
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2228 Session of
1993

INTRODUCED BY VANCE, NOVEMBER 24, 1993

REFERRED TO COMMITTEE ON STATE GOVERNMENT, NOVEMBER 24, 1993

AN ACT

1 Authorizing the release of Project 70 restrictions on certain
2 land owned by the Township of Silver Spring, Cumberland
3 County, in return for the imposition of Project 70
4 restrictions on certain land to be obtained by the Township
5 of Silver Spring, Cumberland County.

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

8 Section 1. Authorization.

9 Under the requirements of section 20(b) of the act of June
10 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land
11 Acquisition and Borrowing Act, the General Assembly hereby
12 authorizes the release of Project 70 restrictions from the land
13 owned by the Township of Silver Spring, Cumberland County
14 described in section 2, in exchange for the imposition of
15 Project 70 restrictions on the land described in section 3 to be
16 obtained by the Township of Silver Spring, Cumberland County.

17 Section 2. Land to be released from Project 70 restrictions.

18 All that certain lot, piece or parcel of land situate in the
19 Township of Silver Spring, Cumberland County, designated Lot 3

1 on the final subdivision plan of "Project 70" Property prepared
2 by Pennoni Associates Inc., and being more particularly
3 described as follows, to wit:

4 Beginning at a point in the centerline of Carlisle Pike, the
5 point being a common corner for this lot and lands now or
6 formerly of Fredrick C. and Carole M. Frattaroli; thence south
7 87 degrees 19 minutes east 548 feet along said centerline of
8 Carlisle Pike, to a common corner with lands now or formerly of
9 Lawrence Associates, Inc.; thence along the common line with
10 lands of Lawrence Associates, Inc., south 4 degrees 2 minutes
11 west 463.81 feet to a point; thence continuing along lands of
12 Lawrence Associates, Inc., and along lands now or formerly of
13 Jesse N. Aycock south 64 degrees 48 minutes west 505.74 feet to
14 a point; thence by a new line of subdivision through "Project
15 70" Property and along the common line with Lot 4 of the
16 aforesaid plan of "Project 70" Property, north 25 degrees 12
17 minutes west 192.55 feet to a common corner with the aforesaid
18 lands of Frattaroli; thence by said lands north 2 degrees 41
19 minutes east 530 feet to the point and place of beginning.

20 Containing 7.30 acres, more or less.

21 Section 3. Two parcels of land on which Project 70 restrictions
22 are to be imposed.

23 PARCEL NUMBER 1

24 All that certain lot, piece or parcel of land situate in the
25 Township of Silver Spring, Cumberland County, being designated
26 Lot 2, as shown on the final subdivision plan of Jesse N. Aycock
27 Property prepared by Pennoni Associates Inc., and being more
28 particularly described as follows, to wit:

29 Beginning at a point on the northwesterly boundary lines of
30 lands of Jesse N. Aycock, the point being a common corner for

1 347.28 feet to an iron pin set at the northwest corner of a 2.12
2 acre tract of land about to be conveyed to the Township of
3 Silver Spring by Russell L. Potteiger and Robert L. Potteiger;
4 thence by said land, south 16 degrees 26 minutes 23 seconds east
5 a distance of 495.03 feet to an iron pin set at lands of the New
6 Kingston Fire Company; thence along said lands, south 65 degrees
7 35 minutes 41 seconds west a distance of 357.75 feet to an iron
8 pin set on the eastern line of the aforementioned right-of-way;
9 thence along said right-of-way, north 15 degrees 26 minutes 23
10 seconds west a distance of 592.67 feet to a point, the place of
11 beginning.

12 Containing 4.35 acres, more or less.

13 Section 4. Deed restriction.

14 The restriction to be included in the deed of conveyance for
15 the two parcels of land described in section 3 shall read as
16 follows:

17 This indenture is given to provide land for recreation,
18 conservation and historical purposes as said purposes are
19 defined in the Project 70 Land Acquisition and Borrowing
20 Act.

21 Section 5. Use of sale proceeds.

22 An amount not to exceed \$40,000 from the proceeds of the sale
23 of the land described in section 2 may be used by the Township
24 of Silver Spring to acquire Parcel Number 2 of the land
25 described in section 3. The balance of the sale proceeds shall
26 be deposited into a special account established by the Township
27 of Silver Spring for acquisition and development of park,
28 recreation and open space lands. None of the sale proceeds shall
29 be disbursed from this special account until a plan is developed
30 for use of the funds by the Township of Silver Spring and until

1 the plan has been approved by the Department of Community
2 Affairs. Any sale proceeds remaining in the special account five
3 years after the date of deposit by the Township of Silver Spring
4 shall be paid to the Commonwealth for deposit into the Project
5 70 Land Acquisition Sinking Fund.

6 Section 6. Effective date.

7 This act shall take effect immediately.