

ORDINANCE NO. 742

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE AUTHORIZING THE TAKING, USING, APPROPRIATING AND CONDEMNING OF ROAD 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 reconstruction of Tilbrook Road and Hochberg Road.

Section 2. The Borough of Monroeville hereby appropriates, takes and condemns certain rights-of-way and easements, in varying widths as hereinafter set forth, over, under and across the private properties hereinafter described, for the reconstruction of Tilbrook Road and Hochberg Road.

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 condemnees as reasonably 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 the property of Robert R. Schneider and Loretta K. Schneider, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Jahn and Schneider said point being thirty (30) feet from the center line of the proposed reconstruction of Tilbrook Road; thence South 1 36' 30" West a distance of eighty (80) feet to a point; thence continuing through the lands of Schneider with a curve with a radius two thousand and thirty (2030) feet to the left a distance of twenty (20) feet, more or less, to a point on the dividing line between Schneider and Traini; thence through the lands of Traini North 89° 30' East a distance of twenty-six (26) feet to the southeast corner of Schneider; thence by Tilbrook Road North 0° 30' West a distance of one hundred (100) feet to the northeast corner of Schneider; thence by the dividing line between Jahn and Schneider South 89° 30' West a distance of twenty-four (24) feet to the place of beginning.

- (b) Across the property of Louis Traini and Jessie Traini, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Traini and Schneider said point being thirty (30) feet from the center line of the proposed reconstruction of Tilbrook Road; thence through the property of Traini with a curve to the left with a radius of two thousand and thirty (2030) feet a distance of

seventy-five (75) feet to a point on the dividing line between Traini and Bolbat; thence by the said dividing line North $89^{\circ} 30'$ East a distance of twenty-six (26) feet to the southeast corner of Traini; thence by Tilbrook Road North $0^{\circ} 30'$ West a distance of seventy-five (75) feet to the northeast corner of Traini; thence by the lands of Schneider South $89^{\circ} 30'$ West a distance of twenty-six (26) feet to the place of beginning.

- (c) Across the property of Walter A. Bolbat and Katheryn A. Bolbat, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Traini and Bolbat said point being thirty (30) feet from the center line of the proposed reconstruction of Tilbrook Road; thence through the property of Bolbat by a curve to the left with a radius of two thousand and thirty (2030) feet a distance of twenty-six (26) feet to a point; thence continuing through the lands of Bolbat South $1^{\circ} 39' 30''$ East a distance of forty (40) feet to a point on the dividing line between Bolbat and Kleinert; thence by the dividing line between Bolbat and Kleinert North $89^{\circ} 30'$ East a distance of twenty-four (24) feet to the southeast corner; thence by Tilbrook Road North $0^{\circ} 30'$ West a distance of seventy-five (75) feet to the northeast corner of Bolbat; thence by the dividing line between Traini and Bolbat South $89^{\circ} 30'$ West a Distance of twenty-six (26) feet to the place of beginning.

- (d) Across the property of Joseph J. Kleinert and Helen E. Kleinert, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Bolbat and Kleinert said point being thirty (30) feet from the center line of the proposed reconstruction of Tilbrook Road; thence through the property of Kleinert South $1^{\circ} 49' 30''$ East a distance of one hundred sixty (160) feet to a point on the dividing line of Jahn; thence North $89^{\circ} 30'$ East a distance of nineteen (19) feet to the southeast corner of Kleinert; thence by Tilbrook Road North $0^{\circ} 30'$ West a distance of one hundred sixty (160) feet to the northeast corner of Kleinert; thence by the dividing line between Kleinert and Bolbat South $89^{\circ} 30'$ West a distance of twenty-four (24) feet to the place of beginning.

- (e) Across the property of Robert K. Jahn and Ethel G. Jahn, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point in Tilbrook Road at the northeast corner of Jahn where it joins the land of Kleinert and Kuehn; thence along the dividing line between Kuehn and Jahn South $0^{\circ} 15'$ East a distance of three hundred and five (305) feet to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8553; thence parallel to the said center line of the proposed Tilbrook Road through the property of Jahn by a curve to the right with a radius of six hundred and five (605) feet for a distance of one hundred and fifteen (115) feet to a point; thence continuing through the lands of Jahn North $1^{\circ} 49' 30''$ West a distance of one hundred

and ninety-four (94) feet to a point on the dividing line between Jahn and Kleinert; thence North $89^{\circ} 45'$ East a distance of twenty (20) feet to the place of beginning, and an additional twenty (20) feet along a portion of this property to be used to provide the proper slopes for the banks on that side of the road known as "Slope Easement" and as shown on Drawing No. 8553.

