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April 8, 2003

Justin Taylor  
Susquehanna County Economic Development  
Montrose, Pa 18801

Dear Justin:

I have researched the County Code in regard to the financing of a railway authority and have determined that the County Code does not provide for the County to form a Railway Authority and appropriate money to the same. I do find that Section 2209 of the County Code would authorize the County to appropriate money to ASSIST any city, borough, town, township or a Municipal Authority for air navigational facilities.

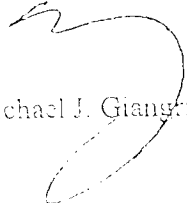
I also find that Section 2199.5 of the County Code specifically allows the County to create a Municipal Authority under the Municipal Authority Act and to appropriate monies for a general hospital.

I have found nothing in the County Code that allows the County to appropriate money for rail facilities or to form a municipal authority for a railroad authority.

Without the specific authority being granted under the County Code, I do not believe the County can form a Municipal Railway Authority and appropriate money for the same.

If you become aware of any specific authority that other counties have used to form a railway authority such as the Municipal Authority Act to form a railway authority I would be more than happy to review and discuss the same with you. However, at this time I have found no such authority under the County Code.

Very truly yours,

  
Michael J. Giangrieco, Esquire

MIG:KF  
cc: County Commissioners