

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 795 Session of 2005

INTRODUCED BY HABAY, MARKOSEK, CALTAGIRONE, DeLUCA, HENNESSEY,
JAMES, PRESTON AND YOUNGBLOOD, MARCH 14, 2005

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
MARCH 14, 2005

AN ACT

1 Imposing a duty on the Department of Environmental Protection to
2 expend certain funds approved for a certain flood control
3 project in Shaler Township, Allegheny County, on the costs
4 associated with acquisition and site clearance of certain
5 residential properties in the floodplain and damaged by
6 flooding in the township.

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

9 Section 1. Flood control project in Shaler Township, Allegheny
10 County.

11 Of the funds approved for the flood control project in Shaler
12 Township, Allegheny County, under the following acts:

13 (1) project (y) of subclause IV of clause B of section 1
14 of the act of December 18, 1980 (P.L.1252, No.228), entitled
15 "A supplement to the act of October 6, 1980 (P.L.784,
16 No.145), entitled 'An act providing for the capital budget
17 for the fiscal year 1980-1981,' itemizing public improvement
18 and furniture and equipment projects, to be constructed by
19 the Department of General Services and transportation

1 assistance projects to be acquired or constructed by the
2 Pennsylvania Department of Transportation together with their
3 estimated financial cost; authorizing the incurring of debt
4 without the approval of the electors for the purpose of
5 financing the projects to be constructed by the Department of
6 General Services or Department of Transportation, stating the
7 estimated useful life of the projects; providing for the
8 adoption of capital projects to be financed from current
9 revenues of the Boating Fund and the Fish Fund and making an
10 appropriation," as amended November 3, 1983 (P.L.199, No.55);

11 (2) section 2(5)(xxiii) of the act of May 18, 1984
12 (P.L.263, No.62), entitled "A supplement to the act of
13 December 20, 1983 (P.L. , No.), entitled 'An act
14 providing for the capital budget for the fiscal year 1983-
15 1984,' itemizing public improvement projects, furniture and
16 equipment projects, redevelopment assistance projects and
17 transportation assistance projects to be constructed or
18 acquired or assisted by the Department of General Services,
19 the Department of Transportation, the Department of Community
20 Affairs or the Pennsylvania Fish Commission, together with
21 their estimated financial cost; authorizing the incurring of
22 debt without the approval of the electors for the purpose of
23 financing the projects to be constructed or acquired or
24 assisted by the Department of General Services, the
25 Department of Transportation or the Department of Community
26 Affairs; stating the estimated useful life of the projects;
27 authorizing issuing officials to undertake limited temporary
28 borrowing through negotiated settlements; and making an
29 appropriation;" and

30 (3) section 3(6)(i)(C) of the act of October 10, 1997

1 (P.L.392, No.47), known as the Capital Project Itemization
2 Act for 1996-1997;
3 and identified by the Department of General Services as Project
4 184-18, the Department of Environmental Protection shall pay to
5 Shaler Township, Allegheny County, \$2,010,000 of such funds, or
6 as much thereof as are available and necessary, for the
7 acquisition and site clearance of residential properties located
8 in the floodplain and damaged by flooding in the township.
9 Section 2. Effective date.
10 This act shall take effect immediately.