- (f) Across the property of Fred E. Kuehn and Della I. Kuehn, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at the southwest corner where the lands of Kuehn and Tomis Development join the lands of Jahn; thence along the dividing line between Kuehn and Jahn and Tilbrook Road North $0^{\circ} 15'$ West a distance of seven hundred ninety-six and $\frac{3}{10}$ (796.3) feet to a point on the said dividing line; thence through the lands of F. E. Kuehn North $89^{\circ} 45'$ East a distance of thirty-four (34) feet, more or less, to a point thirty (30) feet from the proposed center line of Tilbrook Road as shown on Drawing No. 8553; thence continuing through the lands of Kuehn thirty (30) feet from and parallel to the proposed center line as shown on said drawing by the following courses: South $1^{\circ} 36' 30''$ West a distance of fifty (50) feet to a curve to the left with a radius of one hundred seventy (170) feet for a distance of one hundred nineteen (119) feet; thence South $1^{\circ} 49' 30''$ East a distance of three hundred eighty-nine (389) feet to a point of curve to the left said curve with a radius of five hundred forty-five (545) feet for a distance of two hundred twenty-five (225) feet to a point; thence South $25^{\circ} 23' 30''$ East a distance of twenty-seven (27) feet, more or less, to a point on the dividing line between Kuehn and Tomis Development Company; thence by the said dividing line South $89^{\circ} 45'$ West a distance of one hundred eight (108) feet, more or less, to the place of beginning with an additional ten (10) feet along this property to be used to provide proper slopes for the banks on that side of the road known as "Slope Easements" and as shown on Drawing No. 8553.

- (g) Across the property of Tomis Development Company, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Kuehn and Tomis Development Company said point being North $89^{\circ} 45'$ East a distance of seventy-five (75) feet from the northwest corner of the Tomis Development Company where it joins the lands of Kuehn and Jahn; thence by the center line of the proposed relocation of Tilbrook Road a right-of-way thirty (30) feet in width on either side of the said center line through the property of Tomis Development Company by the following courses and distances: South $25^{\circ} 23' 30''$ East a distance of one hundred seventy-seven and $\frac{7}{10}$ (177.7) feet to a point of curve to the right; thence by the said curve with a radius of two hundred (200) feet a distance of one hundred seventy-three and $\frac{5}{10}$ (173.5) feet; thence South $24^{\circ} 18' 30''$ West a distance of one hundred forty-one (141) feet to a point on the dividing lines between Bohinski and Tomis Development Company. In addition to the above described rights-of-way a slope easement with additional width in spots up to twenty-five (25) feet to provide proper slopes for the banks on the sides of the road as shown on Drawing No. 8554.

- (h) Across the property of Emil Bohinski and Stella Bohinski, his wife, a right-of-way and easement being described as follows, to-wit:

Parcel 1 - BEGINNING at a point on the dividing line between Emil Bohinski and Emil R. Bohinski and the lands of Anna Tartaglione; thence on the dividing line between Emil R. Bohinski and Emil Bohinski North $69^{\circ} 25'$ West a distance of thirteen and $50/100$ (13.50) feet to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence through the property of Emil Bohinski and parallel to the said road by a curve to the left with a radius of one thousand four hundred seventy (1470) feet for a distance of thirty-eight (38) feet to a point on the dividing line between Tartaglione and Bohinski; thence along the lines of Tartaglione South $1^{\circ} 31' 20''$ East a distance of forty-three (43) feet, more or less, to the place of beginning containing .006 acres.

