

ORDINANCE NO. 504

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE
 AUTHORIZING THE TAKING, USING, APPROPRIATING
 AND CONDEMNING OF CERTAIN SANITARY SEWER
 EASEMENTS THROUGH PRIVATE PROPERTIES.

BE IT ORDAINED AND ENACTED BY THE Borough of Monroeville, in Council assembled, as follows:

Section 1. The Borough of Monroeville deems it necessary, proper and expedient to exercise its power of eminent domain for the acquisition by it of the easements hereinafter mentioned and described, to be used for public purposes, to-wit, for the installation, maintenance, operation, replacement, removal and renewal of a sanitary sewer line, together with the necessary and attendant manholes and appliances.

Section 2. The Borough of Monroeville hereby appropriates, takes and condemns a sanitary sewer right-of-way and easement of widths as hereinafter specified over, under and across private properties, all within the Borough of Monroeville except as hereinafter otherwise indicated, to be used for the installation, maintenance, operation, replacement, removal and renewal of a sanitary sewer line, together with the necessary and attendant manholes and appliances.

Section 3. The condemnation hereunder is made pursuant to the authority granted to the Borough of Monroeville under Section 1401 et seq. of the Borough Code of 1927, as amended, and the Eminent Domain Code of 1964.

Section 4. The Condemnees, as reasonable known to the Borough of Monroeville, and the description of the rights-of-way and easements to be acquired hereunder are as follows: However, this condemnation shall be against the owners as hereinafter named being the reputed owners, or whoever may be owners.

(a) Across property of Alvin W. Cohen and Vera J. Cohen, his wife, a right-of-way or easement ten (10) feet in width and situate in the Borough of Pitcairn, Allegheny County, Pennsylvania, the center line whereof being described as follows, to-wit:

BEGINNING at a point on the Easterly line of Wall Avenue, said point being distant six and 85/100 (6.85) feet Southwestwardly along said Easterly line from the dividing line between property of the said Cohens and property now or formerly of J. C. Brophy; thence through property of the said Cohens South 36° 3' East a distance of fifty-three and 5/10 (53.5) feet to a point at the center of an existing sanitary sewer line of the Borough of Monroeville.

(b) Across property of Samuel Maddock and Leroy Maddock, a right-of-way or easement ten (10) feet in width and situate in the Borough of Monroeville, Allegheny County, Pennsylvania, the center line whereof being described as follows, to-wit:

BEGINNING at a point on the dividing line between property of the said Maddock and property now or form-

erly of Evaline Hall heirs, said point being North 4° 59' West, a distance of forty-two (42) feet along said dividing line from the Northerly line of William Penn Highway, thence through property of the said Maddock, South 87° 38' West, a distance of forty-two (42) feet to a point; thence continuing through property of the said Maddock South 56° 8' West, a distance of one hundred fifty-six (156) feet to a point on line of property now or formerly of Union Railroad Company, said point being North 2° 8' East, along said line of Union Railroad, a distance of twenty-five (25) feet from the Northerly line of William Penn Highway.

(c) Across property of Samuel Hall, Robert Hall, John Hall, Mary Hall, Margaret Potts, Mary Ellen Swisshelm and Thomas Hall, a right-of-way or easement ten (10) feet in width and situate in the Borough of Monroeville, Allegheny County, Pennsylvania, the center line whereof being described as follows, to-wit:

BEGINNING at a point on the Northerly line of William Penn Highway (U. S. Traffic Route No. 22), said point being North 72° 8' East, a distance of one hundred sixty-one (161) feet along said Northerly line from the dividing line between property now or formerly of Samuel and Leroy Maddock and property now or formerly of Evaline Hall heirs; thence through property of the said Hall, South 87° 38' West, a distance of one hundred fifty-six (156) feet to a point on the Easterly line of property of the said Maddock, said point being distant along said Easterly line forty-two (42) feet from the Northerly line of William Penn Highway.

Section 5. All descriptions set forth above are as established and shown on drawings prepared for the Borough of Monroeville by Thomas E. McMahon, Registered Engineer and Borough Engineer for the Borough of Monroeville.

Section 6. The Mayor, President of Council, Borough Secretary and Solicitor are hereby authorized and directed to file a Declaration of Taking of the rights-of-way and easements hereinabove described with the Prothonotary for the Court of Common Pleas of Allegheny County, Pennsylvania, and to prepare, execute, file and record, as the case may be, such other papers and documents as may be deemed necessary by the Borough Solicitor to complete all actions for the taking of said easements, the use thereof and the compensation therefor, all pursuant to the terms and requirements of the said Eminent Domain Code of the Commonwealth of Pennsylvania.

Section 7. 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 23rd day of November, 1965.

BOROUGH OF MONROEVILLE

S/ Frank A. Witt,
President of Council

ATTEST:

S/ Carrol F. Pickens,
Borough Manager

EXAMINED AND APPROVED this 23rd day of November, 1965.

S/ John J. Duncan,
Mayor