

# UPPER FREDERICK TOWNSHIP

P.O. Box 597, Frederick, PA 19435

TOWNSHIP BUILDING  
3205 Big Road, Obelisk, PA 19492

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

APPLICATION NO. \_\_\_\_\_ DATE FILED: \_\_\_\_\_ TIME FILED: \_\_\_\_\_

ADMINISTRATIVE FEE PAID: \_\_\_\_\_

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## APPLICATION TO ZONING HEARING BOARD OR BOARD OF SUPERVISORS

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1. Date: \_\_\_\_\_

2. Type of Application (check one or more, as applicable):

A. TO THE ZONING HEARING BOARD:

- 1. Substantive challenge to the validity of the Zoning Ordinance or Subdivision Ordinance. [Section 909.1(a)(1) of the MPC; Section 285-28.A of the Zoning Ordinance]
- 2. Challenge to the validity of the Zoning Ordinance or the Subdivision Ordinance raising procedural questions or alleged defects in the process of enactment or adoption. [Section 909.1(a)(2) of the MPC; Section 285-28.B of the Zoning Ordinance]
- 3. 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 therefore, 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; Section 285-28.C of the Zoning Ordinance]
- 4. 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; Section 285-28.D of the Zoning Ordinance]
- 5. Application for a variance from the terms of the Zoning Ordinance. [Section 909.1(a)(5) of the MPC; Section 285-28.E of the Zoning Ordinance]

- 6. Application for special exception under the Zoning Ordinance. [Section 909.1(a)(6) of the MPC; Section 285-28.F of the Zoning Ordinance]
- 7. Appeal from the determination of any officer or agency charged with the administration of any performance density provision of the Zoning Ordinance. [Section 285-28.G of the Zoning Ordinance]
- 8. 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]
- 9. 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 285-28.G of the Zoning Ordinance]
- 10. Interpretation of the words, terms, rules, regulations, provisions and restrictions of the Zoning Ordinance where there is doubt as to the meaning thereof, including determination, in specific instances where questionable uses are permitted by virtue of being "similar to or customarily incidental to" uses as provided by the Zoning Ordinance. [Section 285-28.H of the Zoning Ordinance]

B. TO THE BOARD OF SUPERVISORS:

- 1. Application for curative amendment to the Zoning Ordinance pursuant to Sections 609.1 and 916.1(a)(2) of the MPC. [Section 909.1(b)(4) of the MPC; Section 285-24 of the Zoning Ordinance]
- 2. Petition for amendment to the Zoning Ordinance or Subdivision Ordinance. [Section 909.1(b)(5) of the MPC; Section 285-20 of the Zoning Ordinance]
- 3. Appeal from a determination of the Zoning Officer or the Township Engineer in the administration of provisions of the Subdivision Ordinance with reference to sedimentation and erosion control and storm water management insofar as the same relate to Applications for land development under the Subdivision Ordinance. [Section 909.1(b)(6) of the MPC]
- 4. Application for conditional use. [Section 913.2 of the MPC; Section 285-96 of the Zoning Ordinance]
- 5. Application for Institutional and Recreation District overlay. [Section 285-123 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.

Owner(s) of equitable title.

Tenant(s) with permission of owner of legal title.

\_\_\_\_\_ 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(s)]:

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

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

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

6. Subject Property:

A. Present Zoning District Classification: \_\_\_\_\_

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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



12. If Section 2.A.2 (procedural challenges) has been checked, set forth the procedural questions or alleged defects in the process of enactment or adoption to be decided by this Application.
  
13. If Section 2.A.3, 2.A.4, 2.A.7, 2.A.8, 2.A.9, 2.A.10 or 2.B.3 (Appeals from various determinations of the Zoning Officer or Township Engineer) has been checked, set forth the legal and/or factual issues to be decided by this Application, including any interpretations requested.
  
14. If Section 2.A.5 (variance) or 2.A.6 (special exception) has been checked, set forth the provisions of the Zoning Ordinance from or under which the variance or special exception is being requested.
  
15. If Section 2.B.2 (Amendments to Zoning Ordinance or Subdivision Ordinance) has been checked, set forth, in an attachment hereto, the exact text of the requested Amendments.
  
16. If Section 2.B.5 (Application for Institutional and Recreation District overlay) has been checked, provide the following:
  - A. A community impact analysis, including the information required by Section 285-123.A of the Zoning Ordinance.
  - B. A legal description of the area involved.
  - C. A map showing the location of the property.

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 OWNER(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: \_\_\_\_\_

**ACKNOWLEDGMENT OF INDIVIDUAL**

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_

On this, the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me \_\_\_\_\_, the undersigned officer, personally appeared \_\_\_\_\_, known to me (or satisfactorily proven) to be the person whose name \_\_\_\_\_ subscribed to the within instrument, and acknowledged that (he/she/they) executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

\_\_\_\_\_

Notary Public

Printed Name: \_\_\_\_\_

My Commission Expires:

\_\_\_\_\_