

# Code of Ordinances of the Township of Canton

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**CODE OF ORDINANCES**  
**of the**  
**TOWNSHIP OF CANTON**  
**Washington County, Pennsylvania**

**Published by Authority of the Township**

**Adopted May 15, 2002**

Code originally published by:

**PENNS VALLEY PUBLISHERS**

(A Division of Fry Communications, Inc.)  
Mechanicsburg, Pennsylvania

Code revised and supplemented through:  
Supplement I; September 30, 2009, by:

**KEYSTATE PUBLISHERS, INC.**  
Shippensburg, PA 17257

The Township of Canton Code of Ordinances was adopted by the Township of Canton by *Ord. 2-2002* and published by Penns Valley Publishers on May 15, 2002. It has been subsequently revised and supplemented by Keystate Publishers, Inc., as follows:

Supplement I; September 30, 2009

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**OFFICIALS**  
**of the**  
**CANTON TOWNSHIP**  
Washington County of  
Pennsylvania

**ELECTED OFFICIALS**

**BOARD OF SUPERVISORS**

President	-	Robert Franks
	-	Samuel Bear
	-	John Sheppard
	-	
	-	
	-	
Tax Collector	-	Sharen Mosier
Auditors	-	Judith Vitteck
	-	Brenda Wright
	-	Debra Wright

**APPOINTED OFFICIALS**

Secretary/Treasurer	-	Susan Paul
Codes Officer	-	Robert Neitzelt
Solicitor	-	Dennis Makel & Associates
Engineer	-	HMT & Associates, Inc.



## FOREWORD

### History

This comprises the codification of the ordinances of the Township of Canton. The Township was originally settled in 1774 and was incorporated as a Second Class Township from parts of on June 10, 1971 from parts of Morris, Hopewell, Strabane and Chartier Townships.

The Code of Ordinances of the Township was prepared by Penns Valley Publishers, a division of Fry Communications, Inc., and adopted by the Township Board of Supervisors on May 15, 2002 by Ordinance Number 2-2002.

### Organization

The Code contains four parts which are (1) the valid current ordinances of the Township contained in Chapters 1 through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the Key to the disposition of each ordinance ever enacted by the Township, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found. The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Key to disposition indicates what action has been taken by the Township Board of Supervisors with regard to every ordinance ever enacted. An ordinance has either been (1) specifically repealed, (2) superseded by another ordinance, (3) is located in a Chapter of the Code book, or (4) is located in the Appendix. Annual tax rate and budget ordinances are located only in the Key. The Key is a cross reference to the original ordinance books of the Township, and to the location within the Code of each ordinance by number.



ORDINANCE NO. 2-2002

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE TOWNSHIP OF CANTON, WASHINGTON COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Board of Supervisors hereby ordains:

**Section 1. Adoption.** The "Code of Ordinances, Township of Canton," as prepared and published for the said Township, is hereby adopted as a consolidation, codification and revision of the ordinances of the Township. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Township organized as follows:

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Chapter 1 . . . . Administration and Government  
Chapter 2 . . . . Animals  
Chapter 3 . . . . Bicycles [Reserved]  
Chapter 4 . . . . Buildings  
Chapter 5 . . . . Code Enforcement [Reserved]  
Chapter 6 . . . . Conduct  
Chapter 7 . . . . Fire Prevention and Fire Protection  
Chapter 8 . . . . Floodplains  
Chapter 9 . . . . Grading and Excavating [Reserved]  
Chapter 10 . . . Health and Safety  
Chapter 11 . . . Housing  
Chapter 12 . . . Libraries [Reserved]  
Chapter 13 . . . Licenses, Permits and General Business Regulations  
Chapter 14 . . . Mobile Homes and Mobile Home Parks  
Chapter 15 . . . Motor Vehicles and Traffic  
Chapter 16 . . . Parks and Recreation  
Chapter 17 . . . Planned Residential Development [Reserved]  
Chapter 18 . . . Sewers and Sewage Disposal  
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APPENDIX:

- A. . . . . Annexation of Territory
- B. . . . . Bond Issues and Loans
- C. . . . . Franchises and Services
- D. . . . . Governmental and Intergovernmental Affairs
- E. . . . . Plan Approval
- F. . . . . Public Property
- G. . . . . Sewers
- H. . . . . Streets and Sidewalks
- I. . . . . Water
- J. . . . . Zoning; Prior Ordinances

Key to the Disposition of All Ordinances

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Township shall be authoritative.

