

**AN AMENDMENT TO THE ORDINANCE OF THE TOWNSHIP OF LEWIS,  
UNION COUNTY, PENNSYLVANIA, AMENDING THE  
LEWIS TOWNSHIP ZONING ORDINANCE #03-1**

- (1) Article II, Section 202 of the Zoning Ordinance is amended to add the following definitions:

**Fence:** A structure of rails, connected stakes, or strung wire erected as an enclosure, barrier, or boundary.

**Concentrated Animal Feeding Operation (CAFO):** A CAFO is a CAO with greater than 300 AEU's, any agricultural operation with greater than 1,000 AEU's, or any agricultural operation defined as a large CAFO under 40 CFR § 122.23. 25 Pa. Code § 92.1

**Concentrated Animal Operation (CAO):** An animal operation with eight or more animal equivalent units (AEU's) where the animal density exceeds two AEU's per acre of land suitable and available for manure application. 25 Pa. Code § 83.201

**"Commercial Livestock Operation"** shall be deleted from Article II, Section 202.

- (2) Article VI, Section 617 (A) of the Zoning Ordinance is amended as follows:

"Commercial Livestock Operation" shall be deleted and replaced with "Concentrated Animal Operation" and/or "Concentrated Animal Feeding Operation" and shall read as follows:

"An owner or operator of a proposed concentrated animal operation (CAO) or concentrated animal feeding operation (CAFO) shall obtain a Township permit to operate a CAO or CAFO, which the Township shall issue to the owner or operator upon the Township's receipt of proof that the owner or operator has an approved nutrient management plan and has obtained all required DEP permits. Agricultural operations that use or produce manure that are not concentrated animal operations (CAO) or concentrated animal feeding operations (CAFO) shall comply with the DEP requirements applicable to such operations, including the requirements specified in 25 Pa. Code § 91.36 and the manuals and guides referenced in that provision.

- (3) Article VI, Section 617, (H) of the Zoning Ordinance is amended as follows:

1. All manure storage facilities shall be set back a minimum of 100 feet and a maximum of 300 feet from any lot line, as applicable under 25 Pa. Code § 83.351.

2. The location for animal housing and manure storage facilities for new or expanding concentrated animal operations or concentrated animal feeding operations shall be in accordance with the approved Odor Management Plan.

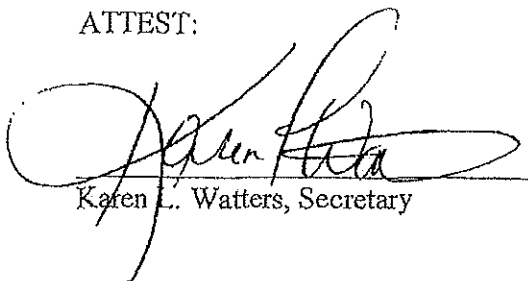
3. Buildings used for animal housing on agricultural operations that are not concentrated animal operations or concentrated animal feeding operations shall be set back a minimum of 100 feet from property lines.

(4) Article VIII, Section 801 for POWERS AND DUTIES of Zoning Hearing Board members is amended to add subsection D as follows:

Zoning Hearing Board members who are directors, officers, partners, or have a direct interest in a business are prohibited from voting on a zoning action which may affect that business.

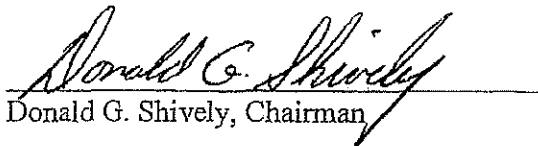
**ENACTED and ORDAINED** as an Amendment to Ordinance No. 03-1 of Lewis Township, Union County, Pennsylvania, this 12th day of October, 2010.

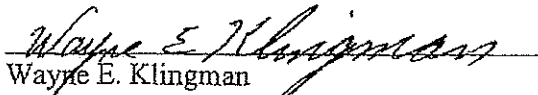
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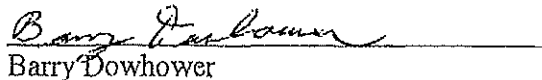
  
Karen L. Watters, Secretary

By:

TOWNSHIP OF LEWIS

  
Donald G. Shively, Chairman

  
Wayne E. Klingman

  
Barry Dowhower