

ORDINANCE NO. 827

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE AUTHORIZING THE TAKING, USING, APPROPRIATING AND CONDEMNING OF A STORM SEWER EASEMENT THROUGH PRIVATE PROPERTY.

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 easement hereinafter mentioned and described to be used for public purposes to-wit, for the construction of the Garden City Drive Storm Sewer.

Section 2. The Borough of Monroeville hereby appropriates, takes and condemns the certain right-of-way and easement hereinafter set forth, over, under and across the private property hereinafter described, and condemns it for a storm sewer easement to be used for the installation, maintenance, operation, replacement, removal and renewal of a storm sewer line, together with the necessary and attendant appurtenances.

Section 3. The condemnation hereunder is made pursuant to the authority granted to the Borough of Monroeville under Section 1501 et seq. of the Borough Code of 1966, as amended, and the Eminent Domain Code of 1964, as amended.

Section 4. The condemnee as reasonably known to the Borough of Monroeville and the description of the right-of-way and easement to be acquired hereunder is as follows. However, this condemnation shall be against the owners as hereinafter named being the reputed owners, or whoever may be owners.

A 10 foot easement along the westerly boundary of property now or formerly of E. F. Domin

BEGINNING on the northerly boundary of the Old William Penn Highway at the point of intersection of property, now or formerly of Sampson Bros., Inc., and property now or formerly of F. C. Messer, as recorded in Garden City Plan No. 2, D.B.V. 56, pages 180, 181, 182 and 183; thence from said point of beginning along the dividing line between said Sampson Bros., Inc., and Messer, N 13° 07' 20" W a distance of 100.00 feet to a point; thence N 76° 52' 40" E a distance of 10.00 feet to a point; thence S 13° 07' 20" E a distance of 98.06 feet to a point; thence by a curve to the right having a radius of 26.42 feet an arc distance of 10.40 feet, more or less, to the place of beginning.

ORDAINED AND ENACTED this 13th day of March, 1973.

BOROUGH OF MONROEVILLE

ATTEST:

By S/ George C. Dale  
President of Council

S/ Marshall W. Bond  
Acting Secretary

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EXAMINED AND APPROVED this 19th day of March, 1973.

S/ John J. Duncan  
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Mayor

Entered in Legal Book March 23, 1973.