

No. 364.

AN ACT

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

Townships.

Chapter 11, article 1, of act of July 14, 1917 (P. L. 840), amended.

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

(i) *GRADING AND CONSTRUCTING OF CURBS AND GUTTERS ON HIGHWAYS AND ROADS LEADING TO OR CONNECTING CITIES, BOROUGHES, VILLAGES, OR PLACES OF PUBLIC RESORT*

Curbs and gutters.

Section 630. The board of township commissioners of any township of the first class may ordain and establish curbs and gutters within the lines and along either one or both sides of any principal street or highway in the township leading directly to or connecting cities, boroughs, villages, places of public resort, or other principal highways, for such distance as the board of township commissioners may deem proper, and may provide for the grading and construction of the same. In case the street or highway is a State highway or county road the written consent of the State Highway Commissioner or county commissioners, as the case may be, shall first be obtained.

Specifications for construction.

Section 631. The ordinance establishing any such curb and gutter shall specify the width thereof and shall require such grading and filling as is necessary. The kind and character of the curb and gutter and manner of laying of the same may be specified in the ordinance or provided for by general ordinance or by regulation of the board of township commissioners.

Written notice to owners.

Section 632. The ordinance shall provide for written notice to be given to the owner or owners to grade and construct such gutter in front of their respective properties within a certain period not less than thirty (30) days from the date of the service of such notice. Service of such notice shall be made on the property owner by leaving the same at his place of residence in the township or if he has no residence in the township then by leaving the same with any tenant or oc-

cupant of the premises and mailing a copy thereof to the owner at his last known address.

Section 633. Should any property owner fail to comply with the requirements of the ordinance within the time specified the board of township commissioners may cause the gutter in front of the property to be constructed in accordance with the requirements of the ordinance and collect the cost thereof, which shall be assessed against such property owner, including the costs of grading, and together with a penalty of ten per cent. by action of assumpsit or by filing a municipal lien against said property.

Failure of owner to comply.

Penalty.

APPROVED—The 13th day of May, A. D. 1925.

GIFFORD PINCHOT.

No. 365.

AN ACT

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

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

Townships of the first class.

Section 980 of article 1 of chapter 13 of act of July 14, 1917 (P. L. 840), amended.

Section 980. The boards of township commissioners may survey, lay out, enact, and ordain footwalks, pavements, boardwalks, curbs, gutters, culverts, and drains over and upon the land abutting on turnpike roads, State highways, or county or township roads, where the same pass through any town or village, and fix the size and width thereof. Damages for any taking or injury of any property, and benefits of [to] any property, caused by any action under this section, shall be assessed and paid for as provided in sections five hundred to five hundred and eight of this act relating to the widening of roads and streets by township commissioners.

Sidewalks on land abutting on roads.

Payment of damages.

The commissioners may require the grading, paving, and curbing of such footwalks, pavements, boardwalks, gutters, culverts, and drains by the owners of the land fronting thereon, in accordance with general regulations to be prescribed by ordinance.

Paving, etc., may be required.