

PHILADELPHIA CONSOLIDATED - SUPPLEMENT
Act of May 13, 1856, P.L. 567, No. 587
A FURTHER SUPPLEMENT

Cl. 11

To the act consolidating the city of Philadelphia.

Section 1. Powers of former marshal of police

After the term of the present marshal of police shall expire by limitation or death, the office shall cease, and all the powers in him vested, not subordinate to the mayor, shall thereupon become vested in the mayor, and all his duties subordinate to the mayor shall be performed by a superintendent of police to be appointed by the director with the approval of the select council, subject to be dismissed by him, who shall receive such salary and perform such further duties as may be prescribed by ordinance. 1856, May 13, P.L. 567, Sec. 1.

Section 4. City commissioners to take no part; law department to represent city

The city commissioners shall disburse no moneys, nor make any contracts for public works or highways, nor take any part in the opening of streets, or the assessment of the damages therefor, but notice of the meetings of all viewers to lay out, open, or vacate any street or highway, or assess damages therefor, shall be served at the law department of the city, and the solicitor or assistant shall represent and protect the interests of the city in relation to all road matters, and countersign every order granted by the court of quarter sessions, for the payment of road damages, and keep a register of all damages confirmed by the court, and of orders countersigned, which shall not be countersigned or paid until an appropriation therefor be made by councils. 1856, May 13, P.L. 567, Sec. 4.

Section 11. Redemption from sales for taxes, municipal claims, etc.

All sales for registered taxes, municipal claims, assessments for removing nuisances, or other charges by the city, assessed on real estate, shall be subject to redemption by the owner at any time within two years from the date of the acknowledgment of the sheriff's deed therefor, upon payment of all costs and charges, and twenty per cent upon the amount for which the property has sold; and any person entitled so to redeem may present a petition to the court from which the process issued, setting forth the facts and his readiness to pay the redemption-money as aforesaid; whereupon the court shall grant a rule to show cause why the purchaser shall not reconvey to him the premises sold, to be served as a summons in actions of partition; and if the petitioner shall prove the facts, to give him a right to redeem, the court shall make such rule absolute, and enforce it by attachment. 1856, May 13, P.L. 567, Sec. 11.

Section 12. Docks, etc; to be kept clean; penalty; fine to be a lien

That it shall be lawful for the councils of said city to provide, by ordinance, for the cleaning of the docks on the Delaware and Schuylkill front of said city, and to require the

owners of wharves and piers, which surround such docks, to cleanse the same; and after thirty days' default from the service of notice on them to perform said duty, it shall be lawful for the city to do said work, and to apportion the expenses thereof among the owners of the wharves and piers adjoining, in proportion to the extent of their wharves, having the privilege or use of such docks, and to collect the same by filing liens therefor and process thereupon as in case of claims for paving: Provided, That no dock shall be cleansed to a greater depth than the natural bed of the river. 1856, May 13, P.L. 567, Sec. 12.

Section 17. Damages upon opening of street

Whenever councils shall order any street upon the plan of said city to be opened or widened, no damages therefor shall be paid unless first assessed by a jury and approved by the court of quarter sessions, in accordance with the general road laws of the Commonwealth: Provided, That councils may in all cases, whether the proceedings to open any street shall have been commenced in councils or in the ordinary course before the court, refuse to appropriate for the opening of any street, until the owners or citizens to be benefited shall have contributed the whole or any part thereof, as councils may have determined to be just, and in such case such street shall not be actually opened, nor any security which may have been taken for the damages be responsible therefor. 1856, May 13, P.L. 567, Sec. 17.

Section 21. Suits against delinquents

It shall be the duty of the controller and treasurer of the city, within the first five days of each month, to report to the city solicitor every person who has been delinquent in rendering his account, or making payment of any moneys, fines, or costs, payable to the city treasurer, and of the city solicitor forthwith to proceed to make collection of the same, and otherwise to enforce the law against the delinquent. 1856, May 13, P.L. 567, Sec. 21.

Section 31. Change of polling places in Philadelphia

The place for holding all elections in the City of Philadelphia may be changed in accordance with the provisions of the fifty-sixth section of the act entitled "an act relating to the elections of this Commonwealth," passed July 2, 1839. 1856, May 13, P.L. 567, Sec. 31.