

**WILLISTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1 of 2020

**AN ORDINANCE OF WILLISTOWN TOWNSHIP, CHESTER COUNTY,
PENNSYLVANIA, AMENDING CHAPTER 73 OF THE WILLISTOWN TOWNSHIP
CODE, BEING THE WILLISTOWN TOWNSHIP ENVIRONMENTAL PROTECTION
ORDINANCE OF 1995, ESTABLISHING A DEFINITION AND EXCEPTION FOR
CERTAIN HIGH TUNNEL FACILITIES.**

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Willistown Township, Chester County, Pennsylvania, that Chapter 73 of the Code of the Township of Willistown, being the Willistown Township Environmental Protection Ordinance, is amended as follows:

Section 1. Article I, § 73-4, Definitions, is amended by inserting the following definition:

High Tunnel - A structure which meets the following:

- A. Is exclusively used for the production, processing, keeping, storing, sale or shelter of an agricultural commodity as defined in section 2 of the Act of December 19, 1974 (P.L. 973, No. 319), known as the "Pennsylvania Farmland and Forest Land Assessment Act of 1974," or for the storage of agricultural equipment or supplies; and
- B. Is constructed with all the following:
 - (1) Has a metal, wood or plastic frame;
 - (2) When covered, has a plastic, woven textile or other flexible covering; and
 - (3) Has a floor made of soil, crushed stone, matting, pavers or a floating concrete slab.

Section 2. Article VIII, Stormwater Management, § 73-36 G(2)(d) is amended by adding the following subsection [1], as follows:

[1] Exemptions for Specific Activities

[a] Agricultural Related Activities — High Tunnels, provided a zoning permit is obtained pursuant to §139-113, and if:

[i] The High Tunnel or its flooring does not result in an impervious area exceeding the coverage limits of the zoning district in which the structure is located or result in an impervious area exceeding 25% of all structures located on the owner's total contiguous land area; and

[ii] The High Tunnel meets one of the following:

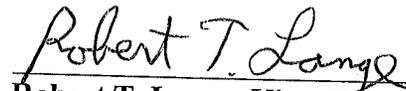
- a. The High Tunnel is located at least 100 feet from any perennial stream or watercourse, public road or neighboring property line;
- b. The High Tunnel is located at least 35 feet from any perennial stream or watercourse, public road, or neighboring property line and located on land with a slope not greater than 7%; or
- c. The High Tunnel is supported with a buffer or diversion system that does not directly drain into a stream or other watercourse by managing stormwater runoff in a manner consistent with the requirements of this Article.

Section 3. This Ordinance shall become effective five (5) days from enactment.

ENACTED and ORDAINED this 27th day of January 2020.

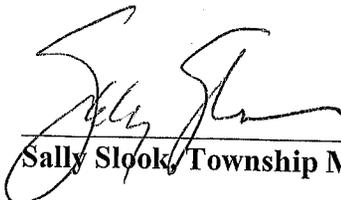
**BOARD OF SUPERVISORS
WILLISTOWN TOWNSHIP,**


William R. Shoemaker, Chair


Robert T. Lange, Vice-Chair


Barbara L. Handelin, Member

ATTEST:


Sally Slook, Township Manager