

No. 4

AN ACT

HB 362

Amending the act of August 9, 1955 (P.L.323), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," giving the board of commissioners the power of eminent domain for the acquisition of property for flood control and prevention purposes.

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

Section 1. Subsection (a) of section 1947, act of August 9, 1955 (P.L.323), known as "The County Code," amended March 28, 1956 (P.L.1352), is amended to read:

Section 1947. Prevention and Control of Floods.—(a) The board of commissioners may borrow, appropriate and expend money, and may acquire by purchase or dedication *or by the power of eminent domain* real property, or any interest therein, for the purpose of cleansing, regulating, improving and controlling rivers, streams and other bodies of water and storm water drainage systems lying within the boundaries of the county, either in whole or in part, for the prevention and control of floods. They may make contracts and expenditures for the cleansing, maintaining, regulation, improvement and control of such waters and drainage systems and for the prevention and control of floods by storage or retaining reservoirs, or otherwise, in parts of such waters beyond the limits of the county or of the Commonwealth, when, in their judgment, such expenditures may be necessary and for the benefit of the county.

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APPROVED—The 26th day of January, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 4.



Secretary of the Commonwealth.