

**SECOND CLASS CITIES, AIRPORTS**  
**Act of May 21, 1923, P.L. 296, No. 192**  
AN ACT

Cl. 11

Authorizing and empowering the cities of the second class in this Commonwealth to acquire by lease, purchase, or condemnation proceedings any land within or without the limits of said cities, but within the limits of the counties in which such cities are located, for the purpose of establishing and maintaining municipal airdromes or aviation landing fields; providing for the procedure in cases of condemnation, and the extent of title acquired; authorizing the lease by the cities of portions thereof to individuals or corporations upon such terms as may be fixed, and the lease thereof to the Government of the United States upon nominal rental; and empowering said cities to operate and maintain said fields jointly with any county within which said city is situate, where the county is empowered to operate and maintain an airdrome or aviation landing field.

Section 1. Be it enacted, &c., That all cities of the second class within this Commonwealth are hereby authorized and empowered to acquire by lease, purchase, or condemnation proceedings any land lying either within or without the limitations of said city, but within the limitations of the county in which such city is located, which, in the judgment of the corporate authorities thereof, may be necessary and desirable for the purpose of establishing and maintaining municipal airdromes or aviation landing fields.

Section 2. The proceedings for the condemnation of lands under the provisions of this act, and for the assessment of damages for property taken, injured, or destroyed, shall be conducted in the manner provided by an act, entitled "An act authorizing and empowering the several cities of this Commonwealth to purchase or acquire by condemnation proceedings, such real estate, within the city limits, as they may need, upon which to erect or construct municipal buildings, fire engine houses, gas and electric light works, and within or without the city limits, upon which to erect hospitals, water works, and poorhouses, and for the purposes of a poor farm," approved twenty-sixth day of March, Anno Domini one thousand nine hundred and three (Pamphlet Laws, sixty-three), as amended by the act, approved the fourteenth day of March, one thousand nine hundred and seven (Pamphlet Laws, twelve). The title acquired by the city exercising the power of condemnation shall be a title in fee-simple.

Section 3. Any city acquiring land under the provisions of this act may lease the same, or part thereof, to any individual or corporation desiring to use the same for the purpose of landing or starting an aeroplane therefrom or for other aviation purposes, on such terms and subject to such conditions and regulations as may be provided; and any such city may enter into a contract, in the form of a lease, providing for the use of

said land, or any part thereof, by the Government of the United States, for the use by said Government of said land for aviation mail delivery, or other aviation purposes, upon nominal rental or without consideration.

Section 4. Any city acquiring land thereunder may operate and maintain said municipal airdrome or aviation landing field jointly with any county within which such city is located, whenever said county under the authority of any law has the power to use county land or to acquire land for the purpose of maintaining an airdrome or aviation landing field, upon such terms and conditions as may be agreed upon between the corporate authorities of the city and the county commissioners of the county.