

ties for the collection, removal and disposal of ashes, garbage, rubbish and other refuse materials. In the event that any such bonds were issued for such purposes, pursuant to a vote of the electors, any appropriation of such proceeds as above set forth shall not be deemed such a change of purpose from that for which such bonds were issued as shall require the question to be again submitted to a vote of the electors under any existing law. Any such funds appropriated as herein authorized, which represent the proceeds of any bonds heretofore or hereafter issued by the township for the above purposes, shall be used by such other political subdivision or municipality authority for or toward the purpose or purposes for which such bonds were issued. In the absence of such collection, removal and disposal plan for the entire township the supervisors shall—

* * * * *

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 1st day of July, A. D. 1955.

GEORGE M. LEADER

—
No. 78

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," increasing the powers of commissioners to regulate garbage and rubbish.

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

"The First Class Township Code."

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

Clause XXVII, section 1502, act of June 24, 1931, P. L. 1206, reenacted and amended May 27, 1949, P. L. 1955, further amended.

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

* * * * *

XXVII. [*Garbage and Rubbish*] *Ashes, Garbage, Rubbish and Refuse Materials.* To make regulations relative to the accumulation of manure, compost and the like; to prohibit accumulation of [*garbage and rubbish*] *ashes, garbage, rubbish and other refuse materials* upon private properties including the imposition and collection of reasonable fees and charges for the collection, [*and*] *removal and disposal* thereof, and to pre-

scribe fines and penalties for the violation of such regulations; [and] *to collect, remove and dispose of or to provide, by contract or otherwise, for the collection, removal and disposal [, through incinerating works, garbage plants or otherwise] by incineration, land fill or other methods of ashes, garbage, [and] rubbish and other refuse materials*; and to prescribe penalties for the enforcement thereof. Any such contract may be made for a period not exceeding three years: [To] *Provided, That this limitation shall not apply to contracts entered into with any other political subdivision or with any municipality authority. To acquire any real property and to erect, maintain, improve, [and] operate and lease, either as lessor or lessee, [garbage or incinerating plants] facilities for incineration, land fill or other methods of disposal, either within or without the limits of the township, including equipment, either separately or jointly, with any other political subdivision or with any municipality authority in order to provide for the destruction, collection, removal and disposal of [garbage and other refuse material] ashes, garbage, rubbish and other refuse materials*; and to provide for the payment of the cost and expense thereof, either in whole or part, out of the funds of the township and to acquire and to maintain lands and places for the dumping of ashes, *garbage, rubbish and other refuse material. To fix, alter, charge and collect rates, and other charges for the collection, removal and disposal of ashes, garbage, rubbish and other refuse materials and the costs of including the payment of any indebtedness incurred for the construction, purchase, improvement, repair, maintenance and operation of any facilities therefor, and the amount due under any contract with any other political subdivision or with any municipality authority furnishing any of such services or facilities. To incur indebtedness and issue bonds for the costs of the construction, purchase, improvement and repair of any facilities for the collection, removal and disposal of ashes, garbage, rubbish and other refuse materials, including equipment to be used in connection therewith. To make appropriations to any other political subdivision or any municipality authority out of its general funds or out of any other available funds, including the proceeds of bonds of the township for the construction, purchase, improvement, repair, maintenance and operation of any facilities for the collection, removal and disposal of ashes, garbage, rubbish and other refuse materials. In the event that any such bonds were issued for such purposes, pursuant to a vote of the electors, any appropriation of such proceeds as above set forth shall not be deemed such a change of purpose from that for which such bonds were issued as shall require the*

question to be again submitted to a vote of the electors under any existing law. Any such funds appropriated as herein authorized, which represent the proceeds of any bonds heretofore or hereafter issued by the township for the above purposes, shall be used by such other political subdivision or municipality authority for or toward the purpose or purposes for which such bonds were issued.

Section 2. Clause XLVIII of section one thousand five hundred two of the act reenacted and amended May twenty-seven, one thousand nine hundred forty-nine (Pamphlet Laws 1955), is repealed.

Section 3. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 1st day of July, A. D. 1955.

GEORGE M. LEADER

No. 79

AN ACT

Amending the act of May one, one thousand nine hundred twenty-nine (Pamphlet Laws 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," changing the provisions with respect to forms for inspection reports.

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

"The Vehicle Code."

Section 1. Subsection (e) and the penalty clause of section eight hundred twenty-three, act of May one, one thousand nine hundred twenty-nine (Pamphlet Laws 905), known as "The Vehicle Code," subsection (e), amended May twenty-one, one thousand nine hundred forty-three (Pamphlet Laws 317), and the penalty clause amended August twenty-one, one thousand nine hundred fifty-three (Pamphlet Laws 1290), are amended to read:

Subsection (e) and the penalty clause of section 823, act of May 1, 1929, P. L. 905, subsection (e) amended May 21, 1943, P. L. 317, and penalty clause amended August 21, 1953, P. L. 1290, further amended.

Section 823. Official Inspections.—

* * * * *