

MUNICIPALITY OF MONROEVILLE
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE #2517

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE VACATION OF AN UNOPENED SEGMENT OF KENTUCKY AVENUE FROM MAIN STREET A DISTANCE OF APPROXIMATELY 535 LINEAR FEET CONTAINING 21,400 SQUARE FEET, MORE OR LESS IN AREA, ACCEPTING AND RESERVING A RIGHT OF WAY FOR ANY EXISTING UTILITIES.

WHEREAS, PURSUANT TO THE Borough Code, Sections 1741 and 1742, the Municipality of Monroeville is desirous of vacating a segment of a unopened portion of Kentucky Avenue a distance of 535 linear feet, containing 21,400 square feet, more or less.

WHEREAS, a Public Hearing was advertised and conducted on Tuesday, June 14, 2011, at which input was gathered from area residents;

WHEREAS, over fifty-one (51%) percent of the property owners adjacent to the aforesaid segment of Kentucky Avenue have petitioned the Council of the Municipality of Monroeville for the vacation of the said segment of Kentucky Avenue and, furthermore, have consented to the vacation of the said segment of Kentucky Avenue; with all property being vacated.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Municipality of Monroeville and it is hereby ordained and enacted as follows:

SECTION 1. All that certain right of way known as the unopened segment of Kentucky Avenue from Main Street a distance of 535 linear feet, containing 21,400 square feet, more or less, the Municipality of Monroeville, County of Allegheny, Commonwealth of Pennsylvania, being more particularly described in "Exhibit A" incorporated herein and attached hereto, is hereby vacated, and it is further directed that the same be removed from the Official Map of the Municipality of Monroeville subject to reservations of certain easements as hereinafter described.

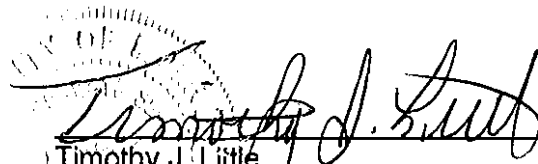
SECTION 2. Provided, however, that the Municipality of Monroeville is hereby reserved unto itself an easement for the construction, maintenance, operation and/or reconstruction of any utilities presently existing in the unopened segment of Kentucky Avenue to be vacated.

SECTION 3. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed.

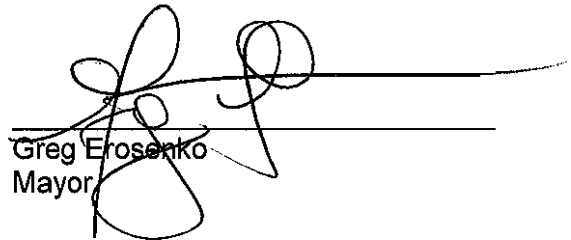
ORDAINED AND ENACTED into law this 14th day of June, 2011.

ATTEST:

MUNICIPALITY OF MONROEVILLE



Timothy J. Little
Municipal Manager



Greg Erosenko
Mayor

ENTERED INTO THE LEGAL BOOK: June 24, 2011

Vacation
Lersch

KLERSCH@CRPMAIL.COM

597 Maine Street
Monroeville, PA 15146

Mr. Timothy Little
Manager, Municipality of Monroeville
2700 Monroeville Boulevard
Monroeville, PA 15146

Dear Mr. Little,

My name is Ken Lersch and I am writing to you about vacating two paper streets on my property located at 597 Maine Street. (Tax id: 543-M 100)

There are 2 paper streets that are located on my property. I would like to have these streets vacated in order to construct a garage. As you can see on the enclosed copy of my survey, I own the property on both sides of the proposed street named California Avenue as well as the northwest length of Kentucky Avenue.

I would like to complete this process as soon as possible to begin obtaining permits to construct a garage. Feel free to contact me at 412 327-6507. I am looking forward to working with you to resolve this issue.

Thank you,



Ken Lersch

Enclosures (1)

RECEIVED
MAR 21 2011
MUNICIPALITY of
MONROEVILLE

597 Maine Street
Monroeville, PA 15146

Mr. Timothy Little
Manager, Municipality of Monroeville
2700 Monroeville Boulevard
Monroeville, PA 15146

Dear Mr. Little,

The undersigned landowners adjacent to the proposed street named Kentucky Avenue wish to petition the Monroeville Council to have this street vacated. The undersigned represent a majority of the landowners affected by the proposed vacation.

