

**BARRETT TOWNSHIP  
MONROE COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 159**

**AN ORDINANCE OF THE TOWNSHIP OF BARRETT, COUNTY OF MONROE, AND COMMONWEALTH OF PENNSYLVANIA, AMENDING THE BARRETT TOWNSHIP ZONING ORDINANCE AS IT PERTAINS TO THE USE OF ALL TERRAIN VEHICLES, MOTORCYCLES AND OTHER SIMILAR MOTORIZED RECREATIONAL VEHICLES IN CERTAIN ZONING DISTRICTS WITHIN BARRETT TOWNSHIP.**

**BE IT ORDAINED AND ENACTED** by the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, pursuant to the powers permitted by Sections 1506, 1516, 1527, 1529 and 1601 of the Second Class Township Code and Section 609 of the Pennsylvania Municipalities Planning Code, the following:

**SECTION 1. - TITLE. -**

This Ordinance shall be known and may be cited as the "Barrett Township Zoning Ordinance Amendment for All Terrain Vehicles and similar motorized vehicles."

**SECTION 2. - ADDITION OF NEW SECTION 3.700. -**

A new Section 3.700 is hereby added to Article III (District Regulations) of the Barrett Township Zoning Ordinance as follows:

3.700 Recreational Vehicles. No gasoline-powered or diesel-powered All Terrain Vehicle (ATV), motorcycle, go-cart or similar vehicle shall be permitted, either as a principal or accessory use, on any property located within an R-2 or B-1 Zoning District in Barrett Township. Subject to their compliance with all other Barrett Township ordinances, such vehicles are permitted as accessory uses on property located within in R-1, T-1, S-1, and M-1 Zoning Districts, but only where the said property is a minimum of three (3) acres in size. Otherwise, such vehicles shall not be permitted in R-1, T-1, S-1 or M-1 Zoning Districts, and shall not be permitted on any Township open space/park properties.

- (a) This restriction concerning ATVs, motorcycles and similar vehicles shall not apply to: (i) emergency driving situations requiring the utilization of such vehicles; or (ii) the use of such vehicles in a work capacity such as snow removal, hauling wood, farming or agricultural uses or similar private activities.
- (b) Enforcement. – The provisions of this Section 3.700 shall be administered in accordance with Article VI of the Barrett

Township Zoning Ordinance and any violations hereof shall be subject to the penalties and other remedies available to the Township pursuant to Section 6.390 of the Zoning Ordinance.

**SECTION 3. – SEVERABILITY. -**

The provisions of this Ordinance are severable. If any sentence, clause or section is for any reason found to be unconstitutional, illegal or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provisions had not been included herein.

**SECTION 4. – REPEALER. -**


All ordinances or parts of ordinances in conflict herewith shall be and the same are hereby repealed.

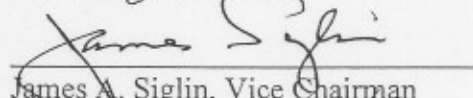
**SECTION 5. – EFFECTIVE DATE. -**

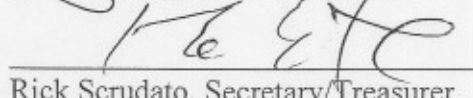
This Ordinance shall take effect five (5) days after the date of its enactment.

**ORDAINED AND ENACTED** into an Ordinance at a regular meeting of the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, this 24 day of July, 2008.

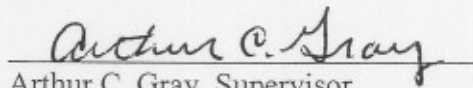
**BOARD OF SUPERVISORS OF  
BARRETT TOWNSHIP**

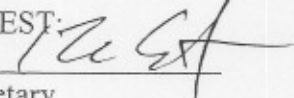
  
Phil Dente, Chairman

  
James A. Siglin, Vice Chairman

  
Rick Scudato, Secretary/Treasurer

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John Seese, Supervisor

  
Arthur C. Gray, Supervisor

ATTEST:   
Secretary

(TOWNSHIP SEAL)

**CERTIFICATION**

I hereby certify that the attached Ordinance is a true and correct copy of an Ordinance enacted by the Board of Supervisors of Barrett Township, Monroe County, Pennsylvania, on the 24 day of July, 2008.



(TOWNSHIP SEAL)

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Rick Scrudato, Secretary  
Barrett Township Board of Supervisors  
R.R. 2, Box 2337  
Cresco, PA 18326