

**ORDINANCE NO. 525**

**BOROUGH OF PARKESBURG  
CHESTER COUNTY, PENNSYLVANIA**

**AN ORDINANCE AMENDING THE PARKESBURG BOROUGH ZONING ORDINANCE OF 2015, AS AMENDED, TO ADD A DEFINITION FOR "GROWER/PROCESSOR" AND TO PERMIT THE GENERAL USES, PROCESSING/MANUFACTURING (INCLUDING BUT NOT LIMITED TO THE USE "GROWER/PROCESSOR"), AS OF RIGHT IN THE C-2, GENERAL COMMERCIAL ZONING DISTRICT**

WHEREAS, the Borough of Parkesburg is a municipality and borough located in the Commonwealth of Pennsylvania; and,

WHEREAS, the Borough desires to amend its Zoning Ordinance to include uses consistent with the Pennsylvania Medical Marijuana Act.

NOW THEREFORE, under and by virtue of the authority set forth in the Pennsylvania Municipalities Planning Code, 53 P.S. § 10101 et. seq., the Borough Council of the Borough of Parkesburg does hereby enact and ordain the following Amendments to the Parkesburg Borough Zoning Ordinance of 2015, as amended, as follows:

1. Article II, Section 201 "Definitions" is amended by adding after the definition of "GROUP HOMES" anew definition of "GROWER/PROCESSOR" as follows:

"GROWER/PROCESSOR - A person who holds a permit from the Pennsylvania Department of Health under the Pennsylvania Medical Marijuana Act to grow and process medical marijuana. As recognized in Section 2107 of such Act, a Grower/Process is engaged in manufacturing, processing and production. For purposes of Ordinance, a Grower/Processor is not engaged in Agriculture or an Agricultural Operation."

2. Article XI, Section 110 1. 1 of the C-2, General Commercial District, entitled "USE REGULATIONS" is amended by adding a new subsection S. including processing/manufacturing uses as follows:

"S. Processing/Manufacturing uses generally, including, but not limited to, Grower/Processor."

3. Severability – The provisions of this Ordinance are severable. If any sentence clause, or section of this Ordinance is found to be unconstitutional, illegal and invalid, such unconstitutionality, illegality and validity shall not effect or inure any of the remaining provisions, sentences, clauses or sections of this Ordinance.

It is hereby declared to be the intent of the Borough Council of the Borough of Parkesburg that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

4. Repealer – Any Ordinances, or parts of Ordinances inconsistent with this Ordinance are hereby repealed insofar as they may be inconsistent herewith.
5. Effective date – This Ordinance shall be effective upon passage in accordance with the requirements of the Borough Code.

ENACTED AND ORDAINED this 6<sup>th</sup> day of March, 2017.

  
KATHLEEN M. RICK, President

ATTEST:

  
WENDY A. KEEGAN, Secretary

Approved this 6<sup>th</sup> day of March, 2017.

  
JOHN P. HAGAN, II, Mayor