

MUNICIPALITY OF MONROEVILLE

ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2210

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, A HOME RULE COMMUNITY, AUTHORIZING THE CONDEMNATION OF A FEE SIMPLE INTEREST IN CERTAIN PROPERTY FOR UTILITY ACCESS ALONG OLD WILLIAM PENN HIGHWAY WITHIN THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA.

WHEREAS, Council for the Municipality of Monroeville has deemed that

it is necessary for the public welfare to provide certain utility access within the Municipality of Monroeville along Old William Penn Highway for improved utility service within the Municipality of Monroeville and in connection with the same does hereby condemn certain land for these purposes:

NOW, THEREFORE, BE IT ORDAINED AND ENACTED in accordance with

the authority conferred by law in a meeting assembled and enacted by and with the Authority of the same as follows:

1. The property owned by those persons, corporations, partnerships, associations or other entities listed in Exhibit "A" attached hereto and incorporated herein are/is hereby condemned for the purpose of utility

service improvement within the Municipality of Monroeville and other public purposes as determined by the Municipality of Monroeville.

2. A description of the property to be condemned is attached hereto and marked as Exhibit "B" and incorporated herein. Further, a copy of the said property to be condemned is on display at the Municipality of Monroeville's municipal building.
3. The proper officials of the Municipality of Monroeville are hereby authorized and directed to pay over to all natural persons, corporation, partnerships, associations or other entities, just compensation as determined by Agreement or by any competent tribunal for the condemnation of its respective premises, in accordance with the provisions of the Eminent Domain Code of 1964, as amended.
4. The proper officers of the Municipality of Monroeville are hereby authorized and directed to post an approved Surety Bond with the Court of Common Pleas to secure the just compensation required by the Constitution of the United States and the Constitution of the Commonwealth of Pennsylvania and any other existing law.
5. The Municipality of Monroeville Solicitor is hereby directed to file a Declaration of Taking, in the Office of the Prothonotary of Allegheny County and to file a Notice of Declaration of Taking in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania and to file all other appropriate documents required by law concerning said Condemnation.
6. The Municipality of Monroeville Solicitor is hereby authorized to initiate

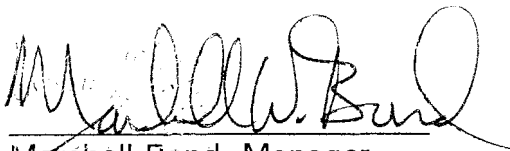
and conclude all Viewer's Proceedings arising out of the condemnation aforesaid.

7. Any Ordinance or part of any Ordinance, which may be in conflict with the provisions of this Ordinance, be the same are hereby repealed insofar as the same may conflict with the provisions of this Resolution.

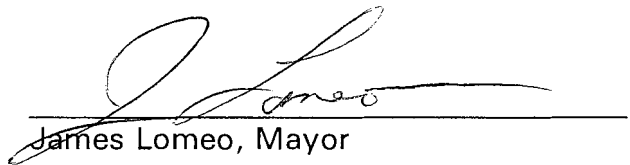
ORDAINED AND ENACTED into law this 12th day of February, 2002.

ATTEST:

THE MUNICIPALITY OF MONROEVILLE



Marshall Bond, Manager
Municipality of Monroeville



James Lomeo, Mayor
Municipality of Monroeville

ENTERED INTO LEGAL BOOK ON: February 22, 2002

1. William B. Bowman and Rose F. Bowman
Old William Penn Highway
D.B.V. 3328, page 313
Lot and Block 638-C-265

Exhibit "A"