

VALIDATING MUNICIPAL CLAIMS
Act of Jun. 15, 1939, P.L. 348, No. 205
AN ACT

Cl. 53

Validating certain municipal claims of cities and boroughs, incorporated towns, and townships, where not filed within the time specified by law; and validating amicable writs of scire facias to revive municipal claims, entered by such political subdivisions, where more than five years have elapsed since original claims were filed or a prior revival thereof made.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Whenever any city, borough, incorporated town, or township has heretofore failed to file in the office of the prothonotary of the county any municipal claims assessed on any property within six months after the completion of the improvement, as required by law, whereby the lien of such claims was wholly lost, such claims shall be and the same are hereby ratified, confirmed, declared valid and to be a lien on such property, together with all charges, expenses and fees added thereto for failure to pay promptly, if such claims shall be duly entered and filed in the office of the prothonotary, in the manner provided by law for the filing of municipal claims, at any time within six months after the effective date of this act; or whenever any city, borough, incorporated town, or township has heretofore filed in the office of the prothonotary of the proper county an amicable writ of scire facias to revive any municipal claim and such writ of scire facias shall not have been filed within the period of five years from the time the original claim was filed, or within five years after any prior revival of such claim, then, in any such case, such action in filing such amicable writ of scire facias is hereby ratified, confirmed, and made valid, notwithstanding that the same was not filed within the time required by law and that the lien of such municipal claim was lost, and the lien of any such municipal claim shall be deemed revived from the date such amicable writ of scire facias was filed in the office of the prothonotary, and such lien may be proceeded upon, further revived, and collected as provided by law: Provided, however, That the lien of any such municipal claim shall not reattach against any property transferred to any purchaser during the time the lien of the same was lost: And provided further, That where any other lien shall have attached to any such property during the period when the lien of the municipal claim was lost, such other lien shall have priority over such municipal claim.

Section 2. This act shall become effective immediately upon its final enactment.