

forth that the person on whom the said order has been made has not complied with the said order, shall issue an attachment directed to the sheriff or other proper officer of the county, directing and commanding that the person named as having failed to comply with said order be brought before the court at such time as the court may direct. If it shall appear to the court, after hearing, that the person on whom the said order was made had wilfully neglected or refused to comply with said order, the court may adjudge said person in contempt of court and, in its discretion, may commit said person to the county jail for a period not exceeding six months.

Section 4. This act shall apply only in counties of the first class.

Section 5. This act shall take effect immediately.

APPROVED—The 19th day of January, A. D. 1968.

RAYMOND P. SHAFER

No. 439

AN ACT

HB 1304

Amending the act of August 9, 1955 (P. L. 323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," providing for recreation space in plans for land subdivision.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Subsection (a) of section 2004, act of August 9, 1955 (P. L. 323), known as "The County Code," amended January 31, 1956 (P. L. 977), is amended to read:

Section 2004. Plans of Subdivisions; Jurisdiction; Scope of Subdivisions; Regulations; ¹Procedure; Penalties.—(a) The County Planning Commission shall have jurisdiction and control of the subdivision of land located within the county limits. For the purpose of this section, a subdivision shall be construed to be: A division of any part, parcel or area of land by the owner or agent, either by lots or by metes and bounds, into lots or parcels, three or more in number, for the purpose of conveyance, transfer, improvement or sale, with appurtenant roads, streets, lanes, alleys, [and] ways and recreation

¹ "Procedures" in original.

space dedicated or intended to be dedicated to public use, or the use of purchasers or owners of lots fronting thereon, or dedicated or granted in easement for the private and exclusive use of residents of the subdivision which is to be maintained by a homeowners' association. The county planning commission shall not require dedication of land for recreation space if the subdivision contains less than fifty lots. For subdivisions containing fifty or more lots, the county planning commission, if it determines recreation space is necessary, shall require the dedication or grant in easement of five percent of the total area of all lots or ten thousand square feet, whichever is greater.

All plans, plots, and replots of land laid out in building lots, and the streets, highways, alleys or other portions of the same intended to be dedicated to public use, or the use of purchasers or owners of lots fronting thereon or adjacent thereto, located within the county limits, except those located within a city or borough or within a township having adopted by resolution or ordinance land subdivision regulations, shall be submitted to the County Planning Commission, if one has been created, and approved by it before they shall be recorded

* * *

Section 2. This act shall take effect January 1, 1968.

APPROVED—The 19th day of January, A. D. 1968.

RAYMOND P. SHAFER

No. 440

AN ACT

HB 1530

Amending the act of May 24, 1945 (P. L. 982), entitled, as amended, "An act to authorize the Commonwealth or State public bodies, as defined, to aid redevelopment authorities in the elimination of blighted areas and their redevelopment by dedicating, selling, conveying or leasing any of its property, by entering into contracts to furnish and by furnishing to said authorities and to any Federal governmental agency, parks, playgrounds, streets and other improvements and facilities; and by donating or lending money and making appropriations therefor; by accepting payments and exercising certain other powers and duties," defining "governing body" and authorizing the Commonwealth, any State public body or private entity to designate a redevelopment authority as agent for certain purposes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: