

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2240 Session of
2010

INTRODUCED BY SOLOBAY, CALTAGIRONE, CARROLL, COHEN, D. COSTA,
FLECK, GRUCELA, KILLION, KOTIK, MAHER, MAHONEY, MARKOSEK,
MARSHALL, MILLARD, PYLE, READSHAW, SIPTROTH, SONNEY,
STEVENSON, WHITE, SWANGER, DALEY AND CREIGHTON,
FEBRUARY 2, 2010

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF
REPRESENTATIVES, AS AMENDED, APRIL 19, 2010

AN ACT

1 Authorizing the Department of General Services, with the
2 approval of the Department of Military and Veterans Affairs
3 and the Governor, to grant and convey to the Borough of
4 Canonsburg certain lands situate in the Borough of
5 Canonsburg, Washington County.

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

8 Section 1. Conveyance to Borough of Canonsburg, Washington
9 County, Pennsylvania.

10 (a) Authorization.--The Department of General Services, with
11 the approval of the Department of Military and Veterans Affairs
12 and the Governor, is hereby authorized on behalf of the
13 Commonwealth of Pennsylvania to grant and convey to the Borough
14 of Canonsburg two tracts of land totaling approximately 0.51
15 acres of land, including any improvements thereon, as described
16 in subsection (b) for ~~\$1~~ \$268,000 and under terms and conditions
17 to be established in an agreement of sale. ←

(b) Description.--The property to be conveyed pursuant to subsection (a) consists of two tracts of land totaling approximately 0.51 acres, including any improvements thereon, more particularly described as follows:

TRACT 1

BEGINNING at a peg common to the Westerly property line of North Central Avenue and the Northerly property line of West College Street, thence along the Northerly property line of West College Street South 75 degrees 31 minutes West, 166.4 feet to a lot formerly of Nathan Berman, thence by lot formerly of said Nathan Berman North 14 degrees 29 minutes West 97.08 feet to other property of Mabel H. Barr; thence along other property of said Mabel H. Barr and Walter J. Wagner, et. ux., North 76 degrees 5 minutes East 166.9 feet to a point in the Westerly property line of North Central Avenue; thence along the Western property line of North Central Avenue South 14 degrees 11 minutes East 95.5 feet to a point, the place of BEGINNING.

BEING Tax Parcel No. 100-02-0-2-06

BEING the same premises conveyed from Mabel H. Barr and Thomas C. Barr, her husband to the Commonwealth of Pennsylvania by deed dated July 17, 1937 and recorded July 19, 1937, in the Recorder of Deeds office for Washington County, Pennsylvania, in Deed Book 6158, Page 215.

TRACT 2

BEGINNING at a point at the northwest corner of property belonging to the Grantee herein; thence from said point of beginning South 75 degrees 0 minutes West, 86 feet to a point; thence along land now or formerly of St. Paul's Evangelical Lutheran Church, North 15 degrees 0 minutes West, 48.5 feet to a point on line of land of The First Baptist Church formerly the

1 Margaret Crane property; thence along said First Baptist Church
2 line, North 75 degrees 0 minutes East, 104 feet to a point;
3 thence along line of land now or N. Baxter, South 15 degrees 0
4 minutes East, 18.5 feet; thence continuing along the same, North
5 75 degrees 0 minutes East, 30 feet to a point; thence along land
6 now or formerly of Georgia Stewart, South 15 degrees 0 minutes
7 East, 30 feet to a point on line of land of Grantee; thence
8 along land of Grantee, South 75 degrees 0 minutes West, 46 feet
9 to a point, the place of BEGINNING.

10 BEING Tax Parcel No. 100-02-0-2-07

11 BEING the same premises conveyed from the Borough of
12 Canonsburg to the Commonwealth of Pennsylvania by deed dated
13 September 17, 1965 and recorded October 8, 1965 in Recorder of
14 Deeds Office for Washington County, Pennsylvania in Deed Book
15 1218, Page 557.

16 (c) Easements.--The conveyance shall be made under and
17 subject to all lawful and enforceable easements, servitudes and
18 rights of others, including, but not confined to, streets,
19 roadways and rights of any telephone, telegraph, water,
20 electric, gas or pipeline companies, as well as under and
21 subject to any lawful and enforceable estates or tenancies
22 vested in third persons appearing of record, for any portion of
23 the land or improvements erected thereon.

24 (d) Gaming facility restriction.--Any conveyance authorized
25 under this act shall be made under and subject to the condition,
26 which shall be contained in the deed of conveyance, that no
27 portion of the property conveyed shall be used as a licensed
28 facility, as defined in 4 Pa.C.S. § 1103 (relating to
29 definitions), or any other similar type of facility authorized
30 under State law. The condition shall be a covenant running with

1 the land and shall be binding upon the Grantee, its successors
2 and assigns. Should the Grantee, its successors or assigns
3 permit any portion of the property authorized to be conveyed in
4 this act to be used in violation of this subsection, the title
5 shall immediately revert to and revest in the Grantor.

6 (e) Execution.--The deed of conveyance shall be executed by
7 the Secretary of General Services in the name of the
8 Commonwealth of Pennsylvania.

9 (f) Costs and fees.--Costs and fees incidental to this
10 conveyance shall be borne by the Grantee.

11 (g) Disposal.--In the event that an agreement of sale
12 between the parties is not executed within two years of the
13 effective date of this section, the property may be disposed of
14 in accordance with Article 2405-A of the act of April 9, 1929
15 (P.L.177, No.175), known as The Administrative Code of 1929.

16 Section 2. This act shall take effect immediately.