

town or township in which the offense was committed, for the use of such city, borough, town or township.

Section 2. Subsection (a) of section 816.1 of the act, amended December 30, 1959 (P. L. 2062), is amended to read:

Section 816.1. Shoplifting.—(a) Whoever shall wilfully take possession of any goods, wares or merchandise offered for sale by any store or other mercantile establishment, with the intention of converting the same to his own use without paying the purchase price thereof, shall be guilty of shoplifting, and, upon conviction thereof in a summary proceeding, shall be sentenced to pay a fine of not less than twenty-five dollars (\$25) and not more than fifty dollars (\$50), or to undergo imprisonment of not less than five (5) days and not more than ten (10) days, or both. Any fine imposed in a summary proceeding pursuant to the provisions of this section shall be decreed to be paid to the city, borough, town or township in which the offense was committed, for the use of such city, borough, town or township.

* * *

Section 3. All acts and parts of acts are repealed in so far as they are inconsistent herewith.

APPROVED—The 10th day of November, A. D. 1965.

WILLIAM W. SCRANTON

No. 338

AN ACT

HB 316

Amending the act of June 24, 1931 (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto," authorizing reconstruction, repaving and recurbing to be provided for in the ordinance providing for the original construction, paving and curbing of sidewalks.

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

Section 1. Section 2303, act of June 24, 1931 (P. L. 1206), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P. L. 1955), is amended to read:

Section 2303. Paving and Curbing Sidewalks.—Townships may, upon

such notice as may be provided by ordinance, require owners of property abutting on any street, including State highways and county roads, to construct, pave, curb, repave and recurb the sidewalks along such property with such materials, at such grades and under such regulations as may be prescribed by ordinance, and upon failure of such owners to comply with such notice, or without notice to the property owners as above provided, the townships shall in either case have power to cause the same to be done by the township, and to levy and collect the cost thereof from such owners of property abutting such sidewalk. All reconstruction, repaving and recurbing may be provided for in the ordinance providing for the original construction, paving and curbing, without the necessity for adopting a new ordinance providing for such reconstruction, repaving and recurbing.

The cost of any such grading, paving, curbing, repaving and recurbing shall be a lien upon the premises from the time of the commencement of the work, which date shall be fixed by the township engineer and shall be filed with the township secretary. Any such lien may be collected by action in assumpsit or by lien filed in the manner provided by law for the filing and collection of municipal claims.

The cost of any such paving, curbing, repaving and recurbing may, in any case, be borne in whole or in part by the township.

No sidewalks shall be established and constructed upon any State highway without the consent of the State Department of Highways, or upon any county road without the consent of the county commissioners.

Section 2. This act shall take effect immediately.

APPROVED—The 10th day of November, A. D. 1965.

WILLIAM W. SCRANTON

No. 339

AN ACT

HB 320

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," authorizing reconstruction, repaving and recurbing to be provided for in the ordinance providing for the original construction, paving and curbing of sidewalks.