordinance No. 2013-002 (Wind Energy Facilities – Supplement II) are incorporated and their respective provision shall remain in full force and effect as an integral part of this Ordinance and not repealed.