

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1760 Session of 1993

INTRODUCED BY HANNA, STABACK, KUKOVICH, NAILOR, TIGUE, COLAIZZO, VANCE, BELARDI, TRELLO, CLARK, SCHULER, WAUGH, CAWLEY AND KASUNIC, JUNE 9, 1993

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES, MARCH 22, 1994

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," ADDING A DEFINITION OF "FORESTRY"; AND <—
21 further providing for enactment of zoning ordinance
22 amendments.

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

25 ~~Section 1. Section 609(b) of the act of July 31, 1968 <—~~
26 ~~(P.L.805, No.247), known as the Pennsylvania Municipalities~~
27 ~~Planning Code, reenacted and amended December 21, 1988~~

1 ~~(P.L.1329, No.170), is amended to read:~~

2 SECTION 1. SECTION 107(A) OF THE ACT OF JULY 31, 1968 <—
3 (P.L.805, NO.247), KNOWN AS THE PENNSYLVANIA MUNICIPALITIES
4 PLANNING CODE, REENACTED AND AMENDED DECEMBER 21, 1988
5 (P.L.1329, NO.170), IS AMENDED BY ADDING A DEFINITION TO READ:

6 SECTION 107. DEFINITIONS.--(A) THE FOLLOWING WORDS AND
7 PHRASES WHEN USED IN THIS ACT SHALL HAVE THE MEANINGS GIVEN TO
8 THEM IN THIS SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES
9 OTHERWISE:

10 * * *

11 "FORESTRY," THE MANAGEMENT OF FORESTS AND TIMBERLANDS WHEN
12 PRACTICED IN ACCORDANCE WITH ACCEPTED SILVICULTURAL PRINCIPLES,
13 THROUGH DEVELOPING, CULTIVATING, HARVESTING, TRANSPORTING AND
14 SELLING TREES FOR COMMERCIAL PURPOSES, WHICH DOES NOT INVOLVE
15 ANY LAND DEVELOPMENT.

16 * * *

17 SECTION 2. SECTION 609(B) OF THE ACT IS AMENDED TO READ:

18 Section 609. Enactment of Zoning Ordinance Amendments.--* *
19 *

20 (b) Before voting on the enactment of an amendment, the
21 governing body shall hold a public hearing thereon, pursuant to
22 public notice. In addition, if the proposed amendment involves a
23 zoning map change, notice of said public hearing shall be
24 conspicuously posted by the municipality at points deemed
25 sufficient by the municipality along [the perimeter of] the
26 tract to notify potentially interested citizens. The affected
27 tract or area shall be posted at least one week prior to the
28 date of the hearing.

29 * * *

30 Section ~~2~~ 3. This act shall take effect in 60 days. <—