

AN ORDINANCE

CONDEMNING AND TAKING CERTAIN LANDS IN THE TOWNSHIP OF SHENANGO, LAWRENCE COUNTY, PENNSYLVANIA, TO PROVIDE FOR AN EASEMENT AND RIGHT OF WAY OVER THE LANDS OF JOHN A. NOGA AND JOSEPH R. NOGA, AND HASSON H. SBOTT, ALSO KNOWN AS H. H. SBOTT, PROVIDING FOR THE MAINTENANCE OF SAME, PROVIDING FOR COSTS AND DAMAGES THEREOF AND SETTLEMENT OF CLAIMS FOR DAMAGES, AND PROVIDING FOR PAYMENT THEREOF.

WHEREAS, there is presently located a storm sewer in an alley running from Hamilton Street Extension South along the land of John A. Noga and Joseph R. Noga.

WHEREAS, there is presently located a storm sewer commencing at the Northwest corner of lands owned by Hasson H. Sbott and proceeding thence to Big Run;and,

WHEREAS, such sewer carries the overflow of septic tanks and drains a large section of land located in the township, so that the present condition endangers the health and property of the surrounding community.

WHEREAS, the Township of Shenango is desirous of constructing and maintaining a storm sewer over the property of John A. Noga and Joseph R. Noga and Hasson H. Sbott, also known as H. H. Sbott, connecting the above mentioned sewers so as to improve the health and well being of the community.

SECTION 1. NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE SUPERVISORS OF THE TOWNSHIP OF SHENANGO, LAWRENCE COUNTY, PENNSYLVANIA, That a ten (10) foot right of way is hereby

condemned from a point in the alley adjacent to the property presently owned by John A. Moga and Joseph R. Moga approximately one hundred (100) feet from Hamilton Street Extension, thence by a straight line to the terminus of a storm sewer presently running from the Northwest corner of property now owned by Hasson H. Shott to Big Run, said easement and right of way to extend five (5) feet of either side of said line.

SECTION 2. Said work, construction and maintenance to begin as soon as all adjacent property owners have signed releases in favor of the township waiving all rights to any damage that may be caused as a result of such construction and maintenance and granting the above described right of way to the township.

SECTION 3. All damages finally assessed according to law, or compromised and settled, for the taking of the said lands, and the cost of the construction and maintenance of said sewer to be paid for out of appropriations to be made and designated by the Supervisors for that purpose.

SECTION 4. There is attached hereto and made a part of this ordinance a map showing and designating said easement and right of way.

CITY OF NEW CASTLE

ALLEY

HAMILTON STREET

