

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 316 Session of
2005

INTRODUCED BY HANNA, CALTAGIRONE, DALEY, FREEMAN, GRUCELA,
MUNDY, SHANER, THOMAS, TIGUE AND YOUNGBLOOD, FEBRUARY 8, 2005

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, FEBRUARY 8, 2005

AN ACT

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

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

24 Section 1. Section 509(k) 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), is amended to read:

1 Section 509. Completion of Improvements or Guarantee Thereof
2 Prerequisite to Final Plat Approval.--* * *

3 (k) Where the governing body accepts dedication of all or
4 some of the required improvements following completion, the
5 governing body may require the posting of financial security to
6 secure structural integrity of said improvements as well as the
7 functioning of said improvements in accordance with the design
8 and specifications as depicted on the final plat for a term not
9 to exceed [18] 36 months from the date of acceptance of
10 dedication. Said financial security shall be of the same type as
11 otherwise required in this section with regard to installation
12 of such improvements, and the amount of the financial security
13 shall not exceed 15% of the actual cost of installation of said
14 improvements.

15 * * *

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