

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 682 Session of
2003

INTRODUCED BY GRUITZA, BOYES, CAPPELLI, CORNELL, HARHAI,
LAUGHLIN, LEH, LEWIS, LYNCH, T. STEVENSON, TIGUE, BEBKO-
JONES, DALEY, EACHUS, PHILLIPS, YOUNGBLOOD, CREIGHTON,
HORSEY, JAMES, SOLOBAY, DERMODY, GERGELY AND BENNINGHOFF,
MARCH 5, 2003

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 5, 2003

AN ACT

1 Amending the act of June 24, 1931 (P.L.1206, No.331), entitled
2 "An act concerning townships of the first class; amending,
3 revising, consolidating, and changing the law relating
4 thereto," further providing for acquisition of lands and
5 buildings.

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

8 Section 1. Section 3001 of the act of June 24, 1931
9 (P.L.1206, No.331), known as The First Class Township Code,
10 reenacted and amended May 27, 1949 (P.L.1955, No.569) and
11 amended July 2, 1953 (P.L.321, No.69), is amended to read:

12 Section 3001. Acquisition of Lands and Buildings.--Townships
13 may, separately or jointly, by ordinance dedicate and set apart
14 lands not dedicated to other public uses or purposes, and may
15 enter upon, appropriate, and acquire, by gift, devise, purchase,
16 lease or otherwise, private property, for the purpose of making,
17 enlarging, and maintaining public parks, recreation areas and
18 facilities. The right to acquire lands or buildings for

1 recreational purposes through eminent domain shall exist only to
2 acquire property reserved for future taking as shown on an
3 official map of the township adopted pursuant to Article IV of
4 the act of July 31, 1968 (P.L.805, No.247), known as the
5 "Pennsylvania Municipalities Planning Code," which official map
6 shows elements of the township comprehensive plan, if any,
7 adopted pursuant to Article III of the "Pennsylvania
8 Municipalities Planning Code" and which elements are generally
9 consistent with the county comprehensive plan.

10 Townships may construct and equip new facilities upon such
11 lands and may levy and collect such taxes or special taxes as
12 may be necessary to pay for the same and make appropriations for
13 the construction, improvement, maintenance, care, regulation and
14 government of the same. All the costs and expenses relative to
15 any such property required by two or more townships jointly
16 shall be paid by the respective townships in such proportions as
17 may be agreed upon by the commissioners thereof.

18 Townships may likewise acquire private property within the
19 limits of another township, borough or city for the purpose
20 designated in this section, if the other township, borough or
21 city shall by ordinance signify its consent thereto.

22 Section 2. This act shall take effect in 60 days.