

SIDEWALKS, EMERGENCY REPAIRS
Act of Jul. 11, 1923, P.L. 1039, No. 422
AN ACT

Cl. 11

Authorizing cities and boroughs to make emergency repairs to dangerous sidewalks; and providing for the cost of collection thereof from the abutting property owners.

Compiler's Note: Section 4701 of Act 317 of 1931 provided that Act 422 is repealed insofar as it relates to third class cities.

Compiler's Note: Section 3301 of Act 336 of 1927 provided that Act 422 is repealed insofar as it relates to boroughs.

Section 1. Be it enacted, &c., That in addition to the remedies now vested in the cities and boroughs of this Commonwealth to make repairs to sidewalks, the said cities and boroughs shall have power to make emergency repairs to sidewalks, within corporate limits, where, in the opinion of the officer or head of the department or committee lawfully having charge of sidewalk repairs, a dangerous condition exists that can be repaired by an expenditure of not more than twenty-five dollars: Provided, That, before the said repairs are made, a notice to make the repairs within forty-eight hours shall be served upon the owner of the said property. If the owner cannot be served within the county, notice may be served upon the agent of the owner or the party in possession, if any there be, or, if there be no agent or party in possession, the notice may be served by posting upon the most public part of the said premises.

Section 2. Upon the completion of the work the cost thereof shall be a charge against the owner of the property, and shall be a lien, until paid, upon the abutting property, provided a claim is filed therefor in accordance with the law providing for the filing and collection of municipal claims.

Section 3. This act is intended to provide an additional remedy for cities and boroughs in connection with emergency repairs where the actual cost of doing the work does not exceed twenty-five dollars; and the certificate of the officer or head of the department or committee in charge of repairs to sidewalks shall be conclusive evidence of the existence of the emergency justifying the repair under the terms of this act.