

for that proportionate part of the fiscal year of the township remaining after the property was improved. Any improvement made during the month shall be computed as having been made on the first of the month. A certified copy of the additions or revisions to the duplicate shall be furnished by the township commissioners to the township treasurer, together with their warrant for collection of the same, and within ten days thereafter the township treasurer shall notify the owner of the property of the taxes due the township.

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

GEORGE M. LEADER

No. 77

AN ACT

Amending the act of May one, one thousand nine hundred thirty-three (Pamphlet Laws 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," increasing powers of supervisors to regulate garbage and rubbish.

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

Section 1. Paragraph (1) of clause VIII of section seven hundred two, act of May one, one thousand nine hundred thirty-three (Pamphlet Laws 103), known as "The Second Class Township Code," reenacted and amended July ten, one thousand nine hundred forty-seven (Pamphlet Laws 1481), and amended July two, one thousand nine hundred fifty-three (Pamphlet Laws 354), is amended to read:

"The Second Class Township Code."

Paragraph (1), clause VIII, section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481, amended July 2, 1953, P. L. 354, further amended.

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from which such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section five hundred sixteen hereof, they shall have power—

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VIII. [Garbage Regulations] *Ashes, Garbage, Rubbish and Other Refuse Materials.*—To regulate or prohibit the dumping or otherwise depositing of [garbage

and rubbish] ashes, garbage, rubbish and other refuse materials within the township. To prohibit accumulations of [garbage and rubbish] ashes, garbage, rubbish and other refuse materials upon private property, including the imposition and collection of reasonable fees and charges for the collection, [and] removal and disposal thereof. They shall also have power to—

(1) *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, of ashes, garbage and rubbish,] by incineration, land fill or other methods of ashes, garbage, rubbish and other refuse materials and to prescribe penalties for the enforcement thereof. [any] Any such contract may be made for a period not exceeding three years. 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] to erect, maintain, [and] improve, operate, [garbage or incinerating plants] and lease, either as lessor or lessee, 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, [of garbage and other refuse material] collection, removal and disposal of 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 [or in] 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 facili-*

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—

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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

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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-