

AN ORDINANCE

NO. \_\_\_\_\_

**AN ORDINANCE To Amend The Code Of The Township Of Lower Merion, Chapter 135, Subdivision & Land Development, Article VIII, Conditions For Acceptance Of Public Improvements, To Provide That The Township May Require A Maintenance Bond Or Other Security For A Period Of 18 Months And In The Amount Of Not More Than 15% Of The Completion Guarantee For A Street Or Other Improvement Project At The Time Dedication Of The Project Is Accepted.**

The Board of Commissioners of the Township of Lower Merion hereby ordains:

**Section 1.** The Code of the Township of Lower Merion, Chapter 135, entitled Subdivision & Land Development, Article VIII, Conditions for Acceptance of Public Improvements, §135-48 and §135-49 thereof, shall be amended to provide as follows:

Article VIII. Conditions for Acceptance of Public Improvements

§ 135-48. Sanitary sewers.

- A.** Dedication. Upon completion of construction of a sanitary sewer in accordance with the approved plans and sanitary drainage specifications and as approved by the Township Engineer, a deed of dedication for the sewer, prepared by the Township Solicitor, shall be submitted to the ~~Sewer~~ **Public Works** Committee, together with a certificate from the contractor, evidencing payment for all labor and material cost and a receipt for inspection charges.
- B.** Acceptance. Adoption by the Board of Commissioners of a resolution accepting the deed and directing that it be recorded will constitute acceptance of the sewer by the Township.

§ 135-49. Streets and other improvements.

- A.** Conditions. The Township ~~may, but~~ shall ~~have no obligation~~ **not be required**, to take over and make public any street or other improvement unless:
- (1)** The required improvements, utility mains and laterals and monuments shown on an approved plan or plans have been constructed and conform to Township standards and specifications.
  - (2)** A petition signed by the owners of at least 51% of the frontage of the street in question requesting that the street and other improvements be taken over and made public is filed with the Township Secretary.
  - (3)** It is established to the satisfaction of the Board of Commissioners that there is a need for the improvements to be taken over and made public.

