

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1030 Session of
2009

INTRODUCED BY HUTCHINSON AND BENNINGHOFF, MARCH 19, 2009

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, FEBRUARY 8, 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, at a price to be
4 determined through a competitive bid process, certain lands,
5 buildings and improvements situate in the City of Oil City,
6 Venango County; and authorizing the Department of General
7 Services, with the approval of the Department of Military and
8 Veterans Affairs and the Governor, to grant and convey, at a
9 price to be determined through a competitive bidding process,
10 certain lands, buildings and improvements situate in the
11 First Ward of the City of Meadville, Crawford County.

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

14 Section 1. Conveyance in City of Oil City, Venango County.

15 (a) Authorization.--The Department of General Services, with
16 the approval of the Department of Military and Veterans Affairs
17 and the Governor, to grant and convey, at a price to be
18 determined through a competitive bidding, the following tract of
19 land together with any buildings, structures or improvements
20 thereon, situate in the City of Oil City, Venango County,
21 Pennsylvania.

22 (b) Property description.--The property to be conveyed

1 pursuant to subsection (a) consists of approximately 0.23-acres
2 and building, bounded and more particularly described as
3 follows:

4 ALL THAT CERTAIN tract of land situate in the Fifth Ward of
5 the City of Oil City, Venango County more particularly bounded
6 and described as follows:

7 BEGINNING at the Southeast corner of East Second Street and
8 State Street; thence Easterly along the Southerly side of East
9 Second Street, one hundred (100) feet; thence Southwardly at
10 right angles to said line of East Second Street, Ninety-nine and
11 ninety-two hundredths (99.92) feet to line of property conveyed
12 by Thomas M. Burk and wife to Edgar T. Eichner by deed dated
13 February 21, 1901, recorded in Deed Book Volume 253, Page 90;
14 thence Westwardly along said Eichner's line, one hundred (100)
15 feet to the Easterly line of State Street aforesaid; thence
16 Northwardly and along said line of State Street, Ninety-nine and
17 ninety-two hundredths (99.92) feet to corner of East Second
18 Street, the place of BEGINNING.

19 BEING Tax Parcel No. 16-006-206.

20 BEING the same premises conveyed from Ida R. Magee,
21 unmarried, to the Commonwealth of Pennsylvania, by deed dated
22 June 6, 1914 and recorded July 10, 1914, in the County of
23 Venango, Pennsylvania, in Deed Book 333, Page 185.

24 (c) Conditions.--The conveyance shall be made under and
25 subject to all lawful and enforceable easements, servitudes and
26 rights of others, including but not confined to streets,
27 roadways and rights of any telephone, telegraph, water,
28 electric, gas or pipeline companies, as well as under and
29 subject to any lawful and enforceable estates or tenancies
30 vested in third persons appearing of record, for any portion of

1 the land or improvements erected thereon.

2 (d) Restriction.--Any conveyance authorized under this
3 section shall be made under and subject to the condition, which
4 shall be contained in the deed of conveyance, that no portion of
5 the property conveyed shall be used as a licensed facility, as
6 defined in 4 Pa.C.S. § 1103 (relating to definitions), or any
7 other similar type of facility authorized under the laws of this
8 Commonwealth. The condition shall be a covenant running with the
9 land and shall be binding upon the grantee, and its successors.
10 Should the grantee, or its successors, permit any portion of the
11 property authorized to be conveyed in this section to be used in
12 violation of this subsection, the title shall immediately revert
13 to and re-vest in the grantor.

14 (e) Deed.--The deed of conveyance shall be by Special
15 Warranty Deed and shall be executed by the Secretary of General
16 Services in the name of the Commonwealth of Pennsylvania.

17 (f) Proceeds.--The proceeds from the sale shall be deposited
18 in the State Treasury Armory Fund.

19 Section 2. Conveyance in City of Meadville, Crawford County.

20 (a) Authorization.--The Department of General Services, with
21 the approval of the Department of Military and Veterans Affairs
22 and the Governor, is hereby authorized on behalf of the
23 Commonwealth of Pennsylvania to grant and convey the following
24 tract of land together with any buildings, structures or
25 improvements on the land, situate in the First Ward of the City
26 of Meadville, Crawford County. The Department of General
27 Services shall sell the property using, in its discretion,
28 either an invitation for sealed bids or a public auction.

