

**BOROUGH OF MOUNT POCONO
MONROE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3 of 2023

**AN ORDINANCE AMENDING THE MOUNT POCONO SUBDIVISION AND LAND
DEVELOPMENT (SALDO) ORDINANCE**

WHEREAS, the Borough of Mount Pocono has adopted a Subdivision and Land Development Ordinance (SALDO) in accordance with the Pennsylvania Municipalities Planning Code which is codified in the Borough Code of Ordinances at §187-1 et seq.; and

WHEREAS, in accordance with §187-78 of the SALDO, the SALDO may be amended after public hearing and public notice in accordance with the Pennsylvania Municipalities Planning Code; and

WHEREAS, the Borough wishes to enact the following amendments to the SALDO, which the council believes are in the best interest of the Borough and its residents.

NOW THEREFORE BE IT ENACTED AND ORDAINED as follows:

1. § 183-18 (d)(5)(a) is amended to change the word “ten (10)” to “four (4)” and to add an additional sentence is added to the end of the paragraph as follows: “In addition to the above, electronic copies shall be provided”.

2. § 183-20(b) is amended in subsections (1), (2) and (3) to change the numbers of copies to be provided to (4) and in subsection (4) to change the number of copies to be provided to (2).

A new section 183-20(b)(5) is added as follows: “In addition to the above, electronic copies shall be provided”.

3. § 187-22(d)(2) is amended to provide that subsection (a), (b), (c) and (d) shall require submission of six (6) copies. Subsection (e) is amended to provide that two (2) copies shall be provided.

A new section 187-22(d)(2)(f) is added as follows: “In addition to the above, electronic copies shall be provided”.

4. § 187-23(a)(2) is amended to provide that in subsections (a), (b) and (c) that four (4) copies shall be provided. Subsection (d) is amended to provide that two (2) copies shall be provided.

A new section 187-23 (a)(2)(f) is added as follows: “In addition to the above, electronic copies shall be provided”.

5. § 187-24(e)(2) is amended in subsections (a), (b), and (c) to provide that four (4) copies shall be provided. Subsection (d) is amended to provide that two (2) copies shall be provided.

A new section 187-24 (e)(2) is added as follows: “In addition to the above, electronic copies shall be provided”.

6. § 187-39(a) is deleted in its entirety and replaced with the following:

A) Guarantee. Before dedicated improvements are accepted, the developer shall provide to the Borough a maintenance guarantee in an amount determined by the Council but not more than 15% of the cost of all dedicated improvements as estimated by the applicant's engineer and approved by the Borough Engineer.

(1) Such maintenance guarantee shall be in such form as prescribed in § 187-37A and shall guarantee that the developer shall maintain all improvements in good condition during the 18 months after the acceptance of the dedication. If the developer is negligent or fails to maintain all improvements in good condition during the eighteen-month period, the Council may enforce the maintenance guarantee, bond or other surety by appropriate and equitable remedies. If proceeds of such bond or other surety are insufficient to pay the cost of maintaining the improvements during the said eighteen-month period, the Council, at its option, may institute appropriate legal or equitable action to recover the monies necessary for maintaining the improvements in good condition.

(2) After the expiration of the 18 months from the date of the acceptance of the subject improvements and if all improvements are certified by the Applicant's Engineer and approved by the Borough Engineer to be in good condition, the Council shall release the said maintenance guarantee and surety to the developer or party posting the said maintenance guarantee and surety.

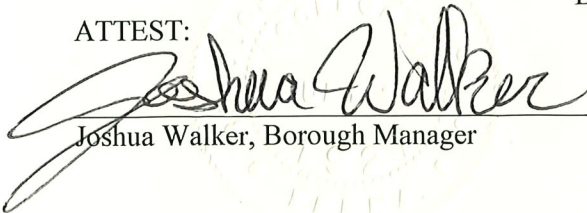
ADOPTED AND ORDAINED this 7th day of March 2023.

MOUNT POCONO BOROUGH COUNCIL



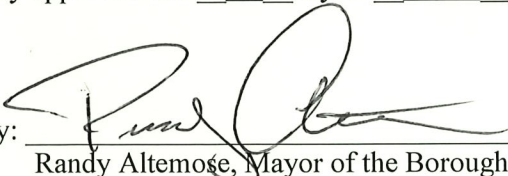
Donald Struckle, Borough Council President

ATTEST:



Joshua Walker, Borough Manager

The above Ordinance is hereby approved this 7th day of March, 2023.

By: 
Randy Altemose, Mayor of the Borough of Mt. Pocono