

**ORDINANCE NO. \_\_\_\_\_**

**DAMASCUS TOWNSHIP**

**WAYNE COUNTY, PENNSYLVANIA**

AN ORDINANCE AMENDING THE DAMASCUS TOWNSHIP ZONING ORDINANCE COMPILATION 2008, TO ADD A DEFINITION; TO AMMEND THE SCHEDULE OF DISTRICT REGULATIONS IN THE RURAL RESIDENTIAL DISTRICT AND THE INDUSTRIAL DISTRICT; AND TO AMMEND SECTION 422 MINERAL EXTRACTION AND MINERAL PROCESSING.

BE IT HEREBY ORDAINED AND ENACTED by the Board of Supervisors of Damascus Township, Wayne County, Pennsylvania, by authority of and pursuant to the provisions of Act of 1968, P.L. 805, No. 247 of the General Assembly of the Commonwealth of Pennsylvania, approved July 31, 1968, as reenacted and amended, known and cited as the “Pennsylvania Municipalities Planning Code”, as follows:

**The Damascus Township Zoning Ordinance Compilation 2008, is hereby amended as follows:**

**Amend the Definitions:**

ADD: Gas and Oil Well Pad – The construction and grading of an area of ground for the purpose of the construction, drilling and operation of an exploratory well or production well.

**Amend the following portion of the Schedule of District Regulations: Rural Residential, Development Standards:**

Principal Permitted Uses: ADD: Gas and Oil Well Pads; Special Exceptions: DELETE Mineral Extraction; and ADD: Mineral Extraction Excluding Gas and Oil Wells

**Amend the following portion of the Schedule of District Regulations: Industrial, Development Standards:**

Principal Permitted Uses: ADD: Gas and Oil Well Pads

**Amend Section 422:**

ADD: 422.9 Gas and Oil Wells

- A. This section 422.9 pertains solely to Gas and Oil Wells for the purpose of the construction, drilling and operation of exploratory wells or production wells and

associated facilities at each site. This section shall not apply to any other method, mode or type of mineral extraction.

- B. Gas and Oil Well Pads shall be uses permitted as enumerated in the Schedule of District Regulations only in the Districts.
- C. This Ordinance shall not regulate any aspect of any gas or oil well that is specifically pre-empted by the Surface Mining Conservation and Reclamation Act, the Noncoal Surface Mining Conservation and Reclamation Act, and the Oil and Gas Act.
- D. This Ordinance shall not regulate the depth of any well, nor shall it regulate any horizontal drilling direction or length.
- E. The following information shall be provided to the Township upon application for a Zoning Permit for each location:
  - 1. A copy of a Highway Occupancy Permit (for access from a State Road) or a Driveway Permit (for access from a Township Road)
  - 2. Proof of assignment of a 9-1-1 address by Wayne County
  - 3. A copy of the DEP Drilling Permit
  - 4. An Erosion and Sediment Control Plan
  - 5. A Preparedness, Prevention and Contingency Plan (PPC Plan)
  - 6. Emergency contact information for 24-hour contact (which information shall be updated upon any change of contacts during the pad and roadway construction, drilling operation, and extraction operation of each well within 48 hours of such change).

This Amendment shall become effective immediately upon its adoption.

**ENACTED AND ORDAINED** into law by the Board of Supervisors of Damascus Township, Wayne County, Pennsylvania this \_\_\_\_\_ day of \_\_\_\_\_ of 2010.

Supervisors of the Township of Damascus

\_\_\_\_\_  
Jeffrey R. Dexter, Chairman

\_\_\_\_\_  
Attest:  
Karyle A. Woods, Secretary

\_\_\_\_\_  
Joseph Canfield, Vice Chairman

\_\_\_\_\_  
Charles Grady, Supervisor

seal