

No. 98

AN ACT

SB 1276

Authorizing the council of Franklin Borough, Westmoreland County, to transfer certain Project 70 lands in Westmoreland County to the Department of Transportation for a highway project under certain conditions.

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

Section 1. Authorization of Transfer; Conditions.—Pursuant to the requirements of subsection (b) of section 20, act of June 22, 1964 (Sp. Sess. P.L.131, No.8), known as the “Project 70 Land Acquisition and Borrowing Act,” the General Assembly authorizes the council of Franklin Borough, Westmoreland County, to transfer the hereinafter described land in Franklin Borough in Westmoreland County to the Department of Transportation for right-of-way construction of Project L.R.187, section 9, involving relocation of Traffic Route 22.

Such land shall be free of the restrictions on use and alienation prescribed by section 20, act of June 22, 1964 (Sp. Sess. P.L.131, No.8), known as the “Project 70 Land Acquisition and Borrowing Act,” upon:

- (1) payment to the borough in an amount equal to the fair market value of the land transferred; or
- (2) acquisition by the Department of Transportation of suitable replacement land at the option of the borough; and
- (3) execution and filing of a document of transfer and release, citing such payment or acquisition, transfer and release of the said land from the restrictions on use and alienation prescribed by subsection (b) of section 20 of said act.

The document of transfer and release shall, upon such reimbursement or acquisition, be approved by the Attorney General and filed in the office of the recorder of deeds in the county in which the said land is located. Compliance with this subsection constitutes the express approval of the General Assembly of release of the restrictions on use or alienation of lands acquired by the Department of Transportation required by subsection (b) of section 20 of said act.

Section 2. Description of Highway Project and Required Project 70 Land.—The land to be transferred by the council of Franklin Borough, Westmoreland County to the Department of Transportation for a right-of-way for construction of the highway project is more particularly described as follows:

Description of Highway Project

Project L.R.187, section 9, beginning on existing Traffic Route 22 in Allegheny County approximately 1,400 feet to the west of the Allegheny County line. It interchanges with existing T.R.22 at the Allegheny County, Westmoreland County line. The alignment then swings in a southeasterly direction diverging from existing T.R.22 to the south. The relocation passes over Turtle Creek, Meadowbrook Road, Township Road 909, Trafford Road L.R.64086, and the Penn Central Railroad at the point where the Penn Central Railroad crosses Trafford Road. The relocation then continues in a southeasterly direction parallel to the Penn Central Railroad and Turtle Creek to the boundary of Duff Park. Line B then continues through Duff Park along the northerly slope of the park to an interchange at the western end of the park with the Harrison City Road L.R.64160. The relocation will then proceed from the full interchange with the Harrison City Road south of existing T.R.22, Turtle Creek and the Penn Central Railroad through the low levels which lie at the foot of the hill on which Marlee Acres is located. It passes over High Manor Road directly south of the crossing of Harrison City Road and the Penn Central Railroad. Line B then proceeds in a northeasterly direction to a point where it again intersects with existing T.R.22 approximately 3,000 feet to the west of the Export Harrison City Road, Township Road 718, a total distance of approximately 4.7 miles.

Description of Required Project 70 Land

The project 70 land required for the above highway will affect a "Project 70" site located between Station 63 + 55 and Station 128 + 75 (total of approximately 40 acres) having a maximum right-of-way width of 550 feet more or less.

Section 3. Effective Date.—This act shall take effect immediately.

APPROVED—The 24th day of June, A. D. 1976.

MILTON J. SHAPP