**Section 2. Citation and Effective Date.** The codification referred to in Section 1 of this ordinance shall be known and cited officially as the "Township Code of Ordinances," and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

**Section 3. Saving Clause.** The provisions of the Township Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Township Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

**Section 4. Consolidation and Revision.** As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. Consolidations

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
15, Entire Chapter	Motor Vehicles and Traffic	4-1998; 2-2000; 3-2000; 9-2000, 4-2001

B. Revisions

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
1, 2, §1-201 - 1-203	Canton Township Fire Com- pany and Relief Association	Res. 11/25/1975

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
6, 1, §§6-101 - 6-108	Curfew	23
14, 1, §§14-101 - 14-114	Rules and Regulations	3-1977
21, 1, §21-101 - 21-120	Street Excavations	1-1974
24, 2, §§24-201 - 24-211	Amusements Tax	21

**Section 5. New Enactments, Amendments and Repeals.** As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. New Enactments

<u>Chapter,Part,Section</u>	<u>Subject</u>
4, Part 1, §4-106	Permits; Exceptions
10, Part 3, §10-301 - 10-308	Storage of Motor Vehicle Nuisances
16, Part 1, §§16-101 - 16-125	Parks and Recreation
19, Part 1, §§19-101 - 19-112	Signs and Billboards
21, Part 2, §21-201 - §21-206	Driveway Construction

B. Amendments

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
1, Part 1, §1-101	Officials; Compensation of Township Supervisors	3-1985, §§1, 2
2, Part 1, §2-104	Animals; Keeping of Animals	5-1998, §4
8, Part 2, §8-202	Administration; Issuance of Building Permit	3-1989, §2.01
8, Part 2, §8-203	Administration; Application Procedures and Requirements	3-1989, §2.02
8, Part 2, §8-210	Administration; Fees	3-1989, §2.09
8, Part 2, §8-211	Administration; Enforcement	3-1989, §2.10

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
8, Part 4, §8-401	Technical Provisions; General	3-1989, §4.00
8, Part 4, §8-402	Technical Provisions; Special Requirements for FW, FE, and FA Areas	3-1989, §4.01
8, Part 4, §8-405	Technical Provisions; Development Which May Endanger Human Life	3-1989, §4.04
8, Part 5, §8-501	Activities Requiring Special Permits; General	3-1989, §5.00
8, Part 5, §8-502	Activities Requiring Special Permits; Application Requirements for Special Permits	3-1989, §5.01
8, Part 5, §8-503	Activities Requiring Special Permits; Application Review Procedures	3-1989, §5.02
8, Part 5, §8-504	Activities Requiring Special Permits; Special Technical Requirements	3-1989, §5.03
10, Part 1, §10-101	Storage of Nuisances; Storage of Nuisances Prohibited	15-1953, §1
13, Part 1, §13-106	Mechanical Amusement Devices; License Fees	1-1982, §6
13, Part 1, §13-107	Mechanical Amusement Devices; Display of License	1-1982, §7
13, Part 2, §13-201	Transient Retail Business; Definitions	2-1969, §1
13, Part 2, §13-204	Transient Retail Business; Fee	2-1969, §4
13, Part 3, §13-302	Municipal Waste Hauler Licensing; Definitions	5-1991, §II
13, Part 3, §13-303	Municipal Waste Hauler Licensing; Prohibited Activities	5-1991, §III
13, Part 3, §13-305	Municipal Waste Hauler Licensing; Licensing Requirements	5-1991, §V

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
20, Part 1, §20-102	Recycling; Definitions	3-1991, §II
20, Part 1, §20-103	Recycling; Establishment of Program; Grant of Power	91-3, §III
20, Part 2, §20-202	Solid Waste; Definitions	4-1991, §II
20, Part 2, §20-205	Solid Waste; Standards and Regulations for Collection	4-1991, §V
21, Part 2, §20-206	Solid Waste; Licensing Requirements	91-4, §VI
24, Part 1, §24-101	Realty Transfer Tax; Short Title	Res. 19
24, Part 1, §24-102	Realty Transfer Tax; Authority	Res. 19
24, Part 1, §24-103	Realty Transfer Tax; Definitions	Res. 19
24, Part 1, §24-104	Realty Transfer Tax; Imposition of Tax; Interest	Res. 19
24, Part 1, §24-105	Realty Transfer Tax; Exempt Parties	Res. 19
24, Part 1, §24-106	Realty Transfer Tax; Excluded Transactions	Res. 19
24, Part 1, §24-107	Realty Transfer Tax; Documents Relating to Associations or Corporations and Members, Partners, Stockholders or Shareholders Thereof	Res. 19
24, Part 1, §24-108	Realty Transfer Tax; Acquired Company	Res. 19
24, Part 1, §24-109	Realty Transfer Tax; Credits Against Tax	Res. 19
24, Part 1, §24-110	Realty Transfer Tax; Extension of Lease	Res. 19
24, Part 1, §24-111	Realty Transfer Tax; Proceeds of Judicial Sale	Res. 19
24, Part 1, §24-112	Realty Transfer Tax; Duties of Recorded of Deeds	Res. 19

