

## ORDINANCE NO. 708

## 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 XII, 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) That former residential building located at 541 Beatty Road and being further identified in the photograph marked Exhibit "A" attached hereto and made part hereof.
- (b) A former two car residential garage located at 4366 Old William Penn Highway and being further identified in the photograph marked Exhibit "B" attached hereto and made part hereof.
- (c) Two frame cottages on the east side of Route 286 north of Beyerl Chevrolet.
- (d) That former residential two story frame structure located at 3975 Northern Pike and being further identified in the photograph marked Exhibit "C" attached hereto and mart part hereof.
- (e) Two frame houses and two out-buildings formerly used as residences and located at the south side of Old Frankstown Road near Route 286 and being further identified in the photograph marked Exhibit "D", attached hereto and made part hereof.

- (f) A vacant commercial structure being a concrete block shell located behind Valley Buick off Haymaker Road being further identified in the photograph marked Exhibit "E" attached hereto and made part hereof.
- (g) That former two-story residential structure located at 2806 Roberts Street being further identified in the photograph marked Exhibit "F" attached hereto and made part hereof.
- (h) That dilapidated structure on Wood Street near the Pitcairn border and owned by the Assembly of God Church on Wall Avenue being further identified in the photograph marked Exhibit "G" attached hereto and made part hereof.
- (i) That former residential structure and outbuildings located on the west side of Rosecrest Drive south of Oak Street being further identified in the photograph marked Exhibit "H" attached hereto and made part hereof.
- (j) That former residential structure being located at 4465 Broadway (Rebecca). The above noted street intersecting the west side of Haymaker Road just north of Coffey Street being further identified in the photograph marked Exhibit "I" attached hereto and made part hereof.
- (k) That former residential structure located on Mawco Drive, an unrecorded street, RD 1, Monroeville, owned by David E. and Ruth Jessup who live in adjacent structure being further identified in the photograph marked Exhibit "J" attached hereto and made part hereof.
- (l) An unfinished residential foundation at 326 Steele Street being further identified in the photograph marked Exhibit "K" attached hereto and made part hereof.
- (m) That former residential structure located off James Street in Mellon Plan behind the properties of Lari and Urban, being owned by Agnes Bass, being further identified in the photograph marked Exhibit "L" 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 a copy of this ordinance and a letter advising of its contents by certified mail, return receipt, addressee only or by personal service on the property owner by a Borough Police Officer who shall execute an affidavit of service.

Section 4. Should the said property owners of structures described in Section 1, subsections (g), (h), (i), (j), (k), (l) and (m) 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, by the Turtle Creek Valley Model Cities Agency under their Selective Demolition Project, and to restore the grade of such premises to that equal to the surrounding premises.

Section 5. Should the said property owners (a), (b), (c), (d), (e), and (f) 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 Five Hundred (\$1,500.00) 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%) percent, in the manner provided by law for the collection of municipal claims.

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 13th day of October, 1970.

BOROUGH OF MONROEVILLE

By S/ George C. Dale  
President of Council

ATTEST:

S/ Carrol F. Pickens  
Secretary

(SEAL)

EXAMINED AND APPROVED this 13th day of October, 1970.

S/ John J. Duncan  
Mayor