

ORDINANCE NO. 1070

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE
AUTHORIZING THE TAXING, USING, APPROPRIATING AND
CONDEMNING OF EASEMENTS THROUGH PRIVATE PROPERTIES
FOR THE PURPOSE OF EXTENDING THE EXISTING PUBLIC
ROAD AND EXTENDING STORM SEWERS

BE IT ORDAINED and ENACTED by the Municipality of Monroeville, in Council assembled as follows:

SECTION 1. The Municipality 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 purpose of extending the existing public road and extending storm sewers on Raspberry Drive.

SECTION 2. The Municipality 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 purpose of extending storm sewers on Raspberry Drive.

SECTION 3. The condemnation hereunder is made pursuant to the authority granted to the Municipality of Monroeville under the Monroeville Home Rule Charter, Article II, Section 204, and the Eminent Domain Code of 1964, P.L. 84, Article I, Subsection 101, June 22, 1964.

SECTION 4. The condemnees as reasonably known to the Municipality of Monroeville and the description of the rights-of-way and easements to be acquired hereunder are as follows. However, the condemnation shall be against the owners as hereinafter named being the reputed owners, or whoever may be owners.

The descriptions are as follows:

- a. The owners or reputed owners are Leonard A. Plance and Ruth D. Plance, his wife.

BEGINNING at a point in Raspberry Drive at the corner of the Schwab Plan, Raspberry Drive and property of Plance; thence along Raspberry Drive North 83° 34' East, a distance of 33.28 feet to a point on the Easterly right-of-way line of Raspberry Drive; thence by the extension of the East right-of-way line of Raspberry Drive South 7° 20' West, a distance of 76.50 feet through the property of Plance to a point on the dividing line between Plance and Schmitt; thence along the dividing line between Schmitt, Plance, South 83° 34' West, a distance of 33.28 feet; thence along the dividing line between Plance and Schwab Plan North 7° 20' East, a distance of 76.50 feet to the place of beginning, this being the land covered by the extension of Raspberry Drive.

- b. The owners or reputed owners are M. E. Frick and Marie Frick, his wife.

BEGINNING at a point on the dividing line between Poach and Frick said point being North 83° 34' East a distance of 350.80 feet from the easterly right-of-way line of Center Road along the dividing line between Poach and Frick; thence continuing on the said dividing line North 83° 34' East a distance of 51.48 feet to a point on the dividing line between Schmitt and Frick; thence through the lands of Frick South 7° 20' West a distance of 59.49 feet to a point; thence along the dividing line between H. M. Tarr and Frick South 83° 34' West a distance of 51.48 feet to a point; thence through the lands of Frick North 7° 20' East a distance of 59.49 feet to the place of beginning being that portion of the Frick property that would be covered by the extension of Raspberry Drive from its existing right-of-way.

- c. The owners or reputed owners are Edward M. Poach and Ethel Poach, his wife.

BEGINNING at a point of the common line between Frick, Schmitt and Poach; thence the land, the dividing line between Frick and Poach South 83° 34' West a distance of 24.20 feet to a point; thence through the lands of Poach North 7° 20' East a distance of 56.48 feet to a point; thence by the Schwab Plan and lands of Schmitt North 83° 34' East a distance of 24.20 feet to a point; thence by the dividing line between Schmitt and Poach South 7° 20' West a distance of 56.48 feet to the place of beginning, this being that portion of the Poach lot that would be in the extension of Raspberry Drive from its existing right-of-way.

- d. The owners or reputed owners are Louis E. Schmitt and Carol A. Schmitt, his wife.

BEGINNING at a point on the corner between Poach and Schwab Plan and lands of Schmitt; thence North 7° 20' East a distance of 13.50 feet along the Schwab Plan to a point adjoining Plance; thence by the lands of Plance North 83° 34' East a distance of 19.70 feet; thence through the lands of Schmitt South 7° 20' East a distance of 69.98 feet to a point on the dividing line between Schmitt and Frick; thence along the said dividing line between Schmitt and Frick South 83° 34' West a distance of 13.70 feet to a point on a common corner between Poach and Frick, and Schmitt; thence by the lands of Poach, North 7° 20' East a distance of 6 feet to the place of beginning being that portion of the lot covered by the extension of Raspberry Drive.

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 10th day of May, 1977.

(SEAL)

ATTEST:

MUNICIPALITY OF MONROEVILLE

S/ Marshall W. Bond
Municipal Manager

S/ R. E. Droske
Mayor