

BEFORE THE MUNICIPAL COUNCIL OF THE MUNICIPALITY OF MONROEVILLE

AN ORDINANCE OF MUNICIPAL)
 COUNCIL OF THE MUNICIPALITY)
 OF MONROEVILLE AUTHORIZING)
 THE ACQUISITION OF A RIGHT-)
 OF-WAY FOR STORM SEWER)
 PURPOSES OVER LAND OWNED BY)
 JOHN A. AND NANCY L. YAKIM)
 AT 404 COLONIAL DRIVE)

ORDINANCE NUMBER 1573

AND NOW, on June 9, 1957, it is ORDAINED AND ENACTED by
 Municipal Council of the Municipality of Monroeville 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 easement hereinafter
 mentioned and described, to be used for public purposes, to-wit,
 for the installation, maintenance, operation, replacement,
 removal and renewal of a storm sewer line, together with any
 necessary and attendant manholes and appliances.

Section 2. The Municipality of Monroeville hereby
 appropriates, takes and condemns a storm sewer right-of-way and
 easement of the width as hereinafter specified over, under and
 across private property, all within the Municipality of
 Monroeville, as hereinafter set forth, to be used for the
 installation, maintenance, operation, replacement, removal and
 renewal of a storm sewer line, together with the necessary and
 attendant manholes and appliances.

Section 3. The condemnation hereunder is made pursuant
 to the authority granted to the Municipality of Monroeville

under Section 1501 et seq. of the Borough Code of 1966, as amended, and the Eminent Domain Code of 1964.

Section 4. The condemnees, as reasonably known to the Municipality of Monroeville and the description of the right-of-way and easement 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 the owners.

Across property of John A. and Nancy L. Yakim at 404 Colonial Drive, Monroeville, Pennsylvania, said property being described as Lot No. 169 in the George Gojkovich Plan No. 3, as the same is recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 57, at page 22, and further designated as Block 855-A, Lot 350, a fifteen-foot storm sewer easement being more particularly described on Exhibit A, attached hereto and made a part hereof.

Section 5. All descriptions set forth herein are as established and shown on drawings prepared for the Municipality of Monroeville by R. F. Mitall, Registered Engineer and Municipal Engineer for the Municipality of Monroeville.

Section 6. The Mayor, Municipal Manager (or Acting Municipal Manager, as the case may be) and Solicitor are hereby authorized and directed to file a Declaration of Taking of the right-of-way and easement 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 Municipal Solicitor to complete all actions for

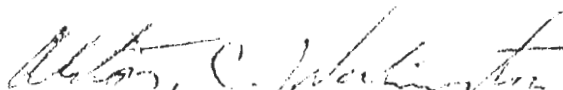
the taking of said easement, the use thereof, and the compensation therefor, all pursuant to the terms and requirements of the said Eminent Domain Code of the Commonwealth of Pennsylvania.

Section 7. 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.

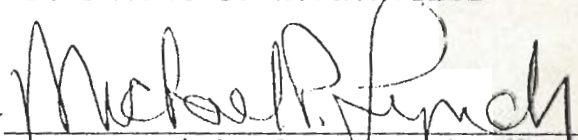
ORDAINED AND ENACTED this 9 day of June, 1987.

ATTEST:

MUNICIPALITY OF MONROEVILLE



Washington C. Alston,
Acting Municipal Manager

By 

Michael P. Lynch, Mayor

Entered into the Legal Book on _____.

EXHIBIT A

MUNICIPALITY OF MONROEVILLE
COLONIAL DRIVE STORM SEWER
OVER PROPERTY NOW OF FORMERLY
OF JOHN A. AND NANCY L. YAKIM
AT 404 COLONIAL DRIVE

The easement being condemned hereby and in which the storm sewer, manholes, and appurtenances will be constructed is fifteen (15) feet in width, seven and one-half (7.5) feet left and right of the following described centerline:

BEGINNING at a point on the line dividing Lot No. 169 and Lot No. 170 in the George Gojkovich Plan No. 3, said plan being of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 57, at page 22, said point also being on the line dividing Lot. No. 169 in the George Gojkovich Plan No. 3 and Lot No. 172 in the George Gojkovich Plan Addition No. 4, as recorded in said Recorder's Office in Plan Book Volume 67, page 37; thence along the line dividing Lot No. 169 and Lot No. 172, North 36°35'00" East, for a distance of 30 feet to a point on said dividing line, said point also being in the within-described centerline of said 15-foot storm easement, at the TRUE PLACE OF BEGINNING; thence from said TRUE PLACE OF BEGINNING, and by a line through said Lot No. 169 and along the centerline of said 15-foot storm sewer easement, the following two courses and distances; North 12°38'38" East, for a distance of 18.46 feet; North 36°35'00" East, for a distance of 23.885 feet to a point on the line dividing Lot No. 169 and Lot No. 168 in the said George Gojkovich Plan No. 3, said point being distant North 56°16'00" West, 7.50 feet from the northeast corner of said Lot No. 169.