

ORDINANCE NO. 651

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE AUTHORIZING THE TAKING, USING, APPROPRIATING AND CONDEMNING OF A PORTION OF PROPERTY OF GEORGE COLBAUGH, EMMA COLBAUGH AND JEROME F. COLBAUGH FOR MUNICIPAL STREET PURPOSES.

BE IT ORDAINED AND ENACTED by the Borough of Monroeville, in Council assembled, as follows:

Section 1. The Borough of Monroeville deems it necessary and proper to exercise its power of eminent domain for the acquisition by it of a portion of the property of George Colbaugh, Emma Colbaugh and Jerome F. Colbaugh, hereinafter described, for municipal street purposes.

Section 2. The Borough of Monroeville hereby appropriates, takes and condemns title, in fee simple, in and to the following described parcel of land situate in the Borough of Monroeville, Allegheny County, Pennsylvania, to-wit:

ALL that certain piece or parcel of land situate in the Borough of Monroeville, Allegheny County, Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point at the Southeast corner of Lot No. 1 in the Speelman Plan of Lots, as the same is recorded in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book Vol. 54, Page 79; thence South $65^{\circ} 15'$ West along line of property of Colbaugh for a distance of one and $86/100$ (1.86) feet to the true point of beginning; thence through property of Colbaugh South $1^{\circ} 54' 50''$ East, fifteen and $68/100$ (15.68) feet to a point; thence continuing through Colbaugh in a Southerly direction by the arc of a circle curving to the right having a radius of one hundred eighty (180) feet, an arc distance of ninety-seven and $49/100$ (97.49) feet to a point on line of property now or formerly of W. R. Speelman; thence along said line of Speelman and across Speelman Lane South $65^{\circ} 15'$ East, a distance of sixty (60) feet to a point on line of property now or formerly of Sarah Speelman; thence along said line of Sarah Speelman North $2^{\circ} 44'$ West, a distance of one hundred twenty-seven and $65/100$ (127.65) feet to a point on the Northerly line of property of the said Colbaugh; thence along said Northerly line North $65^{\circ} 15'$ West, twenty-six and $32/100$ (26.32) feet to a point at the place of beginning.

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 and the Eminent Domain Code of 1964.

Section 4. The condemnees as reasonably known to the Borough of Monroeville are George Colbaugh, Emma Colbaugh and Jerome F. Colbaugh, owners of the above described tract. However, this condemnation shall be against such owners being the reputed owners, or whoever may be owner.

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Section 5. The Mayor, President of Council, Borough Secretary and Solicitor are hereby authorized and directed to file a Declaration of Taking of the property 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 property, the use thereof, and the compensation therefor if there be any due, all pursuant to the terms and requirements of the said Eminent Domain Code of the Commonwealth of Pennsylvania.

Section 6. 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 10th day of June, 1969.

BOROUGH OF MONROEVILLE

ATTEST :

By S/ Frank A. Witt
President of Council

S/ Carrol F. Pickens
Secretary

EXAMINED AND APPROVED this 11th day of June, 1969.

S/ John J. Duncan
Mayor