



TOWNSHIP OF NEWTOWN

DELAWARE COUNTY, PENNSYLVANIA

ORDINANCE NO. 2019-01

**AN ORDINANCE to Amend the Code of the Township of Newtown, Chapter 148
Subdivision and Land Development regarding notice to property owners**

The Board of Supervisors of the Township of Newtown, Delaware County, Pennsylvania, hereby ordains as follows:

Section 1. Chapter 148 “Subdivision and Land Development” of the Code of the Township of Newtown Township is hereby amended and revised in the following respects:

A. §148-12 Preliminary Plans is amended by deleting Section §148-12A(5) and replacing it with the following:

(5) Notice of the filing of the application by mail shall be given by the Township at the expense of the applicant to all property owners within 500 feet of the affected tract. The notice shall provide instructions on how to view the Planning Commission and Board of Supervisors meeting agendas and on how to register for email notifications of future Planning Commission or Board of Supervisor meetings to review the application. The failure to give mail or email notices under this section shall not invalidate any action taken by the Planning Commission or the Board of Supervisors.

B. §148-12 Preliminary Plans is amended by adding the following section (d) to Section §148-12B(1):

(d) At its own discretion, before acting on any preliminary plan, the Planning Commission may hold a hearing thereon after public notice.

C. §148-12 Preliminary Plans is amended by deleting §148-12B(2)(a) and replacing it with the following:

(a) When a preliminary plan has been officially submitted to the Board of Supervisors by the Planning Commission or 30 days prior to the expiration of the review period, such plan shall be placed on the Board's agenda for review and action.

D. §148-12 Preliminary Plans is amended by adding the following section (f) to §148-12B(2):

(f) At its own discretion, before acting on any preliminary plan, the Board of Supervisors may hold a hearing thereon after public notice.

E. § 148-13. Final plan is amended by deleting §148-13A(6) and replacing it with the following:

(6) Notice of the filing of the application shall also be given to all abutting property owners within 500 feet of the affected tract. The notice shall provide instructions on how to view the Planning Commission and Board of Supervisors meeting agendas and on how to register for email notifications of future Planning Commission or Board of Supervisor meetings to review the application. The failure to give mail or email notices under this section shall not invalidate any action taken by the Planning Commission or the Board of Supervisors.

F. §148-13 Final Plan is amended by adding the following section (c) to §148-13B(1):

(c) At its own discretion, before acting on any final plan, the Planning Commission may hold a hearing thereon after public notice.

G. §148-13 Final Plan is amended by deleting §148-13B(2)(a) and replacing it with the following:

(a) When a written report on a final plan has been officially returned to the Board of Supervisors by the Planning Commission, such plan shall be placed on the agenda of the Board of Supervisors for review and action.

H. §148-13 Final Plan is amended by adding the following section (c) to §148-13B(2):

(c) At its own discretion, before acting on any final plan, the Board of Supervisors may hold a hearing thereon after public notice.


Section 2. The provisions of this Ordinance are severable, and if any section, sentence, clause, part, or provision thereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of said court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this ordinance. It is hereby declared to be the intent of the Board of Supervisors that this ordinance would have been adopted if such illegal, invalid, or unconstitutional section, sentence, clause, part, or provision had not been included herein.

Section 3. This Ordinance shall take effect and be in force from and after its approval as required by law.


ENACTED AND ORDAINED, by the Board of Supervisors of the Township of Newtown, Delaware County, Pennsylvania, this 12th day of August, 2019.



NEWTOWN TOWNSHIP BOARD
OF SUPERVISORS



JOHN A. NAWN, P.E.
CHAIRMAN

ATTESTED: 
STEPHEN M. NEASE
TOWNSHIP MANAGER/SECRETARY