

No. 7

AN ACT

Amending the act of June 24, 1931 (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," empowering the township commissioners to perform the duties and obligations of the Shade Tree Commission when no Shade Tree Commission has been created.

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

The First Class Township Code.

Section 1. Section 3020, act of June 24, 1931 (P. L. 1206), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P. L. 1955), is amended to read:

Section 3020, act of June 24, 1931, P. L. 1206, reenacted and amended May 27, 1949, P. L. 1955, further amended.

Section 3020. Right of Establishment.—Townships may by ordinance establish a commission to be known as the Shade Tree Commission *but in townships where the township commissioners shall not elect to create by ordinance a Shade Tree Commission, the township commissioners may exercise all the rights and perform the duties and obligations imposed by this article upon the Shade Tree Commission.*

APPROVED—The 11th day of March, A. D. 1959.

DAVID L. LAWRENCE

No. 8

AN ACT

Amending the act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College, and making an appropriation," by eliminating certain tracts of land to be acquired by the department under the provisions of the act.

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

Real property.

Section 1. Section 1, act of July 15, 1957 (P. L. 932), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire certain tracts of land in the Borough of Millersville and in the Township of Manor, Lancaster County, for the use of the Millersville State Teachers College and making an appropriation," is amended to read:

Section 1, act of July 15, 1957, P. L. 932, amended.

Department of Property and Supplies, with approval of Governor and trustees, authorized to purchase certain land in Lancaster County to expand Millersville State Teachers College.

Section 1. The Department of Property and Supplies, with the approval of the Governor, and the Board of Trustees of the Millersville State Teachers College, is hereby authorized to purchase, in the name of the Commonwealth of Pennsylvania, for use of the Millersville State Teachers College in expanding its facilities for anticipated increase in student enrollment, *any or all of* the following generally described tracts of land, the exact areas of which will be determined by a registered surveyor prior to acquisition.

Description.

Tract No. 1. Beginning at a point in the southwestern corner of Creek Drive near the abandoned railway bed of the Lancaster and York Furnace Electric Railway; thence in a westerly direction by several courses along the old railway bed approximately one thousand one hundred seventy (1170) feet to a point on the easternly property line of North George Street extended; thence in a northerly direction along the line of North George Street extended approximately five hundred twenty (520) feet to a point; thence in an easternly direction approximately two hundred fifty (250) feet to a point on the easternly line of High School Avenue; thence along said line in a northerly direction approximately one hundred fifty (150) feet to the rear property line of a row of lots fronting on East Frederick Street; thence along said line approximately two hundred (200) feet to a corner of a lot; thence in a northerly direction approximately two hundred twenty (220) feet to the southernly line of East Frederick Street; thence in an easternly direction along said line approximately one hundred thirty (130) feet to a point; thence at right angles to East Frederick Street along a lot line approximately two hundred twenty (220) feet to the rear property line of lots facing on East Frederick Street; thence along said property line approximately four hundred thirty (430) feet to the westernly line of Creek Drive; thence in a southernly direction along Creek Drive approximately five hundred (500) feet to the place of beginning;

Being a portion of a tract of land owned by Mabel C. Heisey in the Borough of Millersville and containing approximately fourteen and three-tenths (14.3) acres.

[Tract No. 2. Beginning at a point in the northeastern corner of a bend in Creek Drive opposite the lands of Mabel C. Heisey; thence in a northerly direction approximately seven hundred thirty (730) feet along Creek Drive to the southern property line of the lands of Harry S. Warfel; thence in an easternly direction along the southern property line of Harry S. Warfel approximately four hundred twenty (420) feet to a point on said line and the intersection of the western property line of Clayton Heisey; thence in a southern

direction along the lands of Clayton Heisey approximately seven hundred fifty (750) feet to a point on the northernly line of Creek Drive; thence in a westernly direction along Creek Drive approximately four hundred (400) feet to the place of beginning;

Being all that tract of land owned by Mrs. Helen Ferguson in the Township of Manor and containing approximately six and seven-tenths (6.7) acres.

Tract No. 3. Beginning at a point along the northern property line of Creek Drive at the intersection of the eastern property line of Helen Ferguson; thence in a northernly direction along the lands of Helen Ferguson approximately seven hundred fifty (750) feet to a point on the southern property line of lands of Harry S. Warfel; thence in an *easternly direction along the lands of Harry S. Warfel and Leland W. Shick approximately one thousand four hundred (1400) feet to a point on the southern property line of said Leland W. Shick at the intersection of the western property line of August Rineer; thence in a southernly direction along the lands of August Rineer approximately six hundred (600) feet to a point in the center of the Conestoga Creek; thence by several courses along the center of the Conestoga Creek in a southwesterly direction approximately four hundred fifty (450) feet to a corner of the land of Mabel C. Heisey; thence in a westernly direction along the land of Mabel C. Heisey and Creek Drive approximately nine hundred seventy (970) feet to the place of beginning;

Being all that tract of land owned by Clayton Heisey in the Township of Manor and containing approximately twenty-three and one-half (23½) acres.]

