
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2018 Session of
2019

INTRODUCED BY MULLERY, SCHLOSSBERG, McNEILL, MILLARD, GOODMAN,
KAUFER AND HILL-EVANS, NOVEMBER 4, 2019

REFERRED TO COMMITTEE ON STATE GOVERNMENT, NOVEMBER 4, 2019

AN ACT

1 Authorizing the Department of General Services, with the
2 approval of the Governor, to grant and convey to the borough
3 of Plymouth a permanent storm water drainage easement in
4 Plymouth Borough, Luzerne County.

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

7 Section 1. Conveyance in Plymouth Borough, Luzerne County.

8 (a) Authorization.--The Department of General Services, with
9 the approval of the Department of Military and Veterans Affairs
10 and the Governor, is hereby authorized on behalf of the
11 Commonwealth of Pennsylvania to grant and convey to the Borough
12 of Plymouth a permanent storm water drainage easement from lands
13 of the Commonwealth of Pennsylvania at the Plymouth Readiness
14 Center situate in Plymouth Borough, County of Luzerne for the
15 purpose of establishing and maintaining a storm water drainage
16 channel to properly collect, convey and discharge upstream
17 runoff into Coalbrook Creek to reduce flooding hazards to
18 downstream property owners for \$1.00 and under terms and
19 conditions to be established in an easement agreement.

1 (b) Property description.--The permanent storm water
2 drainage easement to be conveyed under section 1 totals
3 approximately 0.525 acres of land, bounded and more particularly
4 described as follows:

5 ALL that certain piece or parcel of land situate in Plymouth
6 Borough, County of Luzerne and Commonwealth of Pennsylvania,
7 bounded and described as follows, to wit:

8 BEGINNING at the westerly corner of lands of now or formerly
9 Commonwealth of Pennsylvania, on the northeasterly side of an
10 unimproved alley, and also being a common corner of lands of now
11 or formerly Elaine Haines;

12 THENCE along said lands of Haines, and lands of now or
13 formerly Alfred R. & Marion L. Ottensman, North 54 degrees 39
14 minutes 27 seconds East, 222.07 feet to a point, thence through
15 the lands of the said Commonwealth of Pennsylvania, the
16 following eight courses;

17 1. South 84 degrees 58 minutes 30 seconds East, 69.30
18 feet to a point;

19 2. South 87 degrees 15 minutes 17 seconds East, 167.65
20 feet to a point;

21 3. North 74 degrees 08 minutes 44 seconds East, 205.17
22 feet to a point;

23 4. South 36 degrees 57 minutes 27 seconds East, 37.52
24 feet to a point;

25 5. South 74 degrees 08 minutes 44 seconds West, 224.40
26 feet to a point;

27 6. North 87 degrees 15 minutes 17 seconds West, 160.71
28 feet to a point;

29 7. South 84 degrees 42 minutes 23 seconds West, 100.34
30 feet to a point;

1 8. South 54 degrees 39 minutes 27 seconds West, 175.62
2 feet to a point along the said northeasterly side of an
3 alley;

4 THENCE along said northeasterly side of an alley, North 36
5 degrees 49 minutes 33 seconds West, 30.01 feet to the point of
6 BEGINNING.

7 CONTAINING 22,877 square feet (0.525-acres) of land more or
8 less.

9 BEING a portion of the parcel conveyed to the Commonwealth of
10 Pennsylvania, by deed dated March 14, 1961 recorded in Deed Book
11 1473 at page 308, in the Luzerne County Office of the Recorder
12 of Deeds.

13 THE above described easement is more particularly shown on a
14 Permanent Drainage Easement Plat, Lands of Commonwealth of
15 Pennsylvania, as prepared by the office of PennEastern
16 Engineers, LLC, dated November 5, 2018, and on file with the
17 Department of General Services.

18 (c) Agreement.--The easement agreement and any other
19 documents necessary to effectuate the conveyance under
20 subsection (b) shall be executed by the Secretary of General
21 Services in the name of the Commonwealth of Pennsylvania.

22 (d) Costs and fees.--Costs and fees incidental to the
23 conveyance described under subsection (b) shall be borne by the
24 Grantee.

25 (e) Expiration.--In the event that the parties have not
26 entered into an easement agreement within two years of the
27 effective date of this act, the authorization under subsection
28 (a) shall expire.

29 Section 2. Effective date.

30 This act shall take effect in 60 days.