

RESOLUTION 2002- 08

A RESOLUTION by the Board of Supervisors of West Pennsboro Township, Cumberland County, Pennsylvania authorizing the taking by condemnation for temporary and permanent easements for the installation of a public sewer system, in West Pennsboro Township, Cumberland County, Pennsylvania.

WHEREAS West Pennsboro Township desires to acquire temporary and permanent easements on certain tracts of land situated in West Pennsboro Township for said purpose, which properties are identified as follows; and

WHEREAS the Township has been unable to reach agreement with the owner of the subject tract to acquire the necessary easements by amicable means; and

WHEREAS Sections 2501 and 2505 of the Second Class Township Code (53 P.S. Sections 67501 and 67505) authorize Townships of the Second Class to acquire land for pubic sewer system purposes in accordance with the provisions of the Eminent Domain Code of Pennsylvania (26 P.S. 1-101 et. seq.; and

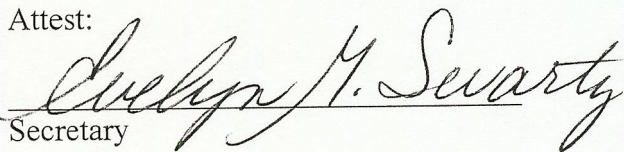
NOW THEREFORE, it is hereby resolved by the Board of Supervisors of West Pennsboro Township, Cumberland County, Pennsylvania, that the Township select and acquire by the right of eminent domain those temporary and permanent easements more fully described in the plan attached hereto as Exhibit "A." over, under and across lands now or formerly of Herbert W. Myers and Anne M. Myers, of 1545 McCoy Rd., Huntington, WV 25701, said parcel being known as 1020 Creek Rd., Parcel No. 46-07-0475-028A, being known as 136 Greason Rd., said owners having a mailing address of 136 Greason Rd., Carlisle, PA 17013.

FURTHER, the Chairman of the Board of Supervisors is hereby authorized to file with the Court of Common Pleas of Cumberland County a Declaration of Taking of the above-mentioned temporary and permanent easements, and to take any further action that may be necessary or desirable to carry out the intent and purposes of this Resolution.

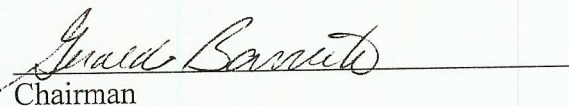
AND FURTHER, the amount of damages, when determined, shall be paid out of the general funds of West Pennsboro Township.

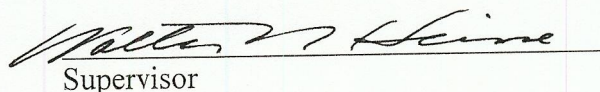
RESOLVED this 4 day of December, 2002 by the Board of Supervisors of West Pennsboro Township.

Attest:


Secretary

Board of Supervisors of West Pennsboro Township


Chairman


Supervisor

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of the Resolution adopted by West Pennsboro Township at a meeting held on December 4, 2002.

WEST PENNSBORO TOWNSHIP

By: *Evelyn Swartz*
Evelyn Swartz, Secretary