

## No. 27

## AN ACT

Amending the act of June twenty-four, one thousand nine hundred thirty-one (Pamphlet Laws 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," changing provisions relating to collection of lighting assessments.

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

Second paragraph, clause XIII, Section 1502, act of July 24, 1931, P. L. 1206, "The First Class Township Code," reenacted, amended and revised May 27, 1949, P. L. 1955, further amended.

Section 1. The second paragraph, clause xiii, section 1502, act of June twenty-four, one thousand nine hundred thirty-one (Pamphlet Laws 1206), known as "The First Class Township Code," reenacted, amended and revised May twenty-seven, one thousand nine hundred forty-nine (Pamphlet Laws 1955), is amended to read:

Section 1502. The corporate power of a township of the first class shall be vested in the board of township commissioners. The board shall have power—

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XIII Lighting Assessments • • •

The township commissioners shall annually assess, or cause to be assessed, the cost and expense of the maintenance of said lights by an equal assessment on all property benefited by such lighting in proportion to the number of feet the same fronts on the street, or highway, or portion thereof to be lighted. The township commissioners may provide for an equitable reduction from the frontage of lots, at intersections, or where, from the peculiar or pointed shape of lots, an assessment of the full frontage would be inequitable. No such assessment shall be made against any farm land, but vacant lots between built-up sections, whether tilled or untilled, shall not be deemed to be farm lands: Provided, however, That the assessment per front foot against vacant lots shall be only twenty-five per centum (25%) of the assessment per foot front against property with improvements thereon. All such assessments for street lighting shall be filed with the township treasurer, who shall give thirty days' written or printed notice that the assessments are due and payable, stating the due date to each party assessed, either by service on the owner of the property, or by mailing such notice to the owner at his last known post office address. The township treasurer shall be entitled to the same commission for the collection of such assessments as he is entitled to by law for the collection of the township tax. If the assessments, or any of them remain unpaid [at the expiration of a period not exceeding ninety days, the exact time to be fixed by the township commissioners], *on the first Mon-*

*day of May of the succeeding year* they shall be placed in the hands of the township solicitor for collection. The solicitor shall collect the same, together with five per centum (5%) as attorney's commission, and interest from the date such assessments were due, by a municipal claim filed against the property of the delinquent owner in like manner as municipal claims are by law filed and collected. Where an owner has two or more lots against which there is an assessment for the same year, all such lots shall be embraced in one claim. All assessments, when collected, shall be paid over to the township treasurer, who shall receive and shall keep all such assessments collected for lighting the streets and highways in a separate account and pay out the same only upon orders signed by the president or vice president of the township commissioners, attested by the secretary or assistant secretary. The treasurer shall make a report to the auditor or controller of the township annually.

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Section 2. This act shall take effect in ten days.

Act effective in  
ten days.

APPROVED—The 31st day of May, A. D. 1955.

GEORGE M. LEADER

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No. 28

AN ACT

Amending the act of August twenty, one thousand nine hundred fifty-three (Pamphlet Laws 1212), entitled "An act providing for the study of the problems of alcoholism; the treatment, commitment, rehabilitation and protection of persons addicted to the excessive use of alcoholic beverages; conferring powers and imposing duties upon the courts and the Department of Health; and making an appropriation," granting the Municipal Court of Philadelphia concurrent jurisdiction in Philadelphia with the courts of common pleas in the commitment of persons addicted to the excessive use of alcoholic beverages.

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

"Alcoholics."

Section 1. Clause (c), subclause (1) of section five, act of August twenty, one thousand nine hundred fifty-three (Pamphlet Laws 1212), entitled "An act providing for the study of the problems of alcoholism; the treatment, commitment, rehabilitation and protection of persons addicted to the excessive use of alcoholic beverages; conferring powers and imposing duties upon the courts and the Department of Health; and making an appropriation," is amended to read:

Clause (c), sub-  
clause (1),  
section 5, act of  
August 20, 1953,  
P. L. 1212,  
amended.

Section 5. Commitment; Procedure.—Any person who, through the excessive use of alcoholic beverages,