

No. 295

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," further providing for the care and maintenance of abandoned cemeteries and burial grounds, authorizing the supervisors to expend money for such purpose and to require in certain cases the creation of a trust fund for such purpose.

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

Section 1. Clause XXVIII. of section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), and amended June 1, 1956 (P. L. 2021), is amended to read:

Section 702. Supervisors to Exercise Powers.—

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XXVIII. Abandoned Cemeteries.—Whenever any cemetery or burial ground, incorporated or unincorporated, is abandoned, or is being neglected although occasionally used for burial purposes, *either of the following actions may be taken:*

(1) *The township supervisors may give notice to the owner thereof, directing him to remove the weeds, refuse and debris therefrom within thirty days. If the weeds, refuse and debris are not removed within thirty days after such notice, the supervisors shall cause the same to be done by employes of the township or persons hired for the purpose at the expense of the township. In no case shall the township supervisors expend more than one hundred dollars in any one year on any one cemetery. All costs and expenses of such removal shall be a debt *owed to the township by the owner of the cemetery or burial ground, and may be collected therefrom as like debts are collected, or* (2) the court of quarter sessions of the county, upon petition of twenty-five residents of the township wherein such cemetery is located, may direct the supervisors to care for such cemetery at a cost of not more than one hundred dollars in any one year. The supervisors shall expend moneys from the general township fund for such purpose. Such cemetery shall remain open to the public under the regulation and control of the supervisors.

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Section 2. Subsection (b) of section 1206-A of the act, added May 24, 1951 (P. L. 370), is amended to read:

* "owned" in original.

The Second Class Township Code.

Clause XXVIII. section 702, act of May 1, 1933. P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, and amended June 1, 1956, P. L. 2021, further amended.

Subsection (b), section 1206-A of the act, added May 24, 1951, P. L. 370, further amended.

Section 1206-A. Subdivisions Wherein Lots Abut Existing Streets of Insufficient Width, or Proposed Streets.—

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(b) General Requirements Prerequisite to Approval of Plan. The board of township supervisors shall not approve any subdivision plan unless all streets shown thereon shall be of sufficient width and proper grade, and shall be so located as to accommodate the probable volume of traffic thereon, afford adequate light and air, facilitate fire protection, provide access of fire fighting equipment to buildings, and provide a coordinated system of streets conforming to the township's official plan of streets; and unless the land whereon buildings are to be constructed shall be of such character that it can be used for building purposes, without danger to health or peril from fire, flood or other hazard; *and in cases where a cemetery or burial ground is located on the lot, tract or parcel of land affected by the subdivision, unless the township is assured of the future care and maintenance thereof, by the creation of a trust fund the estimated annual income of which will approximate one hundred dollars (\$100) a year to be used for such purpose.*

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APPROVED—The 5th day of July, A. D. 1957.

GEORGE M. LEADER

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No. 296

AN ACT

Authorizing the Department of Property and Supplies, with the approval of the Governor, to sell and convey real property situate in the Borough of Danville, Montour County.

Real property.

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

Department of Property and Supplies, with approval of Governor, authorized to sell certain land in Danville Borough, Montour County.

Section 1. The Department of Property and Supplies, with the approval of the Governor, is hereby authorized, on behalf of the Commonwealth of Pennsylvania, to sell at public sale to the highest bidder the following described tract of land in the Borough of Danville, County of Montour and Commonwealth of Pennsylvania:

Description.

Beginning at a corner on the north side of West Market Street and an alley; thence in a northeasterly direction along the line of said alley 150 feet to another alley;