Parcel ID
543-M-100 Owner: Lersch, Kenneth

Signature *Ken Lersch* 4-2-11

543-S-368 Owner: Lightner, Randy & Clarissa

Signature *Clarissa Lightner Randy Lightner* 4-7-11

543-M-117 Owner: Lightner, Randy & Clarissa

Signature *Clarissa Lightner Randy Lightner* 4-7-11

543-M-125 Owner: Lightner, Randy & Clarissa

Signature *Clarissa Lightner Randy Lightner* 4-7-11

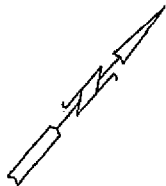
Thank you,

Ken Lersch

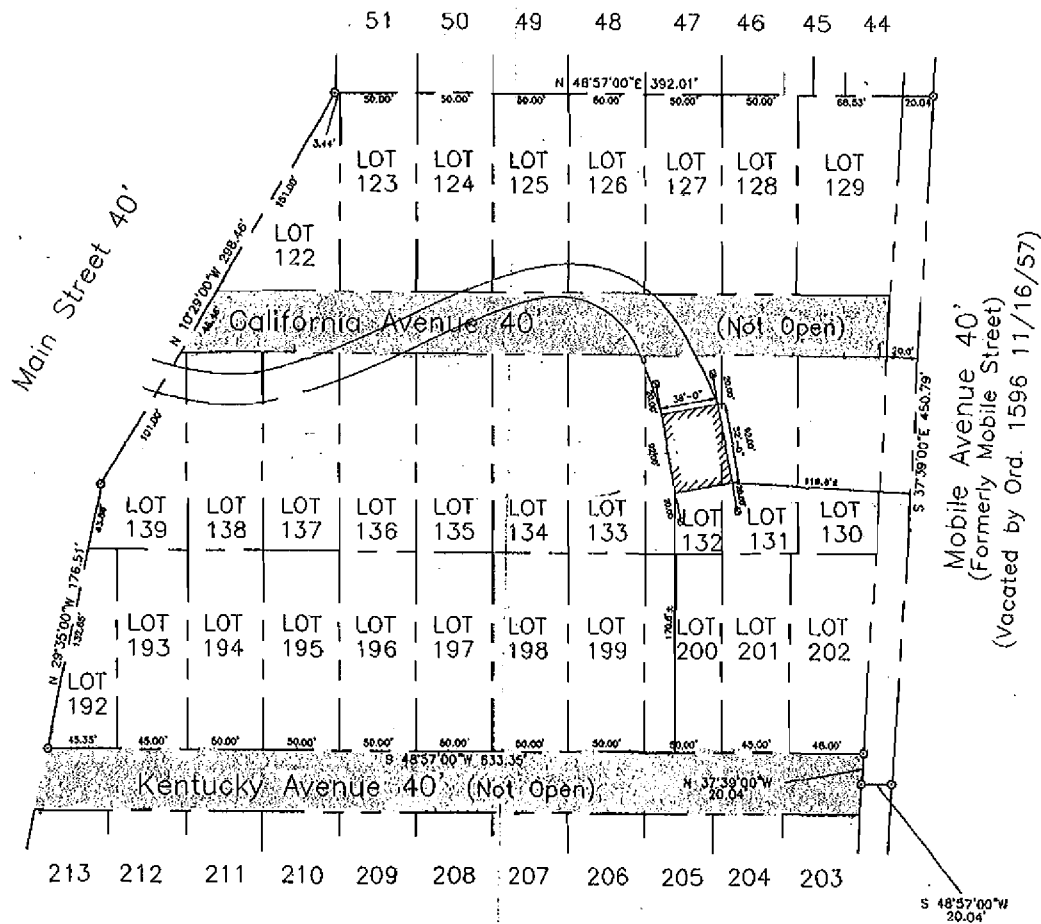
Ken Lersch

Enclosures (1)

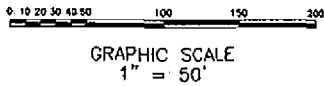
RECEIVED
APR 11 2011
MUNICIPALITY of
MONROEVILLE



