

CITY OF SAINT MARYS, ELK COUNTY, PENNSYLVANIA

RESOLUTION NO. 24-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAINT MARYS, ELK COUNTY, PENNSYLVANIA APPROVING AND AUTHORIZING A UTILITY RIGHT-OF-WAY AND EASEMENT FOR DOUGLAS KLINE.

WHEREAS, Douglas Kline owns property at 719 Eagle Ln, Saint Marys, PA 15857, with a Deed ID of 2021-002080 and known as Tax Parcel 13-13-019-3691.

WHEREAS, Kline's property currently has no independent legal access for utilities to reach his property.

WHEREAS, The City owns adjacent property that, with a general utility easement, would allow utilities to reach the property. The City's property consists of the former P.S.N. railroad right-of-way from Station 6787+66 to Station 6805+53 per P.S.N. Railroad Valuation Map V-3/30, as excepted and reserved by prior Grantors, described in Deed Book 125, Page 551 Second Thereof.

WHEREAS, This Easement will allow for water, natural gas, electric, sewage, cable, internet, and telephone lines. This easement will not allow for types of utilities that may develop in the future, and these novel types must be approved in the future.

WHEREAS, The 100' long and 30' wide Right of Way is for the installation of utilities to be used jointly with the City, and the Resident will be responsible for the costs of the utilities and line installation.

WHEREAS, The current utilities to be installed are water, natural gas, and electric.

WHEREAS, The City shall have final approval of the location of the utilities installed, which must be in writing before installation begins.

NOW THEREFORE, be it resolved by the City Council of the City of Saint Marys, Elk County, Pennsylvania that City Council hereby approves and authorizes a General Non-Exclusive Utility Easement for Douglas Kline to be shared by the City and Kline.

BE IT FURTHER RESOLVED that City Council authorizes the City Manager to sign the Utility Easement and Right-of-Way, which will be prepared by the City Solicitor, or in

the case that the utility companies have their own form, reviewed by the City Solicitor prior to approval.

Adopted this 20th day of May, 2024.

Attest:



Joseph T. Fleming, Secretary



Lyle Garner, Mayor