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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2051 Session of  
2021

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INTRODUCED BY KAUFER AND MILLARD, NOVEMBER 8, 2021

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, NOVEMBER 8, 2021

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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 the Borough of West  
4 Pittston certain lands, buildings and improvements situate in  
5 the Borough of West Pittston, Luzerne County; and making a  
6 related repeal.

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

9 Section 1. Conveyance in the Borough of West Pittston, Luzerne  
10 County.

11 (a) Authorization.--The Department of General Services, with  
12 the approval of the Department of Military and Veterans Affairs  
13 and the Governor, is hereby authorized on behalf of the  
14 Commonwealth of Pennsylvania to grant and convey, to the Borough  
15 of West Pittston, the following tract of land together with any  
16 buildings, structures or improvements thereon, situate in the  
17 Borough of West Pittston, Luzerne County for \$35,000, under  
18 terms and conditions to be established in an agreement of sale.

19 (b) Property description.--The property to be conveyed under  
20 section 1 consists of a tract of land totaling approximately

1 3.33-acres, including all buildings, structures and improvements  
2 located thereon, more particularly described as follows:

3 ALL THAT CERTAIN piece or parcel of land situate in the  
4 Borough of West Pittston, County of Luzerne, and Commonwealth of  
5 Pennsylvania, bounded and described as follows:

6 BEGINNING at a corner on the southeasterly side of Second  
7 Street, said corner being 200.00 feet south 58 degrees 00  
8 minutes west from the southwesterly intersection of Second and  
9 Atlantic Streets; thence south 32 degrees 00 minutes east,  
10 406.00 feet, more or less, to the westerly line of Susquehanna  
11 Avenue to an iron pipe; thence along the westerly line of  
12 Susquehanna Avenue south 70 degrees 07 minutes west 409.12 feet  
13 to a corner; thence north 32 degrees 00 minutes west, 320.13  
14 feet, more or less, to the southerly line of Second Street;  
15 thence along the southerly line of Second Street, north 58  
16 degrees 00 minutes east, 400.00 feet, to the point of beginning.  
17 Containing: 3.33 acres of land, more or less.

18 BEING Tax Parcel No. 65-E11NE4-013-006-0.

19 BEING the same parcel of land conveyed by the Borough of West  
20 Pittston to the Commonwealth of Pennsylvania, by deed dated  
21 September 17, 1955 and recorded September 27, 1955, in the  
22 Office of the Recorder of Deeds of Luzerne County, Pennsylvania,  
23 in Deed Book Volume 1289, Page 291.

24 (c) Existing encumbrances.--The conveyance shall be made  
25 under and subject to all lawful and enforceable easements,  
26 servitudes and rights of others, including but not confined to,  
27 streets, roadways and rights of any telephone, telegraph, water,  
28 electric, gas or pipeline companies, as well as under and  
29 subject to any lawful and enforceable estates or tenancies  
30 vested in third persons appearing of record, for any portion of

1 the land or improvements erected thereon.

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

14 (e) Deed of conveyance.--The conveyance shall be by special  
15 warranty deed to be executed by the Secretary of General  
16 Services in the name of the Commonwealth of Pennsylvania.

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

19 (g) Alternate disposition.--If the conveyance is not  
20 effectuated within 18 months after the effective date of this  
21 act, the property may be disposed of in accordance with section  
22 2405-A of the act of April 9, 1929 (P.L.177, No.175), known as  
23 The Administrative Code of 1929.

24 (h) Proceeds.--The proceeds from the sale shall be deposited  
25 in the State Treasury Armory Fund.

26 Section 2. Repeal.

27 Section 10 of the act of November 25, 2020 (P.L.1272,  
28 No.135), known as "An act authorizing the Department of General  
29 Services, with the approval of the Department of Corrections and  
30 the Governor, to grant and convey to the Schuylkill County

1 Municipal Authority an easement from lands of the Commonwealth  
2 of Pennsylvania at the State Correctional Institution Mahanoy,  
3 situate in Mahanoy Township, County of Schuylkill, for the  
4 purpose of establishing, utilizing and maintaining water wells  
5 and appurtenances thereto related to potable water production  
6 and distribution for the benefit of customers within the  
7 authority's service territory; authorizing the Department of  
8 General Services, with the approval of the Governor and the  
9 Department of Military and Veterans Affairs, to grant and  
10 convey, at a price to be determined through a competitive bid  
11 process, certain lands, buildings and improvements situate in  
12 Allegheny Township, Blair County; authorizing the Department of  
13 General Services, with the approval of the Governor and the  
14 Department of Military and Veterans Affairs, to grant and  
15 convey, at a price to be determined through a competitive bid  
16 process, certain lands, buildings and improvements situate in  
17 Allegheny Township, Blair County; authorizing the Department of  
18 General Services, with the approval of the Governor and the  
19 Department of Environmental Protection, to take such action with  
20 respect to the Commonwealth's real property interests in the  
21 site commonly known as Penn's Landing to facilitate the further  
22 development plans for the real property; authorizing the  
23 Department of General Services, with the approval of the  
24 Governor and the Pennsylvania Historical and Museum Commission,  
25 to grant and convey to the Highlands Historical Society, certain  
26 lands situate in Whitemarsh Township, Montgomery County;  
27 authorizing the Department of General Services, with the  
28 approval of the Department of Human Services and the Governor,  
29 to grant and convey to Bollinger Enterprises, Inc., certain  
30 lands situate in Conewango Township, Warren County; authorizing

1 the Department of General Services, with the concurrence of the  
2 Department of Environmental Protection, to lease to L-A Battery,  
3 QOZ, LLC land within the bed of the Delaware River within the  
4 City of Philadelphia; authorizing the Department of General  
5 Services, with the approval of the Department of Transportation  
6 and the Governor, to grant and convey to the Washington Health  
7 System, or its assignee, certain lands and improvements situate  
8 partially in the 6th Ward of the City of Washington and  
9 partially in South Strabane Township, Washington County;  
10 authorizing the Department of General Services, with the  
11 approval of the Governor, to grant and convey to Harry E. Frey,  
12 Jr., and Jeffrey L. Frey, a permanent easement over certain  
13 lands of the Commonwealth of Pennsylvania at Muncy State  
14 Correctional Institution situate in Clinton Township, Lycoming  
15 County, for the purpose of ingress and egress to lands which  
16 Harry E. Frey, Jr., and Jeffrey L. Frey propose to acquire from  
17 Harold James Carpenter and Carlene M. Carpenter; authorizing the  
18 Department of General Services, with the approval of the  
19 Department of Military and Veterans Affairs and the Governor, to  
20 grant and convey, at a price to be determined through a  
21 competitive bid process, certain lands, buildings and  
22 improvements situate in the Borough of West Pittston, Luzerne  
23 County; authorizing the release of Project 70 restrictions on  
24 certain lands owned by Glen Rock Borough, York County, in return  
25 for the development of park and open space lands owned by Glen  
26 Rock Borough, York County; authorizing the Department of General  
27 Services, with the approval of the Governor, to grant and convey  
28 to Human Services, Inc., certain lands and improvements situate  
29 in the Borough of West Chester, Chester County; and making a  
30 repeal" is repealed.

1 Section 3. Effective date.

2 This act shall take effect immediately.