Parcel 2 - BEGINNING at a point on the center line of Tilbrook Road the southeast corner of this parcel and lands of Emil R. Bohinski; thence along the center line of Tilbrook Road South $20^{\circ} 35'$ West a distance of two hundred ninety-seven and $41/100$ (297.41) feet to the southwest corner where it joins lands of Edward Bohinski; thence along the dividing line between Edward Bohinski and Emil Bohinski North $69^{\circ} 25'$ West a distance of thirty-two (32) feet to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing Nos. 8555 and 8556; thence parallel to the said center line through the property of Emil Bohinski by a curve to the right with a radius of one thousand thirty (1030) feet for a distance of eighty-nine (89) feet; thence North $22^{\circ} 05' 40''$ East a distance of one hundred seventy-two (172) feet to a point of curve to the left by the said curve with a radius of one thousand four hundred seventy (1470) feet a distance of thirty-six (36) feet to a point on the dividing line between Emil R. Bohinski and Emil Bohinski; thence by the said dividing line South $69^{\circ} 25'$ East a distance of thirty-one (31) feet to the place of beginning containing 0.216 acres.

Parcel 3 - BEGINNING at a point on the center line of Tilbrook Road and lands of Tomis Development Company; thence by the said center line South $29^{\circ} 28'$ West a distance of three hundred twelve and $30/100$ (312.30) feet to a point; thence South $31^{\circ} 35'$ West one hundred thirty-seven and $40/100$ (137.40) feet to a point in the center line of the road and the corner of Hodoba; thence by the dividing line between Hodoba and Bohinski North $80^{\circ} 10'$ West a distance of thirty-one (31) feet to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8554; thence parallel to the said center line of the proposed Tilbrook Road through the property of Emil Bohinski North $31^{\circ} 09' 20''$ East a distance of one hundred sixty-three (163) feet to a point on the curve to the left; thence by the said curve with a radius of one thousand four hundred seventy (1470) feet a distance of one hundred five (105) feet to a point; thence North $27^{\circ} 02' 20''$ East a distance of one hundred seventy (170) feet, more or less, to a point on the dividing line between Tomis Development Company and Bohinski; thence by the said dividing line South $88^{\circ} 33'$ East a distance of forty-five (45) feet to the place of beginning containing 0.30 acres and an additional ten (10) feet along this property to be used to provide the proper

slopes for the banks on that side of the road known as a "Slope Easement" and as shown on Drawing No. 8554.

- (i) Across the property of Charles Hodoba and Bertha Hodoba, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road at the southeast corner where it joins lands of Bohinski; thence by the center line of Tilbrook Road South $31^{\circ} 35'$ West one hundred (100) feet to a point which is the southwest corner of Hodoba as it joins DellaPiazza; thence by the dividing line between DellaPiazza and Hodoba North $81^{\circ} 10'$ West a distance of twenty-six (26) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8554; thence parallel to the said center line of the proposed Tilbrook Road through the properties of Hodoba North $31^{\circ} 09' 20''$ East a distance of one hundred (100) feet to a point on the dividing line between Bohinski and Hodoba; thence South $80^{\circ} 10'$ East a distance of twenty-six (26) feet to the place of beginning containing 0.058 acres.

- (j) Across the property of Edwin M. DellaPiazza and Doris DellaPiazza his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the southwest corner at the center line of Tilbrook Road and the lands of Herman; thence by the dividing line between DellaPiazza and Herman North $70^{\circ} 55' 45''$ West a distance of twenty-three (23) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence through the property of DellaPiazza parallel to the said center line of the proposed Tilbrook Road by a curve to the right with a radius of one thousand five hundred twenty-five (1525) feet a distance of seventy-four and $5/10$ (74.5) feet to a point; thence continuing along the said line North $31^{\circ} 09' 20''$ East a distance of sixty-six and $5/10$ (66.5) feet to a point on the dividing line between Hodoba and DellaPiazza South $81^{\circ} 10'$ East a distance of twenty-six (26) feet to a point on the center line of Tilbrook Road; thence by the center line of Tilbrook Road South $31^{\circ} 35'$ West a distance of one hundred forty-five and $91/100$ (145.91) feet to the place of beginning containing .074 acres.

- (k) Across the property of Herbert H. Herman and Helen H. Herman, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road and the southwest corner of Herman and the lands of Law; thence by the dividing lines between Herman and Law North $70^{\circ} 55' 45''$ West a distance of eighteen (18) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence parallel to the said center line of the proposed Tilbrook Road through the property of Herman by a curve to the right with a radius of one thousand five hundred twenty-five (1525) feet a distance of eighty-two and $73/100$ (82.73) feet to a point on the dividing line between DellaPiazza and Herman; thence by the

said dividing lines South $70^{\circ} 55' 45''$ East a distance of twenty-three (23) feet to a point on the center line of Tilbrook Road; thence by the said center line of Tilbrook Road South $31^{\circ} 35'$ West a distance of eighty-three (83) feet to the place of beginning containing .042 acres.

- (1) Across the property of Charles D. Law and Helen H. Law, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the southwest corner at the center line of Tilbrook Road and the lands of Churchfield and Law; thence by the dividing lines between Churchfield and Law North $70^{\circ} 55' 45''$ West a distance of twenty-one (21) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence through the property of Law parallel to the said center line of the proposed Tilbrook Road by a curve to the right with a radius of one thousand five hundred twenty-five (1525) feet a distance of eighty and $79/100$ (80.79) feet to a point on the dividing line between Herman and Law; thence by the said dividing line South $70^{\circ} 55' 45''$ East a distance of eighteen (18) feet to a point on the center line of Tilbrook Road; thence by the said center line of Tilbrook Road South $31^{\circ} 35'$ West a distance of twenty and $61/100$ (20.61) feet to a point; thence continuing by the said center line of Tilbrook Road South $19^{\circ} 04' 15''$ West a distance of sixty and $55/100$ (60.55) feet to the place of beginning containing .037 acres.

- (m) Across the property of John H. Churchfield and Virginia V. Churchfield, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road at the southwest corner of Churchfield and the property of Tartaglione; thence by the dividing line between Churchfield and Tartaglione North $70^{\circ} 55' 45''$ West a distance of twenty-five (25) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence through the property of Churchfield and parallel to the said center line of the proposed Tilbrook Road by a curve to the right with a radius of one thousand five hundred twenty-five (1525) feet a distance of sixty-five (65) feet to a point on the dividing line between Law and Churchfield; thence by the said dividing line South $70^{\circ} 55' 45''$ East a distance of twenty-one (21) feet to a point on the center line of Tilbrook Road; thence by the center line of Tilbrook Road South $19^{\circ} 04' 15''$ West a distance of sixty-five (65) feet to the place of beginning containing .034 acres.

- (n) Across the property of Anna Tartaglione and Julia Safran, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road at the corner of Churchfield and Safran; thence along the center line of Tilbrook Road South $19^{\circ} 04' 15''$ West four hundred seventy-nine and $09/100$ (479.09) feet to a point on the center line of Tilbrook Road

and the property of Emil R. Bohinski; thence by the lands of Emil R. Bohinski and Emil Bohinski North $1^{\circ} 34' 40''$ West a distance of seventy-eight (78) feet, more or less, to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence by a curve to the left with a radius of one thousand four hundred seventy-five (1475) feet a distance of nine (9) feet; thence through the property of Tartaglione and Safran North $18^{\circ} 49' 20''$ East a distance of three hundred seventy-eight (378) feet to a point on the curve to the right; thence by the said curve with a radius of one thousand five hundred twenty-five (1525) feet a distance of twenty-eight (28) feet to a point on the lands of Churchfield; thence by the dividing line between Churchfield and Tartaglione South $70^{\circ} 55' 45''$ East a distance of twenty-five (25) feet to the place of beginning containing .255 acres.

- (o) Across the property of Emil R. Bohinski and Janet M. Bohinski, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the dividing line between Emil Bohinski and Emil R. Bohinski and the lands of Tartaglione; thence South $1^{\circ} 31' 20''$ East a distance of forty-three and $85/100$ (43.85) feet to a point in the center line of Tilbrook Road; thence South $25^{\circ} 35'$ West a distance of fifty-nine and $38/100$ (59.38) feet to a point on the dividing line between Emil R. Bohinski and Emil Bohinski; thence by the said dividing line North $69^{\circ} 25'$ West a distance of twenty-six (26) feet to a point twenty-five (25) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence by a curve to the left with a radius of one thousand four hundred seventy-five (1475) feet and parallel to the center line of Tilbrook Road as proposed for a distance of one hundred (100) feet through the property of Bohinski to the dividing line between Emil Bohinski and Emil R. Bohinski; thence by said dividing line South $69^{\circ} 25'$ East a distance of eight and $51/100$ (8.51) feet to the place of beginning containing .050 acres.

