

## ORDINANCE NO. 9

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE CONSENTING TO THE VACATING, BY THE COUNTY OF ALLEGHENY OF A PORTION OF THE WILMERDING-MONROEVILLE ROAD; ALSO KNOWN AS PATTON STREET, AS A COUNTY ROAD, AND THE ACCEPTANCE OF THE SAME AS A BOROUGH STREET AND AS A PART OF THE BOROUGH HIGHWAY SYSTEM.

The Council of the Borough of Monroeville does hereby ordain and enact the following ordinance:

Section 1. That the Borough of Monroeville does hereby consent to the vacating, by the County of Allegheny, of that portion of the Wilmerding-Monroeville Road, also known as Patton Street, within the said Borough, as hereinafter described, as a County Road, and agrees to accept the said portion of said street as a Borough Street and as part of the Borough highway system, together with the responsibility for future care, upkeep and maintenance thereof, after the presently contemplated and planned repairs and improvements to the said Wilmerding-Monroeville Road, also known as Patton Street, are done and completed by the County of Allegheny.

Section 2. The Borough Solicitor is hereby authorized and directed to prepare and file a petition, on behalf of the Borough of Monroeville, with the Quarter Session Court of Allegheny County, requesting the Court's consent and approval to the aforesaid action of the said Borough to include and add the said portion of said Wilmerding-Monroeville Road, also known as Patton Street, as part of the Borough highway system.

Section 3. It is understood and agreed by and between the Borough of Monroeville and the County of Allegheny, that the aforesaid action by the Borough, in accepting said portion of said Road or Street, as part of the Borough highway system, together with the responsibilities therefor, as aforesaid, does not and shall not include, the three foot right of way easement, or any part thereof, which abuts the said Road or Street and runs parallel thereto and along the easterly line thereof, and which three foot right of way easement is owned by the County of Allegheny. The said County of Allegheny having acquired the said right of way from the Westinghouse Airbrake Home Building Company, by deed dated

May 3, 1934 and is recorded in the Recorder's Office of Allegheny County in Deed Book Vol. 2497 page 495, for the purpose of establishing its 30 inch storm sewer line in said community. It is the intention of the Borough of Monroeville and the County of Allegheny County that the said right of way and the said storm sewer line shall continue to belong to and be under the absolute control of the County of Allegheny.

Section 4. That the said portion of the Wilmerding-Monroeville Road, also known as Patton Street, to be vacated, as aforesaid, as a County Road, is shown on the Allegheny County Public Works Ordinance Plan No. 2132-B and is bounded and described as follows,

Beginning at the point of intersection of the northerly side line of Shaw Avenue and the easterly side line of Wilmerding and Monroeville Road also known as Patton Street, said point being on the dividing line between Wilmerding and Monroeville Boroughs; thence by said dividing line between Wilmerding and Monroeville Boroughs, said line being the northerly side line of Shaw Avenue extended, North  $74^{\circ} 47'$  West for a distance of 18.45 feet to a point on the center line of said Wilmerding and Monroeville Road also known as Patton Street; thence continuing along the dividing line between Wilmerding and Monroeville Boroughs and on the center line of said Wilmerding and Monroeville Road also known as Patton Street, North  $6^{\circ} 45'$  East for a distance of 613.42 feet to a point on the extension of the northerly side line of Maple Alley; thence by said extension of the northerly side line of Maple Alley, South  $71^{\circ} 16'$  East for a distance of 18.66 feet to a point on the easterly side line of Wilmerding and Monroeville Road also known as Patton Street; thence by said easterly side line of Wilmerding and Monroeville Road also known as Patton Street, South  $6^{\circ} 45'$  West for a distance of 612.27 feet to a point on the northerly side line of Shaw Avenue, at the place of beginning. Containing an area of 11,184 square feet.

Being the easterly half of Wilmerding and Monroeville Road also known as Patton Street, as established by the Court of Quarter Sessions of Allegheny County, Pennsylvania at No. 11 March Sessions 1910; from the northerly side line of Shaw Avenue to the northerly side line of Maple Alley, in Monroeville Borough.

Section 5. That the grade of said portion of Wilmerding-Monroeville Road, also known as Patton Street, which shall become a Borough Street, shall be established as follows, for the top of the east curb thereof.

Beginning at the point of intersection of the northerly side line of Shaw Avenue and the proposed easterly curb line of Wilmerding and Monroeville Road, also known as Patton Street; said point being on the dividing line between Wilmerding and Monroeville Boroughs, at an elevation of 758.10 feet; thence by a rising grade of 2.30% for a distance of 37.10 feet to an

elevation of 758.95 feet; thence by a concave parabolic curve for a distance of 100.00 feet to an elevation of 761.71 feet; thence by a rising grade of 3.22% for a distance of 474.56 feet to a point on the extension of the northerly side line of Maple Alley, at an elevation of 770.02 feet.

Section 6. The Borough of Monroeville further grants its consent hereby to the County of Allegheny to incorporate a copy of this Ordinance in its Petition for such vacation, to the Quarter Sessions Court of Allegheny County, indicating the Borough's consent and joinder therein.

Section 7. Any ordinance heretofore enacted by the said Borough which is conflicting with this ordinance is hereby repealed insofar as the same is in conflict herewith.

Ordained and enacted this 7th day of July, 1952.

Attest:

(Signed) Edyth J. Amalong  
Borough Secretary

(Signed) Wm. J. Caughey  
President of Council

Examined and approved this 7th day of July, 1952.

(Signed) Samuel Jenkins

CERTIFICATION

I, Edyth J. Amalong, Secretary of the Borough of Monroeville, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 9 of the Borough of Monroeville duly ordained and enacted Borough Council of July\_\_1952 and approved eo die by the Burgess.

Monroeville, Pennsylvania  
July\_\_\_\_,1952

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Borough Secretary