
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 369 Session of
1999

INTRODUCED BY EARLL, LEMMOND, SLOCUM, ROBBINS AND WHITE,
FEBRUARY 11, 1999

SENATE AMENDMENTS TO HOUSE AMENDMENTS, JUNE 12, 2000

AN ACT

1 Amending the act of May 1, 1933 (P.L.103, No.69), entitled, as
2 reenacted and amended, "An act concerning townships of the
3 second class; and amending, revising, consolidating and
4 changing the law relating thereto," further providing for <—
5 ~~supervisors~~ CONSERVATION DISTRICT APPROPRIATIONS and for the <—
6 procedure for assessment.

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

9 ~~Section 1. Section 403 of the act of May 1, 1933 (P.L.103,~~ <—
10 ~~No.69), known as The Second Class Township Code, reenacted and~~
11 ~~amended November 9, 1995 (P.L.350, No.60), is amended by adding~~
12 ~~a subsection to read:~~

13 ~~Section 403. Supervisors. * * *~~

14 ~~(d) If two or more openings in the office of supervisor will~~
15 ~~appear on the same ballot, a person shall be ineligible to file~~
16 ~~nominating petitions for more than one such opening and shall be~~
17 ~~ineligible to be elected to fill more than one such opening.~~

18 ~~Section 2. The act is amended by adding a section to read:~~

19 SECTION 1. THE ACT OF MAY 1, 1933 (P.L.103, NO.69), KNOWN AS <—

1 THE SECOND CLASS TOWNSHIP CODE, REENACTED AND AMENDED NOVEMBER
2 9, 1995 (P.L.350, NO.60), IS AMENDED BY ADDING A SECTION TO
3 READ:

4 Section 1552. Conservation District.--The board of
5 supervisors may make appropriations to a conservation district
6 as defined in the act of May 15, 1945 (P.L.547, No.217), known
7 as the "Conservation District Law."

8 Section 3 2. Sections 2509 and 2613 of the act are amended <—
9 to read:

10 Section 2509. Procedure for Assessments.--[If any taxpayer
11 states, by petition,] If taxpayers of the district whose
12 property valuation as assessed for taxable purposes within the
13 district amounts to fifty percent of the total property
14 valuation so assessed or if taxpayers representing fifty percent
15 of the parcels within the district present a petition within
16 three months of the adoption of a resolution or ordinance
17 levying an assessment under section 2508 to the court of common
18 pleas stating that the assessment insufficiently represents the
19 benefits accruing to abutting properties, they may include in
20 the petition a request for the appointment of viewers to assess
21 benefits. The court shall appoint three disinterested viewers,
22 none of whom shall be a resident of that portion of the township
23 which is accommodated by the sanitary sewer system in question,
24 and the viewers shall proceed under this act for the assessment
25 of damages and benefits by viewers. Upon the filing of a
26 petition by taxpayers for appointment of viewers, any assessment
27 made by the board of supervisors and any proceedings shall be
28 stayed pending the disposition of the petition by the court.

29 Section 2613. Procedure for Assessment.--[If any taxpayer or
30 taxpayers, by petition,] If taxpayers of the district whose

1 property valuation as assessed for taxable purposes within the
2 district amounts to fifty percent of the total property
3 valuation so assessed or if taxpayers representing fifty percent
4 of the parcels within the district present a petition within
5 three months of the adoption of a resolution or ordinance
6 levying an assessment under section 2612[, state] to the court
7 of common pleas stating that the assessment insufficiently
8 represents the benefits accruing to abutting properties, they
9 may include in the petition a request for the appointment of
10 viewers to assess benefits. The court shall appoint three
11 disinterested [persons from the board of county] viewers, none
12 of whom shall be a resident of that portion of the township
13 which is accommodated by the water system in question, and the
14 viewers shall proceed under this act for the assessment of
15 damages and benefits by viewers. Upon the filing of the petition
16 by taxpayers for appointment of viewers, any assessment made by
17 the board of supervisors and any proceedings shall be stayed
18 pending the disposition of the petition by the court.

19 Section 4 3. This act shall take effect immediately.

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