

MUNICIPALITY OF MONROEVILLE
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE #2518

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE VACATION OF AN UNOPENED SEGMENT OF CALIFORNIA AVENUE FROM MAIN STREET A DISTANCE OF APPROXIMATELY 450 LINEAR FEET CONTAINING 18,000 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 California Avenue a distance of 450 linear feet, containing 18,000 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 California Avenue have petitioned the Council of the Municipality of Monroeville for the vacation of the said segment of California Avenue and, furthermore, have consented to the vacation of the said segment of California 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 California Avenue from Main Street a distance of 450 linear feet, containing 18,000 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.

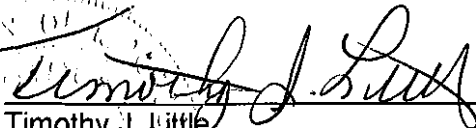
SECTION 2. Provided, however, that the Municipality of Monroeville is hereby reserved unto itself an easement for the construction, maintenance, operation and/or reconstruction of any utilities presently existing in the unopened segment of California Avenue to be vacated.

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 All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed.

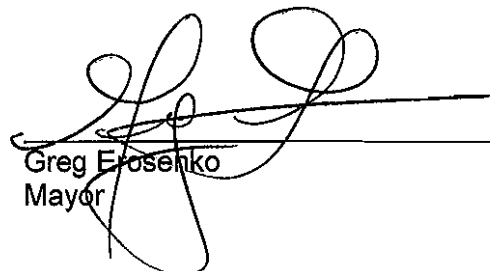
ORDAINED AND ENACTED into law this 14th day of June, 2011.

ATTEST:

