

ORDINANCE NO. 752

AN ORDINANCE authorizing and directing the curbing, grading and paving with concrete or such other materials as Council may determine, of Sixth Street, between Castner and Waddell Avenues, and providing for the assessment of two-thirds of the total cost and expense thereof upon the owners of property abutting thereon, according to the foot front rule.

WHEREAS a majority in number and in interest of the owners of property abutting on Sixth Street, between Castner and Waddell Avenues in the Borough of Donora, have heretofore presented to Council their petition, duly verified by the affidavit of one of such petitioners, requesting the grading, paving and curbing of Sixth Street, between the Avenues aforesaid, and agreeing therein to waive any and all damages, and providing for the payment by such petitioners of two-thirds of the total cost of the grading and paving, to be assessed according to foot front rule; and

WHEREAS in conformity with the prayer of such petition the Council of the Borough of Donora has directed an ordinance to be prepared and presented, authorizing such improvement; and

WHEREAS it is contemplated that such improvement shall be made by or under a W. P. A. project; therefore,

BE IT ORDAINED AND ENACTED by the Burgess and Council of the Borough of Donora, and it is hereby ordained and enacted by virtue of the authority in them vested, as follows, to wit:

SECTION 1. That Sixth Street in the Borough of Donora, between Castner and Waddell Avenues, be and the same is hereby authorized and directed to be brought to the established grade, and thereupon improved by curbing (if necessary) and paving with concrete or such other material as Council may determine, such paving to be made to conform with the grade or grades thereof, as heretofore fixed by ordinance of Council, and said improvement to be made, with the cooperation of W.P.A. authorities, in accordance with the plans and specifications as prepared by the Borough Street Commissioner and approved by Council; all work to be done under the supervision of the W.P.A. authorities and the Borough Street Commissioners.

SECTION 2. That the proper officers of said Borough are hereby authorized and empowered, if the same has not already been done, to enter into such agreements with the W.P.A. authorities as shall be necessary or advisable to the carrying out of this project, and shall, after proper advertising, if advertising be required under the provisions of the Borough Code, enter into contracts with the persons, firms or corporations furnishing materials incident to and required in the completion of such improvement of Sixth Street.

SECTION 3. That the cost and expense of said improvement to the Borough shall be ascertained upon the completion of the same and collected in the manner provided by the Borough Code and other Acts of Assembly of the Commonwealth of Pennsylvania and the ordinances of the Borough of Donora, by assessing two-thirds of the total of such cost and expense, including the expense for the necessary drainage thereof, upon the owners of real estate abutting the improvement, by an equal assessment on the foot front, abutting as aforesaid; such assessment to be

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estimated by the Borough Engineer, filed with the Secretary of the Borough, and approved by Council. And, after required notice to the property holders affected thereby, if not paid, same is to be liened against such properties in the manner provided by the Acts of assembly in such cases made and provided. The remaining cost and expense is to be paid by the Borough from funds appropriated or to be appropriated for such purpose.

ORDAINED AND ENACTED into an ordinance this 22 day of May, 1940.

S. E. Koedel

President of Council

ATTEST:

Geo. W. Allen

Borough Clerk

EXAMINED AND APPROVED by me this 23 day of May, 1940.

M. J. Sweeney

Chief Burgess

ATTEST:

Geo. W. Allen

Borough Clerk

I HEREBY CERTIFY THAT
THIS IS A CORRECT COPY
OF ORDINANCE NO. 752

Geo W Allen
BOROUGH CLERK

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To the Council of the

Borough of Donora, Pa.

Gentlemen:

We, the undersigned, owners of property abutting on Chestnut Street in the Borough of Donora, respectfully request your Honorable Body to cause, by proper ordinance or otherwise, said Chestnut Street, for the full length thereof, to be brought to the established grade, or grade to be established, and the same paved and curbed with concrete or brick or other material, as Council may determine, and in consideration thereof we and each of us do hereby waive any and all damages likely to accrue to our properties by reason of such improvements, and agree to pay two-thirds of the total cost of the grading and paving, to be assessed according to the foot front rule.

NAME

LOT NO.

BLOCK NO.

NOTICE

TO ALL PERSONS INTERESTED:

Be it known that on the 22 day of May, 1940 the Council of the Borough of Donora, upon petition of a majority in interest and number of the owners of the property abutting on Chestnut Street, adopted the following Ordinance providing for the grading, curbing and paving of Chestnut Street, two-thirds of the total cost and expense of which is to be assessed against the abutting property holders according to the foot front rule.

Any person interested in such matter and denying the fact that said petition was so signed may appeal to the Court of Common Pleas of this County within 30 days from the passage of such ordinance. Otherwise, the Borough will proceed with the improvement and thereafter all parties shall be stopped from denying the fact that such petition was so signed by the requisite number of property owners.

Such petition is on file with the Secretary of the Council of the Borough of Donora at the Municipal Building, where it may be examined by any person interested.

BOROUGH OF DONORA, PA.

By Geo. W. Allen,
Secretary of Council

To the Council of the
Borough of Donora, Pa.

Gentlemen:

We, the undersigned, owners of property abutting on Sixth Street, between Castner and Waddell Avenues in the Borough, respectfully request your Honorable Body to cause, by proper ordinance or otherwise, said Sixth Street, between the Avenues aforesaid, to be brought to the established grade, or grade to be established, and the same paved and curbed with concrete or brick or other material, as Council may determine, and in consideration thereof, we and each of us do hereby waive any and all damages likely to accrue to our properties by reason of such improvements, and agree to pay two-thirds of the total cost of the grading and paving, to be assessed according to the foot front rule.

NAME

LOT NO.

BLOCK NO.

State of Pennsylvania :
County of Washington : ss

"Antoni Wojinar , being duly sworn according to law, deposes and says that he is one of the signers of the within petition, and that the signatures appearing thereon are the true and genuine signatures of the persons named.

Antoni Wojinar

Sworn and subscribed before me
this 19 day of March, 1940

Freeda McWilliams

Notary Public

My commission expires Feb. 18, 1941

NOTICE

TO ALL PERSONS INTERESTED

Be it known that on the 22 day of May, 1940 the Council of the Borough of Donora, upon petition of a majority in interest and number of the owners of property abutting on Sixth Street, between Castner and Waddell Avenues, adopted the following Ordinance providing for the grading, curbing and paving of Sixth Street between the Avenues aforesaid, two-thirds of the total cost and expense of which is to be assessed against the abutting property holders according to the foot front rule.

Any person interested in such matter and denying the fact that said petition was so signed may appeal to the Court of Common Pleas of this County within 30 days from the passage of such ordinance. Otherwise, the Borough will proceed with the improvement and thereafter all parties shall be stopped from denying the fact that such petition was so signed by the requisite number of property owners.

Such petition is on file with the Secretary of the Council of the Borough of Donora at the Municipal Building, where it may be examined by any person interested.

BOROUGH OF DONORA, PA.

By Geo. W. Allen,
Secretary of Council

STATE OF PENNSYLVANIA :
COUNTY OF WASHINGTON : ss

Perry Wickerham, being duly sworn according to law,
deposes and says that he is one of the signers of the within petition, and
that the signatures appearing thereon are the true and genuine signatures of the
persons named.

Sworn and subscribed before me
this 1 day of Oct. 1937.

J. Glenn Baker
Notary Public

My Commission Expires: