RESOLUTION NO. 791

BOROUGH OF MALVERN
CHESTER COUNTY, PENNSYLVANIA

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MALVERN,
CHESTER COUNTY, COMMONWEALTH OF PENNSYLVANIA, APPROVING THE
WALKING PATH REQUIRED THROUGH THE LAND DEVELOPMENT APPROVAL
GRANTED TO MALVERN PREPATORY SCHOOL BY RESOLUTION NO. 737.

WHEREAS, the Borough Council ("Council") of the Borough of Malvern ("Borough")
adopted Resolution No. 737, granting land development approval to Malvern Preparatory School
(the "Applicant") for the development of certain property pursuant to the Malvern Borough
Subdivision & Land Development Ordinance of 2006, as amended ("Land Development
Ordinance"); and

WHEREAS, the approved plan proposed the construction of two new buildings on its
 campus, specifically the construction of a new middle school building to be located between the
 existing Duffy Arts Center and Dougherty Hall and a STEAM expansion to connect the existing
 Carney Hall and Sullivan Hall; and

WHEREAS, the Applicant was required to submit to the Planning Commission a plan,
acceptable to Borough Council, for the location, design, and construction of a walking path
sufficient to ensure accessible foot travel to and from the existing public sidewalk network of the
Borough of Malvern; and

WHEREAS, the Applicant has submitted a plan that was reviewed by the Planning
Commission at their meeting on June 20, 2019 and found to be acceptable.

NOW, THEREFORE, BE IT RESOLVED, the Borough Council of the Borough
Malvern approves the plan for the required walking path based on the plan signed and seal by
James P. Bannon, Jr., P.E., Registered Professional Engineer, dated September 24, 2018, last
revised June 25, 2019.

NOW, THEREFORE, BE IT FURTHER RESOLVED, this approval shall be subject
to the following conditions:

1. The trail surface shall be constructed as an asphalt walking trail.

2. The trail location is to be entirely within the current fifty-foot right-of-way along
Warren Avenue.

3. The trail is to be maintained in accordance with the Borough’s standards for snow
and ice removal as outlined in Chapter 179, Article V, Section 179-28 of the
Malvern Borough Code of Ordinances.

4. The plans for the trail shall be recorded with Chester County.
NOW, THEREFORE, BE IT FURTHER RESOLVED, all additional conditions outlined in Resolution No. 737 remain in full force and effect.

Passed by Borough Council, this __ day of July, 2019.

Approved by the Mayor, this __ day of July, 2019.

Enacted, this __ day of July, 2019.

Jamie S. Grossman, President

David B. Burton, Mayor

Christopher Bashore, Secretary