MUNICIPALITY OF MONROEVILLE

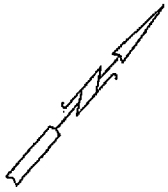


Timothy J. Little
Municipal Manager

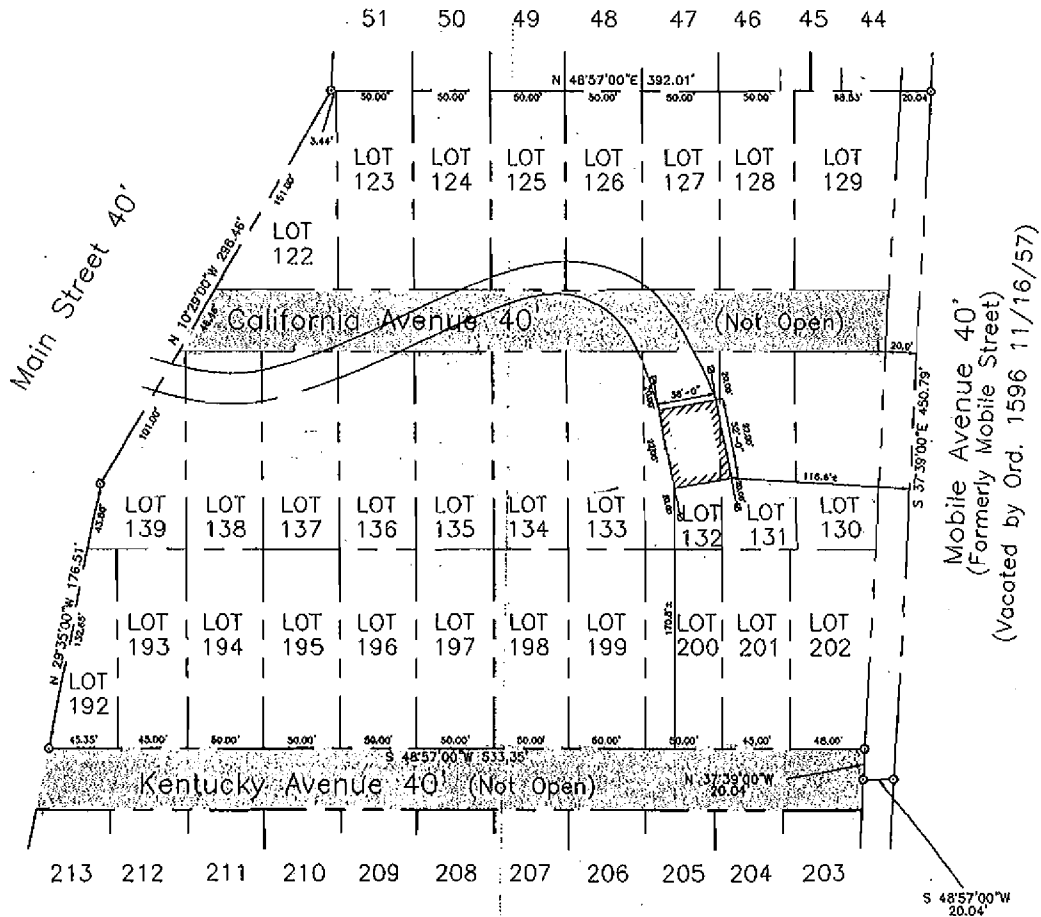


Greg Erosenko
Mayor

ENTERED INTO THE LEGAL BOOK: June 24, 2011

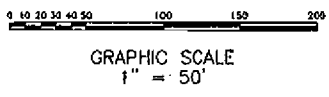


N/F C. P. FRAMMEL
 N/F R. G. ZOLLNER
 N/F F. J. QUINN
 N/F E. E. HELMS
 N/F A. GALLARA



N/F
 D. C. BELTZ

N/F S. W. PIESESKI
 N/F O. DUNNY JR.
 N/F J. E. COLBAUGH
 N/F J. P. MCKENZIE



1"=50' SCALE:	PLAN OF PROPERTY
R.A.B. DRAWN BY:	Lot Nos. 122-129, 130-139 & 192-202
S.R.P. CHECKED BY:	Bellwood Plan of Lots
	Situate: Municipality of Monroeville, Allegheny County, Pennsylvania.
	FOR: Ken Lersch
BLOCK & LOT: 543-N-100 & 543-S-380 D.B.V. 11728 Pg. 63 P.B.V. 23 Pg. 158	11/3/03 DATE:
	PILSTON SURVEYING, INC. SCOTT R. PILSTON P.L.S. 175 SOUTH BRIDGE PITTSBURGH, PA. 15222 Phone Office (412)794-4101 Fax (412)794-5122
	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,



Ken Lersch

Vacation
Lersch

KLENSON@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

GRANTOR'S COPY

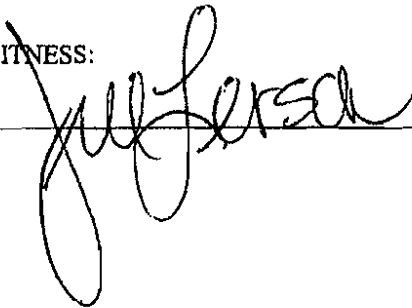
POLEIND.2/11

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.

