

TOWNSHIP OF TILDEN

Berks County, Pennsylvania

ORDINANCE NO. 54, 1985

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AN ORDINANCE BY THE BOARD OF SUPERVISORS OF  
THE TOWNSHIP OF TILDEN, BERKS COUNTY,  
PENNSYLVANIA, AMENDING THE ZONING ORDINANCE  
NO. 34, ADOPTED OCTOBER 1, 1973 AND EFFECTIVE  
NOVEMBER 1, 1973

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BE IT ENACTED AND ORDAINED, AND IT IS HEREBY ENACTED AND  
ORDAINED BY THE SUPERVISORS OF THE TOWNSHIP OF TILDEN, BERKS COUNTY,  
PENNSYLVANIA THAT THE TILDEN TOWNSHIP ZONING ORDINANCE OF 1973 ENACTED  
AND ORDAINED ON OCTOBER 1, 1973 AND EFFECTIVE NOVEMBER 1, 1973, IS HEREBY  
AMENDED IN THE FOLLOWING MANNER:

ARTICLE I - DEFINITIONS is hereby amended to provide for the following  
five new terms, as follows:

49. SANITARY LANDFILL. A lot or parcel of land used primarily  
for the disposal of waste.

50. WASTE. Garbage, refuse and other discarded materials  
including, but not limited to, solid and liquid waste material resulting  
from industrial, commercial, agricultural and residential activities.

51. ADULT BOOKSTORE. A commercial establishment having lewd  
material as a significant or substantial portion of its stock-in-trade or  
an establishment with a segment or section devoted to the sale, rental,  
exchange or display of such material.

52. ADULT MOVIE THEATER. An establishment used for showing, for observation by consenting patrons therein, motion pictures, slides or other video presentations, the content of which is characterized or distinguished by an emphasis on lewd material or entertainment.

53. LEWD MATERIAL OR ENTERTAINMENT. Material or entertainment that features topless or bottomless dancers, entertainers, employees or strippers; that shows simulated sex acts or live or actual sex acts; that shows or suggests human genitals in the state of sexual stimulation or arousal; that shows or suggests acts of masturbation, sexual intercourse or sodomy; that shows or suggests the fondling or erotic touching of human genitals, pubic region, buttock or female breasts; that shows human genitals, pubic region, buttock or female breasts below a point immediately above the top of the areola, unless completely and opaquely covered; or, that shows human male genitals in a discernibly turgid state, even if completely and opaquely covered.

54. CABARET. A club, bar, tavern, theater, peep show, hall or similar place that presents lewd entertainment whether live, recorded or simulated, for observation by consenting patrons therein.

ARTICLE VIII: C2 HIGHWAY COMMERCIAL DISTRICTS is hereby amended by providing for the following:

SECTION 802 - USE REGULATIONS is amended to add the following subsection at Paragraph 6:

k. Adult bookstore, adult movie theater or cabaret; provided that no such store, theater or cabaret shall be established within one thousand (1,000) lineal feet of an existing adult bookstore, adult movie

theater, cabaret, church, school, game room or institution for human care.

ARTICLE XVII: L2 INDUSTRIAL DISTRICT is hereby amended by providing for the following:

SECTION 1702 - USE REGULATIONS is amended to add the following new subsection:

7. The following use, when authorized as a special exception by the Zoning Hearing Board and approved by the Board of Supervisors:

a. Sanitary Landfills, so long as the total area of fill controlled, operated, or owned by any individual, corporation, partnership or venture does not exceed 50 acres.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

This Ordinance shall become effective five (5) days from the date of its enactment.

Duly ENACTED and ORDAINED at a public meeting of the Board of Supervisors of the Township of Tilden, Berks County, Pennsylvania, held on the 2nd day of July , 1985.

BOARD OF SUPERVISORS OF THE TOWNSHIP  
OF TILDEN, BERKS COUNTY, PENNSYLVANIA

Vernon A. Reppert  
Earl L. Katzman  
George E. Savage

ATTEST:

Anna M. Shallenbarger  
Secretary

# Board of Supervisors, Tilden Township

R.D.1, Box 526, Berks County

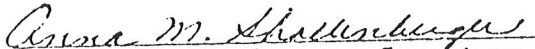
Hamburg, Penna. 19526

Phone  
(215) 562-7410

Secretary  
Anna M. Shollenberger

"I hereby certify that the foregoing ordinance was advertised in the Hamburg Item on June 12 and 19, 1985, a newspaper of general circulation in the Township of Tilden, Berks County, and was duly enacted and approved as set forth at a regular meeting of the Board of Supervisors of the Township of Tilden on July 2, 1985, at 7:30 P.M., prevailing time, in the Township Municipal Building, Tilden Township, Berks County, Pennsylvania."

ATTEST:

  
Anna M. Shollenberger, Secretary