

**TRANSIT DEPARTMENT, SECOND CLASS CITIES**  
**Act of May 14, 1925, P.L. 740, No. 403**  
A SUPPLEMENT

Cl. 11

To an act, approved the seventh day of March, one thousand nine hundred and one (Pamphlet Laws, twenty), entitled "An act for the government of cities of the second class," providing for the establishing by ordinance and regulating a Department of City Transit; defining the powers, duties, and jurisdiction of the department, and providing for its officers and employees.

Section 1. Be it enacted, &c., That an additional executive department in the government of cities of the second class may be created by ordinance, to be known as the Department of City Transit, which shall be in charge of a City Transit Commission consisting of five (5) residents of the city to be appointed by the mayor, subject to the approval of council, one of whom shall be designated to serve from his appointment until January first, one thousand nine hundred and twenty-six; and one from his appointment until January first, one thousand nine hundred and twenty-seven; one from his appointment until January first, one thousand nine hundred and twenty-eight; one from his appointment until January first, one thousand nine hundred and twenty-nine; and one from his appointment until January first, one thousand nine hundred and thirty. Their respective successors shall be appointed on the expiration of their respective terms to serve five (5) years. An appointment to fill a casual vacancy shall be only for the unexpired portion of the term. Three (3) of the members shall be a quorum. They may make regulations for their own organization and procedure consistent with the laws of this Commonwealth and the ordinances of the city. They shall serve without compensation and shall make annually to the mayor a report of their transactions and recommendations. They may employ a chief engineer and such other persons and employees as may be necessary, whose salaries, together with the necessary expenses of the commission, shall be provided for in the discretion of council by the proper appropriations and ordinances.

Section 2. The Department of City Transit shall have the power to design, construct, manage, administer, and supervise any and all transit facilities purchased, leased, located, constructed, or otherwise acquired, equipped, owned, maintained, used, or operated by such city. Such transit facilities shall include railways and extensions thereof for the transportation of persons and property over, under, upon, through, and across any street, highways, avenues, bridges, viaducts, rivers, waters, and public and private lands, or partly over, under, through, or across any or all of the same. They shall be taken to mean and include tunnels, subways, bridges, elevated structures, tracks, poles, wires, conduits, power houses, stations, lines for the transmission of power, car barns, shop yards, sidings, turnouts, switches, stations and approaches

thereto, cars and motor equipment, and all works, buildings, appliances, and appurtenances necessary and convenient for the proper construction, equipment, maintenance, and operation of such transit facilities or any or more of them.

Section 3. It shall be the duty of the Department of City Transit to take the necessary action to enforce and carry into effect the laws of this Commonwealth and the ordinances of the city pertaining to transit facilities, as defined by this article.

Section 4. The Transit Commission shall from time to time make such recommendation to the council of the city as to them shall seem proper for the improvement and development of facilities for transportation of persons and property within such city.

Section 5. The engineers, draftsmen, designers, and other technical employes of said Department of City Transit may be appointed without regard to whether they are residents of such city or not.