

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE, APPROPRIATING BY THE EXERCISE OF THE RIGHT OF EMINENT DOMAIN A RIGHT OF WAY FIFTEEN FEET WIDE FOR THE PURPOSE OF CONSTRUCTING, INSTALLING AND MAINTAINING A SANITARY SEWER LINE TO SERVE A PORTION OF THE BOROUGH OF MONROEVILLE; PROVIDING FOR THE EXECUTION AND DELIVERY OF A BOND OF THE BOROUGH TO THE OWNERS OF THE PROPERTIES INVOLVED AND AUTHORIZING THE PROPER OFFICERS OF THE BOROUGH TO PETITION THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, FOR THE APPOINTMENT OF A BOARD OF VIEWERS TO ASSESS THE DAMAGES OCCASIONED BY SAID APPROPRIATION.

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.

SECTION ONE: That in order to construct a sanitary sewer system in accordance with the plans of the Borough of Monroeville numbered 6207-S, the Council of the Borough hereby appropriates by the exercise of the right of eminent domain a right of way fifteen feet wide in the following properties generally along the line hereinafter indicated:

A. In the property of A. Maria Mirro, etux.

Beginning at a point on the East side of the Pennsylvania Turnpike right-of-way, said point being 207' more or less from lands of HAKIS. Thence, from said point of beginning South $71^{\circ} 30''$ East, a distance of 13' more or less to a point. Thence, North $89^{\circ} 20''$ East, a distance of 350' more or less to a point. Thence, North $68^{\circ} 50''$ East, a distance of 192' more or less to a point. Thence North $86^{\circ} 10''$ East, a distance of 133.5' more or less to a point. Thence North $89^{\circ} 30''$ East, 88' more or less to the lands of the Daugherty, said point being 7.5' South along the lands of Mirro and J. Daugherty from W. C. Dinkfelt.

B. In the property of John and Lilly Daugherty.

Beginning at a point on the line between the lands of Mirro and Daugherty, said point being 7.5' South from the lands of W.C. Dinkfelt, thence North $89^{\circ} 30''$ East, a distance of 325' more or less to the lands of R. Cole, said point being 7.5' South to the lands of W. C. Dinkfelt.

C. In the property of Robert E. Cole, etux.

Beginning at a point on the line between the lands of J. Daugherty and R. Cole, said point 7.5' South to the land of W. C. Dinkfelt. Thence, North $89^{\circ} 30''$ East, a distance of 175' more or less to an Old Township Road. Said point being 7.5' South of the lands of W. C. Dinkfelt.

D. In the property of W. Howard Lonabaugh, etal.

In an old township road beginning at a point on the line between R. Cole and the South right-of-way line of an old township road, said point being 7.5' South of the lands of W. C. Dinkfelt. Thence, North 33'00" East, a distance of 42' more or less to a point. Thence, North 29°00" 114' more or less to a point. Thence, North 51°00" East, a distance of 33' to a point on Beatty Road.

E. In the property of W. Howard Lonabaugh, etal.

Beginning at a point on the North right-of-way line of Beatty Road and the property of W. Lonabaugh, said point being 12' South of the land of W. Calcamp. Thence, South 88°50" East, a distance of 52' more or less to the lands of W. Bauman, said point being 12' South of the lands of W. Calcamp.

F. In the property of William L. Bauman.

Beginning at a point on a line between W. Lonabaugh and W. L. Bauman, said point being 12' South of the lands of W. Calcamp, thence South 86°50' East, 272' more or less to a point. Thence, South 87°50" East, 400' more or less to a point 15' South of the lands of H. WILD. Thence, continuing thru lands of Bauman South 11°30" East, 198' more or less to a point. Thence, South 26°00" East, 345' more or less to a point. Thence S. 23° 45" East, 255' more or less to the lands of S. Ickes. Said point being 160' East of the Center Line of Beatty Road.

G. In the property of Sherman Ickes, etux.

Beginning at a point on a line between W. L. Bauman and S. Ickes, said point being 160' more or less East of the center line of Beatty Road. Thence, South 23°45" East, a distance of 58' more or less to a point. Thence, South 15°30", West, a distance of 172' more or less to a point. Thence, South 58°30" West, a distance of 30' to a point on the East right-of-way line of Beatty Road, said point being 140' more or less South of the property line of R. Chambers.

H. In the property of William J. Brosman, etux, etal.

Beginning at a point on the West right-of-way line of Beatty Road, said point being 55' South of the property line of Equitable Gas Company. Thence, South 58°30" West, a distance of 15'. Thence, South 1°00" East, a distance of 308' to a point. Thence, South 13°34" East, a distance of 400' to a point. Thence, South 56°00" East, 38' more or less to a point. Thence, South 18°00" East, to a point on the North right-of-way of the Old William Penn Highway at the center line of the bridge crossing Thompson Run. Said point also being approximately 480' more or less from the lands of R. Chambers.

SECTION TWO: The proper officers of the Borough of Monroeville are hereby authorized to prepare, execute and deliver to the above owners or reputed owners, the bond of the Borough of Monroeville to insure payment of whatever damages, if any, may be occasioned to the said properties by virtue of the appropriation hereby made.

SECTION THREE: The proper officers of the Borough of Monroeville are hereby ordered and directed to petition the Court of Common Pleas of Allegheny County for the appointment of a Board of Viewers to assess damages in those cases where agreements may not be reached with the said property owners.

SECTION FOUR: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of said conflict.

ORDAINED AND ENACTED INTO AN ORDINANCE THIS 18th DAY OF APRIL, 1963.

BOROUGH OF MONROEVILLE

By S/ A. O. Strathern,
President of Council

Attest:

S/ Gladys Diller
Secretary

Examined and approved by me this 25th day of April, 1963.

S/ John J. Duncan
Mayor