

APPENDIX 2

ACT 167 STORM WATER MANAGEMENT EXEMPTION CRITERIA

Existing Developed Properties:

Lands improved with existing structures may be exempted for an additional 1,000 square feet of impervious surface in all Zoning Districts provided that flows from the site after development leave the site in the same manner as the pre-development condition and there are no adverse effects to the adjacent property(ies).

Existing Properties in Effective Agricultural Zones and Conservation Zones:

The following criteria apply to all existing lots, whether vacant or with existing improvements, in conservation zones and effective agricultural areas of one (1) lot per 20 acres or larger. All farms for which an exemption is requested shall have a Conservation Plan approved by the appropriate officials. This exemption applies to the parent tract of record and any lots subdivided from it. After the *Cumulative New Impervious Areas Exempt from Ordinance* has been used for a parent tract, there will be no additional exemptions. The criteria below apply to the parent tract.

| Total Parcel Size | Minimum Distance, Feet⁽¹⁾ | Cumulative New Impervious Areas Exempt from Ordinance |
|--------------------------|---|--|
| 0-0.5 Acre | 10 | 500 sq. ft. |
| 0.5-1 Acre | 50 | 2,500 sq. ft. |
| 1-2 Acres | 100 | 10,000 sq. ft. |
| >2-5 Acres | 250 | 15,000 sq. ft. |
| >5 Acres | 500 | 20,000 sq. ft. |

⁽¹⁾ The minimum distance between the proposed impervious area and/or storm water controls/structure discharge point to the downslope property line of the parent tract. In lieu of meeting the minimum distance criteria, the applicant may provide documentation from a Qualified Registered Professional in the state of Pennsylvania that the increased flows from the site leaves the site in the same manner as the pre-development condition and that there will be no adverse effects to adjacent property, or the increased flows reach a natural drainage way or existing storm water management structure before affecting adjacent property.