

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 54 Session of 2009

INTRODUCED BY PICCOLA, JANUARY 20, 2009

REFERRED TO STATE GOVERNMENT, JANUARY 20, 2009

AN ACT

1 Authorizing the Department of General Services, with the
2 approval of the Governor, to grant and convey to Susquehanna
3 Township a pedestrian easement through certain lands situate
4 in Susquehanna Township, Dauphin County.

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

7 Section 1. Pedestrian easement in Susquehanna Township, Dauphin
8 County.

9 (a) Authorization.--The Department of General Services, with
10 the approval of the Governor, is hereby authorized on behalf of
11 the Commonwealth of Pennsylvania to grant and convey to
12 Susquehanna Township a pedestrian easement over and through
13 certain lands situate in Susquehanna Township, Dauphin County,
14 for \$1.

15 (b) Description.--The easement to be conveyed under
16 subsection (b) consists of approximately 6.44-acres bounded and
17 more particularly described as follows:

18 ALL THAT CERTAIN strip of land located in Susquehanna
19 Township, Dauphin County, being 30 feet wide and extending for a

1 length of approximately 5,381 feet (the "Original Pathway"),
2 identified as "Proposed 30' Easement" on the "Construction Plan
3 for the Capital Area Greenbelt Northern Corridor, Susquehanna
4 Township, Dauphin County, Pennsylvania, June 2003" recorded on
5 September 12, 2003, at the Recorder of Deeds of Dauphin County
6 at Deed Book 255, Page 2802 (the "Plan"), together with an
7 additional strip of land extending 35 feet in a northerly or
8 westerly direction from the northern or western boundary (as
9 applicable) of the Original Pathway between the centerline
10 station 51+00 and centerline station 85+00, as such centerline
11 stations are depicted on the Plan.

12 CONTAINING approximately 6.44-acres.

13 (c) Easements.--The conveyance shall be made under and
14 subject to all lawful and enforceable easements, servitudes and
15 rights of others, including, but not limited to, streets,
16 roadways and rights of any telephone, telegraph, water,
17 electric, gas or pipeline companies, as well as under and
18 subject to any lawful and enforceable estates or tenancies
19 vested in third persons appearing of record, for any portion of
20 the land or improvements erected thereon.

21 (d) Deed.--The deed of easement shall be executed by the
22 Secretary of General Services in the name of the Commonwealth of
23 Pennsylvania.

24 (e) Permanent restriction.--The deed of easement shall
25 contain a permanent restriction specifically limiting the use of
26 the pedestrian easement by the grantee for the Capital Area
27 Greenbelt. If the easement area ceases being utilized for the
28 Capital Area Greenbelt, the easement shall immediately
29 extinguish and all property rights shall revert to the
30 Commonwealth. The restriction shall be in form and substance

1 approved by the Department of General Services and shall be
2 included in the deed of easement.

3 (f) Costs and fees.--Costs and fees incidental to this
4 conveyance shall be borne by the grantee.

5 (g) Expiration.--In the event that this conveyance is not
6 executed within 12 months of the effective date of this section,
7 the authority contained in this section shall expire.

8 Section 2. This act shall take effect immediately.