

FIRST CLASS CITIES, FOOTWAYS PAVED
Act of Mar. 31, 1905, P.L. 86, No. 61
AN ACT

Cl. 11

To authorize the paving of footways, in cities of the first class, where property is assessed at suburban rates.

Section 1. Be it enacted, &c., That when a majority of the property owners, or the owners of a majority of the feet frontage, on any one or both sides of any street, road or land, between any two intersecting streets, and used as a public highway, in cities of the first class, where property is assessed at suburban rates, shall petition the councils of said city for a paved footway along the same, councils shall, when such petition is received, direct the Department of Public Works, Bureau of Highways, of said city, to notify the owners of property on said street, or such parts thereof as may have been included in the petition, to have such footway paved in front of their respective premises, within thirty (30) days after receiving said notice.

Section 2. That should any of the property owners refuse or neglect to make said pavement, for thirty days after notice has been given, the Department of Public Works, Bureau of Highways, shall proceed, without delay, to have it made, and charge the cost thereof to the property in front of which it is made; and if said cost is not paid within thirty days after a bill for the same has been presented, a claim shall be filed in the proper court, for the amount thereof; which claim shall be a lien against the property, and shall be collected in the same manner as other municipal claims are now by law collected.

Section 3. That when said pavement requires repairing, and the owner or owners of property in front of which the repairs are needed neglect or refuse, after ten days' notice, to make such repairs, it shall be the duty of the Department of Public Works, Bureau of Highways, to have them made without delay, and the costs thereof shall be collected in the same manner as the cost is ordered to be collected by the second section of this act.

Section 4. That, should a majority of the owners of property, or the owners of a majority of the feet-frontage upon any of the said streets, where property is assessed at suburban rates, and upon which public lamps or lights have been erected, refuse to petition councils for a paved footway, it will be competent for the Department of Public Works, Bureau of Highways, to call the attention of councils to the necessity for a paved footway; and thereupon councils shall direct the Department of Public Works, Bureau of Highways, to notify the said owners to pave the footway, as is provided in section one of this act, the cost thereof to be collected as provided for in section two of this act.

Section 5. That nothing in this act shall prevent councils of the city of Philadelphia from directing the curbstones to be set and brick pavements laid on the footways of any of the

streets within the limits of said city, whether assessed at urban or suburban rates, whenever said streets are opened and graded according to the confirmed surveys, and when, in the judgment of said councils, the advance of improvements may demand the same.