

**CONVEYANCE - COMMONWEALTH PROPERTY IN PLYMOUTH BOROUGH, LUZERNE COUNTY**

**Act of Jul. 1, 2020, P.L. 556, No. 49**

**Cl. 85**

An Act

Authorizing the Department of General Services, with the approval of the Governor, to grant and convey to the borough of Plymouth a permanent storm water drainage easement in Plymouth Borough, Luzerne County.

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

Section 1. Conveyance in Plymouth Borough, Luzerne County.

(a) Authorization.--The Department of General Services, with the approval of the Department of Military and Veterans Affairs and the Governor, is hereby authorized on behalf of the Commonwealth of Pennsylvania to grant and convey to the Borough of Plymouth a permanent storm water drainage easement from lands of the Commonwealth of Pennsylvania at the Plymouth Readiness Center situate in Plymouth Borough, County of Luzerne, for the purpose of establishing and maintaining a storm water drainage channel to properly collect, convey and discharge upstream runoff into Coalbrook Creek to reduce flooding hazards to downstream property owners for \$1.00 and under terms and conditions to be established in an easement agreement.

(b) Property description.--The permanent storm water drainage easement to be conveyed under section 1 totals approximately 0.525 acres of land, bounded and more particularly described as follows:

ALL that certain piece or parcel of land situate in Plymouth Borough, County of Luzerne and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at the westerly corner of lands of now or formerly Commonwealth of Pennsylvania, on the northeasterly side of an unimproved alley, and also being a common corner of lands of now or formerly Elaine Haines;

THENCE along said lands of Haines, and lands of now or formerly Alfred R. & Marion L. Ottensman, North 54 degrees 39 minutes 27 seconds East, 222.07 feet to a point, thence through the lands of the said Commonwealth of Pennsylvania, the following eight courses;

1. South 84 degrees 58 minutes 30 seconds East, 69.30 feet to a point;
2. South 87 degrees 15 minutes 17 seconds East, 167.65 feet to a point;
3. North 74 degrees 08 minutes 44 seconds East, 205.17 feet to a point;
4. South 36 degrees 57 minutes 27 seconds East, 37.52 feet to a point;
5. South 74 degrees 08 minutes 44 seconds West, 224.40 feet to a point;
6. North 87 degrees 15 minutes 17 seconds West, 160.71 feet to a point;
7. South 84 degrees 42 minutes 23 seconds West, 100.34 feet to a point;
8. South 54 degrees 39 minutes 27 seconds West, 175.62 feet to a point along the said northeasterly side of an alley;

THENCE along said northeasterly side of an alley, North 36 degrees 49 minutes 33 seconds West, 30.01 feet to the point of BEGINNING.

CONTAINING 22,877 square feet (0.525-acres) of land more or less.

BEING a portion of the parcel conveyed to the Commonwealth of Pennsylvania, by deed dated March 14, 1961 recorded in Deed Book 1473 at page 308, in the Luzerne County Office of the Recorder of Deeds.

THE above described easement is more particularly shown on a Permanent Drainage Easement Plat, Lands of Commonwealth of Pennsylvania, as prepared by the office of PennEastern Engineers, LLC, dated November 5, 2018, and on file with the Department of General Services.

(c) Agreement.--The easement agreement and any other documents necessary to effectuate the conveyance under subsection (b) shall be executed by the Secretary of General Services in the name of the Commonwealth of Pennsylvania.

(d) Costs and fees.--Costs and fees incidental to the conveyance described under subsection (b) shall be borne by the grantee.

(e) Expiration.--In the event that the parties have not entered into an easement agreement within two years of the effective date of this act, the authorization under subsection (a) shall expire.

Section 2. Effective date.

This act shall take effect in 60 days.