

RESOLUTION NO. 110-08

A RESOLUTION OF THE WEST MIFFLIN SANITARY SEWER MUNICIPAL AUTHORITY, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, TO AUTHORIZE THE FILING OF A DECLARATION OF TAKING IN ORDER TO CONDEMN A TWENTY-FOOT EASEMENT ON THE GROUND ACROSS EACH OF THE LANDS NOW OR FORMERLY OF LINDA LEE VARGO (LOT AND BLOCK 387-L-67) AND NOW OR FORMERLY OF ANDREW J. DEPRETIS AND CARLA J. DEPRETIS (LOT AND BLOCK 387-L-57) FOR THE PURPOSES OF CONSTRUCTING A SANITARY SEWER LINE.

WHEREAS, pursuant to the Municipal Authorities Act, 53 Pa.C.S. §§ 5607(d)(15) and 5615, the West Mifflin Sanitary Sewer Authority has the power of eminent domain to be exercised in the same manner as the municipality forming the West Mifflin Sanitary Sewer Municipal Authority.

WHEREAS, pursuant to the Pennsylvania Borough Code, 53 P.S. § 501, the Borough of West Mifflin has the power to enter upon, appropriate, injure, or destroy, private lands, property or material, for the construction of sewers and sewerage systems according to the proceedings set forth in the law governing eminent domain.

WHEREAS, the West Mifflin Sanitary Sewer Municipal Authority seeks to construct a sanitary sewer line which, in part, would cross the lands now or formerly of Linda Lee Vargo (Lot and Block 387-L-67) and now or formerly of Andrew J. Depretis and Carla J. Depretis (Lot and Block 387-L-57) located in the Borough of West Mifflin, County of Allegheny, Commonwealth of Pennsylvania.

WHEREAS, it is advisable to condemn easements across said lands as they are needed for the construction of the sanitary sewer line.

WHEREAS, it is furthermore advisable to condemn these easements across these lands as they have not able to be obtained through negotiation.

WHEREAS, the easements to be condemned are twenty feet wide, for the purposes of allowing free ingress, egress, and/or regress related to and proper for the construction, reconstruction, renewal, replacement, repair and/or maintenance of sanitary sewers used by the West Mifflin Sanitary Sewer Municipal Authority for the conveyance of sanitary sewer water.

NOW, THEREFORE, BE IT RESOLVED AND ADOPTED by the Board of Directors of the West Mifflin Sanitary Sewer Municipal Authority that it authorizes the filing of a declaration of taking in order to condemn a twenty-foot easement on the ground across each of the lands now or formerly of Linda Lee Vargo (Lot and Bloc 387-L-67) and now or formerly of Andrew J. Depretis and Carla J. Depretis (Lot and Block 387-L-57) for the purposes of constructing a sanitary sewer line.

RESOLVED AND ADOPTED by the Board of Directors of West Mifflin Sanitary Sewer Municipal Authority this 7th day of February 2008.

ATTEST: Rick Manspeaker, Secretary

WEST MIFFLIN SANITARY SEWER MUNICIPAL AUTHORITY: Albert J. Kopay, Jr.,
Chairman