

ORDINANCE # _____

**AN ORDINANCE OF THE BOROUGH OF FREEPORT, ARMSTRONG COUNTY,
COMMONWEALTH OF PENNSYLVANIA DECLARING THE BOROUGH'S
INTENTION TO ACQUIRE RIGHTS-OF-WAY FOR THE PURPOSES OF
CONSTRUCTING SEWER LINES.**

WHEREAS the Borough of Freeport has been required by the Pennsylvania Department of Environmental Protection to make certain upgrades to its sewage disposal system including but not limited to modifying an existing overflow system; and

WHEREAS in order to make said upgrades the most cost effective method is by redirecting a current overflow system; and

WHEREAS in order to facilitate the project, it is necessary that the Borough acquire temporary surface easements/rights-of-way for construction, and permanent underground easements/rights-of-way for pipelines.

NOW THEREFORE it is hereby ordained and enacted by the Borough of Freeport as follows:

Section 1. The Borough of Freeport intends to acquire, enter upon, take, use, and appropriate private land as defined in Section 2 herein for the purposes of upgrading its sanitary sewer system.

Section 2. The lands involved are property now or formerly of the following:

- a) Pennsylvania Fish and Boat Commission, Tax Map Numbers 17-196.12-01-01 and 17-196.12-01-02;
- b) W.R. Capenos, Tax Map Number 17-196.12-01-18;
- c) Jesse & Katherine Fryar, Tax Map Number 17-196.12-01-25; and
- d) James A. & Kaye Schriver, Tax Map Number 17-196.12-01-24.

Section 3. The interest to be acquired are a temporary surface easement/right-of-way for construction purposes and a permanent underground easement/right-of-way for sewer pipes with restrictions on any further surface construction.

Section 4. A copy of the drawings and plans can be inspected at the Freeport Borough Municipal Building during regular business hours.


Section 5. The Borough Solicitor is authorized and directed to acquire the easements/rights-of-way by purchase and/or eminent domain.

ORDAINED and ENACTED this 6th day of March, 2017.

Borough of Freeport


by: RICHARD HASTINGS
President of Council

ATTEST:


CAROL CRYTZER,
Borough Secretary

Approved as to form and substance:


JAMES SWARTZ, Mayor