

MARION TOWNSHIP ORDINANCE NO. 57

**AN ORDINANCE OF THE TOWNSHIP OF MARION, CENTRE COUNTY,
PENNSYLVANIA, TO ENSURE THAT ADEQUATE PARKS, OPEN SPACES
AND RECREATION FACILITIES ARE PROVIDED TO MEET THE NEEDS
OF TOWNSHIP RESIDENTS, AS THESE NEEDS ARE GENERATED BY NEW
SUBDIVISION AND LAND DEVELOPMENT ACTIVITY AND SPECIFICALLY
REPEALING ORDINANCE NO. 2004-52.**

The provisions of this Ordinance shall apply to all residential developments of both single and multiple family dwellings. The provisions shall not apply to:

1. A planned residential development or developments approved prior to the enactment of this Ordinance.

One (1) - two (2) permanent dwelling units may be constructed on parent tract at a cost of \$250.00 per unit paid to the Marion Township Parks & Recreation Fund. Any additional permanent dwelling units constructed on the tract will pay \$1,250.00 per unit to the Marion Township Parks & Recreation Fund.

A parent tract is the existing tract at the time the Ordinance is dated.

The subdivider or developer shall place a note on each subdivision plan or site plan which is subject to this Ordinance as follows:

"No more than _____ [insert number] dwelling units may be constructed on the land which is the subject of this subdivision plan [site plan] unless the Board of Supervisors accepts an additional fee-in-lieu of dedication."

Fee-in-Lieu of Dedication

As part of the final approval of the Plan, the fee-in-lieu shall be paid to Marion Township and Marion Township shall deposit it in an interest bearing account, clearly identifying the specific parks, open spaces or recreation facilities for which the fee was received. Interest earned on such accounts shall become funds of **that** account. Funds from such accounts shall be expended only in properly allocable portions of the costs incurred to construct the specific recreation facilities for which the funds were collected. If the Township has failed to utilize the fees-in-lieu paid for the purpose set forth herein within three (3) years from the date such fee was paid, then upon request of the person who paid the fee, the Township shall refund fee plus interest accumulated thereon from the date of payment to the person who paid such fee.

ENACTED AND ORDAINED this 2nd day of January, 2007.

ATTEST:

MARION TOWNSHIP SUPERVISORS