

No. 1989-70

AN ACT

HB 1886

Authorizing the release of Project 70 restrictions imposed on certain lands owned by the Township of Lower Paxton, Dauphin County, being conveyed by the township, in return for the imposition of Project 70 restrictions on certain lands being conveyed to the township.

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

Section 1. Authorization.

Pursuant to the requirements of section 20(b) of the 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 hereby authorizes the release of the restrictions imposed by section 20 of the Project 70 Land Acquisition and Borrowing Act from the land owned by the Township of Lower Paxton, Dauphin County, being conveyed to New Market Holdings, Inc., and more particularly described in section 3, in exchange for the imposition of the section 20 restrictions on lands owned by New Market Holdings, Inc., being conveyed to the Township of Lower Paxton, and more particularly described in section 4.

Section 2. Freedom of restrictions.

The lands described in section 3, owned by the Township of Lower Paxton, and being conveyed to New Market Holdings, Inc., shall be free of the restrictions on use and alienation imposed by section 20 of the act of June 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land Acquisition and Borrowing Act, upon the imposition of and recording of the Project 70 deed restrictions set forth in section 5 on the parcel of replacement land owned by New Market Holdings, Inc., and being conveyed to the Township of Lower Paxton, described in section 4.

Section 3. Land to be free from restrictions.

The parcel of land authorized to be released from restrictions is located in the Township of Lower Paxton, Dauphin County, and more particularly described as follows:

Beginning at a point (concrete monument) located along the southern right-of-way line of the Pennsylvania Power and Light Company, said point being the following two courses from the point of beginning, south 10 degrees, 42 minutes, 02 seconds west, a distance of 220 feet from the southeastern intersection of Curvin Drive and Carolyn Street; then south 79 degrees, 17 minutes, 58 seconds east, a distance of 585 feet to a concrete monument, the point of beginning; thence along the property line of the Township of Lower Paxton and New Market Holdings, Inc., south 80 degrees, 46 minutes, 58 seconds west, a distance of 520.51 feet to a point (concrete monument); thence along the said township and New Market line

south 16 degrees, 44 minutes, 52 seconds east, a distance of 514.28 feet to a point; thence along the said township and New Market line south 80 degrees, 23 minutes, 56 seconds west, a distance of 572.83 feet to a point, said point being on the same line and located 707.74 feet from a concrete monument in a westwardly direction; thence north 32 degrees, 15 minutes, 02 seconds east, a distance of 801.31 feet to a point on the Pennsylvania Power and Light Company right-of-way line; thence along said right-of-way line south 89 degrees, 16 minutes, 51 seconds east, a distance of 502.84 feet to a point, the place of beginning.

Containing 4.2283 acres.

Section 4. Land on which restrictions are to be imposed.

The replacement parcel to be subject to restrictions in exchange for the parcel described in section 3 is located in the Township of Lower Paxton, Dauphin County, and more particularly described as follows:

Beginning at a point (concrete monument) on the property line of New Market Holdings, Inc., and the Township of Lower Paxton, located north 09 degrees, 29 minutes, 25 seconds west, a distance of 120 feet from the northerly line of Danbury Road (50 feet wide), and north 80 degrees, 23 minutes, 56 seconds east, a distance of 120 feet from the easterly line of Hastings Drive (50 feet wide); thence north 80 degrees, 23 minutes, 56 seconds east, a distance of 707.74 feet to a point; thence south 32 degrees, 15 minutes, 02 seconds west, a distance of 206.43 feet to a point; thence south 13 degrees, 06 minutes, 21 seconds east, a distance of 506.7 feet to a point; thence south 80 degrees, 31 minutes, 35 seconds west, a distance of 600.83 feet to a point; thence north 09 degrees, 28 minutes, 25 seconds west, a distance of 487.57 feet to a point on the southerly line of Danbury Road; thence north 11 degrees, 15 minutes, 03 seconds west, a distance of 50 feet to a point on the northerly line of Danbury Road; thence north 09 degrees, 29 minutes, 25 seconds west, a distance of 120 feet to a point, the place of beginning.

Containing 9.0275 acres.

Section 5. Description of deed restriction.

The deed restriction to be transferred to the parcel described in section 4 shall read as follows:

This indenture is given to provide land for recreation, conservation and historical purposes as said purposes are defined in the act of June 22, 1964 (Sp.Sess., P.L.131, No.8), known as the Project 70 Land Acquisition and Borrowing Act.

Section 6. Effective date.

This act shall take effect immediately.

APPROVED—The 7th day of December, A. D. 1989.

ROBERT P. CASEY