

**ARTICLE 9  
AMENDMENTS**

**901 GENERAL**

Township Board of Supervisors may introduce and/or consider amendments to this Ordinance, the Zoning Map, or the Transportation Map, as proposed by a member of the Township Board of Supervisors, the Planning Commission, or by a petition of a person or persons residing or owning property within the Township.

**902 PETITIONS**

Petitions for amendments shall be filed with the Planning Commission and the petitioners, upon such filing, shall pay an advertising deposit and a filing fee, in accordance with a schedule affixed by the Township.

- A. When a petition to amend this Zoning Ordinance is presented to the Supervisors, the Zoning Officer shall send notice to the owner of the subject property and to all property owners within one thousand five hundred feet (1,500 ft) in any direction of the subject property within seven (7) calendar days from the date on which the petition is presented to the supervisors. The Zoning Officer shall also post a notice upon the subject property to inform the general public of the amendment petition, said notice to be posted within the same seven (7) calendar days specified above. If a petition to amend is presented by the owner of the subject property, notice to such owner shall not be required. In such cases, the Zoning Officer shall comply with all other notice requirements outlined above.
  
- B. The notice shall identify the nature of the proposed amendment and the date on which it was presented, identify the subject on which it was presented, identify the subject property, and identify the individual or entity petitioning for such amendment. The notice shall also contain a brief description of the zoning ordinance amendment process. This notice shall be sent by United States mail, first class postage prepaid and shall be deemed effective upon mailing.

### **903 REFERRAL**

Any proposed amendment presented to the Township Board of Supervisors without written findings and recommendations from the Summit Township Planning Commission and the Erie County Planning Department, shall be referred to these agencies for review prior to the public hearing by the Township Board of Supervisors. The Board of Supervisors shall not hold a public hearing on such amendments until required reviews are received or the expiration of thirty (30) days from the date that such proposed amendments were submitted to the Township and Erie County Planning Department.

### **904 ACTION**

Before acting upon a proposed amendment, the Board of Supervisors shall, as required by law, hold a public hearing thereon. Notice of such hearing, containing a brief summary of the proposed amendment and reference to the place where copies of the same may be examined, shall be published once each week for two (2) successive weeks in a newspaper of general circulation in the Township. Such a notice shall state the time and place of the hearing and the particular nature of the matter to be considered at the hearing. The first publication shall not be more than thirty (30) days, and the second publication not less than seven (7) days from the date of the hearing.

### **905 CURATIVE AMENDMENTS**

Any landowner who desires to challenge on substantive grounds, the validity of this Zoning Ordinance or map or any provision thereof, which prohibits or restricts the use or development of land in which he has an interest, may submit a curative amendment along with the substantive validity challenge to the Zoning Ordinance to the governing body with a written request that his challenge and proposed amendment be heard and decided as provided in Section 909.1 (b) (4) of the Pennsylvania Municipalities Planning Code. As with other proposed amendments the curative amendment shall be referred to the Summit Township Planning Commission and the Erie County Planning Department at least thirty (30) days before the hearing is conducted by the Board of Supervisors. Public notice shall be given and the hearing conducted in accordance with applicable provisions of the Pennsylvania Planning Code, Act 247, as amended by Act 170.