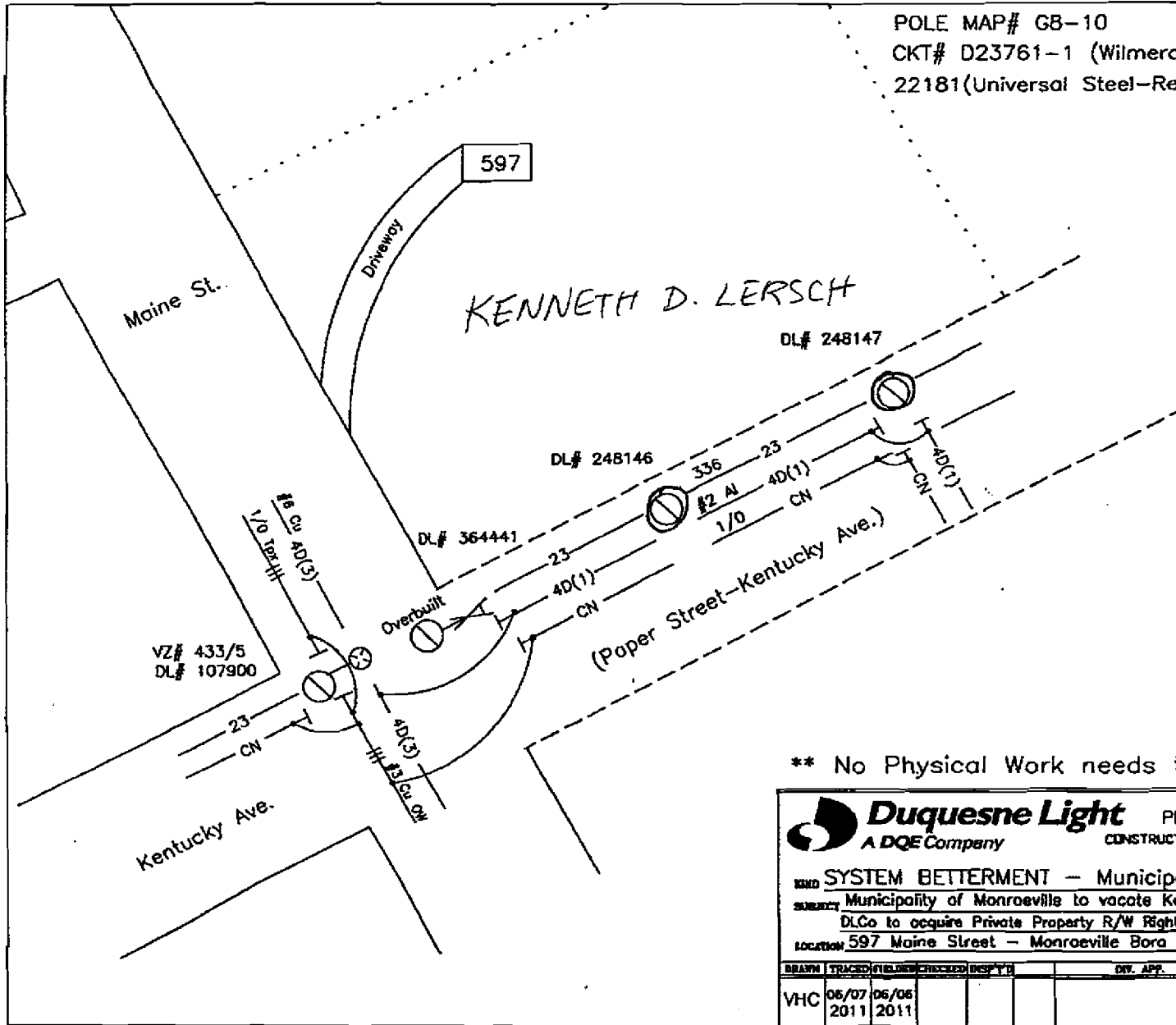
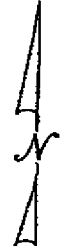
WITNESS:





KENNETH D. LERSCH

POLE MAP# G8-10
 CKT# D23761-1 (Wilmerding)
 22181(Universal Steel-Research No. 1)



** No Physical Work needs to be done **

Duquesne Light PITTSBURGH, PA.
 A DQE Company CONSTRUCTION & ENGINEERING

SYSTEM BETTERMENT - Municipal Improvement
 Municipality of Monroeville to vacate Kentucky Ave (Paper Street),
 DLCo to acquire Private Property R/W Rights for DL#'s 248146, 248147,
 location 597 Maine Street - Monroeville Boro

DATE	BY	DESCRIPTION	CHKD	APP'D	DIV. APP.	SCALE	NUMBER
05/07 2011	VHC	06/06 2011				NTS	381397

GRANTOR'S COPY