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
24, Part 1, §24-113	Realty Transfer Tax; State- ment of Value	Res. 19
24, Part 1, §24-114	Realty Transfer Tax; Civil Penalties	Res. 19
24, Part 1, §24-115	Realty Transfer Tax; Lien	Res. 19
24, Part 1, §24-116	Realty Transfer Tax; En- forcement	Res. 19
24, Part 1, §24-117	Realty Transfer Tax; Regula- tions	Res. 19

C. Repeals

<u>Ordinance</u>	<u>Subject</u>
18-1954	Conduct and Nuisances
22	Per Capita Tax
23	Curfew
26	House Trailer Tax
3-1967	Septic Tanks

**Section 6. Adoption of Standard Codes by Reference.** As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

<u>Chapter,Part,Section</u>	<u>Short Title</u>
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**Section 7. Land Use Amendments.** The Township Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapters 22 and 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. New Provisions. The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>
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B. Revised Provisions. The following provisions of the Code are revised, the text of which indicates deletions by strike-through and additions by underline, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
27, Part 12, §27-1202	C-3 Highway Commercial District; Conditional Use Provisions	2-1997, §12.1
27, Part 14, §27-1402	M-2 Heavy Industrial District; Conditional Use Provisions	2-1997, §14.1
27, Part 17, §27-1705	Supplementary Regulations; Environmental Protection	2-1997, §17.4
27, Part 17, §27-1708	Supplementary Regulations; Performance Standards	2-1997, §17.7
27, Part 17, §27-1710	Supplementary Regulations; Single Unit Mobile Home Installation	2-1997, §17.9

C. Repealed Provisions. The following provisions of the Code are repealed, the text of which indicates deletions by strike-through, and are as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
None		

**Section 8. Procedural Changes.** The following minor procedural changes have been made to existing Township ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Township Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

**Section 9. Amending the Code of Ordinances.** The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision - "Chapter \_\_\_, Part \_\_\_, Section \_\_\_, Subsection \_\_\_ is hereby amended [revised] to read as follows..."

- B. Additions - "Chapter \_\_\_, Part \_\_\_, Section \_\_\_, Subsection \_\_\_ is hereby amended by the addition of the following..."
- C. Repeal - "Chapter \_\_\_, Part \_\_\_, Section \_\_\_, Subsection \_\_\_ is hereby repealed in its entirety."

**Section 10. Responsibility for Code of Ordinances.** It shall be the responsibility of the Township Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Township Code of Ordinances and shall be available for public inspection.

**Section 11. Penalties.** It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Township. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs or, in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

**Section 12. Severability of Parts of Codification.** It is hereby declared to be the intention of the Board of Supervisors that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED THIS 15<sup>th</sup> day of May, 2002.

ATTEST:

CANTON TOWNSHIP

/s/ Lori M. Castle  
Secretary

By /s/ Chad Smith  
CHAIRMAN OF THE BOARD OF SUPERVISORS

## FEE RESOLUTION

A resolution establishing fees for the filing of applications, permits and licenses for the Township.

WHEREAS, the Board of Supervisors of the Township has adopted a codification, consolidation and revision of the ordinances of the Township; and,

WHEREAS, it is the desire of the Board of Supervisors of the Township to eliminate all filing fees, permit fees and license fees from the Code of Ordinances and enact them instead by resolution; and,

NOW, THEREFORE BE IT RESOLVED THAT and it is hereby resolved by the Board of Supervisors of the Township that all fees are hereby fixed as follows:

<b>SUBJECT</b>	<b>FEES</b>
<b>AGRICULTURAL SECURITY AREA PETITION</b>	
Filing fee	\$1,500
<b>BILLBOARDS</b>	\$400
<b>BUILDINGS</b>	
<b>Accessory Buildings</b>	
Under 120 sq. ft.	no cost
120 sq. ft. - 500 sq. ft.	\$35
Over 500 sq. ft.	\$0.24 sq. ft.
<b>Building Permit Including Mobile Homes</b>	
*Includes pertinent building inspections	
Residential	\$0.25 sq. ft.
Commercial	\$0.30 sq. ft.
<b>Decks</b>	Approximate cost of project fee schedule applies
<b>Demolition Permits</b>	
Residential	\$50
Commercial	\$100
Industrial	\$150

