

BOROUGH OF MONROEVILLE
ORDINANCE NO. 261

AN ORDINANCE PROVIDING FOR ACQUISITION BY EMINENT DOMAIN FOR BOROUGH PURPOSES OF CERTAIN EASEMENTS LOCATED WITHIN PRIVATE PROPERTY IN THE BOROUGH OF MONROEVILLE AND THE BOROUGH OF PITCAIRN FOR SANITARY SEWER RIGHTS-OF-WAY FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING SANITARY SEWERS TO SERVICE PART OF THE BOROUGH OF MONROEVILLE.

WHEREAS, the Borough Council has heretofore authorized the construction of a sanitary sewer with necessary manholes and appliances in various streets and alleys in the Borough and over, in and through various private properties in the Borough of Monroeville and the Borough of Pitcairn, as shown by Contract No. 4 S, Options I and II of Pride Engineering Associates, which by reference thereto, are made a part hereof; and

Whereas, the Borough Council of the Borough of Monroeville has determined that certain easements over private properties situated in the Borough of Monroeville and the Borough of Pitcairn, included in the hereinafter described alinement, are necessary for use as a right of way for the location of sanitary sewer installation and further deems the acquisition of the easements for sanitary sewer rights-of-way to be in the best interests of the Borough.

NOW THEREFORE, be it ordained and enacted by the Council of the Borough of Monroeville and it is hereby ordained and enacted by the authority of the same that;

Section 1. Pursuant to the authority conferred upon the Borough of Monroeville by the Borough Code, as amended, the Borough Council of the Borough deems it necessary to acquire a right-of-way for sanitary sewer purposes together with the right to construct and maintain a sanitary sewer with the necessary manholes and appliances over the following described properties located in the Borough of Monroeville and the Borough of Pitcairn for the best interests of the Borough of Monroeville, the said Borough of Monroeville hereby appropriated and takes the hereinafter described easement through private property in the Borough of Monroeville and the Borough of Pitcairn for public purposes under the right of eminent domain, through the properties of:

John E. McCalmont, widower, and Louis J. Frymire and Louise McCalmont, his wife;

Ruth C. Mapstone, widow;

Pearse J. Joyce and Edith P. Joyce, his wife;

Joseph A. Lentz and Anna Margeret Lentz, his wife;

John H. Mapstone and Jean L. Mapstone, his wife;

Charles Miller and Charlette Miller, his wife;

Thomas McCabe and Elizabeth McCabe, his wife;

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Arthur P. Summers and Henretti Summers, his wife;
Russell Mento and Helen Mento, his wife;
John L. Hill and Mary E. Hill, his wife;
Pitcairn School District (Secretary);
Robert A. Mitchell and Donna Mitchell, his wife;
Mary M. Raymond, widow;
Agnes Hanlin, widow;
Lillian Graham, widow;
Odd Fellows Hall Association, c/o Mrs. E. K. Lang, Secretary;
Gust Wooletas and Alexandria Wooletas, his wife;
Trinity Lutheran Church, c/o Luther Poellot, Pastor;
Frank Krynicke and Eleanor Krynicke, his wife;
George P. McCarl and Zella M. McCarl, his wife;
Frank W. Keely and Mary G. Keely, his wife;
Percy L. Harshberger and Lyda Harshberger, his wife;
James H. Porter and Lillian A. Porter, his wife;
Borough of Pitcairn, c/o William Hicks, secretary;
William F. Gardner and Patricia Gardner, his wife;
John J. Pappalardo and Allegra Pappalardo, his wife;
William McGraw and Lois McGraw, his wife;
Alvin W. Cohen and Vura J. Cohen, his wife;
Waldo D. Nore and Clementine E. Nore, his wife;
John T. McCreary and Helen McCreary, his wife;
Matthew Czyzewski and Anne Czyzewski, his wife;
Harry J. Hazel and Roxie M. Hazel, his wife;
John D. Householder and Donna Householder, his wife;
Shirley Mae Hixson also known as Shirley Mae Hullihen and Vernon E. Hullihen,
her husband;

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Matthey Twardowski, unmarried;
James E. Boggs and Helen Boggs, his wife;
Miles Monney and Vera Mooney, his wife;
Charles C. Woodburn and Vera Woodburn, his wife;
Thomas S. Bartakovich and Catherine Bartakovich, his wife;
J. H. Brennan and Helen Brennan, his wife;
George Madjerick and Celia Madjerick, his wife;

Section 2. The proper officers of the Borough of Monroeville are hereby authorized to execute the necessary petitions for the appointment of a Board of Viewers and to execute on behalf of the Borough of Monroeville the necessary bonds and to tender the same to the owners of land affected by the acquisition of the rights-of-way through private property in the Borough of Monroeville and the Borough of Pitciirn, conditioned for the payment of such amount of damages as the said owners may be entitled to receive by reason of the taking of the rights-of-way aforesaid. Upon delivery of the bond, the proper Borough officers, their employees, contractors, or assigns are authorized to enter upon and take possession of said property in accordance with law.

Section 3. All ordinances or part of ordinances conflicting with the provisions of this ordinance are hereby repealed inasmuch as they may conflict with this ordinance.

ORDAINED AND ENACTED into law in Council this 2nd day of February, 1961.

President of Council

ATTEST:

Secretary

EXAMINED AND APPROVED by me this 2nd day of February, 1961.

Burgess