

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 921

Session of
1979

INTRODUCED BY COLE, COHEN, KUKOVICH, LETTERMAN, NOYE, REED,
SWEET, BROWN, McCALL, HOEFFEL, ZORD, ZWIKL, RAPPAPORT,
SIEMINSKI, GOEBEL AND KOLTER, MARCH 28, 1979

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 28, 1979

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 class A
6 through eighth classes, individually or jointly, to plan
7 their development and to govern the same by zoning,
8 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; providing for
12 the establishment of planning commissions, planning
13 departments, planning committees and zoning hearing boards,
14 authorizing them to charge fees, make inspections and hold
15 public hearings; providing for appropriations, appeals to
16 courts and penalties for violations; and repealing acts and
17 parts of acts," further providing for zoning ordinances.

18 The General Assembly of the Commonwealth of Pennsylvania
19 hereby enacts as follows:

20 Section 1. Clause (2) of section 605, act of July 31, 1968
21 (P.L.805, No.247), known as the "Pennsylvania Municipalities
22 Planning Code," amended October 5, 1978 (P.L.1067, No.249), is
23 amended to read:

24 Section 605. Classifications.--In any municipality, other
25 than a county, which enacts a zoning ordinance, no part of such

1 municipality shall be left unzoned. The provisions of all zoning
2 ordinances may be classified so that different provisions may be
3 applied to different classes of situations, uses and structures
4 and to such various districts of the municipality as shall be
5 described by a map made part of the zoning ordinance. Where
6 zoning districts are created, all provisions shall be uniform
7 for each class of uses or structures, within each district,
8 except that additional classifications may be made within any
9 district:

10 * * *

11 (2) For the regulation, restriction or prohibition of uses
12 and structures at or near (i) major thoroughfares, their
13 intersections and interchanges, and transportation arteries,
14 (ii) natural or artificial bodies of water, (iii) places of
15 relatively steep slope or grade, or other areas of hazardous
16 geological or topographic features, (iv) public buildings and
17 public grounds, (v) aircraft, helicopter, rocket, and spacecraft
18 facilities, (vi) places having unique historical or patriotic
19 interest or value or having natural, scenic or aesthetic values,
20 (vii) flood plain areas, and other places having a special
21 character or use affecting and affected by their surroundings.
22 As among several classes of zoning districts, the provisions for
23 permitted uses may be mutually exclusive, in whole or in part.

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