

EMINENT DOMAIN, ASCERTAINMENT OF DAMAGES
Act of Jun. 22, 1917, P.L. 627, No. 218
AN ACT

CL. 08

Providing for the ascertainment and assessment of damages and benefits in proceedings to lay out, open, widen, vacate, extend, grade, or changing the grade or lines, of streets, lanes, and alleys in boroughs; providing that this act shall apply to all proceedings when the damages shall not have been actually and finally ascertained; and repealing all acts, general, local, or special, conflicting therewith.

Section 1. Be it enacted, &c., That all damages which shall be suffered or sustained by any owner or tenant of lands, property, or materials, in any borough of this Commonwealth, whether incorporated under general or special law, abutting on, or through which pass, roads, streets, lanes or alleys injured by the laying out, opening, widening, vacating, extending or grading of such roads, streets, lanes, or alleys, or the changing of the grades or lines thereof, whereby private lands, property, or materials may or shall be injured, taken, or destroyed by any borough, and all benefits in connection therewith, where such damages and benefits shall be ascertained by viewers, shall be ascertained and assessed as provided in chapter six, article two of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs," and known as the General Borough Act.

Section 2. All damages, costs, and expenses over and above any benefits assessed, when ascertained as aforesaid, shall be paid by the borough taking, injuring, or destroying such lands, property, or materials for any of the purposes aforesaid.

Section 3. The provisions of this act shall extend and apply to all the proceedings provided for in section one of this act, where such damages and benefits have not been actually and finally ascertained.

Section 4. That all acts of Assembly, either general, special, or local, conflicting herewith, be, and the same are hereby, repealed.