

**MILL VILLAGE BOROUGH
ERIE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1 -2019

**AN ORDINANCE OF MILL VILLAGE BOROUGH,
AMENDING BOROUGH ORDINANCE NO. 01-2009,
GENERALLY KNOWN AS THE ZONING ORDINANCE,
BY AMENDMENT SECTION 202, ENTITLED SPECIFIC
TERMS, TO PROVIDE A DEFINITION OF LIVESTOCK,
BY AMENDING TABLE 306.10, ENTITLED ZONING
DISTRICTS/PERMITTED USES, TO PROHIBIT THE
KEEPING OF LIVESTOCK IN THE CENTRAL BUSINESS
AND COMMERCIAL DISTRICTS, AND PROVIDING FOR
A REPEALER, SEVERABILITY, AND AN EFFECTIVE
DATE.**

WHEREAS, on or about May 26, 2009, the Borough Council of the Mill Village Borough (the "Borough") adopted Ordinance No. 01-2009, colloquially known as the Mill Village Borough Zoning Ordinance (the "Zoning Ordinance"); and

WHEREAS, the Zoning Ordinance currently permits the keeping of livestock animals in R-1-Rural Residential District, R-2-Medium Density Residential District, CB- Central Business District, and C-Commercial District; and

WHEREAS, the Borough has recently had residents of the C and CB Districts keep livestock on the premises and has received complaints regarding the impact of said livestock on surrounding residences and businesses; and

WHEREAS, the Borough Council desires to define "livestock" within the Zoning Ordinance and to prohibit the keeping of livestock in the Borough's business districts, as the presence of livestock is a detriment to the conduct of business within the Borough; and

WHEREAS, the Borough Council believes that this Zoning Ordinance Amendment will be beneficial to the Borough and its citizens.

NOW THEREFORE, this 6th day of ~~NOV~~ember, 2019, be it enacted and ordained by the Borough Council of Mill Village Borough, Erie County, Pennsylvania, as follows:

1. Recitals. The recitals set forth above are incorporated herein as if more fully set forth.
2. Amendment of Section 202. That Section 202 of the Zoning Ordinance, pertaining to Specific Terms, be amended in applicable part through addition of the bolded terms below:

Livestock- all animals of the equine, bovine, or swine class, including, but not limited to, goats, sheep, mules, horses, pigs, llamas, hogs, cattle, and other grazing animals, and all ratites, including chickens, ostriches, emus, rheas, and ducks.

3. Amendment of Table 306.10. That Table 306.10 of the Zoning Ordinance, pertaining to Zoning Districts and Permitted Uses, be amended in applicable part through the deletion of the bolded terms struck out:

	R-1	R-2	CB	C	I	FP
Adult Entertainment					C . . .	
Livestock	P	P	P	P		

4. Repealer. Any Ordinances, rules, or resolutions, or parts of Ordinances in conflict herewith, are hereby repealed.

5. Severability. The provisions of this Ordinance are severable. If any sentence, clause, section, 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 impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted

had such unconstitutional, illegal, or invalid sentence, clause, section or part therefor not been included herein.

6. Effective Date. This Ordinance shall become effective immediately upon its proper execution by the Borough Mayor.

DULY ENACTED AND ORDAINED, this 6th day of November, 2019, by the Borough Council of the Mill Village Borough, Erie County, Pennsylvania, in lawful session duly assembled.

ATTEST:

Catherine Wise

Catherine Wise, Secretary

Linda Falconer

Linda Falconer, Vice President

APPROVED

Brian Peters

Brian Peters, Mayor

I certify that the above is a true copy of the Mill Village Borough, Erie County, Pennsylvania, Ordinance No.01-2019, adopted by the Mill Village Borough Council on November 6, 2019, and advertised in the Erie Times-News on OCTOBER 21, 2019.

Catherine Wise
Catherine Wise, Secretary

