

MUNICIPALITY OF MONROEVILLE  
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 1686

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER MUNICIPAL OFFICIALS TO ENTER INTO AN AGREEMENT WITH RUSSELL MILLER, DEVELOPER, FOR THE PURCHASE OF THIRTEEN (13) TAP-INS UPON CONSTRUCTION OF THE MAIN SANITARY SEWER LINE FROM THE SHANGRI-LA AREA OF MONROEVILLE TO THE FRANKLIN TOWNSHIP MUNICIPAL SANITARY AUTHORITY TREATMENT FACILITY.

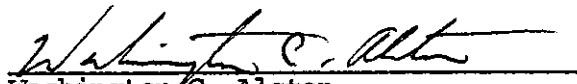
NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Municipality of Monroeville, Allegheny County, Pennsylvania, and it is hereby enacted by the authority of the same as follows:

SECTION 1. The proper Municipal Officials are hereby authorized to enter into an agreement with Russell Miller, Developer, for the purchase of thirteen (13) tap-ins upon construction of the main sanitary sewer line running from the Shangri-La area of Monroeville to the Franklin Township Municipal Sanitary Authority Sewage Treatment Facility. Developer to purchase the thirteen (13) tap-ins for the sum of FOURTEEN THOUSAND, THREE HUNDRED TWENTY-THREE and TWENTY-FIVE CENTS (\$14,323.25) DOLLARS, to be paid to the Municipality of Monroeville.

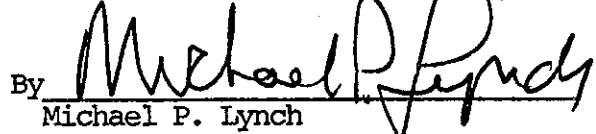
SECTION 2. Any Ordinance or Resolution or part of any Ordinance or Resolution in conflict herewith is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 10th day of October, 1989.

ATTEST:

  
Washington C. Alston  
Municipal Manager

THE MUNICIPALITY OF MONROEVILLE

By   
Michael P. Lynch  
Mayor

Entered into Legal Book on October 20, 1989

Ordinance No. 1686

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AGREEMENT

This Agreement made and entered into this 10th day of October, 1989, by and between the MUNICIPALITY OF MONROEVILLE, a Home Rule Charter Community with its principal offices at 2700 Monroeville Boulevard, Monroeville, Pennsylvania, 15146, (hereinafter referred to as "Monroeville"),

a  
n  
d

RUSSELL MILLER, a developer, whose principal place of business is at 1764 Mountain View Drive, Monroeville, Pennsylvania, 15146, (hereinafter referred to as "Developer").

WITNESSETH

WHEREAS, Monroeville has entered into an agreement with the Franklin Township Municipal Sanitary Authority, 3001 Meadowbrook Road, Murrysville, Pennsylvania, for the construction of a main sanitary sewer line from the Shangri-La area of Monroeville to terminate at the Sanitary Sewage Treatment Facility of the Franklin Township Municipal Sanitary Authority; and

WHEREAS, the Developer is desirous of participating in said sanitary sewer line project and of obtaining thirteen (13) tap-ins upon the completion of the construction of said main line; and

WHEREAS, Developer is willing to contribute FOURTEEN THOUSAND, THREE HUNDRED, TWENTY-THREE DOLLARS and TWENTY-FIVE CENTS (\$14,323.25) to said construction of main sanitary sewer line in exchange for the desired thirteen (13) tap-ins.

NOW, THEREFORE, the parties hereto, intending to be legally bound hereby and in consideration of the mutual promises, covenants and agreements contained herein, mutually agree as follows:

SECTION 1. Monroeville shall enter into the agreement with the Franklin Township Municipal Sanitary Authority for the construction of a main sanitary sewer line from the Shangri-La area of Monroeville to terminate at the Sanitary Sewage Treatment Facility of the Franklin Township Municipal Sanitary Authority.

SECTION 2. Developer shall contribute FOURTEEN THOUSAND, THREE HUNDRED, TWENTY-THREE DOLLARS and TWENTY-FIVE CENTS (\$14,323.25) toward the total construction cost of ONE HUNDRED FORTY-THREE THOUSAND, TWO HUNDRED THIRTY-TWO DOLLARS and FIFTY CENTS (\$143, 232.50), in exchange for thirteen (13) tap-ins upon completion of construction of said main sanitary sewer line.

SECTION 3. This agreement may not be amended, modified, waived or supplemented without the prior written consent of both parties.

SECTION 4. This agreement shall be binding upon and inured to the benefit of the parties hereto as well as their respective representatives, heirs, administrators, permitted successors, transferees and assigns.

SECTION 5. This agreement shall survive any transfer so long as shall be reasonably necessary to carry out the intention of the parties as contemplated hereunder.

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the date aforesaid intending to be legally bound hereby, pursuant to the ordinance of Monroeville authorizing the same to be made and done.

WITNESS:

Washington C. Alston  
Washington C. Alston  
Municipal Manager

THE MUNICIPALITY OF MONROEVILLE

By Michael P. Lynch  
Michael P. Lynch  
Mayor

WITNESS:

Lynette C. McKinney

By Russell Miller  
Russell Miller

Notarial Seal  
Lynette C. McKinney, Notary Public  
Monroeville Boro, Allegheny County  
My Commission Expires Aug. 2, 1993  
Member, Pennsylvania Association of Notaries

