

AN ACT

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To amend Chapter XI, Article II of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto"; by authorizing the grading, paving, or macadamizing of streets or highways by supervisors in townships of the second class at the expense of the abutting property owners.

Townships of the second class.

Chapter XI, Article II, of act of July 14, 1917 (P. L. 340), amended.

Section 1. Be it enacted, &c., That Chapter XI, Article II of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," is hereby amended by adding thereto the following subdivision:

(P) Grading, Paving, or Macadamizing Streets or Highways Upon Petition of a Majority of Property Owners and Assessment of Costs and Expenses Upon Abutting Property.

Grading, paving, and macadamizing street or highway.

Section 847. Any township of the second class may grade, pave, or macadamize, with brick, stone or other suitable materials, any public street or highway or part thereof (not less than one thousand feet) laid out and opened in the township. No street or highway or any part thereof shall be graded, paved, or macadamized under the provisions of this section, except upon the petition of owners of property representing a majority in number of feet front of the properties abutting on the street or highway or part thereof proposed to be paved, nor unless there shall be at least ten separate improved dwellings or places of business in each one thousand feet of highway to be so improved.

Petition of owners.

Assessment of cost of improvement.

Section 848. The cost and expense of any such improvement may be collected from the owners of the real estate abutting on such street or highway or part thereof, by an equal assessment on the feet front. Such assessment shall be estimated by the person in charge of the work or by other competent authority designated by the township supervisors.

Collection of assessment.

Section 849. All assessments for grading, paving, or macadamizing under section eight hundred and forty-eight of this act shall be filed with the secretary of the board of supervisors. The secretary shall give thirty days' written or printed notice that the assessments are due and payable to each party assessed, either by service on the owner or agent or left on the assessed premises. If the assessments, or any of them, remain unpaid at the expiration of said thirty days, they shall be placed in the hands of the township solicitor for

collection. The solicitor shall collect the same, together with five per centum additional as attorney's commission and interest from the completion of the improvement, by a municipal claim filed against the delinquent owner in like manner as municipal claims are now collected. When an owner has two or more lots against which there is an assessment for the same improvement, all such lots shall be embraced in one claim.

Attorneys' commission.

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Section 849A. The term "owner" means all individuals, corporations public or private, copartnerships, and associations having any title or interest in the property assessed. If the owner to whom notice is required to be given is a nonresident of the township, and his, her, or their place of residence is unknown, or if the ownership of the property cannot be ascertained, the notice shall be posted on the premises and a copy left with the occupant, if there be one.

"Owner" defined.

Notice to non-resident owner.

APPROVED—The 28th day of April, A. D. 1927. .

JOHN S. FISHER

No. 323

AN ACT

To amend section one thousand and forty-one of an act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Section 1. Be it enacted, &c., That section one thousand and forty-one of an act, approved the fourteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, eight hundred and forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," is hereby amended to read as follows:

Townships of second class.

Section 1041 of act of July 14, 1917 (P. L. 840), amended.

Section 1041. The township supervisors of townships of the second class may construct sidewalks of board, plank, or cement, or other suitable material, along the highways, through towns and villages in such townships, upon the petition of [the abutting property owners. The] owners of property representing a majority in number of feet front of the properties abutting on the highways where such sidewalks are to be constructed. Whenever any such petition is filed with the supervisors, the owner of the property shall be given notice by the supervisors to construct such sidewalk; and in case of the failure of the owner to complete such sidewalk within a period of thirty days after the receipt of such notice, the supervisors may

Sidewalks.

Petition of owners.

Construction by supervisors.