

No. 179

AN ACT

HB 52

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," providing for the collection of street, sewer, curbing and sidewalk assessments by installments.

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

Section 1. The act of May 1, 1933 (P.L.103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P.L.1481), is amended by adding after Article XV, a new article to read:

ARTICLE XV-A
COLLECTION BY INSTALLMENT OF STREET, SEWER,
CURBING AND SIDEWALK ASSESSMENTS

Section 1501-A. Authority for Installment Payments.—Whenever any township shall authorize the construction or acquisition of any sanitary sewer or system of sanitary sewers, or the improvement of any street or portion thereof, or the installation of curbing or sidewalks, and the entire cost, or any part thereof, shall be assessed against the properties benefited, improved or accommodated by such sewer or system of sewers, or curbing or sidewalks, or abutting, upon such street or portion thereof, the township supervisors may authorize the payment of such assessment in equal annual, or more frequent installments. Every such ordinance shall specify the length of time over which such installments may be extended and whether payments are to be made by annual or more frequent installments. All such installments shall bear interest, as provided in the applicable ordinance, at a rate not to exceed six per cent, commencing at such time as may be fixed or regulated by ordinance: Provided, That where bonds shall have been issued and sold in the manner provided by law, to provide for the payment of any street improvement, such assessments in equal installments shall not be payable beyond the term for which such bonds are issued, and the expenditures for such improvements, and interest thereon to the first day when interest is payable on such bonds, shall be taken as the cost of such improvement to be assessed on the property benefited.

Section 1502-A. Entry of Liens.—Claims to secure the assessments shall be entered in the prothonotary's office of the county at the same time and in the same form and shall be collected in the same manner as municipal claims are filed and collected, notwithstanding the provisions of this article on installment payments.

Section 1503-A. Assessments; Where Payable.—Such assessments

shall be payable at the office of the township treasurer, or such other place as the ordinance shall provide, in semi-annual or annual installments, with interest at the rate provided from the date from which interest is computed on the amount of the assessments.

Section 1504-A. Default in Payment of Installment.—In case of default in the payment of any installment and interest for a period of sixty days after the same shall become due, the entire assessment and accrued interest shall become due; and the township solicitor shall proceed to collect the same under the general laws relating to the collection of municipal claims.

Section 1505-A. Payments in Full.—Any owner of property, against whom any such assessment shall have been made, may pay the same in full, at any time, with interest and costs thereon to the due date of the next installment, and such payment shall discharge the lien.

APPROVED—The 22nd day of July, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly No. 179.


Secretary of the Commonwealth.