29 (b) Description.--The property to be conveyed pursuant to
30 subsection (a) consists of approximately 0.3297-acres and a

1 building bounded and more particularly described as follows:

2 ALL THAT CERTAIN tract of land situate in the First Ward of
3 the City of Meadville, County of Crawford, Pennsylvania, being
4 part of Lots Number One Hundred Five and One Hundred Six (#105
5 and #106) in the original plan of Meadville as laid out by David
6 Mead, more particularly bounded and described as follows:

7 BEGINNING, at the Northeast corner of Center Street and
8 Diamond Park; thence along the Westerly line of Diamond Park in
9 a Southerly direction a distance of ninety-three and five tenths
10 (93.5) feet to line of lot formerly of Mrs. Harriet D. McNulty,
11 now Rose G. Lippitt; thence in a Westerly direction by a line
12 parallel with Center Street, a distance of one hundred fifty
13 (150) feet to a point in said Lippitt's line; thence in a
14 Northerly direction by other lands of R. Bruce Gamble and E.
15 Lowry Humes and parallel with Diamond Park, a distance of
16 ninety-three and five tenths (93.5) feet to the Southerly line
17 of Center Street; thence by said line of Center Street in an
18 Easterly direction a distance of one hundred fifty (150) feet to
19 the corner of Center Street and Diamond Park, the place of
20 BEGINNING.

21 CONTAINING 0.3297-acres more or less.

22 BEING the same premises conveyed by R. Bruce Gamble and Nella
23 M. Gamble, his wife, and E. Lowry Humes and Mary E. Humes, his
24 wife, to the Commonwealth of Pennsylvania, by deed dated
25 February 7, 1912 and recorded in the Recorder's Office of
26 Crawford County, Pennsylvania, in Deed Book Volume 195, Page 11.

27 (c) Conditions.--The conveyance shall be made under and
28 subject to all lawful and enforceable easements, servitudes and
29 rights of others, including but not confined to streets,
30 roadways and rights of any telephone, telegraph, water,

1 electric, gas or pipeline companies, as well as under and
2 subject to any lawful and enforceable estates or tenancies
3 vested in third persons appearing of record, for any portion of
4 the land or improvements erected thereon.

5 (d) RESTRICTION.--ANY CONVEYANCE AUTHORIZED UNDER THIS ←
6 SECTION SHALL BE MADE UNDER AND SUBJECT TO THE CONDITION, WHICH
7 SHALL BE CONTAINED IN THE DEED OF CONVEYANCE, THAT NO PORTION OF
8 THE PROPERTY CONVEYED SHALL BE USED AS A LICENSED FACILITY, AS
9 DEFINED IN 4 PA.C.S. § 1103 (RELATING TO DEFINITIONS), OR ANY
10 OTHER SIMILAR TYPE OF FACILITY AUTHORIZED UNDER THE LAWS OF THIS
11 COMMONWEALTH. THE CONDITION SHALL BE A COVENANT RUNNING WITH THE
12 LAND AND SHALL BE BINDING UPON THE GRANTEE, AND ITS SUCCESSORS.
13 SHOULD THE GRANTEE, OR ITS SUCCESSORS, PERMIT ANY PORTION OF THE
14 PROPERTY AUTHORIZED TO BE CONVEYED IN THIS SECTION TO BE USED IN
15 VIOLATION OF THIS SUBSECTION, THE TITLE SHALL IMMEDIATELY REVERT
16 TO AND REVEST IN THE GRANTOR.

17 (E) Deed.--The deed of conveyance shall be by Special
18 Warranty Deed and shall be executed by the Secretary of General
19 Services in the name of the Commonwealth of Pennsylvania.

20 ~~(e)~~ (F) Proceeds.--The proceeds from the sale shall be ←
21 deposited in the State Treasury Armory Fund.

22 Section 3. Effective date.

23 This act shall take effect immediately.