

No. 1982-251

AN ACT

SB 86

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," further providing for the leasing of certain lands by the Department of Transportation, transferring the responsibilities of the Pennsylvania Coordinate System to the Department of Transportation and making an appropriation.

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

Section 1. The introductory paragraph and clause (1) of subsection (c) of section 2002, act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," added March 13, 1974 (P.L.194, No.37), are amended to read:

Section 2002. Powers and Duties of the Department.—* * *

(c) Any other provision of law to the contrary notwithstanding, the [secretary] department may lease real property acquired for any State designated highway or other transportation facility as is not required for the free movement of traffic, upon the following terms and conditions in each case:

(1) The [lessee shall be a public agency, but such public agency may sublease to another public agency or,] opportunity to lease any parcel of real property shall first be offered to interested public agencies; however, if there be no such agency desiring to [sublease] lease, then the department may lease to one or more private entities: Provided, That [such] all private entities shall make payments in lieu of taxes to the political subdivisions in which such leased property is located in an amount equal to the annual taxes that would normally be due on such property, if taxable. Prior to requiring a payment in lieu of taxes, the political subdivision shall have the leased property reassessed to reflect any change in value caused by the construction of the highway or other transportation facility: And provided, further, That the [secretary] department may lease [directly] to a private entity during the interim period between property

acquisition and construction *without first offering public agencies opportunity to lease the parcel.*

* * *

Section 2. The act is amended by adding a section to read:

Section 2014. Pennsylvania System of Coordinates.—The Department of Transportation shall have the¹ power, and its duty shall be, to establish and regulate the establishment in this Commonwealth of the system of rectangular coordinates which has been established and adopted by the United States Coast and Geodetic Survey for defining and stating the positions and location of points on the surface of the earth, to establish or fix triangulation and traverse stations, to collect, check, coordinate and preserve survey data, to advise with parties using the system of coordinates, to supervise the marking of surveys which are to become a part of the system, to keep official records of all surveys and maps, to administer the law establishing the “Pennsylvania Coordinate System,” and to adopt and enforce such rules and regulations as may be deemed necessary to carry these powers into effect, and to administer the law relating to the “Pennsylvania Coordinate System.”

Section 3. The sum of \$150,000 is hereby specifically appropriated to the Department of Transportation for the fiscal period July 1, 1982 to June 30, 1983 for purposes of carrying out the duties imposed by section 2014 of this act.

Section 4. This act shall take effect in 60 days.

APPROVED—The 9th day of December, A. D. 1982.

DICK THORNBURGH

¹“the” omitted in original.