N/F C. P. HUMMEL
 N/F R. C. ZOLLNER
 N/F F. J. QUINN
 N/F E. E. HELMS
 N/F A. DALLARA



N/F S. W. PIESESKI
 N/F C. DUNN JR.
 N/F J. E. COLBAUGH
 N/F J. P. MCKENZIE



1" = 50'
 SCALE:
 R.A.B.
 DRAWN BY:
 S.R.P.
 CHECKED BY:
PLAN OF PROPERTY
 Lot Nos. 122-129, 130-139 & 192-202
 Bellwood Plan of Lots
 Situate: Municipality of Monroeville
 Allegheny County
 Pennsylvania

BLOCK & LOT:
 543-M-100 &
 543-S-380
 O.B.V. 11728 Pg.63
 P.B.V. 23 Pg. 158

11/3/03
 DATE:
 03-561
 JOB NO:

FOR: Ken Lersch
PILSTON SURVEYING, INC.
 SCOTT R. PILSTON P.L.S.
 112 SOUTH OAK
 PITTSBURGH, PA. 15206
 Phone Office (412) 241-5321 Fax (412) 241-5153

1
 DWG. NO.

597 Maine Street
Monroeville, PA 15146

Mr. Timothy Little
Manager, Municipality of Monroeville
2700 Monroeville Boulevard
Monroeville, PA 15146

Dear Mr. Little,

The following are the legal descriptions for the two paper streets adjacent to my property located at 597 Maine Street (Tax id: 543-M 100) that I wish to have vacated.

Paper Street Kentucky Avenue:

Beginning at the iron pin located at the southern corner of Maine Street and Lot 192 of the Bellwood Plan of the Municipality of Monroeville, North 48°57'00" East for 533.35 feet, then South 37°39'00" East 40.1 feet, then continuing South 48°57'00" West for 536.0 then North 29°35'00" West along Maine Street for 40.8 feet.

Paper Street California Avenue:

Beginning 151.0 feet from the iron pin located on the northwestern corner of Maine Street and Lot 122 of the Bellwood Plan of the Municipality of Monroeville, North 48°57'00" East 437.8 feet, then South 37°39'00" East for 40.1 feet then continuing South 48°57'00" West 461.3 feet and then along Maine Street North 10°29'00" West for 46.5 feet.

Please advise me of the next steps in this process. Feel free to contact me at 412 327-6507.

Thank you,

A handwritten signature in black ink, appearing to read "Ken Lersch". The signature is fluid and cursive, with the first name "Ken" being more prominent and the last name "Lersch" following in a similar style.

Ken Lersch

GRANTOR'S COPY

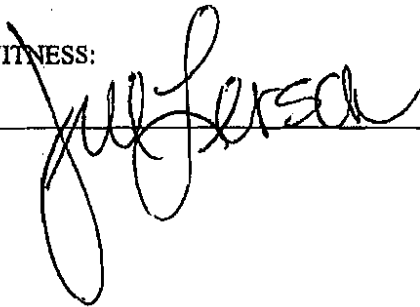
POLEIND.2/11

RIGHT OF WAY AGREEMENT

The undersigned Grantor, **Kenneth D. Lersch**, for good and valuable consideration, the receipt of which is hereby acknowledged do hereby grant unto Duquesne Light Company, its successors and assigns, for providing, transmitting and/or distributing electric and/or communications services for any and all purposes, the right, privilege and authority to use, own, operate, maintain, repair, renew and finally remove an electric line, consisting of two (2) poles (nos. 248146, 248147), together with crossarms, anchors, cables, wires, guys and other fixtures and apparatus thereto belonging, upon, over, under, along, across and through Grantor's land, fronting on **Maine Street**, situate in **Monroeville Borough, Allegheny County, Pennsylvania** (having Tax I.D. #543-M-100), and shown on Duquesne Light Company Drawing No. 381397, a copy of which has been given to Grantor. Duquesne Light Company shall also have the following rights: to trim or remove any trees or shrubbery which, at any time or times, may interfere or threaten to interfere with the erection, installation, use, operation, maintenance, repair, renewal or removal of the electric line; to enter upon the land at any time for such purposes; to permit others to attach crossarms, cables, wires and related apparatus, and to use the poles and apparatus erected hereunder; and to sell, assign, lease or otherwise transfer any or all of the rights hereunder.

Intending to be legally bound the Grantor has executed this agreement this 10TH day of JUNE, 2011.

WITNESS:





KENNETH D. LERSCH

