

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1072 Session of
2013

INTRODUCED BY YAW AND SCARNATI, AUGUST 12, 2013

REFERRED TO STATE GOVERNMENT, AUGUST 12, 2013

AN ACT

1 Providing for the release of restrictions on certain land in
2 Blossburg Borough, Tioga County; and making a related repeal.

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

5 Section 1. Release of restrictions in Blossburg Borough, Tioga
6 County.

7 (a) Authorization.--The Department of General Services, with
8 the approval of the Governor, is hereby authorized on behalf of
9 the Commonwealth of Pennsylvania to remove and release the
10 restrictive use covenants imposed on certain real property
11 conveyed to North Penn Comprehensive Health Services by the
12 Department of General Services pursuant to the authority
13 contained in the act of December 11, 1986 (P.L.1508, No.163),
14 entitled "An act authorizing and directing the Department of
15 General Services, with the approval of the Governor, to convey
16 to Emsworth Borough 7.5 acres of land, more or less, situate in
17 Kilbuck Township, Allegheny County, Pennsylvania; authorizing
18 and directing the Department of General Services, with the

1 approval of the Governor and the Department of Agriculture, to
2 convey to the County of Chester 230.693 acres of land, more or
3 less, situate in Newlin and West Bradford Townships, Chester
4 County, Pennsylvania; authorizing the Department of General
5 Services, with the approval of the Governor and the Department
6 of Public Welfare, to convey to North Penn Comprehensive Health
7 Services 8.7 acres of land, more or less, situate in the Borough
8 of Blossburg, Tioga County, Pennsylvania; authorizing and
9 directing the Department of General Services, with the approval
10 of the Governor and the Department of Environmental Resources,
11 to convey to Gilbert Collussy, Lena M. Collussy, James T.
12 Dresher and Virginia M. Dresher, a tract of land situate in
13 North Shenango Township, Crawford County, Pennsylvania, in
14 exchange for a tract of land in the same township, and for other
15 consideration; authorizing and directing the Department of
16 General Services, with the approval of the Governor and the
17 Departments of Environmental Resources and Transportation, to
18 convey to the Mid-State Regional Airport Authority a tract of
19 land situate in Rush Township, Centre County, Pennsylvania; and
20 authorizing the Department of General Services, with the
21 approval of the Governor and the Secretary of Public Welfare, to
22 sell and convey to West Bradford Township a tract of land
23 situate in West Bradford Township, Chester County," upon payment
24 by Laurel Health System, their successors or assigns, to the
25 Department of General Services an amount equal to 25% of the net
26 proceeds from the sale of the property described in subsection
27 (b) .

28 (b) Property description.--The restrictions to be released
29 pursuant to subsection (a) are on a tract of land totaling
30 approximately 8.766 acres, formerly known as the Blossburg State

1 General Hospital, more particularly described as follows:

2 All that certain lot, piece or parcel of land, together with
3 the improvements located thereon, situate in the Borough of
4 Blossburg, Tioga County, Pennsylvania, bounded and described in
5 accordance with a survey, dated August, 1979, prepared by Duane
6 Wetmore under the direction of Boyer Kantz, R.S (revised April,
7 1986) as follows:

8 Beginning at a point in the center line of Granger Street,
9 said point being the northeast corner of lands now or formerly
10 of Joseph W. Stempien and the southeast corner hereof; thence
11 along lands of said Stempien, South 78 degrees 00 minutes 16
12 seconds west a distance of 699.81 feet to a point in the center
13 line of Ruah Street (said line passing over reference iron rods
14 set 25.00 feet from the center line of Granger Street and 30.00
15 feet from the center line of Ruah Street), the southwest corner
16 hereof; thence north 19 degrees 10 minutes 51 seconds west a
17 distance of 381.94 feet to a point marked by an iron rod set;
18 thence along the former Railroad Street, north 44 degrees 01
19 minutes 11 seconds west a distance of 343.00 feet to a point
20 marked by an iron rod set, the northwest corner hereof; thence
21 north 48 degrees 58 minutes 49 seconds east a distance of 868.36
22 feet to a point in the center line of Ruah Street; thence along
23 lands now or formerly of Walter Kuzneski, north 48 degrees 58
24 minutes 49 seconds east a distance of 338.64 feet to a point
25 marked by an old iron rod found (said line passing through an
26 iron rod set 25.00 feet from the center line of Ruah Street),
27 the northernmost corner hereof; thence along lands now or
28 formerly of Robert J. Kuzneski the following two courses and
29 distances: (1) south 38 degrees 30 minutes 54 seconds east a
30 distance of 200.00 feet to an old iron rod found; and (2) north