Tract No. [4] 2. Beginning at a point along the northern side of West Frederick Street at the intersection of the eastern property line of lands of the Millersville State Teachers College; thence in a northernly direction along the lands of the Millersville State Teachers College approximately five hundred (500) feet to a corner in property of said Teachers College; thence in an easternly direction along the lands of Millersville State Teachers College and Manor Joint High School Authority approximately one thousand three hundred (1300) feet to a point on the western property line of the lands of Walter Frankenburg; thence in a southernly direction along the lands of Walter Frankenburg approximately five hundred fifty (550) feet to the northern property line of lands of Clayton Heisey; thence in a westernly direction along the lands of Clayton Heisey, Helen Ferguson and East Frederick Street approximately one thousand four hundred (1400) feet to the place of beginning;

* "easterly" in original.

Being all that tract of land owned by Harry S. Warfel in Township of Manor and containing approximately sixteen (16) acres.

Tract No. [5] 3. Beginning at a point on the northernly property line of Dr. Clyde Musselman and the southern property line of David C. Ulmer approximately ninety (90) feet east of the northeastern corner of the present lands of the Millersville State Teachers College; thence in a westwardly direction along the northern property line of lands of Dr. Clyde Musselman and the Millersville State Teachers College approximately three hundred ninety (390) feet to a corner of lands of Millersville State Teachers College and David C. Ulmer; thence in a northernly direction approximately two hundred twenty (220) feet along lands of Millersville State Teachers College and the western property line of David C. Ulmer and Harry Hess to a point on the southernly property line of lands of Lena Huss; thence in a west-ernly direction approximately one hundred (100) feet along the southern property line of lands of Lena Huss to the southwest corner of the property of said Lena Huss; thence in a northernly direction approximately one hundred fifty (150) feet along the westernly prop-erty line of Lena Huss to a fifteen (15) foot alley (said alley being a portion of land bordering the northern property line of Lena Huss and the southern property lines of Kathryn Huss, Grace A. Kirk, Martin M. Det-wiler, John and Victoria Strasser, Herbert and Made-line Heberlein, Elizabeth Sauder, John and Nellie Sheath, and Anna Hilt); thence in an easternly direc-tion approximately five hundred (500) feet along said fifteen (15) foot alley to the northeastern corner of the lands of Lena Huss; thence in a southernly direction one hundred fifty (150) feet along a fifteen (15) foot alley and the eastern property line of Lena Huss to the northernly property line of Harry Hess; thence along the same line in a southernly direction approximately two hundred twenty (220) feet crossing the lands of Harry Hess and David C. Ulmer to the place of be-ginning, containing approximately three and seven tenths (*3 7/10) acres and consisting of purparts 5A, 5B and 5C; Purpart 5A being all that rectangular tract of land known and numbered as 225½ North George Street owned by Lena Huss in the Borough of Millers-ville, Lancaster County, Pennsylvania, which is the northern one hundred and fifty (150) feet of Tract No. 5 which lot is 150 feet by 500 feet and contains 75,000 square feet; Purpart 5B being a part of a tract of land owned by Harry Hess and known and numbered as 219-221 North George Street in the borough of Millers-ville, Lancaster County, Pennsylvania, being the eighty

* 3-7/10 in original.

(80) feet lying between Purparts 5A and 5B hereinabove and hereinafter, respectively, described which lot is 80 feet by 390 feet and contains 31,200 square feet; Purpart 5C being a part of a tract of land owned by David C. Ulmer at the rear of 211 North George Street in the Borough of Millersville, Lancaster County, Pennsylvania, being the southern one hundred and forty (140) feet of Tract No. 5 which lot is 140 feet by 390 feet and contains 54,600 square feet.

APPROVED—The 11th day of March, A. D. 1959.

DAVID L. LAWRENCE

No. 9

AN ACT

Amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," authorizing the regulation of junk dealers, junk yards and scrap yards.

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

Section 1. Section 702, act of May 1, 1933 (P. L. 103), known as "The Second Class Township Code," reenacted and amended July 10, 1947 (P. L. 1481), and the first paragraph amended May 24, 1951 (P. L. 370), is amended, by adding at the end thereof, a new clause to read:

Section 702. Supervisors to Exercise Powers.—The corporate powers of townships of the second class shall be exercised by the township supervisors. Where no specific authority is given for the expenditures incident to the exercise of any power hereinafter conferred, or where no specific fund is designated from which such expenditures shall be made, appropriations for such expenditures shall be made only from the general township fund. In addition to the duties imposed upon them by section 516 hereof, they shall have power—

* * * * *

LVIII. Junk Dealers and Junk Yards.—To regulate junk dealers and the establishment and maintenance of junk yards and scrap yards including, but not limited to, automobile junk or grave yards.

Section 2. This act shall take effect immediately.

APPROVED—The 11th day of March, A. D. 1959.

DAVID L. LAWRENCE

The Second Class Township Code.

Section 702, act of May 1, 1933, P. L. 103, reenacted and amended July 10, 1947, P. L. 1481 and first paragraph amended May 24, 1951, P. L. 370, further amended by adding a new clause LVIII.

Act effective immediately.