

No. 304.

AN ACT

Validating ordinances, assessments, and proceedings by councils in cities, for the paving and curbing of public highways, and validating municipal liens therefor filed in the name of the city to the use of the contractor.

Cities.

Proceedings for grading, paving and improving highways and assessing costs.

Where proceedings defective.

Validation of assessments and municipal claims.

Proviso.

Section 1. Be it enacted, &c., That whenever in any city in this Commonwealth prior to the passage of this act a highway or part thereof has been improved by being paved, graded, or paved and curbed with brick, concrete, asphalt, or other paving and curbing material, in the pursuance of authority of an act of Assembly and an ordinance passed and enacted in pursuance thereof and the costs and expenses or part thereof of the improvement assessed on the abutting property owners, as provided by the ordinance and act of Assembly authorizing and directing such improvement, and a municipal claim or lien has been filed against the property therefor either in the name of the city or in the name of the city to the use of the contractor, but owing to some defect in the ordinance, assessment or for any other reason, the ordinance or proceeding by the council, authorizing and directing the improvement and making the assessment therefor, or the proceeding in the filing of any municipal claim or lien therefor, are for any reason defective or invalid, and especially in any case in which the city solicitor or the solicitor for the use plaintiff has failed to file said lien in the prothonotary's office within the time provided by law, such ordinance or proceeding authorizing the improvement and making the assessment therefor and the assessment itself and any municipal claim or lien filed therefor, either in the name of the city or in the name of the city to the use of the contractor to whom said lien has been assigned, and are hereby validated and made binding for the amount justly and equitably due and payable on account of such grading, paving, and curbing: Provided, That this act shall not apply to any proceeding, suit or lien wherein a final order or judgment of any court of record has already been made or entered.

APPROVED—The 12th day of May, A. D. 1925.

GIFFORD PINCHOT.