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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 200

Session of  
1983

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INTRODUCED BY REIBMAN, LLOYD, SINGEL, O'PAKE, ANDREZESKI,  
LINCOLN, LEWIS, CORMAN AND FISHER, FEBRUARY 4, 1983

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REFERRED TO LOCAL GOVERNMENT, FEBRUARY 4, 1983

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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; 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 appropriations, appeals to courts and penalties for  
19 violations; and repealing acts and parts of acts," further  
20 providing for the supply of water.

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

23 Section 1. Section 107 of the act of July 31, 1968 (P.L.805,  
24 No.247), known as the Pennsylvania Municipalities Planning Code,  
25 is amended by adding a clause to read:

26 Section 107. Definitions.--As used in this act, except where

1 the context clearly indicates otherwise, the following words or  
2 phrases have the meanings indicated below:

3 \* \* \*

4 (23) "Water survey," a hydrologic survey of the source and  
5 use of water within a municipality, including ground,  
6 percolating and surface water consistent with the State water  
7 plan.

8 Section 2. Section 209.1(b)(6) of the act, added June 1,  
9 1972 (P.L.333, No.93), is amended to read:

10 Section 209.1. Powers and Duties of Planning Agency.--\* \* \*

11 (b) The planning agency at the request of the governing body  
12 may:

13 \* \* \*

14 (6) Prepare and present to the governing body of the  
15 municipality an environmental study; prepare and present to the  
16 governing body of the municipality a water survey;

17 \* \* \*

18 Section 3. Section 301 of the act, amended June 1, 1972  
19 (P.L.333, No.93), is amended to read:

20 Section 301. Preparation of Comprehensive Plan.--The  
21 comprehensive plan, consisting of maps, charts and textual  
22 matter, shall indicate the recommendations of the planning  
23 agency for the continuing development of the municipality. The  
24 comprehensive plan shall include, but need not be limited to,  
25 the following related basic elements:

26 (1) A statement of objectives of the municipality concerning  
27 its future development;

28 (2) A plan for land use, which may include the amount,  
29 intensity, and character of land use proposed for residence,  
30 industry, business, agriculture, major traffic and transit

1 facilities, public grounds, flood plans and other areas of  
2 special hazards and other similar uses;

3 (3) A plan for movement of people and goods, which may  
4 include expressways, highways, local street systems, parking  
5 facilities, mass transit routes, terminals, airfields, port  
6 facilities, railroad facilities and other similar facilities or  
7 uses;

8 (4) A plan for community facilities and utilities, which may  
9 include public and private education, recreation, municipal  
10 buildings, libraries, water supply, sewage disposal, refuse  
11 disposal, storm drainage, hospitals, and other similar uses; and

12 (5) A map or statement indicating the relationship of the  
13 municipality and its proposed development to adjacent  
14 municipalities and areas.

15 In preparing the comprehensive plan the planning agency shall  
16 make careful surveys and studies of existing conditions and  
17 prospects for future growth in the municipality.

18 The comprehensive plan may include a plan for the use of  
19 water.

20 Section 4. Section 603(a)(1) of the act, amended June 9,  
21 1982 (P.L.441, No.130), is amended to read:

22 Section 603. Ordinance Provisions.--(a) Zoning ordinances  
23 may permit, prohibit, regulate, restrict and determine:

24 (1) Uses of land, watercourses and other bodies of water,  
25 including surface, percolating and ground waters;

26 \* \* \*

27 Section 5. Section 604(1) of the act is amended to read:

28 Section 604. Zoning Purposes.--The provisions of zoning  
29 ordinances shall be designed:

30 (1) To promote, protect and facilitate one or more of the

1 following: the public health, safety, morals, general welfare,  
2 coordinated and practical community development, proper density  
3 of population, civil defense, disaster evacuation, airports, and  
4 national defense facilities, the [provisions] provision of  
5 adequate light and air, police protection, vehicle parking and  
6 loading space, transportation, [water,] sewerage, schools,  
7 public grounds, the provision of a safe water supply for  
8 domestic, commercial, agricultural or industrial use, and other  
9 public requirements, as well as

10 \* \* \*

11 Section 6. This act shall take effect immediately.