

WILMERDING BOROUGH
ORDINANCE NO. 1045

AN ORDINANCE ACCEPTING A PORTION OF ST. JOSEPH DRIVE IN THE BOROUGH
OF WILMERDING, PENNSYLVANIA AS A PUBLIC STREET; EFFECTIVE DATE.

WHEREAS, the Borough of Wilmerding has the authority to accept streets and declare them to be public streets pursuant to the Borough Code, 8 Pa. C. S. §§ 1731, et. seq.; and

WHEREAS, it has come to the attention of Council that a portion of St. Joseph Drive is and has been used as a public street for decades; and

WHEREAS, that portion of St Joseph Drive is set forth in the legal description and plot plan prepared by Glenn Engineering attached as Exhibits "A" and "B"; and

WHEREAS, the Borough of Wilmerding has maintained said street and treated it as a public street for decades; and

WHEREAS, this action by Wilmerding Borough is tantamount to a de facto taking of the land as a public street; and

WHEREAS, the acceptance of this portion of St. Joseph Drive is found to be in the best interests of the health, safety and welfare of the residents of Wilmerding Borough.

NOW, THEREFORE BE IT ORDAINED AS FOLLOWS:

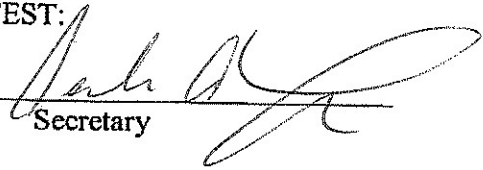
1. The above WHEREAS clauses are incorporated into and made a part of this Ordinance.

2. The land described in Exhibit "A" is hereby officially accepted as a public street of the Borough of Wilmerding.
3. The proof of posting set forth in Exhibit "C" is approved.
4. This Ordinance shall take effect immediately.
5. Any Ordinance inconsistent with this Ordinance is hereby repealed. If any portion of this Ordinance is deemed to be invalid or unconstitutional, then it is deemed to be the intent of Council that the balance would have been enacted irrespective of said invalid portion.

ORDAINED into law this 2 day of April, 2019.


ATTEST:

By


Secretary

BOROUGH OF WILMERDING

By


President

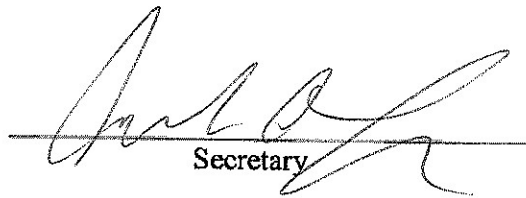
APPROVED by me this 2 day of April, 2019.


Mayor

CERTIFICATION

I, Caroline Lang, hereby certify that I am the Secretary of Wilmerding Borough, and that the within Ordinance was duly enacted at a regular meeting of Borough Council, at which a quorum was present and voted in favor thereof, following due advertisement in accordance with law.

Certified this 2 day of April, 2019.


Secretary

(BOROUGH SEAL)

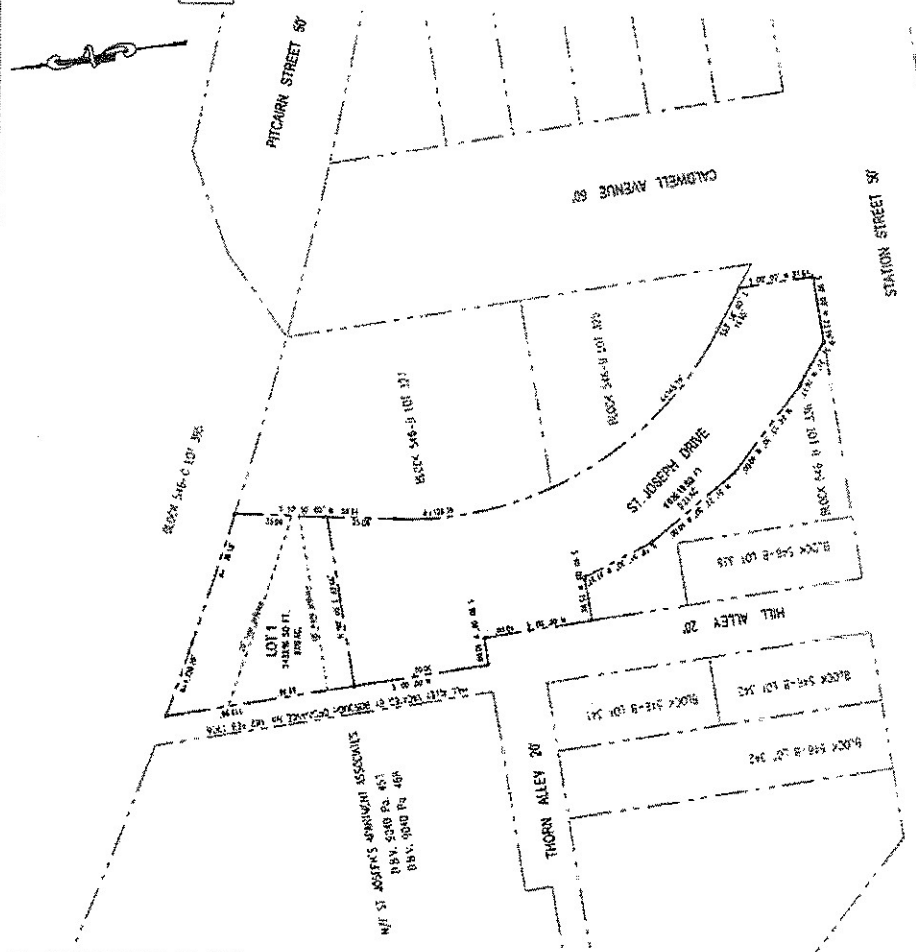
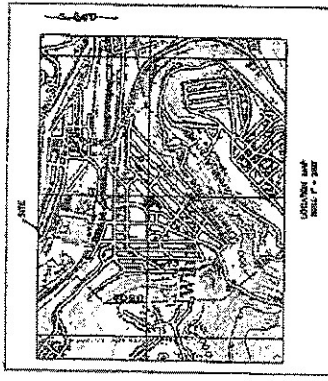
EXHIBIT "A"

