

**EAST FALLOWFIELD TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2008 - 01

**AN ORDINANCE AMENDING EAST FALLOWFIELD TOWNSHIP
ORDINANCE NO. 97-06 ESTABLISHING TIMBER HARVESTING
REGULATIONS BY REQUIRING THE OPERATOR TO POST THE
ESCROW RATHER THAN THE LANDOWNER.**

AND NOW, this 26th day of February the Board of Supervisors of East Fallowfield Township hereby **ENACTS** and **ORDAINS** as follows:

Section 1. Section 4.b. of Ordinance No. 97-06 is amended to read as follows:

- b. Logging plan.** Every landowner on whose land timber harvesting is to occur shall prepare a written logging plan in the form specified by this ordinance. This logging plan must be submitted to the Township at least 30 business days prior to commencement of the operation. The Township shall approve or disapprove the plan within ten business days of receipt. No timber harvesting shall occur until the plan has been approved by the Township and the Township has received the escrow required by this ordinance. The provisions of the plan shall be followed throughout the operation. A copy of the approved plan shall be available at the harvest site at all times during the operation and a copy shall be provided to the Township codes enforcement officer, together with the notice identified in paragraph 4(a).

Section 2. Section 4.d. of Ordinance No. 97-06 is amended to read as follows:

- c. Escrow.** At the time of filing an application for a timber harvesting permit, the operator shall submit to the Township \$1,000.00, which fund will be held in an escrow account and utilized to pay for any costs incurred by the Township, including legal, administrative and/or engineering costs associated with insuring compliance with the terms of this Ordinance, the Clean Streams Law, the Dam Safety and Encroachments Act and the Storm Water Management Act, and any other applicable federal, state or municipal laws or regulations. Any unused balance remaining from the escrowed funds shall be returned to the depositor within thirty (30) days of the completion date of any harvesting operation, unless the Township (in the exercise of sound discretion by the governing body) anticipates additional payments must be made for legal, engineering, or other administrative services relating to the purposes of this Ordinance.

Section 3. This ordinance shall be effective five (5) days from the date of enactment.

ENACTED and **ORDAINED** this ____ day of _____, 2008.

**BOARD OF SUPERVISORS OF
EAST FALLOWFIELD TOWNSHIP**

George Broadbent, Chairman

Christopher Makely, Vice Chairman

Garth Monaghan, Member

ATTEST:

Denise Miller, Secretary