

ORDINANCE No. 492

## AN ORDINANCE OF THE BOROUGH OF MONROEVILLE CONDEMNING CERTAIN PUBLIC NUISANCES AND DANGEROUS STRUCTURES AND REQUIRING THE REMOVAL THEREOF.

WHEREAS the premises and structures as hereinafter set forth have been investigated and examined by the Mayor, the Borough Manager, the Chief of Police and others, and are deemed by them to be public nuisances and/or dangerous structures and are, therefore, threats to the health, safety and general welfare of the public and particularly the residents of the Borough of Monroeville; and

WHEREAS the Borough of Monroeville has authority to cause such public nuisances or dangerous structures to be removed pursuant to Article IX, Section 1202 of the Borough Code of the Commonwealth of Pennsylvania, as amended; and

WHEREAS the Council of the Borough of Monroeville has examined the reports, pictures and other evidence of such nuisances and dangerous structures, and has concurred that the same and each of them constitute a threat to the health, safety and general welfare of the general public and particularly the residents of the Borough of Monroeville;

NOW, THEREFORE, BE IT ORDAINED by the Borough of Monroeville, in Council assembled, as follows:

Section 1. The following locations and structures within the Borough of Monroeville, Allegheny County, Pennsylvania are hereby declared to be public nuisances and dangerous structures:

- (a) The structure located at and known as 1346 Rear Hillsdale Drive, Monroeville, Pennsylvania, consisting of a concrete patio and foundation, which foundation measures approximately fifty-four (54) feet by forty-four and one-half ( $44\frac{1}{2}$ ) feet, being the ruins of a brick dwelling house previously destroyed by fire, and is further identified in the photograph marked Exhibit "A" attached hereto and made part hereof.
- (b) The structure located at and known as 256 Rosecrest Drive, Monroeville, Pennsylvania, being a one-story frame former dwelling house with attic, measuring approximately twenty-seven (27) feet by thirty-two (32) feet, and is further identified in the photograph marked Exhibit "B" attached hereto and made part hereof.
- (c) The structure located at the southwest corner of the intersection of Rosecrest Drive and Monroeville Road, consisting of a one-story frame former dwelling house with attic, measuring approximately twenty-six and  $\frac{5}{10}$  (26.5) feet by twenty-six and  $\frac{3}{10}$  (26.3) feet, and is further identified in the photograph marked Exhibit "C" attached hereto and made part hereof.

Section 2. The respective owners of the premises described above are hereby directed to remove such public nuisances or dangerous structures within

thirty (30) days of notice of this Ordinance, and to level the ground occupied by the same to a grade equal to that of the surrounding premises. The said owners may in the alternative, however, correct such nuisances or dangerous conditions if the same is done to the full satisfaction of the Mayor, Borough Manager, Chief of Police and the Allegheny County Department of Health. The Borough Manager shall be further authorized to extend the time for completion of such improvements should such extension become necessary where such improvements have been diligently and continuously undertaken prior to the expiration of the said thirty (30) day period.

Section 3. The Borough Manager shall be and he is hereby authorized and directed to ascertain the names and addresses of the owners of the premises described above insofar as such knowledge is reasonably attainable, and serve notice of this Ordinance on such owners, either by regular U.S. mail or by posting the premises.

Section 4. Should the said property owners or any of them fail to remove or correct such public nuisances or dangerous structures as directed above within the time specified, the Borough Manager is further authorized forthwith to cause such public nuisances or dangerous structures as remain to be removed, either by Borough personnel or by private contractor, and to restore the grade of such premises to that equal to the surrounding premises. The Borough Manager shall keep careful accounts of the costs and expenses of such removals. If it shall appear that such removals through private contract shall exceed in the aggregate the sum of One thousand (\$1,000.00) dollars, the contract shall be awarded only after due advertising and notice as required by law, to the lowest responsible bidder. Upon completion of such removals the Borough Manager shall certify the same, together with the precise cost thereof, to the Borough Solicitor, who shall file municipal claims therefor, together with penalty of ten (10%) per cent, in the manner provided by law for the collection of municipal claims.

Section 5. Any ordinance or part of ordinance in conflict with any of the provisions of this ordinance is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 9 day of September, 1965.

BOROUGH OF MONROEVILLE

S/ Frank A. Witt  
President of Council

ATTEST:

S/ Carrol F. Pickens  
Secretary

EXAMINED AND APPROVED this 10 day of September, 1965.

S/ John J. Duncan  
Mayor