
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 433 Session of
2019

INTRODUCED BY SCAVELLO, MARCH 12, 2019

REFERRED TO STATE GOVERNMENT, MARCH 12, 2019

AN ACT

1 Authorizing the Department of General Services, with the
2 approval of the Department of Military and Veterans Affairs
3 and the Governor, to grant and convey to Monroe County
4 Municipal Waste Management Authority, or its successors or
5 assigns, certain lands, buildings and improvements situate in
6 Stroud Township, Monroe County.

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

9 Section 1. Conveyance in Stroud Township, Monroe County.

10 (a) Authorization for conveyance.--The Department of General
11 Services, with the approval of the Department of Military and
12 Veterans Affairs and the Governor, is authorized on behalf of
13 the Commonwealth of Pennsylvania to grant and convey to Monroe
14 County Municipal Waste Management Authority, or its successors
15 or assigns, the tract of land described under subsection (b)
16 together with any buildings, structures or improvements thereon,
17 situate in Stroud Township, Monroe County, for \$45,000 and under
18 terms and conditions to be established in a Lease with the
19 Option to Purchase Agreement with the Department of General
20 Services.

1 (b) Property description.--The property to be conveyed under
2 subsection (a) consists of approximately 10.01 acres of land and
3 ancillary buildings located thereon, bounded and more
4 particularly described as follows:

5 ALL THAT CERTAIN tract, parcel or piece of land situate in
6 the Township of Stroud, County of Monroe and State of
7 Pennsylvania, bounded and described as wit:

8 BEGINNING at a point near the middle of the state road
9 leading from Shafers School House to N/F Wigwam Park; thence
10 along the northeasterly side of a township road (bearing from
11 the M.M. of 1961) South 85 degrees 20 minutes West (at 62.79
12 feet passing an iron pipe) 1089.67 feet to an iron pipe; thence
13 by other lands of N/F Marion C. Brislin, of which this tract was
14 formerly a part, North 29 degrees 43 minutes 5 seconds West 345
15 feet to an iron pipe; thence by the same, North 82 degrees 9
16 minutes 15 seconds East (at 1347.74 feet passing an arc pipe)
17 1371.73 feet to a point near the middle of said state road;
18 thence averaging the middle of said state road, South 4 degrees
19 31 minutes West 196.80 feet to a point; thence by the same,
20 South 23 degrees 7 minutes 40 seconds West 219.69 feet to the
21 place of Beginning.

22 Containing 10.01 acres, more or less.

23 BEING Parcel ID No: 17638000962284.

24 BEING the same premises conveyed from Marion C. Brislin,
25 widow, to the Commonwealth of Pennsylvania, by deed dated
26 December 12, 1962, recorded in the Monroe County Recorder of
27 Deeds Office in Deed Book 308, Page 996.

28 (c) Easements.--The conveyance shall be made under and
29 subject to all lawful and enforceable easements, servitudes and
30 rights of others including, but not confined to, streets,

1 roadways and rights of telephone, telegraph, water, electric,
2 gas or pipeline companies, as well as under and subject to
3 lawful and enforceable estates or tenancies vested in third
4 persons appearing of record, for any portion of the land or
5 improvements erected thereon.

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

18 (e) Deed.--The deed of conveyance shall be by Special
19 Warranty Deed and shall be executed by the Secretary of General
20 Services in the name of the Commonwealth of Pennsylvania.

21 (f) Costs and fees.--Costs and fees incidental to the
22 conveyance shall be borne by the grantee.

23 (g) Proceeds of sale.--The proceeds from the sale shall be
24 deposited in the State Treasury Armory Fund.

25 (h) Alternative disposition.--In the event that the
26 conveyance is not executed per the terms and conditions as
27 established in the Lease with the Option to Purchase Agreement
28 with the Department of General Services, the property may be
29 disposed of by competitive bid.

30 Section 2. This act shall take effect immediately.