OFFICIAL
BOROUGH OF JEFFERSON HILLS
RESOLUTION NO. 33-2012


WHEREAS, the Commonwealth of Pennsylvania, through enactment of the Municipalities Planning Code, vested local governments with the power to establish zoning districts and regulations; and

WHEREAS, the Borough of Jefferson Hills is among the many municipalities in the Commonwealth that avail themselves of this power to implement local land use controls; and

WHEREAS, the Borough of Jefferson Hills established multiple zoning districts and regulations to provide for certain types of uses and to ensure that development of land within each zoning district was of the same general character, in a manner consistent with the Jefferson Hills Comprehensive Plan, which was adopted by the Borough Council consistent with the Municipalities Planning Code, to protect the health, safety, and welfare of the community; and

WHEREAS, in the judgment of the Borough Council, a wholesale preemption of local municipal zoning regulations, to the extent that such preemption is in conflict with the Municipalities Planning Code, is detrimental to local governments and to those who reside in the Borough of Jefferson Hills.

NOW, THEREFORE, BE IT RESOLVED AND ADOPTED that the Borough Council hereby expresses its opposition to restrictions on the ability of local governments to adopt and implement responsible local municipal zoning regulations that ensure the orderly development of their communities, on the basis that locally tailored zoning regulations adopted in a manner consistent with the Municipalities Planning Code and the community’s comprehensive plan, offer the best means of protecting the health, safety, and welfare of a community’s residents.

AND FURTHER, that the Council of the Borough of Jefferson Hills hereby endorses the Amicus Curiae briefs that have been filed by the Natural Resources Defense Council (NRDC) and the Pennsylvania Chapter of the American Planning Association in appeals currently before the Supreme Court of Pennsylvania that endorsed the principles of
local government determination of land use planning and zoning regulations.

RESOLVED AND ADOPTED by the Council of the Borough of Jefferson Hills meeting in regular and public session this ___ day of October, 2012.

ATTEST:

[Signature]
Douglas C. Arndt
Manager/Secretary

BOROUGH OF JEFFERSON HILLS

BY:

[Signature]
Christopher W. King
President of Council