

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1401 Session of
1989

INTRODUCED BY DORR, TIGUE, BARLEY, ITKIN, VROON, BORTNER,
ROBINSON, COHEN, BELFANTI, J. TAYLOR, JOHNSON, SERAFINI,
E. Z. TAYLOR, CIVERA, LASHINGER, RAYMOND, MICOZZIE, GEIST,
J. L. WRIGHT, CLYMER, GANNON, BURD AND TRELLO, MAY 22, 1989

SENATOR PECORA, LOCAL GOVERNMENT, IN SENATE, AS AMENDED,
JANUARY 23, 1990

AN ACT

1 Amending the act of June 24, 1931 (P.L.1206, No.331), entitled
2 "An act concerning townships of the first class; amending,
3 revising, consolidating, and changing the law relating
4 thereto," ~~empowering commissioners to maintain certain~~ <—
5 ~~alleyways with public funds.~~ AUTHORIZING APPROPRIATIONS FOR <—
6 CERTAIN STREETS.

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

9 Section 1. ~~Sections 2012 and 2013~~ SECTION 1502 of the act of <—
10 June 24, 1931 (P.L.1206, No.331), known as The First Class
11 Township Code, reenacted and amended May 27, 1949 (P.L.1955,
12 No.569), ~~are amended to read:~~ IS AMENDED BY ADDING A CLAUSE TO <—
13 READ:

14 ~~Section 2012. Width of Public Roads. The width of a street~~ <—
15 ~~in townships shall not be less than thirty three feet or more~~
16 ~~than one hundred and twenty feet, unless, in any particular~~
17 ~~case, the township commissioners shall determine that a street~~
18 ~~of lesser width will be sufficient for public use and travel;~~

~~but in no case shall any public street be less than twenty four feet in width: Provided, That the width of alleyways may be less than twenty four feet: Further provided, That the limits of width shall not be construed to include the width required for necessary slopes in cuts or fills, when the limits of the street and the extra width required for such slopes exceed the limits of width herein specified.~~

~~Section 2013. Opening and Repairing Roads. (a) Streets laid out by lawful authority in townships shall, as soon as may be practicable, be effectually opened and constantly kept in repair. All streets shall, at all seasons, be kept reasonably clear of all impediments to easy and convenient traveling, at the expense of the township.~~

~~(b) Township commissioners shall have the power and may expend public funds to open and maintain alleyways without regard to the limitations in section 2012.~~

~~(c) Whenever proceedings have been heretofore or may hereafter be begun for the opening and laying out of any street in any township, such street shall be physically opened upon the ground for use by the public within the period of five years next after the completion of such proceedings, and if not so opened, then such proceedings shall be deemed to be void and of no effect, and the land proposed to be taken shall revert to the owners of the land, as in the case of the vacation of a street, free of any easement or right of the public to use the same.~~

~~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--~~

~~* * *~~

XLIX.I. APPROPRIATIONS FOR CERTAIN STREETS. TO APPROPRIATE

1 MONEY ANNUALLY FOR IMPROVEMENTS TO ANY STREET AS DEFINED IN
2 SECTION 102, LOCATED WHOLLY OR PARTIALLY WITHIN THE TOWNSHIP,
3 WHETHER TOWNSHIP OWNED OR NOT, WHICH HAS BEEN ADVERSELY AFFECTED
4 BY PARKING AVAILABILITY AS DETERMINED BY THE COMMISSIONERS.

5 * * *

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