- (p) Across the property of Edward F. Bohinski and Theresa Bohinski, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road where the lands of Bohinski joins the lands of Madjerich; thence North $47^{\circ} 03' 10''$ West a distance of thirty-five (35) feet to a point thirty (30) feet from the center of Tilbrook Road as proposed and shown on Drawing No. 8556; thence through the property of Bohinski and parallel to the center of the proposed Tilbrook Road North $15^{\circ} 26' 40''$ East a distance of ninety-seven (97) feet, more or less, to a point of Curve; thence by the curve to the right a distance of thirty-three (33) feet, more or less, to a point on the dividing line between Edward Bohinski and Emil Bohinski; thence South $69^{\circ} 25'$ East a distance of thirty-two (32) feet to a point on the original center line of Tilbrook Road; thence along the said original center line South $20^{\circ} 35'$ West a distance of sixteen and $05/100$ (16.05) feet to a point; thence continuing along the said center line South $15^{\circ} 51' 45''$ West a distance of one hundred twenty-eight and $58/100$ (128.58) feet to the place of beginning containing 0.137 acres.

- (q) Across the property of Samuel Madjerich and Myrna M. Madjerich, his wife, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road at the northeast corner of the property where it joins the lands of Thomas Madjerich; thence by the said center line of Tilbrook Road South $23^{\circ} 08' 30''$ West a distance of seven hundred fifty and $1/10$ (750.1) feet to a point; thence continuing by the center line of Tilbrook Road South $37^{\circ} 46' 20''$ West a distance of eighteen (18) feet to the dividing line between Bittner and Madjerich; thence by the said dividing line North $29^{\circ} 24' 40''$ West a distance of twenty-nine (29) feet to a point thirty (30) feet from the center line of the proposed Tilbrook Road; thence parallel to the said center line of the proposed Tilbrook Road through the properties of Madjerich by a curve to the left with a radius of nine hundred seventy (970) feet for a distance of eighty-four (84) feet; thence continuing through the lands of Madjerich with the following courses and distances: North $22^{\circ} 11' 20''$ East a distance of two hundred fifty-three (253) feet to a point; thence by a curve to the left with a radius of one thousand four hundred seventy (1470) feet for a distance of eighty-five (85) feet to a point; thence North $18^{\circ} 54' 20''$ East a distance of three hundred two (302) feet to a point on the dividing line between Helen Madjerich and Samuel Madjerich; thence by the said dividing line North $7^{\circ} 56' 10''$ East a distance of forty (40) feet to the place of beginning containing .50 acres.

- (r) Across the property of the Estate of Helen Madjerich, a right-of-way and easement being described as follows, to-wit:

BEGINNING at a point on the center line of Tilbrook Road at the northeast corner where it joins the lands of Bohinski; thence by the center line of Tilbrook Road South $22^{\circ} 23' 10''$ West a distance of one hundred twenty (120) feet to a point; thence by the dividing line between Helen Madjerich and Samuel Madjerich South $7^{\circ} 56' 10''$ West a distance of forty (40) feet, more or less, to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8556; thence parallel to the said center line of the proposed Tilbrook Road through the properties of Madjerich North $18^{\circ} 54' 20''$ East a distance of one hundred sixty (160) feet to a point on the dividing line between Madjerich and Bohinski; thence by the said dividing line South $42^{\circ} 27' 20''$ East a distance of thirty-four (34) feet, more or less, to the place of beginning containing .098 acres.

- (s) Across the property of Peter Tartaglione and Anna Tartaglione Estate, a right-of-way and easement being described as follows, to-wit:
(Three Parcels)

BEGINNING at a point on the northeast corner of Lot No. 16; thence by the dividing line between Naley and Tartaglione South $70^{\circ} 54' 50''$ East a distance of five and $42/100$ (5.42) feet to a point thirty (30) feet from the center line of Tilbrook Road as proposed and shown on Drawing No. 8555; thence through the property of the

Tartaglione Estate parallel to the said center line of the proposed Tilbrook Road South $18^{\circ} 49' 20''$ West a distance of sixty (60) feet to a point on the dividing line between the Tartaglione Estate and Moffa; thence by the said dividing line North $70^{\circ} 54' 50''$ West a distance of five and $69/100$ (5.69) feet to a point on the recorded right-of-way line of Tilbrook Road; thence by the said right-of-way line of Tilbrook Road North $19^{\circ} 05' 10''$ West a distance of sixty (60) feet to the place of beginning containing .007 acre and being a portion of Lot No. 16 of the Tilbrook Heights Plan No. 2 as recorded in the Recorder's Office of Allegheny County in Plan Book Volume 53, Page 92.

