

**SWARTHMORE BOROUGH
DELAWARE COUNTY, PENNSYLVANIA**

RESOLUTION 2019-06

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH
OF SWARTHMORE, DELAWARE COUNTY, PENNSYLVANIA,
GRANTING PLAN APPROVAL FOR THE PROPOSED
SUBDIVISION/REVERSE SUBDIVISION PLAN OF MARY M. HINZ
FOR THE PROPERTIES LOCATED AT 23 MEADOW LANE, 435
RIVERVIEW ROAD AND THE POOL HOUSE LOT LOCATED BEHIND
SUCH LOTS, SUBJECT TO CERTAIN CONDITIONS**

WHEREAS, Mary M. Hinz (hereinafter referred to as the “Applicant”) is the owner of three properties, being 23 Meadow Lane containing a residential dwelling (“Lot 1”), 435 Riverview Road containing a residential dwelling (“Lot 2”) and a lot that does not front on a street containing an enclosed swimming pool and garden (the “Pool House Lot”); and

WHEREAS, Applicant desires to obtain final plan approval from the Borough of Swarthmore for the Subdivision/Reverse Subdivision Plan dated June 18, 2019, last revised August 8, 2019 prepared by David Price Damon consisting of one sheet (the “Plan”) to subdivide/reverse subdivide Lot 1, Lot 2 and the Pool House Lot such that all of the Pool House Lot and a portion of Lot 1 shall be added to Lot 2 (the “Reverse Subdivision”) pursuant to Section 508 of the Pennsylvania Municipalities Planning Code; and

WHEREAS, the Plan has been reviewed by the Swarthmore Borough Planning Commission which recommended approval, subject to certain conditions; and

WHEREAS, the Plans have been reviewed by the Delaware County Planning Commission which recommended approval; and

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Swarthmore, Delaware County, Pennsylvania, that the Plan is hereby approved subject to the following terms and conditions:

1. Prior to execution of the Plan by the Borough, the Applicant shall submit copies of (i) the Sewer Easement Agreement, (ii) the Access Easement Agreement, and (iii) legal descriptions for Lots 1 and 2 (post-reverse subdivision) to the Borough Engineer and the Borough Solicitor for their review and approval.
2. The Reverse Subdivision shall be completed in strict accordance with the contents of the Plan, notes on the Plan, this Approval Resolution.
3. The cost of accomplishing, satisfying and meeting all of the terms and conditions and requirements of the Plan, notes on the Plan and this Approval Resolution shall be borne entirely by the Applicant and shall be at no cost to the Borough.

4. Under the provisions of the MPC the Applicant has the right to accept or reject conditions imposed by the Borough Council upon final approval. In the absence of an appeal filed in writing within thirty (30) days from the date of this resolution, the conditions set forth herein shall be deemed to have been accepted by the Applicant. If the Borough receives written notice of an appeal or rejection of any of the conditions set forth herein within thirty (30) days from the date of this resolution, this approval shall be deemed to have been rescinded and the application denied.

DULY ADOPTED this 9th day of September, 2019, by the Borough Council of the Borough of Swarthmore, Delaware County, Pennsylvania, in lawful session duly assembled.

David J. Creagan
Council President

ATTEST:

Jane C. Billings
Borough Manager/Secretary