

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2120

Session of
1986

INTRODUCED BY RYAN, CIVERA, MICOZZIE, ARTY, RAYMOND, FLICK,
DURHAM AND GANNON, FEBRUARY 5, 1986

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 11, 1986

AN ACT

1 Authorizing the release of Project 70 restrictions imposed on
2 certain lands owned by the County of Delaware, in return for
3 the imposition of Project 70 restrictions on certain lands
4 owned by the County of Delaware.

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

7 Section 1. Authorization.

8 Pursuant to the requirements of section 20 of the act of June
9 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land
10 Acquisition and Borrowing Act, the General Assembly hereby
11 authorizes the release of the restrictions imposed by section 20
12 of the Project 70 Land Acquisition and Borrowing Act from the
13 lands owned by the County of Delaware and more particularly
14 described in section 3 of this act in exchange for the
15 imposition of the restrictions in section 20 of the Project 70
16 Land Acquisition and Borrowing Act on lands owned by the County
17 of Delaware and more particularly described in section 4 of this
18 act.

1 Section 2. Freedom of restrictions.

2 The lands described in section 3 of this act and owned by the
3 County of Delaware shall be free of the restrictions on use and
4 alienation imposed by section 20 of the act of June 22, 1964
5 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land
6 Acquisition and Borrowing Act, upon the imposition of and
7 recording of the Project 70 deed restrictions set forth in
8 section 5 of this act on the parcel of replacement land owned by
9 the County of Delaware and located in the Township of Upper
10 Providence, Delaware County, described in section 4 of this act.

11 Section 3. Land to be free from restrictions.

12 The parcel of land authorized to be released from
13 restrictions is more particularly described as follows:

14 Beginning at the intersection of Providence Road (L.R. 141)
15 and Rose Tree Road (L.R. 23030); thence extending along the
16 center line of said Providence Road north 23 degrees, 53 minutes
17 30 seconds west 167.28 feet to a point; thence extending north
18 66 degrees 39 minutes 50 seconds 500.00 feet to a point; thence
19 extending south 23 degrees 53 minutes 30 seconds east 402.56
20 feet to a point on the center line of Rose Tree Road; thence
21 extending south 89 degrees 52 minutes 10 seconds west along the
22 center line of said Rose Tree Road 546.77 feet to the point and
23 place of beginning.

24 Containing 3.26 acres of land more or less.

25 Section 4. Land on which restrictions are to be imposed.

26 The replacement parcel to be subject to restrictions in
27 exchange for the parcel described in section 3 is more
28 particularly described as follows:

29 Beginning at an interior point on the northerly side of a
30 certain 30-foot wide easement (formerly Copples Lane, unopened)

1 at a corner of Lot No. 4 on said plan and in line of land now or
2 late of Tomassian (all as shown on said plan); thence extending
3 from said beginning point, along land now or late of Tomassian,
4 south 87 degrees east 55.42 feet to a point at an angle in said
5 30-foot wide easement; thence extending still along land now or
6 late of Tomassian, land now or late of Weiss and partly along
7 land now or late of Edwards, north 68 degrees 37 minutes 55
8 seconds east, along the northwesterly side of said 30-foot wide
9 easement; 197.73 feet to a point an angle in said 30-foot wide
10 easement; thence extending still along land now or late of
11 Edwards and along the northwesterly side of said 30-foot wide
12 easement, north 53 degrees 41 minutes east 79.40 feet to a point
13 a corner of land now or late of Devit; thence extending along
14 the same and along the northwesterly side of said 30-foot wide
15 easement; north 54 degrees 05 minutes east 320.03 feet to a
16 point; thence extending north 25 degrees 42 minutes west,
17 leaving said side of said easement, 182.46 feet to a point a
18 corner of land now or late of Lewis; thence extending along the
19 same and land now or late of Snowden and Rigby, north 64 degrees
20 18 minutes east 365 feet to a point in line of land now or late
21 of the County of Delaware (Martin Park); thence extending along
22 the same the 2 following courses and distances: (1) south 25
23 degrees 42 minutes east 420.12 feet to a point; and (2) south 71
24 degrees 40 minutes 49 seconds west 155.72 feet to a point a
25 corner of land now or late of Calloway; thence extending along
26 the same lands now or late of Young, McCann, Dessauer and
27 Wooters, Wilson, Creighton, Walde and Kuder, south 68 degrees 29
28 minutes 49 seconds west 917.91 feet to a point, a corner of Lot
29 No. 5 on said plan; thence extending along the same and Lot No.
30 4, north 03 degrees east, crossing the bed of the said 30-foot

1 wide easement, 137.47 feet to the first mentioned point and
2 place of beginning.

3 Containing 5.4099 acres of land more or less.

4 Section 5. Description of deed restrictions.

5 The deed restriction to be transferred to the parcel
6 described in section 4 of this act shall read as follows:

7 This indenture is given to provide land for recreation,
8 conservation and historical purposes as said purposes are
9 defined in the act of June 22, 1964 (Sp.Sess., P.L.131, No.8),
10 known as the Project 70 Land Acquisition and Borrowing Act.

11 Section 6. Restriction of revenue.

12 The revenue and interest thereon from the lease ~~or sale~~ of <—
13 the land described in section 3 of this act shall be deposited
14 in a special account established by the County of Delaware. The
15 special account shall be used for rehabilitation and development
16 of park and recreation lands and facilities by the County of
17 Delaware. No funds shall be dispensed from the account until a
18 plan has been developed for the use of such funds by the County
19 of Delaware and such plan has been approved by the Department of
20 Community Affairs.

21 Section 7. Effective date.

22 This act shall take effect immediately.