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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**

**No. 1367** Session of  
1981

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INTRODUCED BY KOWALYSHYN AND RYBAK, MAY 4, 1981

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REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 4, 1981

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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

1 hereof, they shall have power--

2 \* \* \*

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

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

11 \* \* \*

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

20 \* \* \*

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