

ORDINANCE NO.

FILE OF CITY COUNCIL

BILL NO. 23 - 2023

MARCH 15, 2023

AN ORDINANCE

Amending the Zoning Ordinance of the City of Allentown by allowing Elementary or Secondary School in an I3 zoning district if the subject lot is immediately adjacent to or directly across the street from a residential zoning district, and providing for a repealer clause, a severability clause, and an effective date.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION ONE: That the following amendment be made to the Zoning Ordinance of the City of Allentown: 660 Attachment 8, Notes to Tables of Permitted Uses (§ 660-49) and adding Note OO, to read as follows:

ZONING*660 Attachment 4***City of Allentown****Permitted Institutional Uses by Zoning District (§ 660-49)**

P = Permitted by right use, with a zoning decision by the Zoning Officer

SE = Special exception use, with a zoning decision by the Zoning Hearing Board pursuant to the procedures and criteria for approval contained in Article IV of Chapter 660

N = Not permitted

NOTES: The letters in parenthesis, e.g. (A), refer to notes found in the “Notes to Table of Permitted Uses.” Other articles of Chapter 660 containing additional requirements are also referenced in this table; however, in both cases such references are not exhaustive.

INSTITUTIONAL USES (See definitions in Article II)	REFE R ENCE S	R-H	R- MH	R-M	R - M P	R - M L	R-L	R - L C	B1/ R	B2	B3	B4	B5	B/I WD	B/LI	I2	I3	P	I-G
Elementary or Secondary School	Article XV	SE	SE	SE	SE	SE	N	N	P	P	P	P	P	P	P	N SE (OO)	N SE (OO)	N	P

ZONING

660 Attachment 8

City of Allentown

Notes to Tables of Permitted Uses (§ 660-49)

[Amended 3-17-2021 by Ord. No. 15684]

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Note (OO) = All of the following shall apply:

- 1) An elementary or secondary school shall only be allowed in the I2 and I3 districts if the subject lot is immediately adjacent to or directly across the street from a Residential zoning district and another Institutional Use. For the purposes of this note, the term Institutional use shall mean a use listed in the table under Institutional Uses in 660 Attachment 4 in Section 660-49.
- 2) In the I2 and I3 districts, a buffer in accordance with Section 660-76 “General Regulations for Buffer Strips” shall apply on the subject property along the side and rear property lines that directly abut an industrially zoned lot, in order to separate the school from existing or potential industrial uses.
- 3) The “Additional Requirements for Specific Uses” for primary and secondary schools that are provided in Section 660-84(A)(36) shall apply.”

SECTION TWO: All Ordinances, Resolutions and/or other Regulations inconsistent with the above provisions are repealed to the extent of their specific inconsistency with this Zoning Ordinance Amendment.

SECTION THREE: The provisions of this Ordinance are declared to be severable, and if any provision, sentence, clause, section, term, phrase or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impact any of the remaining provisions, sentences, clauses, sections, terms, phrases or parts of this Ordinance.

SECTION FOUR; This Ordinance shall become effective ten (10) calendar days after the date of adoption.