

**APPLICATION TO THE ZONING HEARING BOARD OF  
SOUTH HEIDELBERG TOWNSHIP, BERKS COUNTY, PENNSYLVANIA**

References in this Application to the Zoning Ordinance refer to the Southwestern Berks County Zoning Ordinance, as amended. References in this Application to the Subdivision Ordinance refer to the Subdivision and Land Development Ordinance of South Heidelberg Township, as amended. References in this Application to the MPC refer to the Pennsylvania Municipalities Planning Code, 53 P.S. §10101, et. seq.

TO THE ZONING HEARING BOARD:

1. Date: \_\_\_\_\_, 20\_\_\_\_\_
  
2. Type of Application (check one or more, as applicable):
  1. Substantive challenge to the validity of the Zoning Ordinance or Subdivision Ordinance [Section 909.1(a)(1) of the MPC; Sections 902.1, 902.6 of the Zoning Ordinance]
  
  2. Appeal from a determination of the Zoning Officer, including, but not limited to, the granting or denial of any permit, or failure to act on the Application therefor, the issuance of any cease and desist Order, or the registration or refusal to register any nonconforming use, structure or lot. [Section 909.1(a)(3) of the MPC; Sections 800.2, 807 of the Zoning Ordinance]
  
  3. Appeal from a determination by the Township Engineer or the Zoning Officer with reference to the administration of flood plain provisions in the Zoning Ordinance or the Subdivision Ordinance [Section 909.1(a)(4) of the MPC; Sections 902.1, 902.6 of the Zoning Ordinance]
  
  4. Application for a variance from the terms of the Zoning Ordinance. [Section 909.1(a)(5) of the MPC; Section 902.4 of the Zoning Ordinance]
  
  5. Application for special exception under the Zoning Ordinance. [Section 909.1(a)(6) of the MPC; Section 902.5 of the Zoning Ordinance]
  
  6. Appeal from the determination of any officer or agency charged with the administration of any transfers of development rights or performance density provisions of the Zoning Ordinance. [Section 909(a)(7) of the MPC; Sections 902.1, 902.6 of the Zoning Ordinance]

7. Appeal from a determination of the Zoning Officer under Section 916.2 of the MPC (preliminary opinion of the Zoning Officer). [Section 909.1 (a)(8) of the MPC; Sections 902.1, 902.6 of the Zoning Ordinance]

8. Appeal from a determination of the Zoning Officer or Township Engineer in the administration of any provision of the Zoning Ordinance or Subdivision Ordinance with reference to sedimentation and erosion control and storm water management insofar as the same relates to development not involving Applications under the Subdivision Ordinance. [Section 909.1(a)(9) of the MPC; Section 902.1, 902.6 of the Zoning Ordinance]

3. Applicant(s):

A. Name(s): \_\_\_\_\_

B. Mailing Address: \_\_\_\_\_  
\_\_\_\_\_

C. Telephone Number: \_\_\_\_\_

D. Legal Status of Applicant(s) (check one):

- Owner(s) of legal title. [Attach copy of Deed]
- Owner(s) of equitable title.
- Tenant(s) with permission of owner of legal title. [Complete attached Consent of Owner form]
- Other (describe) \_\_\_\_\_

4. Attorney, if any, for Applicant(s):

A. Name: \_\_\_\_\_

B. Mailing Address: \_\_\_\_\_  
\_\_\_\_\_

C. Telephone Number: \_\_\_\_\_

5. Owner(s) of legal title of subject property [if other than Applicant]:

A. Name: \_\_\_\_\_

B. Mailing Address: \_\_\_\_\_

\_\_\_\_\_

C. Telephone Number: \_\_\_\_\_

6. Subject Property:

A. Present Zoning District Classification(s): \_\_\_\_\_

B. Number and Street Address: \_\_\_\_\_

C. Location, with reference to nearby intersections or prominent features:

\_\_\_\_\_

\_\_\_\_\_

D. Tax Parcel No.: \_\_\_\_\_

E. Dimensions:

(1) Area: \_\_\_\_\_

(2) Frontage: \_\_\_\_\_

(3) Depth: \_\_\_\_\_

F. Size, construction and use of existing improvements, or use of land, if unimproved:

\_\_\_\_\_

\_\_\_\_\_

7. Describe the proposed improvements, additions, uses and/or other development of the subject property to be made under the Application, including the size of the same and the materials and general construction thereof.

8. Describe the manner in which proposed improvements, additions, uses and/or other development differ from that permitted as of right.
  
9. State the factual and legal grounds believed to support the Application, including citations to specific Sections of the Zoning Ordinance, Subdivision Ordinance or other Ordinances or Acts relied upon.
  
10. Has any previous Application (including a previous challenge, Appeal or Petition) been filed concerning the subject matter of this Application?  Yes  No
  
- 11. List the names and addresses of all owners and occupiers of every lot adjacent to the subject property, including properties immediately opposite streets and roads from the subject property.**
  
12. If this is an appeal of the procedure by which an ordinance has been adopted, set forth the procedural questions or alleged defects in the process of enacted or adopted to be decided by this Application.
  
13. If this is an Appeal from one or more determinations of the Zoning Officer or Township Engineers, set forth the legal and/or factual issues to be decided by this Application, including any interpretations requested.
  
14. If this is a Variance or Special Exception request (or both), set forth the provisions of the Zoning Ordinance from or under which the variance or special exception is being requested.

**NOTE: Attach six (6) copies of Plan of real estate affected, including location and size of lot, size of improvements now erected and proposed to be erected thereon, or other changes desired, together with six (6) copies of all other documents, submittals or information attached to this Application. The Application will not be processed unless six (6) copies of the Application, together with all drawings, plans or other submittals along with the Application Fee of \$1,000. 00 are submitted.**

If more space is required in order to answer any of the questions in this Application, attach additional sheets and make reference on those additional sheets to the specific question or questions answered on each sheet.

I/We hereby certify that the above information is true and correct to the best of my/our knowledge, information and belief.

Applicant(s):

\_\_\_\_\_  
\_\_\_\_\_

**CONSENT OF OWNERS(S) OF LEGAL TITLE**

[To be completed if the Applicant(s) is/are not the owner(s) of legal title of the subject property.]

I/We hereby represent and acknowledge that I/we am/are the owner(s) of legal title of the subject property of this Application, and that I/we hereby consent to the filing of this Application by the Applicant(s) named herein.

Owner(s) of Legal Title

\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

South Heidelberg Township • 555A Mountain Home Road, Sinking Spring, PA 19608 • 610-678-9652

**TO BE COMPLETED BY THE TOWNSHIP OFFICE:**

Application No. \_\_\_\_\_ Date Filed: \_\_\_\_\_ Time Filed: \_\_\_\_\_ Fee Paid: \_\_\_\_\_