

No. 58

AN ACT

HB 1999

Amending the act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways; and providing for closing certain highways; providing for the taking of private property and for the payment of damages therefor; providing for sharing the costs involved and for the control of traffic thereover; providing penalties, and making an appropriation," authorizing the use of areas under the elevated portion of limited access highways for uses which the Secretary of Highways deems to be in the best interests of the Commonwealth.

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

Section 1. The act of May 29, 1945 (P. L. 1108), entitled "An act authorizing the establishment, construction and maintenance of limited access highways and local service highways; and providing for closing certain highways; providing for the taking of private property and for the payment of damages therefor; providing for sharing the costs involved and for the control of traffic thereover; providing penalties, and making an appropriation," is amended by adding after section 9.2, a new section to read:

Section 9.3. The Secretary of Highways may permit the use of areas under the elevated portion of any limited access State highway for other uses which he deems to be in the best interests of the Commonwealth and he may authorize the municipality or township wherein the highway is situate, to construct and maintain facilities therefor under the elevated portion of any limited access State highway. All such uses shall be subject to such rules and regulations as the Secretary of Highways or the municipality or township wherein the highway is situate, or both, may deem proper.

Section 2. This act shall take effect immediately.

APPROVED—The 3rd day of May, A. D. 1968.

RAYMOND P. SHAFER