1 55 degrees 06 minutes 19 seconds east a distance of 113.66 feet
2 to a point in the center line of Granger Street (said line
3 passing through a utility pole located 11.06 feet from said
4 center line), the northeasternmost corner thereof; thence along
5 the center line of Granger Street, south 38 degrees 07 minutes
6 43 seconds east a distance of 92.93 feet to a point, the
7 northeast corner of lands now or formerly of Larry Smith; thence
8 along lands of said Smith the following three courses and
9 distances: (1) south 51 degrees 42 minutes and 31 seconds west
10 a distance of 223.35 feet to an iron rod set (said line passing
11 over an old iron rod found 23.35 feet from the center line of
12 Granger Street); (2) south 38 degrees 36 minutes east a distance
13 of 375.00 feet to a point marked by an old iron rod found; and
14 (3) north 52 degrees 24 minutes east a distance of 226.70 feet
15 to a point in the center line of Granger Street (said line
16 passing over an iron rod set 25.00 feet from said center line);
17 thence along the center line of Granger Street the following
18 four courses and distances: (1) south 39 degrees 06 minutes 17
19 seconds east a distance of 73.56 feet; (2) south 42 degrees 01
20 minutes 20 seconds east a distance of 81.39 feet; (3) south 35
21 degrees 48 minutes 29 seconds east a distance of 189.94 feet;
22 and (4) south 11 degrees 16 minutes 25 seconds east a distance
23 of 11.80 feet to the point and place of Beginning.

24 Subject to the easement of right-of-way of Granger Street as
25 indicated on said survey, and also subject to the easement of
26 right-of-way of Ruah Street located on the western portion of
27 said premises.

28 Containing approximately 8.766-acres of land.

29 Being the same property conveyed to North Penn Comprehensive
30 Health Services by the Commonwealth of Pennsylvania, acting by

1 and through the Department of General Services, by its deed,
2 dated December 3, 1987, and recorded in the Recorder of Deeds of
3 Tioga County on March 7, 1988 in Deed Book 473, Page 1023.

4 (c) Execution.--Any legal instruments necessary to remove
5 and release the restrictive use covenants shall be executed by
6 the Secretary of General Services in the name of the
7 Commonwealth of Pennsylvania.

8 (d) Costs and fees.--Any costs and fees incidental to the
9 removal of the restrictive use covenants shall be borne by the
10 grantee.

11 (e) Proceeds.--Proceeds received by the Department of
12 General Services for the release of the restrictive use
13 covenants shall be deposited into the General Fund.

14 Section 2. Repeal.

15 (a) Legislative findings.--The General Assembly finds and
16 declares that the repeal under subsection (b) is necessary to
17 effectuate the provisions of section 1.

18 (b) Specific repeal.--Section 4 of the act of May 29, 2012
19 (P.L.552, No.55), entitled "An act authorizing the Department of
20 Conservation and Natural Resources, with the approval of the
21 Governor, to grant and convey by quitclaim deeds to Aber and
22 Hockenberry, Mary E. Crotzer, Ronald and Michael Haines, Randy
23 D. Payton Sr., Jack L. Hanna and Victor and Katherine Crum,
24 certain lands situate in Curtin Township, Centre County;
25 authorizing the Department of General Services, with the
26 approval of the Governor, to grant and convey to the Centre
27 County Industrial Development Corporation certain lands situate
28 in Benner Township, Centre County; authorizing the Department of
29 General Services, with the approval of the Governor, to grant
30 and convey to Randy M. Thomas, or his assigns, a permanent

1 utility easement across certain lands situate in White Township,
2 Indiana County; authorizing the Department of General Services,
3 with the approval of the Governor, to remove and release the
4 restrictive use covenants imposed on certain real property
5 situate in the Borough of Blossburg, Tioga County; authorizing
6 the Department of General Services, with the approval of the
7 Department of Military and Veterans Affairs and the Governor, to
8 grant and convey, at a price to be determined through a
9 competitive bid process, certain lands, buildings and
10 improvements situate in the Borough of Canonsburg, Washington
11 County; authorizing the Department of General Services, with the
12 approval of the Governor, to grant and convey to VARHA, Inc.,
13 certain lands situate in the Borough of Polk, Venango County;
14 authorizing the Department of Conservation and Natural
15 Resources, with the approval of the Governor, to grant and
16 convey to Ohiopyle Borough certain lands situate in Ohiopyle
17 Borough, Fayette County, in exchange for Ohiopyle Borough
18 granting and conveying certain lands to the Commonwealth of
19 Pennsylvania to be added to those existing lands at Ohiopyle
20 State Park; authorizing the Department of Conservation and
21 Natural Resources, with the approval of the Governor, to grant
22 and convey to Kyle A. and Tamara J. Boltz certain lands situate
23 in Union Township, Lebanon County, in exchange for Kyle A. and
24 Tamara J. Boltz's granting and conveying certain lands to the
25 Commonwealth of Pennsylvania, Department of Conservation and
26 Natural Resources, to be added to those existing lands at
27 Swatara State Park; and making related repeals," is repealed.
28 Section 3. Effective date.

29 This act shall take effect immediately.