A right-of-way of thirty (30) feet in width off the property of the Tartaglione Estate on the southeast side of Tilbrook Road being a strip thirty (30) feet wide from the center line of the proposed Tilbrook Road as described herewith.

BEGINNING at a point on the dividing line between the Tartaglione Estate and the Tomis Development Company; thence South $27^{\circ} 02' 20''$ West a distance of one hundred eighty-five (185) feet to a point of a curve to the right; thence by a curve with a radius of one thousand five hundred (1500) feet, one hundred eight (108) feet to a point; thence South $31^{\circ} 09' 20''$ West a distance of three hundred twenty-six (326) feet to a point of curve to the left; thence by the said curve with a radius of one thousand five hundred (1500) feet a distance of three hundred twenty-three (323) feet to a point; thence South $18^{\circ} 49' 20''$ West a distance of one hundred thirty (130) feet to a point on the center line of Tilbrook Road as proposed opposite of the radius point on Lot No. 18 as recorded in the Tilbrook Heights Plan No. 2 Plan Book Volume 53, Page 92 containing 0.74 acre.

A right-of-way required for the reconstruction of an approach to the proposed Tilbrook Road from the Tartaglione property.

BEGINNING at a point on the proposed right-of-way line for the reconstruction of Tilbrook Road and lands of the Tomis Development Company; thence South $88^{\circ} 33'$ East a distance of eighty-seven (87) feet to a point on the said dividing line; thence South $1^{\circ} 27'$ West twenty-one (21) feet to a point in the lands of Tartaglione; thence continuing through the property of Tartaglione South $65^{\circ} 27'$ West a distance of one hundred thirty-eight (138) feet to a point on the proposed right-of-way line of Tilbrook Road; thence by the said right-of-way line of Tilbrook Road North $27^{\circ} 02' 20''$ East a distance of ninety (90) feet to the point of beginning containing 0.011 acres.

- (t) Across the property of the Bituminous Coal Research, Inc. a right-of-way of fifty (50) feet in width with necessary slope easements off the property of Bituminous Coal or their interest in this property.

BEGINNING at a point in the center line of Hochberg Road said point being South 52° East a distance of thirty-one and $68/100$ (31.68) feet from the northeast corner of Lot 638 of the Burke Glen Heights Plan No. 2 as recorded in Allegheny County Courthouse Plan Book Volume 65, Page 58-60; thence North 38° East a distance of twenty-five (25) feet to the place of beginning; thence along the center

line of the proposed Hochberg Road as shown on Drawing No. 1025 by a curve to the right with a radius of three hundred fifty (350) feet a distance of one hundred sixteen and 06/100 (116.06) feet to a point; thence continuing along Hochberg Road by the following courses and distances: North $34^{\circ} 22' 20''$ West a distance of two hundred thirty-three and 12/100 (233.12) feet; thence by a curve to the right with a radius of one hundred fifteen (115) feet a distance of one hundred twenty and 19/100 (120.19) feet to a point; thence North $25^{\circ} 30' 40''$ East a distance of one hundred thirty-three and 23/100 (133.23) feet to a point; thence by a curve to the left with a radius of one hundred ninety-five (195) feet a distance of eighty-five and 14/100 (85.14) feet to a point; thence North $0^{\circ} 29' 40''$ East a distance of seventy-eight and 65/100 (78.65) feet to a point of curve to the right with a radius of one hundred sixty-five (165) feet a distance of seventy-four and 87/100 (74.87) feet; thence North $76^{\circ} 29' 40''$ East a distance of sixty-four and 91/100 (64.91) feet to a point of curve; thence by a curve to the left with a radius of three hundred fifty-five (355) feet a distance of sixty-seven and 71/100 (67.71) feet to the property line of Bituminous Coal Research and A. Fenyus and an additional distances varying from ten (10) feet to sixty-five (65) feet for slope easements from Station 8 to Station 14 as shown on Drawing #1025.

Section 5 - 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 8th day of June, 1971.

BOROUGH OF MONROEVILLE

By S/ George C. Dale
President of Council

ATTEST:

S/ Carol F. Pickens
Secretary

(SEAL)

EXAMINED AND APPROVED this 8th day of June, 1971.

S/ John J. Duncan
Mayor

Entered in Legal book July 13, 1971.