

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2439 Session of
1978

INTRODUCED BY KOWALYSHYN AND RUGGIERO, APRIL 19, 1978

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, APRIL 19, 1978

AN ACT

1 Amending the act of May 1, 1933 (P.L.103, No.69), entitled "An
2 act concerning townships of the second class; and amending,
3 revising, consolidating, and changing the law relating
4 thereto," further providing for the collection of garbage in
5 villages.

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

8 Section 1. Clause VIII of section 702, act of May 1, 1933
9 (P.L.103, No.69), known as "The Second Class Township Code,"
10 reenacted and amended July 10, 1947 (P.L.1481, No.567), is
11 amended by adding a subclause to read:

12 Section 702. Supervisors to Exercise Powers.--The corporate
13 powers of townships of the second class shall be exercised by
14 the township supervisors. Where no specific authority is given
15 for the expenditures incident to the exercise of any power
16 hereinafter conferred, or where no specific fund is designated
17 from which such expenditures shall be made, appropriations for
18 such expenditures shall be made only from the general township
19 fund. In addition to the duties imposed upon them by section 516
20 hereof, they shall have power--

1 * * *

2 VIII. Ashes, Garbage, Rubbish and Other Refuse Materials.--

3 To regulate or prohibit the dumping or otherwise depositing of
4 ashes, garbage, rubbish and other refuse materials within the
5 township. To prohibit accumulations of ashes, garbage, rubbish
6 and other refuse materials upon private property, including the
7 imposition and collection of reasonable fees and charges for the
8 collection, removal and disposal thereof. They shall also have
9 power to--

10 * * *

11 (3) When there is, in any village as designated in subclause
12 (2), an existing garbage collection and disposal system that is
13 based upon a per capita assessment, on petition of a majority of
14 the adult taxable residents of the village, the supervisors
15 shall eliminate the per capita assessment and substitute an
16 assessment based upon all occupied units in the village. The
17 assessment shall be collected and reported in the same manner as
18 assessments are collected and reported in subclause (2).

19 * * *

20 Section 2. This act shall take effect in 60 days.