

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1710 Session of
1991

INTRODUCED BY STURLA, FREEMAN, HARLEY, CAPPABIANCA, BUNT,
RICHARDSON AND STRITTMATTER, JUNE 18, 1991

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JUNE 18, 1991

AN ACT

1 Amending the act of July 31, 1968 (P.L.805, No.247), entitled,
2 as reenacted and amended, "An act to empower cities of the
3 second class A, and third class, boroughs, incorporated
4 towns, townships of the first and second classes including
5 those within a county of the second class and counties of the
6 second class A through eighth classes, individually or
7 jointly, to plan their development and to govern the same by
8 zoning, subdivision and land development ordinances, planned
9 residential development and other ordinances, by official
10 maps, by the reservation of certain land for future public
11 purpose and by the acquisition of such land; to promote the
12 conservation of energy through the use of planning practices
13 and to promote the effective utilization of renewable energy
14 sources; providing for the establishment of planning
15 commissions, planning departments, planning committees and
16 zoning hearing boards, authorizing them to charge fees, make
17 inspections and hold public hearings; providing for
18 mediation; providing for transferable development rights;
19 providing for appropriations, appeals to courts and penalties
20 for violations; and repealing acts and parts of acts,"
21 further providing for Commonwealth grants and assistance.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Sections 106 and 211 of the act of July 31, 1968
25 (P.L.805, No.247), known as the Pennsylvania Municipalities
26 Planning Code, reenacted and amended December 21, 1988
27 (P.L.1329, No.170), are amended to read:

1 Section 106. Appropriations, Grants and Gifts.--(a) The
2 governing body of every municipality is hereby authorized and
3 empowered to make such appropriations as it may see fit, to
4 accept gifts, grants or bequests from public and private sources
5 for the purpose of carrying out the powers and duties conferred
6 by this act, and to enter into agreements regarding the
7 acceptance or utilization of such grants, gifts or bequests.

8 (b) Notwithstanding the provisions of subsection (a), prior
9 to accepting a Commonwealth grant to develop a comprehensive
10 plan and map, the governing body must agree in writing to amend
11 its zoning ordinance and map, within one year of adoption of the
12 comprehensive plan and map, to implement and enforce the
13 comprehensive plan and map in a manner consistent with the
14 provisions of the comprehensive plan and map.

15 Section 211. Assistance.--(a) The planning agency may, with
16 the consent of the governing body, accept and utilize any funds,
17 personnel or other assistance made available by the county, the
18 Commonwealth or the Federal government or any of their agencies,
19 or from private sources. The governing body may enter into
20 agreements or contracts regarding the acceptance or utilization
21 of the funds or assistance in accordance with the governmental
22 procedures of the municipality.

23 (b) Notwithstanding the provisions of subsection (a), in
24 order to be eligible for Commonwealth assistance to develop a
25 comprehensive plan and map, the governing body must agree in
26 writing to amend its zoning ordinance and map, within one year
27 of adoption of the comprehensive plan and map, to implement and
28 enforce the comprehensive plan and map in a manner consistent
29 with the provisions of the comprehensive plan and map.

30 Section 2. This act shall take effect in 60 days.