

No. 128

## AN ACT

SB 662

Amending the act of June 23, 1931 (P.L.932, No.317), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further providing for membership on the Shade Tree Commission.

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

Section 1. Section 3802, act of June 23, 1931 (P.L.932, No.317), known as "The Third Class City Code," reenacted and amended June 28, 1951 (P.L.662, No.164), is amended to read:

Section 3802. Composition of Commission.—The commission, if ordained, shall be composed of *not less than three nor more than seven* residents of the city, who shall be appointed by the mayor, and shall serve without compensation.

One commissioner shall serve for a term of three years, one for a term of four years, and one for a term of five years *on commissions of only three residents. Where the commission consists of more than three members, the time sequence provided for a three member commission shall be repeated.*

On the expiration of the term of any commissioner, a successor shall be appointed by the mayor to serve for a term of five years.

Vacancies in the office of commissioner shall be filled by the mayor for the unexpired term.

*Should the governing body determine to increase the membership of an already existing commission, the additional members shall be appointed as provided in this section. If, at any time, after increasing the membership of the commission the governing body should determine to reduce the number of members on the commission, such reduction shall be effectuated by allowing the terms to expire and by making no new appointments to fill the vacancy. Any increase or reduction in members shall be by ordinance.*

APPROVED—The 26th day of November, A. D. 1975.

MILTON J. SHAPP