



Party to a Public Hearing Request Form

Proposed Intervenor Information

Name _____ Phone _____

Physical Address _____ City _____, Zip _____

Organization (when applicable) _____

E-mail _____

Request

1. Name of application which requesting party status:

2. Location of the Proposed Intervenor's property in relation to the property subject to the application:

3. Alleged impact of the application on the lands of the Proposed Intervenor:

Parties and Standing *

Section 908(3) of the Pennsylvania Municipalities Planning Code (MPC) specifies that, in addition to the applicant “parties to the hearing shall be the municipality, any person affected by the application who has made timely appearance of record before the board, and any other person (including civic or community organizations) permitted to appear” by the Board of Supervisors. The Board of Supervisors are authorized to require that all persons who wish to be considered as parties enter an appearance in writing on a form provided by the Township for that purpose. However, the form functions simply as a means to indicate to the Board of Supervisors one’s interest in being considered as a party; it does not guarantee party status.

The Board of Supervisors decide who may participate in the hearing before it as a party, subject to the provisions of Section 908(3) of the MPC, and formally acknowledge such parties for the record. Standing to participate as a party may be challenged by the applicant. Such challenges should be raised at the time the person is seeking party standing.

Where the MPC permits standing to any person “affected” by the application, this provision requires the Board of Supervisors to consider if a person claiming party status is “affected” by the matter before it. The courts have determined that a claim based purely on taxpayer status is not sufficient to establish standing as a “person affected by the application.” By contrast, a person whose property, residence, or business abuts the property that is the subject of the appeal is affected and has standing. However, as the distance between the property of the individual seeking affected party status and the property that is the subject of the proceeding increases, standing becomes less certain.

Standing to participate as an affected person is not foreclosed merely because the affected person’s property is located in another municipality.

Party Rights *

A party has the right to be represented by counsel. A party must be given the opportunity to respond, present evidence (through oral testimony of witnesses and exhibits), and cross-examine adverse witnesses on all relevant issues.

** Excerpts taken from the Planning Series #7 document relevant to Special Exceptions, Variances and Conditional Uses as prepared by the Pennsylvania Governor’s Center for Local Government Services*

CERTIFICATION: I certify that the information presented in this application is true and correct.

Signature of Proposed Intervenor _____

Print Name _____

Date _____

_____ **OFFICIAL USE ONLY TO BE COMPLETED BY TOWNSHIP** _____

Status GRANTED or DENIED (circle one only) **Date** _____