

Section 3. Each ordinance or resolution establishing a police pension fund shall prescribe a minimum period of total service [not less than an] in the aggregate of [twenty] twenty-five years in the same borough, town or township and shall fix the age of the members of the force at [sixty] fifty-five years, or, if an actuarial study of the cost shows that such reduction in age is feasible, may fix the age of the members of the force at [fifty-five] fifty years, after which they may retire from active duty, and such members as are retired shall be subject to service, from time to time, as a police reserve, in cases of riot, tumult or preservation of the public peace until unfitted for such service, when they may be finally discharged by reason of age or disability.

Section 2. Notwithstanding any provision of this act, members of a police force for whom a pension fund has heretofore been established who have attained or attain the age of sixty years, or fifty-five years, if the age had been so fixed by the ordinance or resolution, may retire after a period of total service of twenty years.

APPROVED—The 21st day of October, A. D. 1965.

WILLIAM W. SCRANTON

No. 318

AN ACT

HB 1728

Amending the act of August 9, 1955 (P. L. 323), entitled "An act ¹relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," authorizing counties to borrow and appropriate money and enter into contracts for construction and operation of dams for the improved utilization of water resources.

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

Section 1. Article XIX, act of August 9, 1955 (P. L. 323), known as "The County Code," is amended by adding, at the end thereof, a new subdivision to read:

ARTICLE XIX
SPECIAL POWERS AND DUTIES OF COUNTIES

* * *

(v) Appropriations for Reservoirs and Water Resources

¹"releating" in original.

Section 1999c. Appropriations for Reservoirs and Water Resources.

—(a) The board of commissioners may borrow, appropriate and expend money for the construction, acquisition, operation and maintenance of dams, reservoirs and other facilities for the utilization of surface and ground water resources and all related structures, appurtenances and equipment necessary for the use of said dams and reservoirs and may acquire by purchase, gift, or the exercise of power of eminent domain, sites for the same: Provided, That the board of commissioners shall obtain a permit from the Water and Power Resources Board whenever such permit is required by law: And provided further, That the board of commissioners shall not acquire by the exercise of power of eminent domain the property of a public utility subject to the jurisdiction of Pennsylvania Public Utility Commission or Federal Power Commission.

(b) The board of commissioners may enter into agreements for the regulation of withdrawals and diversions of waters from said dams and reservoirs and the sale of the same, subject to approval of State, Federal or interstate agencies which may have primary jurisdiction over water resources. Dams and reservoirs acquired or constructed by the commissioners may be for the sole purpose of water supply or in conjunction with any other purposes, except the generation of electric energy.

(c) The board of commissioners may enter into contracts or long-range cooperative programs with State, Federal, interstate and local government agencies or public utilities for the development and use of the county's water resources.

Section 2. This act shall take effect immediately.

APPROVED—The 21st day of October, A. D. 1965.

WILLIAM W. SCRANTON