

No. 191.

AN ACT

To amend section ten of an act, approved the eighth day of June, one thousand nine hundred and seven (Pamphlet Laws, four hundred and eighty-eight), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks, and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," as amended, by providing the requirement for a permit for the construction, extension, or alteration of any bridge wholly within the limits of said cities.

Section 1. Be it enacted, &c., That section ten of an act, approved the eighth day of June, one thousand nine hundred and seven (Pamphlet Laws, four hundred and eighty-eight), entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth, approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks, and Ferries, for the improvement, regulation, and supervision of the construction, extension alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for the violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," as amended by an act, approved the twenty-ninth day of May, one thousand nine hundred and thirteen (Pamphlet Laws, three hundred and eighty), entitled "An act to amend an act, entitled 'A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,'" approved the first day of June, one thousand eight hundred and eighty-five, creating a Department of Wharves, Docks, and Ferries, for the improvement, regulation and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain pen-

Cities of the first class.

Department of Wharves, Docks and Ferries.

Section 10 of act of June 8, 1907 (P. L. 488), amended.

alties for violations thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes,' approved the eighth day of June, Anno Domini one thousand nine hundred and seven, as amended by an act, entitled 'An act to amend the fifteenth section of an act, approved the eighth day of June, Anno Domini one thousand nine hundred and seven, entitled "A supplement to an act, entitled 'An act to provide for the better government of cities of the first class in this Commonwealth;'' approved the first day of June, one thousand eight hundred and eighty-five, creating a Department of Wharves, Docks, and Ferries, for the improvement, regulation, and supervision of the construction, extension, alteration, maintenance, and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors, and harbor structures, in cities of the first class, and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," by fixing the number of jury at three,' approved the twenty-seventh day of April, Anno Domini one thousand nine hundred and eleven," is hereby further amended to read as follows:

Section 10. Whenever any person or persons shall desire to construct, extend, alter, improve or repair any wharf, or other building in the nature of a wharf, or bridge, or other harbor structures, situate *wholly* within any city of the first class, such person or persons shall make application to the director, stating in writing the nature and extent of such proposed structure, extension, alteration, improvement or repair, and file in the office of the director the plans and specifications showing fully the proposed structure, extension, alteration, improvement or repair, and produce his or their deed or deeds, or other evidence of title, to the premises on which such proposed structure, extension, alteration, improvement or repair is to be erected or made,—whereupon, if such proposed structure, extension, alteration, improvement or repair will encroach upon the waterway, the director shall give notice of the time and place of hearing such application, to all parties interested, by advertising twice a week for two successive weeks, in two newspapers of general circulation published within the said city, and by posting notice upon the said premises; and if the director, upon such hearing, or without such hearing where such hearing is not required by the provisions hereof, shall approve such proposed structure, extension, alteration, improvement or repair, and the plans and specification submitted therefor, he shall give his assent to, and issue

Construction, extension or alteration of wharf, etc.

Application.

Plans and specifications.

Hearing.

Approval.

a license or permit for, the erection and making thereof, and cause the fact of the issue of such license or permit to be recorded in his office, in a book to be kept by him for that purpose, and such license or permit shall not be unreasonably withheld: Provided, That necessary repairs, costing one hundred dollars or less and not affecting the stability or strength of the structure, may be made without first procuring a license or permit.

License.

Whenever any person or persons shall desire to construct, extend, alter, improve or repair any structure to be erected, or already erected, on ground supported by bulkheads, and to be used, or already used, for the purpose of loading or unloading passengers or freight on or from vessels; or any structure to be physically connected, or already physically connected, or to be used or already used, as appurtenant to any wharf or structure hereinbefore described, situate within any city of the first class,—and for such purpose he or they shall have applied for a permit from the Bureau of Building Inspection in said city, the said Bureau of Building Inspection shall notify the director of the Department of Wharves, Docks and Ferries, of such application, and shall thereafter grant the permit applied for, only when the application shall have received the approval of the said director, which he is hereby empowered to grant.

Construction, alteration or repair of structure supported by bulkheads used for loading.

Appurtenant structures.

Application for permit.

When permit granted.

The cities of the first class may, by ordinance, regulate and determine the license fees for the license and approval required by the provisions of this act.

Fixing of license fees.

APPROVED—The 27th day of April, A. D. 1925.

GIFFORD PINCHOT.

No. 192.

AN ACT

To amend clause forty-four of section two of article one of chapter five of an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs."

Section 1. Be it enacted, &c., That clause forty-four, chapter five, article one, section two of an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs," which was added to said act by the act, approved the four-

Boroughs.

Clause 44, chapter V, article 1, section 2 of act of May 14, 1915 (P. L. 312), amended by act of April 14, 1921 (P. L. 147), amended.