

RESOLUTION 2021-11

WHEREAS, the Clintonville Sewer and Water Authority is an authority organized and existing under the laws of the Commonwealth of Pennsylvania; and

WHEREAS, the Clintonville Sewer and Water Authority operates a sanitary wastewater system and a public water system the Borough of Clintonville and in the Township of Clinton in Venango County, Pennsylvania; and

WHEREAS, the Clintonville Sewer and Water Authority is authorized to exercise the right of eminent domain for the acquisition of property deemed necessary for the operation of its sanitary wastewater system and water system ; and

WHEREAS, the Clintonville Sewer and Water Authority owns a piece of property located in the Borough of Clintonville bearing the Venango County assessment number 05-01-21H; and

WHEREAS, the water treatment plant of the Clintonville Sewer and Water Authority is located on said property; and

WHEREAS, the Clintonville Sewer and Water Authority owns an additional piece of land which connects the afore referenced parcel to State Route 208 and which provides access to the plant and bears the assessment number 05-01-20A; and

WHEREAS, there is a private roadway that has been utilized to access the plant that has been determined to be over the boundary line between the property bearing the Venango County assessment number 05-01-20 and the property of Daniel J. Kaylor and Linda L. Kaylor which adjoins the property of the Clintonville Sewer and Water Authority and which is identified by Venango County parcel number 05-01-20A; and

WHEREAS, the Clintonville Sewer and Water Authority is unable to move the existing private road for access to the water plant on its own property due to the existence of a vault, a valve, a utility pole, a pond and other obstructions; and

WHEREAS, the Clintonville Sewer and Water Authority does hereby desire to take a right-of-way portions of the existing roadway located on the afore referenced property of Daniel J. Kaylor and Linda L. Kaylor by eminent domain and a copy of the plan showing the property to be taken by eminent domain is attached hereto and incorporated herein as Exhibit "A".

NOW, THEREFORE, BE IT:

1. RESOLVED, the Authority, in accordance with its powers conferred by law, selects and appropriates, and shall take all proper and legal steps to select, appropriate and condemn a right-of-way two (2) parcels of land owned by Daniel J. Kaylor and Linda L. Kaylor at 601 Emlenton Street, Clintonville, Venango County, Pennsylvania 16372 identified more specifically

in the plan attached hereto and incorporated herein as Exhibit "A" for the purposes reasonable and necessary for the operation of its sanitary waste water sewer system and public water system for obtaining vehicular and pedestrian access to its existing water treatment plant.

2. FURTHER RESOLVED, that the right-of-way interest is the extent of title that shall be needed to be acquired and which shall be acquired; and

3. FURTHER RESOLVED, that counsel for the Authority and its proper officers and agents are hereby authorized to take all appropriate measures, file appropriate documents, obtain appraisals, prepare and execute appropriate bond and take all such actions, including, but not limited to, filing Declarations of Taking, as may be necessary, desirable or convenient for the acquisition of the property set forth in Exhibit "A";

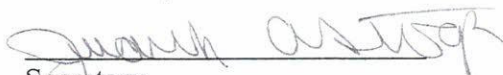
4. FURTHER RESOLVED, that the property being condemned and appropriated by virtue of this Resolution shall be property which is necessary to be appropriated, condemned or used for the operation of the Authority's sanitary sewer wastewater system and water system; and

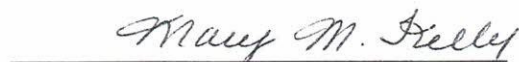
5. FURTHER RESOLVED, that any damages which may be awarded to the owner of the property affected shall be paid out of the funds of the Authority.

RESOLVED this 27th day of JULY, 2021.

ATTEST:

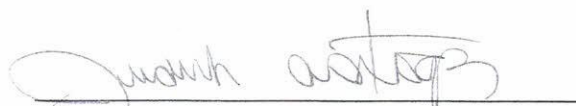
CLINTONVILLE SEWER AND WATER
AUTHORITY


Secretary


Mary M. Kelly

CERTIFICATION

The undersigned Secretary of the Authority certifies that the foregoing Resolution was adopted and passed by the majority vote of the members of the Authority at a regularly called meeting on JULY 27, 2021, at which a quorum was present and acting throughout.


Secretary