

receiver, if any, and all costs and disbursements allowed by the court, shall be a first charge on any revenues and receipts derived from the sewer system or sewage treatment works, the revenues or receipts from which are or may be applicable to the payment of the bonds so in default. Said trustee shall, in addition to the foregoing, have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth herein, or incident to the general representation of the bondholders in the enforcement and protection of their rights.

APPROVED—The 28th day of May, A. D. 1937.

GEORGE H. EARLE

No. 261

AN ACT

Providing for the creation of sewer districts in cities of the first class for the construction of sewers and sewer systems; and providing the method of assessing the expenses of such construction upon properties abutting such sewer or served and accommodated thereby.

Cities of the first class.

Sewers, and sewer systems.

Section 1. Be it enacted, &c., That any city of the first class may, in constructing any sewer or sewer system for the accommodation of a certain portion only of the city, constitute the territory into a sewer district or divide it into several sewer districts. In every such case of division into several districts, the city shall make an estimate of the proportion of the cost of the sewer or sewer system which should be equitably charged on each such district, and declare and establish such apportionment by resolution. No district shall be charged with more than its due proportion of the cost of the main sewers used jointly by more than one district, and the aggregate amount charged on property in any such district shall not exceed the estimate. Any amount not legally chargeable upon properties benefited* shall be paid by the city.

Assessment of costs.

Section 2. The charge for sewer construction in any sewer district shall be assessed upon the properties accommodated or benefited in either of the following methods:

(a) By an assessment, pursuant to a resolution of the council of the city, of each lot or piece of land, in proportion to its frontage abutting on the sewer, allowing such reduction, in the case of properties abutting on more than one sewer, as the resolution may specify.

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits. The

* "benefited" in the original.

amount of the charge on each property shall be ascertained as provided by law for the assessment of benefits by viewers for sewer improvements.

(c) By the imposition of a charge or rental against the properties served or accommodated by such sewer or sewer system as provided by law for the imposition of such charges or rentals by cities, where more than one district is created the assessment in the different districts may be by different methods.

Section 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Inconsistent
acts repealed.

APPROVED—The 28th day of May, A. D. 1937.

GEORGE H. EARLE

No. 262

AN ACT

To provide for a sinking fund in cities of the first class in this Commonwealth; requiring the Sinking Fund Commission to estimate the amount annually needed for such sinking fund and to transmit such estimate, or copy thereof, to the city council, the mayor and the city controller; making it the duty of the council to appropriate and provide the sum so estimated to be required; and repealing inconsistent legislation.

Section 1. Be it enacted, &c., That in cities of the first class of this Commonwealth, there shall be one general sinking fund to be known as the sinking fund. It shall comprise and contain all the moneys, securities, bonds, and assets now in the several sinking funds of any such city, and all such moneys, securities, bonds, and assets shall form a single fund to be used for the payment at maturity of all the bonded debts of such city, and all accretions and appropriations to the sinking fund of any such city hereafter to be made shall be paid to the Sinking Fund Commission and shall form part of said sinking fund. It shall be the duty of the Sinking Fund Commission each year to ascertain the amount needed with respect to the bonded debt of any such city requiring sinking fund payments, taking into account the requirements of each of said issues for the succeeding year, and having in view the dates and times of their respective maturities. The total of the needs of the sinking fund hereby established shall be thus ascertained and the Sinking Fund Commission, on or before the fifteenth day of August, in each year, shall transmit to the city council a certificate of the total requirements for the succeeding year for sinking fund purposes and shall send to the mayor and the city controller copies thereof. In formulating the financial program for the ensuing year, the council shall include

Cities of the
first class.

One general
sinking fund.

Duty of the com-
mission to fix
amount needed
each year with
respect to the
bonded debt.

Amount to be
transmitted to
city council.