

No. 44

AN ACT

Authorizing the Department of Highways, with the approval of the Governor, to erect and maintain a high level bridge over the Clarion River, in Clarion County, at a point in the general area of the Borough of Clarion, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages.

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

Section 1. The Department of Highways, with the approval of the Governor, is authorized to erect and construct a high level bridge over the Clarion River, in Clarion County, at a point in the general area of the Borough of Clarion, and to acquire the necessary land for approaching thereto. The Department of Highways shall not expend more than three million dollars (\$3,000,000) in the erection and construction of the bridge.

Authority to build a bridge in Clarion County over the Clarion River granted to Department of Highways subject to approval of the Governor.
Limitation of amount to be expended.

Section 2. In the construction of the bridge and the approaches thereto and connections with existing State highways, the Department of Highways shall have all of the powers and authority conferred with respect to the relocation, widening or construction of State highways, including the exercise of the power of eminent domain. Any damages sustained by reason of taking property in the location, widening or construction of the bridge, the approaches thereto, and connections with State highways, shall be ascertained in accordance with laws applicable to the ascertainment of damages in relocating, widening or constructing State highways and such damages when ascertained shall be paid by the Commonwealth or county or counties as may be agreed upon in accordance with the laws relating to State highways.

Power of eminent domain conferred on Department of Highways.

Ascertainment of damages and payment provided.

The Department of Highways shall have authority to make and carry out and to do every other act necessary to carry out the project herein authorized.

Section 3. After the completion of the bridge and the approaches thereto, they shall be toll free and shall be reconstructed and maintained by the Department of Highways in accordance with present or future laws governing the reconstruction and maintenance of State highways.

Reconstruction and maintenance responsibility.

Appropriation.

Section 4. So much of the money in the Motor License Fund, from time to time, as may be needed, to carry out the provisions of this act, is appropriated to the Department of Highways for such purposes.

Act effective immediately.

Section 5. This act shall take effect immediately.

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER

No. 45

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating the filling of vacancies in the office of controller and treasurer.

The Third Class City Code.

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

Section 802, act of June 23, 1931, P. L. 932, reenacted and amended June 28, 1951, P. L. 662, and amended August 21, 1953, P. L. 1292, further amended.

Section 1. Section 802, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P. L. 662), and amended August 21, 1953 (P. L. 1292), is amended to read:

Section 802. Vacancy in Office of Controller or of Treasurer.—If a vacancy occurs in the office of city controller or in the office of city treasurer, the city council shall fill such vacancy, within thirty days thereafter, by choosing a city controller or a city treasurer, as the case may be, to serve until his successor is elected by the qualified electors at the next municipal election, occurring at least two hundred days after such vacancy occurs, and is duly sworn into office. The person so elected shall serve [for a term of four years from the first Monday of January next succeeding his election] for the remainder of the term of the person originally elected to such office.

If by reason of a tie vote or otherwise, such vacancy shall not have been filled by the members of city council within the time as limited herein, the court of common pleas upon the petition of ten or more qualified electors shall fill such vacancy by the appointment of a qualified person for the portion of the unexpired term as above provided.

APPROVED—The 6th day of May, A. D. 1957.

GEORGE M. LEADER