
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2406 Session of
2012

INTRODUCED BY HELM, MILLARD, HENNESSEY, HARRIS, BOBACK, BROOKS,
CALTAGIRONE, CONKLIN, J. EVANS, EVERETT, FABRIZIO, GRELL,
HESS, KNOWLES, MCGEEHAN, MILLER, MYERS, PICKETT, SCAVELLO,
SONNEY, STEVENSON, VULAKOVICH AND SWANGER, MAY 23, 2012

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 23, 2012

AN ACT

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

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

7 Section 1. Conveyance in Susquehanna Township, Dauphin County.

8 (a) Authorization.--The Department of General Services, with
9 the approval of the Governor, is hereby authorized on behalf of
10 the Commonwealth of Pennsylvania to grant and convey to
11 Susquehanna Township certain lands of the Commonwealth of
12 Pennsylvania, at the Pennsylvania State Police Headquarters,
13 situate in Susquehanna Township, Dauphin County, for
14 consideration equal to fair market as determined by an
15 independent appraisal.

16 (b) Property description.--The property to be conveyed
17 pursuant to this section consists of 1,262 square feet bounded
18 and more particularly described as follows:

1 ALL THAT CERTAIN tract of land situate at the northeasterly
2 intersection of Elmerton Avenue, State Route 3026 and Kohn Road,
3 T-318, in Susquehanna Township, Dauphin County, Pennsylvania in
4 accordance with a plan entitled "Exhibit C, Right-of-Way Plan,
5 for Commonwealth of Pennsylvania", dated May 2, 2012, prepared
6 by K&W Engineers and Consultants, Harrisburg, Pennsylvania,
7 Project No. 2003.042, Sheet 1 of 1, being more fully bounded and
8 described as follows:

9 BEGINNING at a point on the westerly side of the existing
10 right-of-way line of Kohn Road T-318, opposite Point of
11 Intersection Station 0+47.62;
12 Thence North 80° 48' 14" East a distance of 46.55' to a point of
13 curvature on the easterly existing right-of-way line of Kohn
14 Road, T-318; the place of BEGINNING.

15 Thence along said right-of-way line the following two courses
16 and distances:

17 1) Along a line curving to the right having a radius of
18 25.00', an arc length of 1.59' and a chord bearing North 11°
19 01' 15" West a distance of 1.59' to a point;

20 2) North 09° 11' 46" West a distance of 76.58' to a
21 point;

22 Thence through lands of the Commonwealth of Pennsylvania along a
23 line curving to the left having a radius of 88.00', an arc
24 length of 128.06' and a chord bearing South 50° 53' 04" East a
25 distance of 117.05' to a point.

26 Thence along the northerly required right-of-way line of
27 Elmerton Avenue, S.R.3026; the following course and distance:

28 1) South 87° 25' 38" West a distance of 78.32' to a
29 point; the place of BEGINNING

30 CONTAINING: 1,262 Square Feet, or 0.0290 Acres

1 (c) Conditions.--The conveyance shall be made under and
2 subject to all lawful and enforceable easements, servitudes and
3 rights of others, including, but not confined to, streets,
4 roadways and rights of any telephone, telegraph, water,
5 electric, gas or pipeline companies, as well as under and
6 subject to any lawful and enforceable estates or tenancies
7 vested in third persons appearing of record, for any portion of
8 the land or improvements erected thereon.

9 (d) Restriction.--The conveyance shall be made under and
10 subject to the condition, which shall be contained in the deed
11 of conveyance, that no portion of the property conveyed shall be
12 used as a licensed facility, as defined in 4 Pa.C.S. § 1103
13 (relating to definitions), or any other similar type of facility
14 authorized under State law. The condition shall be a covenant
15 running with the land and shall be binding upon the Grantee, its
16 successors and assigns. Should the Grantee, its successors or
17 assigns, permit any portion of the property authorized to be
18 conveyed in this section to be used in violation of this
19 subsection, the title shall immediately revert to and revest in
20 the Grantor.

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

24 (f) Costs and fees.--Costs and fees incidental to this
25 conveyance shall be borne by the Grantee.

26 (g) Alternate disposition.--In the event that an agreement
27 of sale between the parties is not executed within 12 months of
28 the effective date of this section, the property may be disposed
29 of in accordance with section 2405-A of the act of April 9, 1929
30 (P.L.177, No.175), known as The Administrative Code of 1929.

1 Section 2. Effective date.

2 This act shall take effect immediately.