**SUBJECT****FEEES****Interior Renovation - All Types  
Approximate Project Cost Fee Schedule**

\$0 - \$500	\$15
\$501 - \$2,000	\$15 first \$500 plus \$1 for each additional \$1,000
\$2,001 - \$25,000	\$30 first \$2,000 plus \$4 for each additional \$1,000
\$25,001 - \$50,000	\$150 first \$25,000 plus \$3 for each additional \$1,000
\$50,001 - \$100,000	\$200 first \$50,000 plus \$2 for each additional \$1,000
\$100,001 - \$500,000	\$300 first \$100,000 plus \$1.50 for each additional \$1,000
\$500,001 and up	\$500 first \$500,000 plus \$1 for each additional \$1,000

**Swimming Pool over 4 ft deep**

Approximate cost of project fee schedule applies

**DRIVEWAY PERMIT**

Residential	\$30
Commercial	\$60

**FIREWORKS PERMIT FEE**

\$250

**FLOODPLAINS****Administration**

## Fees

Estimated cost is \$0 to \$200	\$0
Estimated cost is \$201 to \$1,000	\$5
Estimated cost of each additional \$1,000 or part thereof beyond the first \$1,000	\$1

**GRADING, FILLING AND EXCAVATION PERMITS (excludes new single-family dwelling basement excavation and grading)**

<b>SUBJECT</b>	<b>FEEES</b>
Up to 1,000 CY	\$80
1,001 - 5,000 CY	\$230
5,001 - 10,000 CY	\$355
10,001 - 20,000 CY	\$540
20,001 - 40,000 CY	\$885
<b>HOME OCCUPATION LICENSE</b>	\$25 per calendar year

**INSPECTIONS**

<b>Washington East Washington Joint Authority (WEWJA)</b>	\$45
<b>Local Co-operative Sanitation Council (LCSC)</b>	\$110

**LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS**

**Liquor License Transfers**

Hearings conducted for transfer of a liquor license pursuant to 47 P.S. §4-461: Any person, company or entity who seeks to transfer a liquor license pursuant to the provisions of the Pennsylvania Liquor Code which requires a hearing, shall deposit with the Township the following:

- A. A completed application on a form provided by the Township.
- B. A filing fee of \$500.
- C. An escrow deposit of \$2,500 for payment of any costs, fees, evaluations or consultants obtained or requested by the Township in connection with such hearing or the evaluation of the approval of such transfer.

**Mechanical Amusement Devices**

Juke boxes	\$50/machine
Mechanical or electronic amusement devices	\$50/machine

**Transient Retail Business**

Fee	\$5, where more than one license is issued upon application, additional fees for such additional licenses shall be \$0.50 per license.
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<b>SUBJECT</b>	<b>FEES</b>
<b>MUNICIPAL LIEN LETTERS</b>	\$15
<b>OCCUPANCY PERMIT</b>	
Residential	\$50
Commercial	\$100
<b>ROAD OPENING</b>	\$500 deposit; \$200 after inspection plus \$1,500 12 month bond
<b>SALVAGE YARD PERMIT NEW YARDS ONLY</b>	\$1,000
<b>SANITARY SEWER CERTIFICATION</b>	
application fee	\$45
<b>SIGN PERMITS</b>	
Up to 50 sq. ft	\$50
Over 51 sq. ft	\$100
<b>SUBDIVISIONS</b>	
<b>Minor</b>	\$200
<b>Major</b>	\$400
<b>Mobile Home Park</b>	\$100 per berth
<b>Site Plan Review</b>	Actual cost incurred by Township Engineer's Review Fee
<b>TRASH HAULER PERMIT</b>	\$50 per calendar year
<b>ZONING</b>	
Investigation fee for adult businesses (§27-1402)	\$500
<b>Comprehensive Plan</b>	\$20 per copy
<b>Conditional Use Hearing</b>	\$250
<b>Copies</b>	\$0.20 per page
<b>Curative Amendments</b>	\$400
<b>Special Exceptions</b>	\$500
<b>Subdivision Ordinance</b>	\$20 per copy
<b>Zoning Change Requests</b>	\$600

<b>SUBJECT</b>	<b>FEEES</b>
<b>Zoning Hearing Appeals</b>	
Residential	\$350
Commercial	\$600
Industrial	\$600
<b>Zoning Maps</b>	\$3 per copy
<b>Zoning Ordinance</b>	\$20 per copy

RESOLVED THIS 15<sup>th</sup> day of May, 2002.

ATTEST:

CANTON TOWNSHIP

/s/ Lori M. Castle

/s/ Chad Smith

Secretary

CHAIRMAN OF THE BOARD OF SUPERVISORS

