

## ARTICLE 1

### TITLE, PURPOSES, AND LEGAL CLAUSES

#### 101 SHORT TITLE

This Ordinance shall be known and may be cited as: "The Whitehall Township Zoning Ordinance".

#### 102 REPEAL AND SAVINGS CLAUSE

As of and after the Effective Date of this Ordinance, as stated in Section 107, all previous Whitehall Township Zoning Ordinances, including the most recent ordinance dated August 21, 1995, and including amendments and additions thereto, are repealed. The repeal of said ordinances shall not release any penalty or liability incurred under said ordinances, and such ordinances shall be treated as remaining in force for the purpose of instituting or continuing any proper action for the enforcement of such penalty or liability.

#### 103 ZONING MAP

The Zoning Map made a part of this Ordinance is deemed a part of this Zoning Ordinance.

#### 104 VALIDITY AND SEVERALTY CLAUSE

If a court of competent jurisdiction shall declare any part of this Ordinance to be invalid, such ruling shall not affect any other provision of this Ordinance not specifically included in said ruling. If a court of competent jurisdiction shall declare invalid the application of any provision of this Ordinance to a particular lot, zone, use, or structure, such ruling shall not affect the application of said provision to any other lot, zone, use, or structure not specifically included in said ruling.

**105 CONFLICT WITH OTHER PROVISIONS OF THIS ORDINANCE, WITH OTHER LAWS OR ORDINANCES, OR OTHER PRIVATE RESTRICTIONS OR COVENANTS**

A. Where any condition imposed by any provision of this Ordinance upon the use of any lot, or structure is either more restrictive or less restrictive than any comparable condition imposed by any other provision of this or another applicable ordinance, or adopted under any other law, then in such case the provision which is more restrictive or which imposes a higher standard or requirement shall govern.

B. This Ordinance is not intended to abrogate any easement, subdivision restriction, or other private agreement; provided that where any provision of this Ordinance is more restrictive or imposes a higher standard or requirement than such easement, subdivision restriction, or other private agreement, then the provisions of this Ordinance shall govern.

**106 PERIOD OF EFFECTIVENESS**

This Ordinance shall remain in full force and effect henceforth, unless repealed.

**107 EFFECTIVE DATE: PUBLICATION**

This Ordinance shall take effect on the eighth day after publication of a notice that such Ordinance has been adopted.

Made, passed, and adopted by the Township Board of the Township of Whitehall, this 8th day of June, 2004.