LEGAL DESCRIPTION

Saint Joseph Drive, Wilmerding Borough

Beginning at a point being the southeast corner of Lot 1 in the St. Joseph Drive Plan of Lots recorded in Plan Book Volume 300 Page 30 thence S 10° 50' W a distance of 25.06 feet to a point; thence by a curve to the left having a radius of 128.39 feet an arc distance of 145.19 feet to a point; thence along Caldwell Avenue S 00° 00' W a distance of 27.64 feet to a point; thence along Station Street S 90° 00' W a distance of 23.99 feet to a point; thence N 52° 21' W a distance of 18.17 feet to a point; thence N 44° 13' 30" W a distance of 40.00 feet to a point; thence N 31° 22' 30" W a distance of 40.00 feet to a point; thence N 18° 51' 30" W a distance of 27.57 feet to a point; thence S 90° 00' W a distance of 15.98 feet to a point; thence N 00° 00' E a distance of 40.00 feet to a point; thence S 90° 00' W a distance of 10.00 feet to a point; thence N 00° 00' E a distance of 50.00 feet; thence N 90° 00' E a distance of 62.66 feet to the point of beginning.

Containing 9,026.19 Sq. Ft. or 0.21 Acre.



NOTICE TO CONTRACTORS: The undersigned hereby certifies that the information furnished herein is true and correct to the best of his knowledge and belief, and that he is not aware of any facts or circumstances which would render the same misleading or incomplete.

NOTICE TO ADJUDICATORS: The undersigned hereby certifies that the information furnished herein is true and correct to the best of his knowledge and belief, and that he is not aware of any facts or circumstances which would render the same misleading or incomplete.

NOTICE TO APPLICANTS: The undersigned hereby certifies that the information furnished herein is true and correct to the best of his knowledge and belief, and that he is not aware of any facts or circumstances which would render the same misleading or incomplete.

RECORDING INFORMATION: This plan is being recorded for the purpose of recording the same in the public records of the County of Allegheny, Pennsylvania, and the Borough of Wilkes-Barre, Pennsylvania.

DATE: _____

BY: _____

ST. JOSEPH'S ANNUNCIATION ASSOCIATES
 1515 N. 5TH ST. PA. 16801
 PH. 724-8500

ST. JOSEPH DRIVE
 1515 N. 5TH ST. PA. 16801
 PH. 724-8500

HILL ALLEY 20
 1515 N. 5TH ST. PA. 16801
 PH. 724-8500

THORN ALLEY 20
 1515 N. 5TH ST. PA. 16801
 PH. 724-8500

STATION STREET 50
 1515 N. 5TH ST. PA. 16801
 PH. 724-8500

PLAN DATA
 OWNER: ST. JOSEPH'S ANNUNCIATION ASSOCIATES
 ADDRESS: 1515 N. 5TH ST., PA. 16801
 PHONE: 724-8500

PLANNING COMMISSION: _____
COUNTY PLANNING: _____
RECORDS OF DEEDS: _____
BOROUGH ENGINEER: _____

SUBMISSION PLAN
ST. JOSEPH DRIVE PLAN OF LOTS
 BOROUGH OF WILKES-BARRE
 ALLEGHENY COUNTY, PA.

RENTY ENGINEERING & ASSOCIATES, P.C.
 REGISTERED PROFESSIONAL ENGINEERS
 16309 AVENUE 40
 WILKES-BARRE, PA. 16801
 PHONE: (717) 851-1212

SCALE: 1" = 20'
DATE: _____

ALL SIGNATURES MUST BE IN INK OR MARKY BLUE INK

