
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **186** Session of
1961

INTRODUCED BY MESSRS. STEVENSON, LANE, MALLERY,
HAYS AND HALUSKA, FEBRUARY 8, 1961.

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT,
FEBRUARY 8, 1961.

AN ACT

Amending the act of May 4 1927 (P L 519) entitled "An act concern-
ing boroughs and revising amending and consolidating the law
relating to boroughs" authorizing the purchase or condemnation
of unobstructed views at curves and intersections

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

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken-through is to be omitted from bill. Underlining indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

1 Section 1 Article XVII act of May 4 1927 (P L 519) known as
2 "The Borough Code" reenacted and amended July 10 1947 (P L 1621)
3 is amended by adding after section 1765 a new subdivision to read

4 (c.1) Use of Abutting Lands for Unobstructed View

5 Section 1767 Acquisition of Property Any borough may singly
6 or jointly with another borough city county or township acquire by
7 purchase or by the right of eminent domain a free and unobstructed
8 view down and across such lands located at or near the intersection of
9 any two streets or highways or a street or highway and a railroad or
10 railway or at a curve in any street or highway as may be necessary to
11 assure a free and unobstructed view in all directions at such crossings
12 and to so prevent the use of such lands for any purpose or in any
13 manner which may interfere with or obstruct the view of persons
14 traveling upon any such street or highway

15 Upon any such condemnation the borough having had such view
16 condemned may from time to time abate or remove or cause to be
17 abated or removed any obstruction to the view over and across such lands
18 except poles used in furnishing telephone telegraph or electric service
19 to the public

1 Section 1768 Procedure The proceedings for the condemnation of
2 such view over and across such lands and for the assessment of damages
3 for property taken injured or destroyed or the portion thereof agreed
4 to be paid by the borough if the taking is jointly with another borough
5 city county or township shall be taken in the manner provided in article
6 fourteen of this act

7 Section 1769 Future Use of Land by Owner Upon the purchase
8 or condemnation of a view the owner of such lands may make every
9 such use thereof as will not interfere with a free and unobstructed
10 view at the dangerous crossing or curve and unless specially provided
11 for in such purchase or condemnation proceedings such purchase or con-
12 demnation shall not be constructed to prevent the owner thereof from
13 using the land for pasture or the growing of grass oats wheat or other
14 crops which will not obstruct the vision more than wheat

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor