ORDINANCE BOOK

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ORDINANCE NO. 158

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1950 AND APPROPRIATING SPECIFIC SUMS, ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I: That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1950, as follows: Tax Rate for General Township purposes, the sum of ten (10) mills on each dollar of assessed valuation, or the sum of one dollar on each hundred dollars of assessed valuation.

The same being summarized as follows:

Tax Rate for General Township Purposes	Ten Mills on each dollar Of Assessed Valuation.

$1.00 Dollar on each Hundred Dollars of Assessed Valuation.

SECTION II: That for the expenses of the Township for the fiscal year 1950 the following amounts are hereby appropriated from the revenue available for the current year for the specific purposes set forth below, which amounts are more fully itemized in the Budget form -- Schedule B.

General Operating Funds

Summary of Estimated Receipts

Cash and Securities for Appropriation	$ 5,673.72
Receipts From Taxes of Prior Years	9,500.00
Receipts From Current Tax Levy	26,766.16
Other Revenue Receipts	2,172.00
Total Estimated Receipts & Cash	$44,111.88

Summary of Appropriations

1.	General Government:	
	Administration	$ 5,845.00
	Treasurer and Tax Collector	1,650.00
	Township Buildings	905.00
	Total	$ 8,400.00
2.	Protection to Persons and Property	
	Police	$ 1,485.00
	Fire	9,940.00
	Building Regulation and Zoning	505.00
	Total	$11,930.00
3.	Health and Sanitation	
	Health Bureau	$ 125.00
	Ash & Rubbish Collection & Disposal	100.00
	Total	$ 225.00
4.	Highways	
	Streets and Bridges	$13,440.00
	Street Lighting	3,000.00
	Total	$16.440.00
8.	Miscellaneous	
	Patriotic and Civic Celebration	$ 25.00
	Refunds	50.00
	Total	$ 75.00
9.	Unpaid Bills of Prior Years	
	Total	$ 6,739.91
	Debt Service	
12.	Interest	$ 250.00
	Total Appropriations from General Operating Funds	$44,091.91

SECTION III: An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township of Wilkins, Pennsylvania.

SECTION IV: That any Ordinance, or part of Ordinance conflicting with this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED THIS THIRD DAY OF APRIL, 1950

(Signed) James J. Watt
President of the Board of
Township Commissioners.

ORDINANCE NO. 159

NO RECORD AVAILABLE

ORDINANCE NO. 160

AN ORDINANCE VACATING A PORTION OF THE OLD LINHART ROAD, A PUBLIC HIGHWAY IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of Wilkins Township, Allegheny County, Pennsylvania, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That a portion of the old Linhart Road, a public highway in the Township of Wilkins, Allegheny County, Pennsylvania, commencing at Highway Department Station 25 plus 31, thence running in an eastwardly direction to State Highway Station 38 plus 34, being approximately 1,303 feet in length, is hereby vacated.

SECTION 2. That any ordinance, or ordinances, or parts of any ordinances, conflicting with provisions of this ordinance, be, and the same is hereby repealed insofar as the same conflicts with this ordinance.

ORDAINED AND ENACTED into law this 3 day of July, 1950.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

By James J. Watt (Signed)
President.

ATTEST:

John A. Bendot (Signed)
Secretary.

****

Examined and approved by me this 3 day of July, 1950.

Frank Reich, Solicitor.

R E L E A S E

WHEREAS, the Township of Wilkins is preparing to vacate a certain portion or part of the old road bed of the old Linhart Road and described as follows:

> All that portion or part of a Township Road, formerly a part of the old Linhart Road, extending from the easterly line of State Highway Route 503 in an easterly direction to the center line of Thompson Run in the line between Wilkins and Patton Townships, the center line of which is hereinafter described, to-wit:
>
> Beginning at a point where the center line of said Township Road intersects the easterly line of State Highway Route 503, near the South end of the arch, known locally as Hump Arch, under the tracks of the Union Railroad Company; thence, North 72°48' East, four hundred seventy-seven (477) feet to a point; thence, North 62° 59' East, three hundred fourteen (314) feet to a point; thence, North 56° 04' East, two hundred eighty-six (286) feet to a point; thence, North 50 °39' East, one hundred thirty-six (136) feet to a point; thence, South 62 ° 17' East, forty-nine (49) feet to a point in the center line of Thompson Run in the line between Wilkins and Patton Townships.
>
> The length of the highway involved is about one thousand two hundred sixty-two (1,262) feet.

and

WHEREAS, as a condition precedent to said vacation, the Board of Township Supervisors of the Township of Wilkins requires that all parties in interest give a full and complete release to the Township of Wilkins for any and all claims for damages due to said vacation; and

WHEREAS, Bessemer and Lake Erie Railroad Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, is the owner of all the land abutting the aforesaid old road bed of the old Linhart Road about to be vacated, which land has been leased for a period of nine hundred ninety (990) years to Union Railroad Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the vacation of a portion or section of the old road bed of the old Linhart Road, as hereinbefore described, and other good and valuable considerations, the said

Bessemer and Lake Erie Railroad Company and Union Railroad Company do for themselves, their successors and assigns, hereby release, remise, quitclaim and forever discharge the Township of Wilkins from any and all claims for liability, direct or indirect, of whatsoever nature and description, in law or in equity, or otherwise, arising from the vacation of said portion of the old roadbed of the old Linhart Road, as hereinbefore described, and do join in the prayer of the Petition to the Court of Quarter Sessions of Allegheny County, Pennsylvania, for authority to the Township of Wilkins to vacate said road. Said Bessemer and Lake Erie Railroad Company and Union Railroad Company hereby waive any further notice to them that may be required under the laws of the Commonwealth of Pennsylvania for the aforesaid vacation.

IN WITNESS WHEREOF, Bessemer and Lake Erie Railroad Company and Union Railroad Company have caused this instrument to be signed by their Presidents, duly attested by their Secretaries, and their official selas hereunto affixed, all the 28th day of April, 1950.

ATTEST: BESSEMER AND LAKE ERIE RAILROAD CO.

..E..C..McHugh..... By.....
Secretary President

ATTEST: UNION RAILROAD COMPANY

E. C. McHugh
..... By.....
Secretary President

ORDINANCE NO. 161

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND ADDING TO THE PROVISIONS OF ORDINANCE NO. 148 BY ESTABLISHING ADDITIONAL MINIMUM REQUIREMENTS AS TO THE ACCEPTANCE BY THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, OF ROADS, STREETS, ALLEYS AND DRAINAGE FACILITIES OF THE SAME AS A PART OF THE PUBLIC ROAD AND STREET SYSTEM OF THE TOWNSHIP OF WILKINS AND AS TO CURB REQUIREMENTS OF SAID ROADS, STREETS, ALLEYS AND PLANS SHOWING THE SAME.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That heating "Concrete Curb", paragraph "A", shall, and is hereby amended to include the following:

"Or a concrete curb of dimensions conforming with 'Borough Standards' which are attached hereto and made a part hereof, and which 'Borough Standards' shall at all times be a part of this Ordinance and on file in the Office of the Township Secretary. Said curb must be constructed on both sides of all streets."

SECTION 2. That heading "Concrete Curb", sub-heading "Construction Methods", marked paragraph "C" shall and is hereby amended to include the following:

"Or the trench curb shall be excavated true to line and grade, conforming with 'Borough Standards', which are attached hereto and made a part hereof, and which 'Borough Standards' shall at all times be a part of this Ordinance and on file in the office of the Township Secretary. The sides of the trench shall be vertical."

SECTION 3. That any Ordinance, or part of any Ordinance, conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 15th day of November, 1950.

Richard B. Rose,
President of Board of Township Commissioners of Wilkins Twp.

ATTEST: M. Jos. Martinelli
M. Joseph Martinelli
Secretary.

ORDINANCE NO. 162

AN ORDINANCE VACATING A PORTION OF HORNING ROAD, A ROADWAY LAID OUT IN THE PLAN OF THE NEW YORK AND CLEVELAND GAS COAL COMPANY PLAN, SECTION "D", IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That a portion of Horning Road, as laid out in the New York and Cleveland Gas Coal Company Plan of Lots, Section "D", of record in Plan Book Vol. 5, pages 16 and 17, beginning at the intersection of Curry Avenue and Horning Road at the easterly corners of Horning Road, thence throughout the width of Horning Road in a southeasterly direction and northeasterly direction through the intersection of Coal Street and in a northerly direction to the southeasterly and westerly corners of Negley Road, as the same is shown on a plan attached and made a part of this Ordinance, and the portion to be vacated to be marked in red, is hereby vacated.

SECTION 2. That any ordinance, or ordinances, or parts of ordinances, conflicting with the provisions of this ordinance, be, and the same is hereby repealed insofar as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 4th day of December, 1950.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose,
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Copy of Plan may be inspected at home of Township Sec., 703 McMasters Avenue, Turtle Creek, Pennsylvania.

ORDINANCE NO. 163

AN ORDINANCE VACATING A PORTION OF NEGLEY ROAD, A ROADWAY LAID OUT IN THE PLAN OF THE NEW YORK AND CLEVELAND GAS COAL COMPANY PLAN, SECTION "D", IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That a portion of Negley Road, as laid out in the New York and Cleveland Gas Coal Company Plan of Lots, Section "D", of record in Plan Book Vol. 5, pages 16 and 17, beginning at the intersection of Negley Road and Well Road at the southeasterly corner of said intersection, and thence continuing across Negley Road to the northeasterly corner of said Negley Road and Well Road, and thence in an easterly direction, including all of Negley Road to the intersection of Negley Road and Horning Road, as the same is shown on a plan attached and made a part of this ordinance, and the portion to be vacated to be marked in red, is hereby vacated.

SECTION 2. That any ordinance, or ordinance, or parts of ordinances, conflicting with the provisions of this ordinance, be, and the same is hereby repealed insofar as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 4th day of December, 1950.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Joseph Martinelli
Secretary

Copy of Plan may be inspected at home of Township Secretary, 703 McMasters Avenue, Turtle Creek, Pennsylvania.

ORDINANCE NO. 164

AN ORDINANCE VACATING A PORTION OF COAL STREET, A ROADWAY LAID OUT IN THE PLAN OF THE NEW YORK AND CLEVELAND GAS COAL COMPANY PLAN, SECTION "D", IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That a portion of Coal Street, as laid out in the New York and Cleveland Gas Coal Company Plan of Lots, Section "D", of record in Plan Book Vol. 5, pages 16 and 17, beginning at the intersection of Coal Street and Curry Avenue on the easterly corners of Curry Avenue, thence in an easterly direction including all of Coal Street through its intersection with Well Road and its intersection with Horning Road and for a distance of 150 feet beyond said last mentioned intersection of Horning Road, as is shown on the plan attached hereto and made a part hereof, and the portion to be vacated being marked in red, is hereby vacated.

SECTION 2. That any ordinance, or ordinances, or parts of ordinances, conflicting with the provisions of this Ordinance, be, and the same is hereby repealed insofar as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 4th day of December, 1950.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President.

ATTEST:
M. Jos. Martinelli
M. Joseph Martinelli
Secretary.

Copy of Plan may be inspected at home of Township Secretary, 703 McMasters Avenue, Turtle Creek, Pennsylvania.

ORDINANCE NO.165

AN ORDINANCE VACATING A PORTION OF WELL ROAD, A ROADWAY LAID OUT IN THE PLAN OF THE NEW YORK AND CLEVELAND GAS COAL COMPANY PLAN, SECTION "D", IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION 1. That a portion of Well Road, as laid out in the New York and Cleveland Gas Coal Company Plan of Lots, Section "D", of record in Plan Book Vol. 5, pages 16 and 17, beginning at the intersection of said Well Road and Coal Street on the northerly side of said Coal Street, and thence extending along its width to the southerly line of Negley Road, as is more particularly set forth in the plan attached hereto and made part hereof, and the portion to be vacated being marked in red, is hereby vacated.

SECTION 2. That any ordinance, or ordinances, or parts of ordinances, conflicting with the provisions of this ordinance be, and the same is hereby repealed insofar as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 4th day of December, 1950.

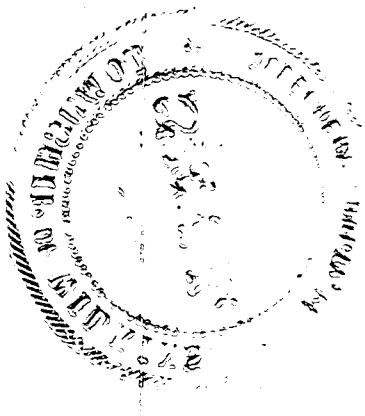
BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By: Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Joseph Martinelli
Secretary.

Copy of Plan may be inspected at home of Township Secretary, 703 McMasters Avenue, Turtle Creek, Pennsylvania.



ORDINANCE NO. 166

AN ORDINANCE AUTHORIZING AND DIRECTING THE DUQUESNE LIGHT COMPANY TO FURNISH ELECTRIC LIGHT FOR THE STREETS AND HIGHWAYS OF THE TOWNSHIP OF WILKINS, OF THE COUNTY OF ALLEGHENY, AND STATE OF PENNSYLVANIA, FOR AND DURING THE PERIOD OF FIVE (5) YEARS, AND PROVIDING FOR PAYMENT BY THE SAID MUNICIPALITY FOR SAID SERVICE.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins of the County of Allegheny, State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Duquesne Light Company be and it is hereby authorized and directed to supply electric light for the streets and highways of the Township of Wilkins of the County of Allegheny and State of Pennsylvania, for and during the term of Five (5) years, from April 1, 1951, and thereafter from year to year until cancelled by either party giving to the other 60 days notice in writing prior to the end of the current term not, however, exceeding a total of 5 years, from the following lamps:

110-250 Candle Power Street Lamps: Fixtures, F1A; Brackets, B1S 384 ft.--Overhead Extension and electric light during any remaining unexpired portion of the aforesaid term from such additional lamps of the type or types here-in-before specified, or of any other type or types of lamps specified in the Rate hereinafter mentioned in Section 2, as the said municipality may order installed from time to time.

SECTION 2. The aforesaid service shall be supplied to the said Municipality at the rates and in accordance with the Terms and Conditions of the said Light Company's Published Schedule of Rates on file with the Pennsylvania Public Utility Commission (the rate at this time for this service being Rate S of the Light Company's Schedule Electric--Pa. P.U.C. No. 9) and such changes and modifications as may be lawfully made in said Schedule.

SECTION 3. Upon the acceptance of this Ordinance by said Light Company, within ninety (90) days from the enactment hereof, it shall inure to the benefit of and be binding upon the said municipality and said Light Company, and their successors and assigns, respectively.

SECTION 4. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance be and the same are hereby repealed insofar as the same affect this Ordinance.

ORDAINED AND ENACTED into a law this 5th day of March, A.D., 1951.

Richard B. Rose
President, Board of Commissioners.

ATTEST:
M. Joseph Martinelli
M. Joseph Martinelli
Secretary

APPROVED this 5th day of March, 1951.

ORDINANCE NO. 167

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1951.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax be and the same is hereby levied on all property and occupations within the said Township subject to taxation for Township purposes for the fiscal year 1951, as follows:

Tax rate for general Township Purposed, the sum of ten (10) mills on each dollar of assessed valuation.

SECTION 2. That any Ordinance, conflicting with this Ordinance, be, and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 21st day of March, A. D. 1951.

Richard B. Rose
Richard B. Rose
President, Board of Township

ATTEST: M. Jos. Martinelli
M. Joseph Martinelli
Secretary

ORDINANCE NO. 168

AN ORDINANCE INCREASING THE BONDED INDEBTEDNESS OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, BY AN ISSUE OF COUPON BONDS IN THE AMOUNT OF THIRTY THOUSAND ($30,000.00) DOLLARS, FOR SUNDRY PURPOSES; FIXING THE FORM, NUMBER, DATE, INTEREST AND MATURITY THEREOF; LEVYING A TAX FOR PAYMENT OF DEBT SERVICE CHARGES; AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF, AND MAKING AN APPROPRIATION.

WHEREAS, it is necessary that the bonded indebtedness of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, be increased by the amount of Thirty Thousand ($30.000.00) Dollars for the following purposes: Grading, paving, repaving and otherwise permanently improving streets and roads in the Township; constructing retaining walls and abutments along certain roads and streets; purchasing road equipment and proper coverings therefor; and funding a judgment against the Township in the amount of Four Thousanding Five Hundred Dollars ($4,500.00);

NOW THEREFORE BE IT ORDAINED AND ENACTED by the Board of Township Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION 1. That the bonded indebtedness of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, be and the same is hereby increased by the amount of Thirty Thousand ($30,000.00) Dollars for the said purposes.

SECTION 2. Said indebtedness shall be evidenced by thirty (30) general obligation bonds in coupon form, numbered consecutively from one (1) to thirty (30) both numbers inclusive, each in the principal sum of One Thousand ($1,000.00) Dollars, dated and bearing interest from the first day of April, 1951, at the rate of (2¼%) per centum per annum payable semi-annually on the first day of the months of April and October in each year during the term of said bonds which shall mature in numerical order and be paid as follows:

Bonds No. 1 to 3 both inclusive,
$3,000.00, October 1st, 1952.

Bonds Nos. 4 to 6 both inclusive,
$3,000.00, October 1st, 1953

Bonds Nos. 7 to 9 both inclusive,
$3,000.00, October 1st, 1954.

Bonds Nos. 10 to 12 both inclusive,
$3,000.00, October 1st, 1955.

Bonds Nos. 13 to 15 both inclusive,
$3.000.00, October 1st, 1956.

Bonds Nos. 16 to 18 both inclusive,
$3,000.00, October 1st, 1957.

Bonds Nos. 19 to 21 both inclusive,
$3,000.00 October 1st, 1958.

Bonds Nos. 22 to 24 both inclusive,
$3,000.00, October 1st, 1959.

Bonds Nos. 25 to 27 both inclusive,
$3,000.00, October 1st, 1960.

Bonds Nos. 28 to 30 both inclusive,
$3,000.00, October 1st, 1961.

The principal and interest of said bonds shall be payable at the Mellon National Bank and Trust Company, Turtle Creek Office, Turtle Creek, Pennsylvania, without deduction for any taxes, except gift, succession and inheritance taxes, which may be levied or assessed thereon or on the debt secured thereby pursuant to any present or future law of the Commonwealth of Pennsylvania, all of which taxes the Township of Wilkins assumes and agrees to pay as the same may be from time to time assessed thereon.

SECTION 3. The period of usefulness of the property and improvements for which the said bonds are to be issued is twelve years.

SECTION 4. The said bonds are hereby declared to be general obligations of the Township of Wilkins and shall pledge the full faith and credit of the Township.

SECTION 5. This section contains the form of bond and coupons.

SECTION 6. The President and Secretary of the Board of Township Commissioners and the Treasurer of the Township are hereby authorized and directed to execute said bonds on behalf of the Township and to affix thereto its common and corporate seal and to cause the coupons to be authenticated by the facsimile signature of the Treasurer. The Treasurer is hereby authorized and directed to deliver said bonds to the purchaser and receive payment therefor on behalf of the Township after sale of the bonds in the manner required by law; provided, however, that said bonds shall not be sold for less than their par value with accrued interest to the date of delivery and payment.

SECTION 7. There is hereby levied and assessed upon all persons and property subject to taxation for Township purposes an annual tax in each of the following fiscal years of so many mills as will yield amounts sufficient for the payment from time to time of interest convenanted to be paid on said bonds and the principal thereof at maturity:

For the year 1952	$4,012.50
For the year 1953	$3,607.50
For the year 1954	$3,540.00
For the year 1955	$3,472.50
For the year 1956	$3,405.00
For the year 1957	$3,337.50
For the year 1958	$3,270.00
For the year 1959	$3,202.50
For the year 1960	$3,135.00
For the year 1961	$3,067.50

which taxes are sufficient for and shall be applied excusively to said debt service charge as the same shall from time to time become due and payable. The collection of said tax shall commence with the fiscal year beginning 1952 being the first fiscal year following the issue of said bonds.

SECTION 8. There is hereby established a sinking fund for the payment of the bonds hereby authorized, said fund to be known as Sinking Fund No. 1. All moneys realized from the taxes hereby levied shall be paid into the sinking fund hereby created as collected, and shall be applied exclusively to the payment of the principal of said bonds at maturity and interest and state tax thereon meanwhile, to which purpose they are hereby irrevocably pledged.

SECTION 9. There is hereby appropriated from the general funds of the Township the sum of ($337.50) for the purpose of meeting the requirements of this issue of bonds for debt service charges pending the collection of the tax levied for that purpose, and such amount so appropriated and used shall be repaid out of the proceeds of the tax collected the first year after the issue of said bonds.

SECTION 10. It is hereby declared that the debt to be incurred hereby together with the existing net debt of the Township is not in excess of any constitutional or statutory limitation, and the President and Secretary of the Board of Township Commissioners are hereby authorized and directed to prepare, verify and file with the Clerk of the Court of Quarter Sessions of Allegheny County, the statement required by the Act of Assembly, approved June 25th, 1941, P.L. 159, as amended and to do and perform all other acts proper in connection therewith.

SECTION 11. All Ordinances or parts of Ordinances not in accord with this Ordinance are hereby repealed insofar as they conflict herewith.

ORDAINED AND ENACTED into law by the Board of Township Commissioners of the Township of Wilkins, this 2nd day of April, A.D. 1951, in lawful session regularly assembled.

Richard B. Rose

Richard B. Rose
President, Board of Township Commissioners.

(Township Seal)

ATTEST: M. Jos. Martinelli

M. Joseph Martinelli
Secretary

CERTIFICATE

I, M. Joseph Martinelli, Secretary of the Board of Township Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, do hereby certify that the foregoing and attached is a true copy of Ordinance No. 168, which was duly enacted at a regular meeting of the Board of Township Commissioners held the second day of April, 1951, at which a quorum was present;

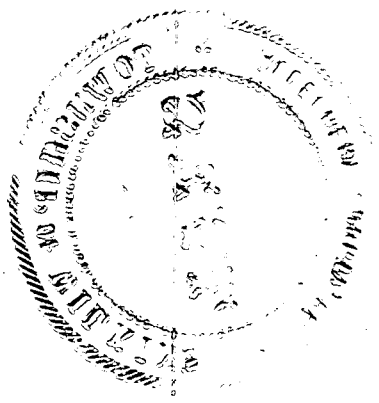
that the same was duly recorded in Ordinance Book Volume 2 at page 225 and was published as required by law in the Independent, a newspaper of general circulation in the Township, there being no newspaper published therein. I further certify that the total number of members of the Board of Commissioners is 5 and that the vote upon said Ordinance was called and duly recorded upon the minutes of the Board and that the members of the Board voted in manner following:

Richard B. Rose ---------- Aye
Dominic J. Aiello --------- Aye
Helen V. Delaney---------- Aye
Joseph E. Augustine ------- Aye
John F. Roolf ---------- Aye

WITNESS my hand and the seal of the Township of Wilkins this 2nd day of April, 1951. M. Jos. Martinelli

M. Joseph Martinelli
Secretary.

(Township Seal)



ORDINANCE NO. 169

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP GARDENIA DRIVE AS SHOWN IN REVISED CHURCHILL ESTATE PLAN NO. 3 AND A PART OF KATHERINE DRIVE AS SHOWN IN CHURCHILL ESTATE PLAN NO. 2.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Township of Wilkins accept, and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township a street known as Gardenia Drive as shown in Revised Churchill Estate Plan No. 3, and a part of a street known as Katherine Drive as shown in Churchill Estate Plan No. 2 as is more particularly described by the center line thereof:

BEGINNING at the intersection of the center line of Gardenia Drive with the northerly line of lot No. 42 produced, as the same appears on Revised Churchill Estates Plan No. 3 recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol. 47, Page 22; thence along the center line of Gardenia Drive in said plan by a curve to the left having a radius of 160.00 feet an arc distance of 266.82 feet to a point; thence continuing along the same by a curve to the left having a radius of 117.20 feet an arc distance of 154.96 feet to a point; thence continuing along the same N 21° 30' E, a distance of 67.51 feet to a point; thence continuing along the same by a curve to the left, having a radius of 102.48 feet an arc distance of 70.74 feet to a point of revise curve on the dividing line between the aforesaid Revised Churchill Plan No. 3 and Churchill Estates Plan No. 2 as the same is of record in the before mentioned Recorders Office in Plan Book Vol. 40, page 180; thence along the center line common to Gardenia Drive in the aforesaid Revised Churchill Estates Plan No. 3 and Katherine Drive in aforesaid Churchill Estates Plan No. 2 by a curve to the right having a radius of 275 feet an arc distance of 45.19 feet to a point; thence along the center line of Katherine Drive in the aforesaid Churchill Estates Plan No. 2 by a curve to the right having a radius of 275 feet an arc distance of 125.67 feet to a point; thence continuing along the same N 17° 28' E, a distance of 9.33 feet to a point.

Being a total length of 740.22 feet.

SECTION 2. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 27th day of August, A.D. 1951.

Richard B. Rose

Richard B. Rose
President of the Board of
Township Commissioners.

ATTEST: M. Jos. Martinelli

M. Joseph Martinelli
Secretary

Examined and approved by me this 27th day of August, 1951.

Solicittor
Frank Reich

ORDINANCE NO. 170

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, DOWLING AVENUE AS SHOWN IN GILMORE PLAN NO. 1, AND GEORGE DOWLING PLAN.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Township of Wilkins accept, and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township a street known as Dowling Avenue as shown in Gilmore Plan No. 1, and George Dowling Plan as is more particularly described by the center line thereof as follows:

BEGINNING at the intersection of the Churchill Borough--Wilkins Township line with the center line of Dowling Avenue, as the same is of record in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book Vol. 41, page 163; thence along the center line of Dowling Avenue S 32° 26' E a distance of 7.77 feet to a point; thence by the same by the arc of a circle curving to the left having a radius of 335 feet for a distance of 259.34 feet to a point; thence by the same by the arc of a circle curving to the right having a radius of 225 feet for a distance of 147.35 feet to a point; thence by the same S 39° 16' E as distance of 283.64 feet to a point; thence by the same arc of a circle curving to the right having a radius of 125 feet for a distance of 48.36 feet to a point; thence by the same S 17° 06' E for a distance of 156.58 feet to a point; thence by the same by the arc of a circle curving to the left having a radius of 125 feet for a

distance of 45.89 feet to a point; thence by the same S 38° 08' E a distance of 179.15 feet to a point; thence by the same by the arc of a circle curving to the right having a radius of 125 feet for a distance of 141.60 feet to a point; thence by the same by the arc of a circle curving to the left having a radius of 180 feet for a distance of 185.98 feet to a point; thence by the same 32 42' E a distance of 25.00 feet to a point at the intersection of the center line of said Dowling Avenue with the dividing line between the aforesaid Gilmore Plan No. 1 and Dowling Plan as the same is of record in the Recorder's Office of the aforesaid County and State in Plan Book Vol. 33, page 124.

and

Thence continuing along the center line of Dowling Avenue, in the aforesaid Dowling Plan, from its intersection with the dividing line between the aforesaid Dowling Plan and the aforesaid Gilmore Plan No. 1, S 33° 00' E for a distance of 360.00 feet to a point at the intersection of the center line of Dowling Avenue with the northerly line of Elizabeth Street in the said Dowling Plan.

SECTION 2. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 10th day of September, 1951.

Richard B. Rose
Richard B. Rose
President of the Board of
Township Commissioners.

ATTEST: M. Jos. Martinelli

M. Joseph Martinelli
Secretary.

Examined and approved by me this 10th day of September, 1951.

Frank Reich,
Secretary.

ORDINANCE NO. 171

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROHIBITING THE DISCHARGE OF FIREARMS OR AIR GUNS WITHIN THE TOWNSHIP OF WILKINS, EXCEPT UNDER CERTAIN CONDITIONS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY the Board of Commissioners of the Township of Wilkins and it is hereby enacted by the authority of the same as follows:

SECTION 1. Definitions. The following words and phrases when used in this Ordinance shall have the meanings ascribed in this section unless the context clearly indicates a different meaning:

(a) "Fire Arm" shall mean any pistol, revolver, rifle or shotgun which discharges bullet, cartridge, shell, shot or other missile propelled by the burning or explosion of gun powder.

(b) "Air Gun" shall mean any air gun which does not contain air under high pressure from pumping or other means but which derives its force from a spring which is set by a simple cocking operation and discharges missiles through a smooth barrel at a muzzle velocity of less than four hundred (400) feet per second.

(c) Farm, wooded or unhabited land shall mean land devoted to agriculture and actually being cultivated for that purpose; wooded land means land covered predominantly by woods; all having an area of not less than five (5) acres.

(d) Roads, streets and lanes shall mean any and all avenues used for vehicular or pedestrian traffic.

SECTION 2. From and after the effective date of this Ordinance, no fire arm or air gun as defined in this Ordinance shall be fired or discharged anywhere within the corporate limits of the Township of Wilkins, except in the defense of person or property, and except by persons engaged in police duties, and except as is hereinafter provided.

SECTION 3. From and after the effective date of this Ordinance, no toy air gun as defined in this Ordinance shall be fired or discharged within the corporate limits of the Township of Wilkins, except where the firing or discharge of the toy air gun and the flight of its missile are confined entirely to the user's own property or the premises of another with his express consent.

SECTION 4. That the provisions of this Ordinance shall not be enforced during the hunting season, with respect to any person or persons lawfully licensed to engage in the act or sport of hunting, providing nevertheless that such person or persons so engaged in hunting shall act in full compliance with the hunting laws of the Commonwealth of Pennsylvania, and provided further that such person or persons shall only engage in the act or sport of hunting on a farm, wooded or unhabited lands as is herein defined with the written consent of the owner of such farm, wooded or unhabited land which written consent must at all times be in the possession of the person or persons engaged in the act or sport of hunting. Provided further, that no fire arm or air gun shall be fired or discharged by any such person or persons within three hundred (300) feet of any barn, shed, or enclosure in which are contained or enclosed cattle, fowl, or live stock, or within three hundred (300) feet of any dwelling house, residence or other building or camp, road, street or lane.

SECTION 5. Any parent of a child who has not reached his or her eighteenth (18th) birthday who knowingly permits such child to violate the provisions of this Ordinance shall upon conviction be subject to the penalties hereinafter provided.

SECTION 6. Any person violating any of the provisions of thismary conviction before any Justice of the Peace of the Township and shall be subject to a fine not in excess of Fifty ($50.00) Dollars for each and every offense and the cost thereof, and in default of payment may be compelled to undergo imprisonment for a period not exceeding thirty (30) days.

SECTION 7. Should any section or provision of this Ordinance be declared by the courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 8. Any Ordinance or part of any Ordinance conflicting with the provisions of this Ordinance, be, and the same is hereby repealed so far as the same affects this Ordinance.

ORDAINED AND ENACTED into a law this 19th day of November, A.D.1951.

Richard B. Rose

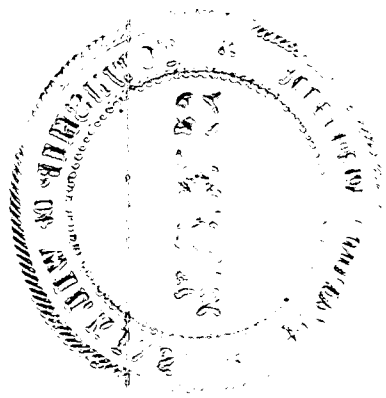
Richard B. Rose
President of the
Board of Commissioners

ATTEST: M. Jos. Martinelli

M. Joseph Martinelli
Secretary

Examined and approved by me this 19th day of November, 1951.

Frank Reich,
Solicitor.



ORDINANCE NO. 172

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND SUPPLEMENTING THE PROVISIONS OF ORDINANCE NO. 145 BY MAKING IT ILLEGAL AND UNLAWFUL FOR A VEHICLE TO PASS ANOTHER IN A MARKED "NO PASSING ZONE" UPON THE PUBLIC STREETS AND HIGHWAYS IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA.

BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, and it is hereby enacted by the authority of the same as follows:

SECTION 1. That is is hereby made illegal and unlawful for any person in the operation of a motor vehicle to pass another motor vehicle on any highways, street or alley in the Township of Wilkins, Allegheny County, Pennsylvania, where said highway, street or alley is marked and designated as a "No Passing Zone."

SECTION 2. Any person violating any of the provisions of this Ordinance shall upon conviction thereof before a Justice of the Peace be subject to a fine of not less than One ($1.00) Dollar and not more than Ten ($10.00) Dollars and costs of prosecution, and, in default of payment thereof, shall undergo imprisonment of five (5) days in the Allegheny County Jail.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED into a law this 19th day of November, A.D. 1951.

Richard B. Rose
President of the
Board of Commissioners of
Wilkins Township

ATTEST: M. Jos. Martinelli
M. Joseph Martinelli
Secretary

Examined and approved by me this 19th day of November, 1951.

Frank Reich,
Solicitor.

ORDINANCE NO. 173

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING, AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM U-1 A-1 CLASSIFICATION TO U-1 A-2 CLASSIFICATION; ESTABLISHING A TIME PERIOD DURING WHICH BUILDING PERMITS ARE VALID AND REQUIRING A NEW APPLICATION, NEW BUILDING PERMIT AND NEW FEE THEREAFTER AND REMOVING THE FEE RESTRICTION CONTAINED IN SAID ORDINANCE. FURTHER RESTRICTING AND LIMITING THE ERECTION, USE AND PLACING OF SIGNS AND SIGNBOARDS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the following described property is hereby reclassified from a U-1 A-1 district to a U-1 A2 district.

All that certain lot or piece of ground situate in the Township of Wilkins, County of Allegheny, and Commonwealth of Pennsylvania, being bounded and described as follows, to wit:

BEGINNING at a point on the southwesterly side of a public road, 40 feet wide, known as Churchill Road, and at the northerly line of property now or formerly of Enos C. Townsley, et ux, said point of beginning being the southeastwardly corner of the tract herein described; thence by land now or late of said Enos C. Townsley, et ux, and Edgewood Country Club, South 71° 18' West, for a distance of Four Hundred Eighteen and Seventy-three Hundredths (418.73) feet to a point designated by a post in a stone wall; thence North 25° 56' West along property of Edgewood Country Club for a distance of Five Hundred Seventy-seven and five tenths (577.5) feet to a point designated by an iron pipe; thence still along property of Edgewood Country Club, North 11° 30' East for a distance of Forty and Sixty-four Hundredths (40.64) feet to a point designated by an iron pipe; thence still by line of Edgewood Country Club, North 63° 34' East for a distance of Three Hundred Forty (340) feet to the southwesterly side of Churchill Road aforesaid; thence along said side of Churchill Road, in a southeasterly direction by the arc of a circle bearing to the right, having for its radius 610 feet, for an arc distance of Seventy-one and Ninety-one

Hundredths (71.91) feet; thence still along same, South 31° 10' East for a distance of One Hundred Eighty-nine and Thirty-four Hundredths (189.34) feet; thence still by same South 29° 43' East, for a distance of three hundred ten and forty-eight Hundredths (310.48) feet; thence still by same, in a south-eastwardly direction by the arc of a circle bearing to the right having a radius of 830 feet, for an arc distance of Ninety-six and Twenty-one Hundredths (96.21) feet to the Northerly line of lands now or formerly of Enos C. Townsley, et ux, at the place of beginning. Containing five and seven hundred eighty-nine thousandths (5.789) acres, more or less; said lot being vacant.

SECTION II. That Article VII, Section 4 of Ordinance No. 101, which reads as follows:

> "No building, or any addition thereto, or alteration thereof, shall hereafter be commenced or begun within said Township of Wilkins, until or unless the person constructing or erecting the same shall have first obtained a permit therefor. Such permits shall be issued by the Building Inspector and the fees to be charged for Occupancy Permits, shall be as established by the Township Commissioners, provided, however, that such fees for such Permits shall in no case, exceed the sum of Five ($5.00) Dollars, and provided further, that such fees for Permits, shall be paid to the Township Treasurer for the use of the Township."

be amended to read as follows:

> "No building, or any addition thereto, or alteration thereof, shall be commenced or begun in this said Township of Wilkins, until or unless the person constructing or erecting the same shall have first obtained a permit therefor. Such permits shall be issued by the Building Inspector and shall be valid and effective only for a period of one (1) year from the date of the issuance of the same and after said (1) year period a new permit must be obtained under the same conditions as though none had theretofore issued and the fees to be charged for all permits, whether originally or upon reapplication, as well as the fees to be charged for Occupancy Permits, shall be as established by the Township Commissioners, and such fees for Permits, shall be paid to the Township Treasurer for the use of the Township."

SECTION III. That Article IV, Section 10 of Ordinance No. 101 which reads as follows:

> "No signboards or billboards having an area more than sixteen (16) square feet shall be erected at any place within the boundaries of a U1 District, and no signboard or billboard having an area of more than fifty (50) square feet, shall be erected at any place within the boundaries of a U2 District."

be amended to read as follows:

> "No signs or billboards of any size whatsoever shall be erected at any place within the boundaries of a U1 or U2 District."

SECTION IV. Should any section or provision of this Ordinance be declared by the courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION V. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into a law 7th day of January, 1952.

Richard B. Rose

Richard B. Rose
President of the Board of
Township Commissioners.

ATTEST: M. Jos. Martinelli

M. Joseph Martinelli
Secretary

Examined and approved by me this 7th day of January, 1952.

Frank Reich
Solicitor.

ORDINANCE NO. 174

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, LILLY LANE IN THE GILMORE PLAN OF LOTS NO. 2, STEVENDALE DRIVE IN GILMORE ACRES PLAN NO. 4, A PART OF ROLAND DRIVE IN GILMORE ACRES PLAN NO. 4, AND A PART OF ELIZABETH STREET IN GILMORE ACRES PLAN NO. 5, TO BE RECORDED, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Township of Wilkins accept, and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township, the following streets, or parts thereof, known as Lilly Lane in Gilmore Plan of Lots No. 2, Stevendale Drive in Gilmore Acres Plan No. 3, Stevendale Drive in Gilmore Acres Plan No. 4 and a part of Roland Drive in Gilmore Acres Plan No. 4, and a part of Elizabeth Street in Gilmore Acres Plan No. 5, to be recorded, as is more particularly described hereafter.

(a) Lilly Lane as the same is set forth in Plan Book Vol. 44, pages 9 and 10.

(b) Stevendale Drive in Gilmore Acres Plan No. 3, and 4.
BEGINNING at the intersection of the center line of Stevendale Drive with the center line of Elizabeth Street in Gilmore Acres Plan Nos. 3 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 45, pages 3 and 4; thence along the center line of Stevendale Drive N. 29° 37' W. a distance of of 250.65 feet to a point on the dividing line between the aforesaid Gilmore Acres Plan No. 3 and Gilmore Acres Plan No. 4, as the same appears on Plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 46, page 171; thence continuing along the center line of Stevendale Drive in said Gilmore Acres Plan No. 4, N. 29°37'W.,

distance of 785.72 feet to a point at the intersection of the center line of Stevendale Drive with the dividing line between lands of F. Abramovic and the aforesaid Gilmore Acres Plan No. 4.
Being a total length of 1036.37 feet.

(c) Roland Drive in Gilmore Acres Plan No. 4.
BEGINNING at the intersection of the center line of Roland Drive with the center line of Stevendale Drive in the aforesaid Gilmore Acres Plan No. 4; thence along the center line of Roland Drive N. 60° 23' E. a distance of 133.00 feet to a point. Being a total length of 133.00 feet.

(d) Elizabeth Street in Gilmore Acres Plan No. 5, to be recorded.
BEGINNING at the intersection of the center line of Elizabeth Street with the dividing line between lands of Stephen Catarinella and Lucia Catarinella and lot No. 144 produced S. 60°23' W. in the aforesaid Gilmore Acres Plan No. 3, said point being a point of curve on a tangent with a bearing S. 29° 37' E. in a forward direction; thence through lands of Stephen Catarinella and Lucia Catarinella (Gilmore Acres Plan No. 5 to be recorded) by the arc of a circle curving to the right and having a radius of 175 feet a distance of 65.56 feet. maintaining a uniform width of 50 feet.
Being a total length of 65.56 feet.

SECTION 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 4th day of February, 1952.

Richard B. Rose
Richard B. Rose
President of the Board of Township Commissioners.

ATTEST: M. Jo. Martinelli
M. Joseph Martinelli
Secretary

Examined and approved by me, this 4th day of February, 1952.

Frank Reich,
Solicitor.

ORDINANCE NO. 175

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1952.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax rate be and the same is hereby levied on all property within the said Township subject to taxation for Township purposes for the fiscal year 1952, as follows:

Tax rate for general Township purposes the sum of two and four tenths (2.4) mills for each dollar of assessed valuation, the sum of one and one tenth (1.1) mills for each dollar of assessed valuation for debt purposes and sum of six and five tenths (6.5) mills for each dollar of assessed valuation for road purposes.

SECTION 2. That any ordinance conflicting with this ordinance, be, and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 3rd day of March, A.D. 1952.

Richard B. Rose
Richard B. Rose
President

ATTEST: M. Jos. Martinelli
M. Joseph Martinelli
Secretary

ORDINANCE NO. 176

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, SIGNIFYING THE DESIRE AND INTENTION OF SAID TOWNSHIP TO ORGANIZE AN AUTHORITY UNDER THE MUNICIPALITY AUTHORITIES ACT OF 1945, SETTING FORTH THE PROPOSED ARTICLES OF INCORPORATION OF THE AUTHORITY TO BE KNOWN AS THE WILKINS TOWNSHIP AUTHORITY, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE PROPER OFFICERS OF THE TOWNSHIP OF WILKINS TO EXECUTE SAID ARTICLES OF INCORPORATION FOR AND ON BEHALF OF SAID TOWNSHIP, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTANT HEREWITH, FOR THE TIME.

BE IT ORDAINED AND ENACTED by the Township of Wilkins, in the County of Allegheny, in the Commonwealth of Pennsylvania and it is hereby ordained and enacted by the authority of the same, as follows:

SECTION I. That it is the desire of the Board of Commissioners of the Township of Wilkins in the County of Allegheny, in the Commonwealth of Pennsylvania and said Board of Commissioners hereby signifies its intention to organize an Authority under the Municipality Authorities Act of May 2, One Thousand Nine Hundred Forty-five, P.L.382, as amended.

SECTION II. That in pursuance of said desire and intention, and in conformity with the terms and provisions of said Municipality Authorities Act and its amendments, the proposed Articles of Incorporation are hereby set forth in full as follows:

Articles of Incorporation

Of The Wilkins Township Authority,

Allegheny County, Pennsylvania.

To the Secretary of the Commonwealth of Pennsylvania,
Harrisburg, Pennsylvania:

In compliance with the requirement of the Municipality Authorities Act of 1945, approved the second day of May, 1945, P.L. 382 as amended and pursuant to Ordinance adopted by the

Municipal Authorities of the Township of Wilkins, Allegheny County, Pennsylvania, that a Municipal Authority be established under the provisions of the aforementioned law, the Township of Wilkins, Allegheny County, Pennsylvania, desiring that a Municipal Authority be established and that a Certificate of Incorporation be issued to said Authority, does hereby certify:

(a) The name of the Authority shall be: The Wilkins Township Authority, Allegheny County, Pennsylvania.

(b) The Authority is formed under the Act of May 2nd, 1945, P.L. 382 as amended.

(c) No other Authority has been organized under the provisions of this Act, or the Act approved the 28th Day of June, 1935, P.L. 463 and is in existence within said Township.

(d) The name of the incorporating municipality is the Township of Wilkins, Allegheny County, Pennsylvania.

The names and addresses of the members of the Board of Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, are as follows:

Board of Commissioners	Address
Richard B. Rose, President	905 Alpine Blvd. Pgh. 21,Pa.
Helen V. DeLaney	Greensburg Pike, Pgh. 21,Pa.
Joseph E. Augustine	366 Cline St. East Pgh., Pa.
John F. Roolf	Highland Ave. Ext. Turtle Creek,Pa
Dominic J. Aiello	854 Larimer Ave. Turtle Creek, Pa.

(e) The names and addresses and the terms of office of the first members of the Board of said Authority are as follows:

Name	Address	Term
Joseph H. Scott	100 Gardenia Dr. Turtle Creek	One Year
Harry E. Flickinger	909 Alpine Blvd. Pgh. 21, Pa.	Two Yrs.
John A. Bendot	210 George Lane, Turtle Creek	Three Yrs.
William C. Free	610 Brown Ave. Turtle Creek	Four Yrs.
J. Howard Rowland	Sunset Dr. R.D.#1 Pgh. 35, Pa.	Five Yrs.

All of whom reside in and are citizens of the Township of Wilkins, Allegheny County, Pennsylvania.

WITNESS the hands of the President and Secretary of the Board of Township Commissioners and the seal of the Township.

TOWNSHIP OF WILKINS
Richard B. Rose
Richard B. Rose (MJM)
President of the
Board of Commissioners

ATTEST:
M. Jos. Martinelli
M. Joseph Martinelli,
Secretary

(Township Seal)

Commonwealth of Pennsylvania
County of Allegheny

On this 28th day of April, 1952, before me, the undersigned, personally came the above name Richard B. Rose and M. Jos. Martinelli, whose official positions in the incorporating municipality are respectively, the President and Secretary of the Board of Commissioners of the Township of Wilkins, and who in due form of law acknowledge the foregoing to be the act and deed of the incorporating municipality for the purposes therein specified.

Witness my hand and official seal the day and year aforesaid.

Patsy J. Varlotta (MJM)
Notary Public (Seal.)

Patsy J. Varlotta, Justice of the Peace.
My Commission Expires
First Monday of January 1957.

SECTION III. The project to be undertaken by the said Authority is hereby specified to be the acquiring, holding, constructing, improving, maintaining, operating, owning, and leasing, either in the capacity of lessor or lessee, sewers, sewer systems, or parts thereof, sewage treatment works, including works for the treating and disposing of industrial

wastes, and the equipping of the same; also including the acquisition of land for sewage treatment works and pumping stations and all other necessary facilities and apparatus that the Board of the said Authority may authorize as necessary for said project.

SECTION IV. The said proposed Articles of Incorporation of said Authority shall be executed by and on behalf of the Township of Wilkins by the President of the Board of Commissioners of said Township and the seal of said Township shall be thereto affixed, attested by the Secretary of the Board of Commissioners of said Township, and filed with the Secretary of the Commonwealth as required by the aforementioned Act.

SECTION V. All Ordinances or parts of Ordinances not in accord with this Ordinance are hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins this 7th day of April, 1952 in lawful session regularly assembled.

Richard B. Rose

Signed: Richard B. Rose
President,
Board of Commissioners.

ATTEST: M. Jos. Martinelli

M. Jos. Martinelli
Secretary

(Township Seal.)

ORDINANCE NO. 177

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND ADDING TO THE PROVISIONS OF ORDINANCE NO. 161, BY REQUIRING STREET SIGNS AND POSTS TOGETHER WITH PENALTY FOR DESTROYING SAME, BEING A FURTHER REQUIREMENT AS TO THE ACCEPTANCE BY THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, OF ROADS, STREETS, ALLEYS AND DRAINAGE FACILITIES OF THE SAME, ALL PLANS OF ROADS, STREETS, ALLEYS AND DRAINAGE FACILITIES OF THE SAME, AS A PART OF THE PUBLIC ROAD AND STREET SYSTEM OF THE TOWNSHIP OF WILKINS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That section 2 is hereby amended to include the following which shall be known as Section 2A:

"SECTION 2A: -- before acting upon any such type of application or plan to install street sign posts and street signs on said posts carrying the name of the roads, streets and alleys at the intersection of which said post are placed with the sign thereon, and otherwise placing such posts and the sign with street designations thereon at any and all intersections. Said posts and signs thereon to be of such size, dimension and type as the Commissioners of Wilkins Township shall direct."

SECTION II. Section 4 is hereby amended to include the following:

"No road, street or alley shall be accepted by the Commissioners of Wilkins Township unless the aforementioned sign posts, signs and street designations have been installed."

SECTION III: Section 4 is hereby amended to include the following which shall hereafter be known as Section 4A:

"SECTION 4A: -- it shall be unlawful of any person to willfully destroy, remove, injure or deface any post or sign erected by the authority of this Township, or elected with the authority having guidance over such roads, streets or alleys, by any club, association or other organization for the direction, guidance or safety of travelers. Any person violating any of the provisions of this section shall upon conviction in a summary proceedings be sentenced to pay a sum of not less than $5.00 and not more than $25.00 with all costs of prosecution, together with the value of such sign so destroyed, removed, injured or defaced and in default of payment of such fine and costs, shall be confined in the Allegheny County Jail for a period of not more than ten (10) days."

Fines and money so collected shall be paid to the Township Treasurer.

SECTION IV: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED into law this 7th day of April, 1952.

Richard B. Rose
President of the
Board of Commissioners
of Wilkins Township

ATTEST: M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved by me this 7th day of April, 1952.

Frank Reich,
Solicitor.

ORDINANCE NO. 178

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, PROHIBITING THE RUNNING AT LARGE OF DOGS UPON THE STREETS AND WITHIN THE BOUNDARIES OF SAID TOWNSHIP OF WILKINS, PROVIDING FOR THE IMPOUNDMENT AND OTHER METHODS OF DISPOSING OF SAID ANIMALS AND DETENTION OF SUCH ANIMALS, AND NOTICE TO THE OWNER THEREOF TO RECLAIM THE SAME, FIXING A CHARGE FOR SUCH IMPOUNDMENT AND DETENTION, AND PROVIDING FOR THE DESTRUCTION OR SALE OF SUCH ANIMALS SO IMPOUNDED AND NOT RECLAIMED, AND PROVIDING FOR A FINE AND PENALTY FOR VIOLATIONS OF THE PROVISIONS HEREOF.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I. Definitions -- The following terms shall have the following meanings for the purpose of this Ordinance.

1. The word "Owner" in applying to the proprietorship of a dog shall include every person having the right of property in such dog, and every person who keeps, harbors such dogs, or has it in his care, and every person who permits the dog to remain on any premises occupied by him.

2. The Term "Police Officer" shall mean any person employed or elected in said Township and whose duty is to preserve peace or to make arrests or to enforce the law.

SECTION II. It shall be the duty of every police officer to seize and detain any dog or dogs which bear a proper licence tag and which are found running at large upon the public streets of the Township or upon the property of other than the owner of such dog and unaccompanied by the owner or keeper.

SECTION III: Any police officer is hereby authorized and empowered to go upon any premises and enter any building to seize and detain any dog or dogs which have been found running at large unaccompanied by the owner or keeper, when such police officer is in immediate pursuit of any such dog or dogs.

SECTION IV: It shall be the duty of every police officer to kill any dog which does not bear a proper license tag, which is found running at large. The police officer shall cause any dog bearing a proper license tag and so seized and detained to be properly kept and fed at a place designated by the commissioners of said Township and shall cause immediate notice, either personal or by registered mail, to be given to the person whose name the license was procured in or his agent, to claim such dog within ten (10) days. The owner of a dog so detained shall pay all reasonable expenses incurred by reason of its detention, under the provisions of this section, before the dog is returned.

SECTION V: If, after ten (10) days from the giving of such notice, such dog has not been claimed, such police officer shall dispose of such dog by sale or by destruction in some humane manner. No dog so caught and detained shall be sold for the purpose of vivisection. All moneys derived from the sale of such dog, after deducting the expense of its detention, shall be paid to the Township Treasurer.

Such police officers shall be paid by the Township such sums, but the said sums are not to exceed the sum of $2.00 for detaining a licensed dog, and such sums shall not exceed the sum of $2.00 for the killing and properly disposing of carcass of each unlicensed dog by cremation, burial, or other approved sanitary method.

SECTION VI: It shall be unlawful for any person to interfere with any police officer in the enforcement of this Ordinance.

It shall be unlawful for any person to forcibly cut the leash or take a dog away from such police officer having it in his possession, when found running at large unaccompanied by the owner or keeper.

SECTION VII: It is unlawful for the owner or keeper of any female dog to permit such female dog to go beyond the premises of such owner or keeper at any time she is in heat, unless such female dog is properly in leash.

SECTION VIII: The owner or keeper of every dog shall at all times between the hours of sunset and sunrise of each day keep such dog either -- (a) confined within an enclosure from which it cannot escape, or (b) firmly secured by means of a collar and chain or other device so that it cannot stray beyond the premises on which it is secured, or (c) under the reasonable control of some person or when engaged in lawful hunting accompanied by an owner or handler.

SECTION IX: Any police officer may kill any dog found running at large between the hours of sunset and sunrise and unaccompanied and not under the control of the owner or handler.

SECTION X: Any person violating or failing or refusing to comply with any of the provisions of this ordinance shall upon conviction in a summary proceeding before a Justice of the Peace, be sentenced to pay a fine of not less than $5.00 nor more than $100.00, and costs of prosecution, or to undergo imprisonment not exceeding ten (10) days.

All fines collected under the provisions of this act shall be forthwith paid to the Township Treasurer.

SECTION XI: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED into law this 7th day of April, 1952.

Richard R. Rose

Richard R. Rose
Prdsident of the Board of Commissioners of Wilkins Township

ATTEST: M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 7th day of April, 1952.

Frank Reich,
Solicitor.

ORDINANCE NO. 179

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, REGULATING AND RESTRICTING THE CONSTRUCTION OF DITCHES FOR THE LAYING OF GAS SERVICE LINES FROM BUILDINGS TO STREETS, HOUSE APPLIANCES, CONNECTIONS, ETC.; THE PLACING OF GAS METERS ON PREMISES; PROVIDING FINES AND PENALTIES FOR VIOLATIONS, SO AS TO PROMOTE THE HEALTH AND SAFETY OF THE PEOPLE OF SAID TOWNSHIP.

WHEREAS, it is the purpose of the Board of Commissioners of Wilkins Township, to provide a maximum degree of safety to residents and properties within Wilkins Township and to promote the general welfare of the people:

The Board of Commissioners of Wilkins Township do hereby enact and ordain:

SECTION 1. That gas meters, wherever possible, be placed on the outside of all buildings and structures and above ground. The outlet pipe from the meter should enter the building above ground level. Where gas service lines run through the cellar wall or walls, both sides of the wall or walls must be carefully cemented. For cellar walls of hollow tile or cement block construction, it is recommended that a suitable conduit for service line be placed through the wall. Inside and outside of conduit opening must also be cemented. It is the sole obligation and duty of the owner of the premises either directly, or through his agent, servant or employee to run the service line from curb box to the meter and from the meter to the house lines.

SECTION 2. Service lines being installed from curb or shut-off box to meter, etc., particularly involving house line installations, shall be of standard black steel pipe or, its approved equivalent. Copper pipe or tubing is prohibited. No bushings or cast iron fittings are to be used on any service line or on any part of the house lines. Where necessary to use

more than one section of pipe in the service line, from the curb box to the meter, sections should be joined with a dresser type coupling, or equal approved standard and acceptable by the utility companies serving natural gas within the limits of the Township. The service line installations must be left open for inspection by accredited company representatives of those utility companies furnishing natural gas and the company representative must witness and verify the normal standard pressure tests. Service lines or house lines must not be concealed under the floor of any basement or the floor of any dwelling having no basement. Lines must be in accessible location for periodic inspections. Any deviation from this practice must be referred to the gas company for approval.

SECTION 3:: The ditch in which service lines are laid from the curb to the house should run in a straight line from cellar wall to curb and the depth of such ditch shall be at least eighteen (18) inches below the finished grade. Where feasible, this service line shall be laid upon solid ground and the bottom of the ditch shall be of even surface and uniformly finished. In backfilling the trench, the soil, earth, clay or other approved material, shall be hand backfilled to a depth of at least twelve inches, and such backfill shall be firmly compacted in and around the service line. Heavy or mechanized equipment shall only be permitted when same is approved by the proper representatives of the gas company. Under no circumstances shall the gas service line be laid in a slag or cinder fill. Red dog and heavy stone or any other object of great weight is prohibited in any part of the ditch in which is enclosed the service line.

Where the service line is to be laid on filled ground or what is sometimes known as "made" ground or fill, the base or bottom of the ditch shall be thoroughly compacted and uniformly finished in such manner as will meet the approval of the inspector

or representative of the gas company.

SECTION 4: All household appliances using gas as fuel shall be properly valved. These valves or stop-cocks must be so installed as to be easily accessible; any type valve approved by the gas companies shall be considered as approved by the Township of Wilkins. Soft valves shall not be used.

Only appliances which are fully portable in nature shall be connected with a has hose. Appliances equipped with a control valve or valves which permit complete shut-off of the gas supply shall not be connected with gas hose. This regulation shall not apply to hand torches, gas irons, and other equipment shich requires both the mobility possible only with flexible connection and frequent and accurate burner control at the point of use.

Water heaters shall not be installed in bathrooms, bedrooms, or any occupied rooms normally kept closed. All appliances using gas as a fuel should be vented.

SECTION 5. All house lines must be securely strapped, hooked or supported to the ceiling or wall and all drop and bracket straps must be securely fastened in place. Rubber hose or lead connections will not be permitted.

SECTION 6. In those instances where, by reason of the location of the buildings to the streets, business properties, etc. it is not possible to have the service line buried 18 inches below the ground surface, special exceptions are herein granted, but the owner, his architect, agents, servants or employees must obtain written consent from the utility company supplying gas, and a certified copy of same sent to the Township office where same shall be permanently recorded.

SECTION 7: It is recommended that in all instances where outside meters service installation may be delayed for any reason or delayed by reason of shortage of approved materials,

etc. then, in such instances, the home owner is advised to vent, the service line as near to the outside foundation walls as possible. It is further recommended that all property owners contact their respective service companies for advice and information at all times concerning gas, gas lines and appliances, etc. both within and without the residence.

SECTION 8. For each and every violation of the provisions of this Ordinance the owner, general agent, or contractor of a building or premises where such violations have been committed or shall exist, and the lessee or tenants of the property, building or premises where such violation has been committed or shall exist and the owner, general agent, contractor, lessee or tenant of any part of a building, property or premises in which part such violation has been committed or shall exist, and the general agent, architect, builder, developer, or any other person who normally commits, takes part or assists in any such violation or who maintains any building or premises or property in or upon which such violation shall exist, shall be liable on conviction thereof to a fine or penalty of not less than twenty-five ($25.00) and not more than Three-Hundred ($300.00) Dollars for each and every offense. Whenever such person shall have been officially notified by the Building Inspector, Ordinance Officer, Township Manager, or any other duly authorized employee of the Township or by service of a summons in prosecution, or in any other official manner, that he, she, or they, are committing a violation of this Ordinance, each day that he, she, they, etc. shall continue such violation after such notification shall constitute a separate offense punishable by a like fine or penalty. Such fines or penalties are now collected by law.

SECTION 9. The provisions of this Ordinance are severable and if any section, clause, sentence, part or provision thereof shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the

remaining sections, clauses, sentences, parts or provisions of this Ordinance. It is hereby declared to be the intent of this Board of Township Commissioners that this Ordinance would have been adopted if such illegal, invalid or unconstitutional section, clause, sentence, part or provision had not been included herein.

SECTION 10. This Ordinance shall become effective from and after ten (10) days after its publication as required by law.

SECTION 11. Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance approved, passed and ordained by the Board of Commissioners of Wilkins Township this 2nd day of June, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose
President

Examined and approved by me this 2nd day of June, 1952.

Frank Reich, Solicitor.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

ORDINANCE NO. 180

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ZONING ORDINANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM FARM LAND DISTRICT CLASSIFICATION TO U1A3 CLASSIFICATION

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. The following described property is hereby reclassififed from Farm Land District and such other classification as it may now bear, to U1-A3 District;

All that certain tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, being more particularly bounded and described as follows, to-wit:--

BEGINNING at a point on the dividing line between land of George V. Beech, et ux., and land of William Pehna five hundred ten (510) feet Northwesterly measured along said dividing line from the center line of the William Penn Highway, as now located; thence North 39½° West one hundred eighty (180) feet, more or less, to a point; thence continuing along the same North 36° West seventeen hundred sixteen (1716) feet, more or less, to a line of land now or late of Euwer; thence North 29° East along line of land now or late of Euwer and Bishoft, twelve hundred sixty-three (1263) feet, more or less, to a line of land of Robert Duff; thence Northwestwardly along line dividing lands of Duff and Bishoff seven hundred ninety (790) feet; thence Northeastwardly ten hundred eighty (1080) feet to a point; thence Southeastwardly along the line of land of McCully seven hundred ninety feet (790) feet; thence along line dividing land of McCully and land of George V. Beech, et ux. South 38° East five hundred seventy (570) feet, more or less, to

a point; thence continuing along the same South 13° West three hundred twenty-two (322) feet, more or less, to a point; thence by a line through the property of George V. Beech, et ux., and parallel with the center line of William Penn Highway, as now located, in a Westerly direction, two thousand (2000) feet, more or less, to the line of land of William Pehna, at the place of beginning.

Being a portion of the property now or late of George V. Beech, et ux., and Robert P. Duff, as per attached sketch.

SECTION 2. Should any section or provision of this Ordinance be declared by the courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 3. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 7th day of July, 1952.

BOARD OF COMMISSIONERS OF WILKINS TWP.

Richard B. Rose

By Richard B. Rose (MJM)
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved by me this 7th day of July, 1952.

Frank Reich, Solicitor

(MJM)

ORDINANCE NO. 181

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, PENNSYLVANIA, TAKING ACQUIRING AND APPROPRIATING FOR THE PURPOSE OF A TOWNSHIP PUBLIC BUILDING FOR THE STORAGE OF TOWNSHIP MATERIALS AND VEHICLES, THE SURFACE OF THE HEREIN DESCRIBED PIECE OR PARCEL OF LAND IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins, by virtue of its right of eminent domain, does hereby take, acquire and appropriate for the purpose of erecting hereon a public building for the storage of Township materials and vehicles, the surface of all that piece or parcel of land, the same being the private property reputed to be owned by Nellie Cassidy, being Lot No. 25 in Section C of the New York and Cleveland Gas Coal Company's Plan of Lots, recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol. 5, pages 14 and 15 in the Deed Registry Office of said Allegheny County, Pennsylvania, bounded and described as follows:--

ALL that certain lot or tract of land being Lot No. 25 in the New York and Cleveland Gas Coal Company's Plan of Lots, Section C, the same being recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania, in Plan Book Vol. 5, pages 14 and 15, and being more particularly bounded and described as follows, to-wit:

BEGINNING at a point on the dividing lines between Lot No. 5, Lot No. 26, Lot No. 4, and Lot No. 25, in said Plan of Lots; thence along the dividing line between Lots Nos. 26 and 25, South 28° 45' West, a distance of 89.82 feet to a point on the dividing line between Lots Nos. 4 and 25; thence along said last mentioned dividing line North 57° 29' East, a distance of 43.11

feet to a point, being the place of beginning.

SECTION II: That the Township Solicitor be and he is hereby authorized and directed to take such other and further steps in court or elsewhere, as may be necessary to carry out the provisions of this Ordinance.

SECTION III: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 6th day of October, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary.

Examined and approved by me this 6th day of October, 1952.

Frank Reich,
Solicitor.

ORDINANCE NO. 182

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, AMENDING A PORTION OF ORDINANCE NO. 145 REGULATING TRAFFIC UPON THE PUBLIC STREETS AND HIGHWAYS OF THE TOWNSHIP OF WILKINS AND PROVIDING THE PROCEDURE AND PENALTIES FOR AND IN CONNECTION WITH VIOLATIONS THEREOF.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That Section VII is hereby amended to include the following as part of sub-section b.

"b". The maximum speed upon the Greensburg Pike Roadway at any time and for any purpose shall be thirty-five (35) miles per hour and any vehicle traveling in excess of the same shall be in violation of this Ordinance."

SECTION II: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 6th day of October, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

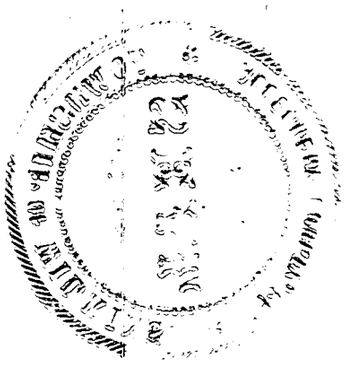
Richard B. Rose

By Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli,
Secretary.

Examined and approved by me this 6th day of October, 1952.

Frank Reich,
Solicitor.



ORDINANCE NO. 183

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, GARDENIA DRIVE IN CHURCHILL ESTATES PLAN NO. 2 BEING THE ACCEPTANCE OF ALL OF SAID GARDENIA DRIVE AS SET FORTH IN SAID CHURCHILL ESTATES PLAN NO. 2, A PART IS MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Township of Wilkins accepts and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township, the following street or part thereof known as Gardenia Drive in Churchill Estates Plan No. 2 as the same is recorded in the Recorder of Deeds' Office of Allegheny County, in Plan Book Vol. 40, page 180, and as is more particularly described hereafter:

BEGINNING at a point on the center line of Gardenia Drive in Churchill Estates Plan No. 2 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County in Plan Book Vol. 40, page 180, said point being distant S. 17° 28' W. 20.67 feet from the intersection of the center line of Gardenia Drive with the dividing line between lots numbered 20 and 21 produced N. 72° 32' W. for a distance of 25 feet in said plan; thence along the center line of Gardenia Drive N. 17° 28' E. a distance of 170.00 feet to a point of curve; thence along the arc of a circle curving to the right having

a radius of 286.52 feet an arc distance of 168.86 feet to a point of tangency; thence N. 51° 14' E. a distance of 200.00 feet to a point of curve; thence along the arc of a circle curving to the right having a radius of 185.66 feet an arc distance of 183.46 feet to a point of tangency; thence S. 72° 09' E. a distance of 185.09 feet to a point in Churchill Road in said plan. Maintaining a uniform width of 50 feet throughout.

BEING a total length of 907.41 feet.

SECTION 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 1st day of December, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 1st day of December, 1952.

Frank Reich,
Solicitor.

ORDINANCE NO. 184

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 181 PROVIDING FOR THE TAKING, ACQUIRING AND APPROPRIATING FOR THE PURPOSE OF A TOWNSHIP PUBLIC BUILDING FOR THE STORAGE OF TOWNSHIP MATERIALS AND VEHICLES, THE SURFACE OF THE HEREIN DESCRIBED PIECE OR PARCEL OF LAND IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That a portion of Section 1 of Ordinance No. 181, being the description by courses and distances, be amended, and in lieu of the published description, the same shall read as follows:

ALL that certain lot or tract of land being Lot No. 25 in the New York and Cleveland Gas Coal Company's Plan of Lots, Section C, the same being recorded in the Recorder of Deeds' Office of Allegheny County, Pennsylvania, in Plan Book Vol. 5, pages 14 and 15, and being more particularly bounded and described as follows, to-wit:

BEGINNING at a point at the intersection of the dividing lines between Lots Numbered 5, 26, 4, and 25 in said plan; thence from said point and along the dividing line between Lots Nos. 26 and 25, South 28° 45' East, a distance of 98.00 feet to a point; thence South 66° 50' West, a distance of 50.23 feet to a point; thence North 28°45' West, a distance of 89.82 feet to a point on the dividing line between Lots Numbered 4 and 25; thence North 57° 29' East, a distance of 43.11 feet to the place of beginning.

SECTION 2. Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby

repealed to the extent of such conflict.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 1st day of December, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary.

Examined and approved by me this 1st day of December, 1952.

Frank Reich
Solicitor.

ORDINANCE NO. 185

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, A PART OF ELIZABETH STREET IN GILMORE ACRES PLAN NO. 5, ALL OF ELIZABETH STREET IN GILMORE ACRES PLAN NO. 7, AND ROLAND DRIVE IN GILMORE ACRES PLAN NO. 6, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Township of Wilkins accepts and the same is hereby accepted for maintenance and repair and made a part of the public road system the following streets or parts thereof known as Elizabeth Street in Gilmore Acres Plan No. 5. All of Elizabeth Street in Gilmore Acres Plan No. 7, and Roland Drive in Gilmore Acres Plan No. 6, as the same are more particularly described hereafter:

CENTER LINE PART ELIZABETH STREET, GILMORE ACRES PLAN NO. 5 AND ALL IN GILMORE ACRES PLAN NO. 7.

BEGINNING at a point on the center line of Elizabeth Street in Gilmore Acres Plan No. 5 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 48, page 105, said point being distant 65.56 feet measured along the arc of a circle curving to the right and having a radius of 175 feet from a point of curve, which point of curve is on a tangent with a bearing S. 29° 37' E. in a forward direction and is further described as being at the intersection of the center line of Elizabeth Street with the dividing line between lot No. 144 in Gilmore Acres Plan No. 3 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state, in plan book vol. 45, pages 3 and 4,

and lot No. 237, in the aforesaid Gilmore Acres Plan No. 5, produced S. 60° 23' W.; thence along the center line of Elizabeth Street by the arc of a circle curving to the right having a radius of 175 feet an arc distance of 116.94 feet to a point of tangency; thence S. 30° 08' W. a distance of 291.82 feet to a point of curve, which point of curve is at the intersection of the center line of Elizabeth Street with the dividing line between Lot No. 228 in the aforesaid Gilmore Acres Plan No. 5 and lot No. 277 in Gilmore Acres Plan No. 7 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 49, page 139, produced N. 59° 52' W.; thence along the center line of Elizabeth Street in the aforesaid Gilmore Acres Plan No. 7 by the arc of a circle curving to the left having a radius of 300 feet an arc distance 385.63 feet to a point of tangency; thence S. 43° 31' E. a distance of 234.23 feet to a point at the intersection of the center line of Elizabeth Street with the dividing line between lot No. 268 in the aforesaid Gilmore Acres plan No. 7 and lands of Stephen Catarinella & Lucia Catarinella produced S. 46° 29'W. Maintaining a uniform width of 50 feet throughout.

HAVING a total length of 1028.62 feet.

Center line of Roland Drive in Gilmore Acres Plan No. 6.

BEGINNING at a point on the center line of Roland Drive in Gilmore Acres Plan No. 6 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 49, page 138, said point being at the intersection of the center line of Roland Drive with the dividing line between lot No. 238 in the aforesaid Gilmore Acres Plan No. 6 and lot No. 184 in Gilmore Acres Plan No. 4 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 46, page 71, produced N. 1° 45' W.; thence along the center line of Roland Drive N. 88° 15' E. a distance of 307.65 feet to a point of curve; thence by the arc of a circle curving to the right having a radius of 500 feet an arc distance of 226.50 feet to a point at the intersection of

the center line of Roland Drive with the dividing line between lot No. 247 in said Gilmore Acres Plan No. 6 and lands of Stephen Catarinella and Lucia Catarinella produced N. 24° 13' E. Maintaining a uniform width of 50 feet throughout.

HAVING a total length of 534.25 feet.

SECTION 2. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 1st day of December, 1952.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 1st day of December, 1952.

Frank Reich
Solicitor

ORDINANCE NO. 186

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1953.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax rate be and the same is hereby levied on all property within the said Township subject to taxation for Township purposes for the fiscal year 1953, as follows:

Tax rate for general Township purposes the sum of nine (9) mills for each dollar of assessed valuation, the sum of one (1) mill for each dollar of assessed valuation for debt purposes.

SECTION 2. That any Ordinance conflicting with this Ordinance be, and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 2nd day of March, A.D. 1953.

Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
Secretary.

ORDINANCE NO. 187

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101 AND AS AMENDED, BY STIPULATING TYPES AND SIZES OF PERMISSABLE SIGNS, REQUIREMENT OF PERMITS, FEES AND INSURANCE THEREFORE, AND OTHERWISE REGULATING AND CONTROLLING THE USE AND ERECTION OF SIGNS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:--

SECTION I. That Article IV, Section 10 of Ordinance No. 101 as amended by Ordinance No. 173, Section III, be amended to read as follows:

(a) The following types of signs and no others may be erected, exhibited and in use in U-1 and U-2 Districts:--

(1) Official traffic signs.

(2) Identification signs for professional, home occupations or name signs indicating the name, profession or activity of the occupant of a dwelling; trespassing signs; signs indicating the private nature of a driveway or premises, however, such signs shall not exceed in size more than 2 sq. ft. on only one side, and the same to have no more than two sides and only one of said signs on anyone premises.

(3) Identification signs for schools, churches, hospitals, clubs, lodges, farms and estates with the same restrictions and limitations as are set forth in subparagraph (2) except that the same shall not exceed 12 sq. ft.

(4) Real estate signs including signs advertising the sale or rental of premises with the same restrictions and limitations as set forth in subparagraph (2) except that the same shall not exceed 8 sq. ft.

(5) Signs indicating the location and direction of premises in the process of land and building development, with the same restrictions and limitations as set forth in subparagraph (2) except that the same shall not exceed 24 sq. ft.

(6) Temporary signs of contractors, architects, mechanics and artisans with the same restrictions and limitations as set forth in subparagraph (2) except that the same shall not exceed 24 sq. ft. and shall be removed promptly upon the completion of the work.

(b) The following types of signs and no others may be erected, exhibited and in use in U-3 and U-4 Districts:--

(1) Signs advertising goods, manufactured and/or sold on the premises, or the name, trade, products or anything appurtenant to the business or trade of the owner or the tenant of the premises, provided such signs shall not exceed in size more than 100 sq. ft. on only one side and the same to have no more than two sides.

(c) General restrictions and limitations as to all permitted signs:--

(1) No sign shall be erected, exhibited or in use so as to obscure the view of any traffic upon any streets in the Township.

(2) No signs other than official municipal, county or state shall be erected within the right of way line of any street.

(3) No signs shall be of a flashing type within a U-1 or U-2 District or on premises in said district where a variance has been granted.

(4) No signs shall project more than 24 inches over a public sidewalk or the right of way of a street.

(5) No sign shall be erected, exhibited or in use unless a permit for the same has been procured from the Township Secretary and the established fee for the same paid, provided further, that no permit for any existing sign or signs, which sign or signs are within the right of way of any public street or any part of which is within 5 ft. of the right of way of any public street, shall be issued unless evidence of the procurement of a public liability and property damage insurance policy in the following amount is produced:--
Signs of 12 sq. ft. or less, public liability maximum of $5,000.00 per person, and $10,000.00 for all persons with $1,000.00 property damage limits, and for all signs in excess thereof, public liability maximum of $10,000.00 and $20,000.00 for all persons with $5,000.00 property damage.

SECTION III: That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into a law this 15th day of April, 1953.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 15th day of April, 1953.

Frank Reich,
Solicitor

ORDINANCE NO. 188

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, KINGSTON DRIVE, GILMORE DRIVE, AND DELANEY DRIVE, IN THE EASTMONT PLAN NO. 1, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins accepts and same is hereby accepted for maintenance and made a part of the public road system of said Township, the following streets known as Kingston Drive, Gilmore Drive and Delaney Drive, as shown in Eastmont Plan No. 1 laid out by the Orin Land Company, owner, as the same is recorded in the Recorder of Deeds' Office of Allegheny County, Pennsylvania, in Plan Book Vol. 50, pages 3 and 4, and as they are more particularly described hereafter:

(1). CENTER line of Kingston Drive.

BEGINNING at the intersection of the intersection of the northerly Right of Way line of the William Penn Highway, also designated as State Highway Route 22, with the center line of Kingston Drive in Eastmont Plan No. 1, as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50, pages 3 and 4; thence along the center line of Kingston Drive N 2° 42' 03" W a distance of 550.25 feet to a point on the center line of Delaney Drive, maintaining a uniform width of 60 feet throughout

and additional width at its intersection with cross streets as shown on said plan; thence continuing along the center line of Kingston Drive the following courses and distances: N 2° 42' 03" W a distance of 303.47 feet to a point of curve; along the arc of a circle curving to the left and having a radius of 300 feet an arc distance of 107.59 feet to a point of tangency; N 23° 14' 58" W a distance of 1028.06 feet to a point of curve; along the arc of a circle curving to the left and having a radius of 585 feet an arc distance of 152.54 feet to a point of tangency and N 38°11' 22" W a distance of 61.39 feet to a point at the intersection of the center line of Kingston Drive with the dividing line between lands of Sampson Land Company and Lot No. 33 produced N 51° 48' 38" E in said plan, maintaining a uniform width of 30 feet throughout and additional width at the intersection with cross streets as shown on said plan. Being a total length of 2203.30 feet.

(2). CENTER line of Delaney Drive

BEGINNING at the intersection of the easterly line of Kingston Drive with the center line of Delaney Drive in Eastmont Plan No. 1, as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50, page 3 and 4; thence along the center line of Delaney Drive the following courses and distances: -- N 87° 17' 57" East a distance of 195 feet to a point of curve; along the arc of a circle curving to the left and having a radius of 125

feet an arc distance of 196.31 feet to a point of tangency and N 2° 42' 03" W a distance of 40 feet to a point at the intersection of the center line of Delaney Drive with the dividing line between lands of Sampson Land Company and Lot No. 68 produced N 87° 17' 57" E in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.
Being a total length of 431.31 feet.

(3). CENTER line of Gilmore Drive
BEGINNING at the intersection of the westerly line of Kingston Drive with the center line of Gilmore Drive in Eastmont Plan No. 1, as the same appears on plan of record in the Office of The Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50 pages 3 and 4; thence along the center line of Gilmore Drive by the arc of a circle curving to the right and having a radius of 196.24 feet an arc distance of 205.42 feet to a point of tangency; thence continuing along the center line of Gilmore Drive N 31° 33' 38" W a distance of 25.00 feet to a point at the intersection of the dividing line between lands of Sampson Land Company and Lot No. 3 produced S 58° 26' 22" W in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.
Being a total length of 230.42 feet.

SECTION II: That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the

same is hereby repealed.

ORDAINED AND ENACTED into law this 15th day of April, 1953.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 15th day of April, 1953.

Frank Reich, Solicitor.

ORDINANCE NO. 189

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR, IN MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, KINGSTON DRIVE AND DUNBAR DRIVE, SITUATE IN EASTMONT PLAN NO. 2 AND JEFFERSON HEIGHTS ROAD, SITUATE IN EASTMONT PLAN NO. 2 AND 3, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, or parts thereof, known as Kingston Drive and Dunbar Drive, situate in Eastmont Plan No. 2 and Jefferson Heights Road, situate in Eastmont Plans No. 2 and No. 3, as the same are more particularly described hereafter:

Center line of Kingston Drive.

BEGINNING at a point on the dividing line between Lot No. 33 in Eastmont Plan No. 1 as the same appears on plan of record in the Office of The Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50, pages 3 and 4, and Lot No. 118 in Eastmont Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 51, pages 8, 9 and 10, produced N 51° 48' 38" E 25.00 feet to its intersection with the center line of Kingston Drive in said Plan; thence along the center line ofKingston Drive N 38° 11' 22" W a distance of 202.00 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a

radius of 125 feet an arc distance of 76.36 feet to a point of tangency; thence N 3° 11' 22" W a distance of 744.66 feet to a point on the southerly line of Dunbar Drive in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.

BEING a total length of 1,023.02 feet.

Center line of Dunbar Drive

BEGINNING at a point at the intersection of the dividing line between Lots numbered 272 and 273 produced S 19 08' 53" W with the center line of Dunbar Drive in Eastmont Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 8, 9 and 10; thence along the center line of Dunbar Drive N 70° 51' 07" W a distance of 160.00 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a radius of 225 feet an arc distance of 158.915 feet to a point of tangency; thence N 30° 23' 07" W a distance of 512.03 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 425 feet an arc distance of 89.75 feet to a point of tangency; thence N 42° 29' 07" W a distance of 238.29 feet to a point on the southerly line of Jefferson Heights Road in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.

BEING a total length of 1158.985 feet.

Center line of Jefferson Heights Road.

BEGINNING at a point at the intersection of the dividing line between lands of Sampson Land Company and Lot No. 248, produced N 54° 50' 31" W, with the center line of of Jefferson Heights Road in Eastmont Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50,

pages 3 and 4; thence along the center line of Jefferson Heights Road S 35° 09' 29" W a distance of 227.15 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a radius of 184.29 feet an arc distance of 55.97 feet to a point on the westerly line of Jefferson Heights Road in said plan, said westerly line of Jefferson Heights Road being also the dividing line between the aforesaid Eastmont Plan No. 2 and Eastmont Plan No. 3 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol 51, pages 8, 9 and 10; thence continuing along the arc of the above described circle an arc distance of 60.68 feet to a point of tangency; thence S 71° 25' 23" W a distance of 244.82 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 325 feet an arc distance of 206.80 feet to a point of tangency; thence S 34° 57' 53" W a distance of 216.47 feet to a point on the dividing line between land of Sampson Land Company and Lot No. 527 produced N 55° 02' 07" W, in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said Plan.

BEING a total length of 1011.89 feet.

SECTION 2: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 3rd day of August, 1953.

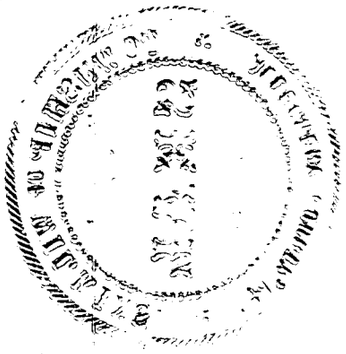
BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli, Sec.

Examined and approved by me this 3rd day of August, 1953.

Frank Reich, Solicitor.



ORDINANCE 190

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR, AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP A PART OF ROLAND ROAD IN GILMORE ACRES PLAN NO. 8 AS THE SAME IS MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilking, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following street, or part thereof, known as Roland Road, situate in the Gilmore Acres Plan No. 8, as the same is more particularly described as follows:

Center line of the portion of Roland Road hereby accepted.

Beginning at a point on the center line of Roland Road in Gilmore Acres Plan No. 8, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Vol. 50, page 166 and 167, said point being at the intersection of the center line of Roland Road with the dividing line between Lot No. 278 in the aforesaid plan and Lot No. 247 in Gilmore Acres Plan No. 6 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 49, page 138 produced N. 24° 13' E a distance of 25.00 feet; thence along the center line of Roland Road in a south-

easterly direction by the arc of a circle deflecting to the right and having a radius of 500 feet an arc distance of 212.00 feet to a point of tangency; thence S 41° 28' E a distance of 324.34 feet to a point at the intersection of the center line of Roland Road with the dividing line between lots numbered 307 and 308 in the aforesaid plan, produced S 48° 31' W maintaining a uniform width of 50 feet throughout.

BEING a total length of 536.40 feet.

SECTION 2: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 7th day of December, 1953.

BOARD OF COMMISSIONERS
OF WILKING TOWNSHIP

By Richard B. Rose
Richard B. Rose
President.

ATTEST: M. Jos. Martinelli
M. Jos. Martinelli
Secretary

ORDINANCE NO. 191

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR, AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, DELANEY DRIVE, HART DRIVE, AND HART COURT SITUATE IN EASTMONT PLAN NO. 4, QUEENSTON DRIVE AND DUNBAR DRIVE SITUATE IN EASTMONT PLANS NO. 2, 4, AND 5, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, or parts thereof, known as Delaney Drive, Hart Drive and Hart Court situate in Eastmont Plan No. 4 and Queenston Drive and Dunbar Drive situate in Eastmont Plans No. 2, 4, and 5, as the same are more particularly described hereafter.

Center line of Delaney Drive in Eastmont Plan No. 4.

BEGINNING at the intersection of the dividing line between Lot No. 68 in Eastmont Plan No. 1, as the same appears on plan of record in the office of The Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50, pages 3 and 4 and Lot No. 69 in Eastmont Plan No. 4 as the same appears on the plan of record in the office of The Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 51, pages 101 to 105, inclusive, produced N 87° 17' 57" E with the center line of Delaney Drive in said Eastmont Plan No. 4; thence along the center line of Delaney Drive in a northeasterly direction by the arc of a circle deflecting to the right and having a radius of 1362.156

feet an arc distance of 237.69 feet to a point of tangency; thence N 7° 17' 50" E a distance of 295.79 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 150 feet an arc distance of 62.80 feet to a point of tangency; thence N 31°17' 09" E a distance of 483.13 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 290 feet an arc distance of 349.24 feet to a point of tangency; thence N 37 42' 51" W a distance of 219.43 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 200 feet an arc distance of 265.29 feet to a point of tangency; thence S 66° 17' 09" W a distance of 73.65 feet to a point on the easterly line of Dunbar Drive in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.

BEING a total length of 1987.02 feet.

Center Line of Queenston Drive in Eastmont Plans No. 2, 4, and 5.

BEGINNING at the intersection of the westerly line of Delaney Drive with the center line of Queenston Drive in Eastmont Plan No. 4 as the same appears on plan of record in the office of The Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 101 to 105 inclusive; thence along the center line of Queenston Drive N 58° 42' 51" W a distance of 51.97 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 325 feet an arc distance of 153.15 feet to a point of tangency; thence N 31° 42' 51" W a distance of 875.85 feet to a point on the dividing line between Lot No. 294 in said Eastmont Plan No. 4 and lands of Sampson Land Company produced S 38° 17' 09" W a distance of 25.00 feet; thence continuing along the center line of Queenston Drive in Eastmont Plan No. 5 as the same appears on plan of record in the

Office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 51, pages 140, 141 and 142 N 31° 42' 51" W a distance of 265.88 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 225 feet an arc distance of 241.41 feet to a point of tangency; thence S 86° 48' 38" W a distance of 48.38 feet to a point on the dividing line between Lot No. 283 in said Eastmont Plan No. 5 and Lot No. 282 in Eastmont Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 51, pages 8, 9, and 10 produced S 3° 11' 22" E a distance of 25.00 feet; thence continuing along the center line of Queenston Drive in said Eastmont Plan No. 2 S 86° 48' 38" W a distance of 125.00 feet to a point on the easterly line of Kingston Drive in the aforesaid Eastmont Plan No. 2 maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.

BEING a total length of 1761.64 feet.

Center line of Dunbar Drive in Eastmont Plan No. 2, 4, and 5.

BEGINNING at the intersection of the westerly line of Delaney Drive with the center line of Dunbar Drive in Eastmont Plan No. 4 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 101 to 105 inclusive; thene along the center line of Dunbar Drive N 58° 42' 51" W a distance of 80.00 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 408.75 feet an arc distance of 192.62 feet to a point of tangency; thence N 31° 42' 51" W a distance of 229.14 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 325 feet an arc distance

of 45.38 feet to a point of tangency; thence N 23° 42' 51" W a distance of 353.14 feet to a point on the dividing line between Lot No. 367 in said Eastmont Plan No. 4 and lands of Sampson Land Company, produced S 66° 17' 09" W a distance of 25.00 feet; thence continuing along the center of Dunbar Drive in Eastmont Plan No. 5 as the same appears on the plan of record in the Office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 51, pages 140, 141 and 142 N 23° 42' 51" W a distance of 151.10 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 325 feet an arc distance of 115.10 feet to a point of tangency; thence N 44° 00' 19" W a distance of 270.32 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 425 feet an arc distance of 199.14 feet to a point of tangency; thence N 70° 51' 07" W a distance of 260.01 feet to a point on the dividing line between Lot No. 275 in said Eastmont Plan No. 5 and Lot No. 274 in Eastmont Plan No. 2 as the same appears on the plan of record in the Office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 51, pages 8, 9, 10, produced S 19° 08' 53" W 25.00 feet; thence continuing along the center line of Dunbar Drive in the aforesaid Eastmont Plan No. 2 N 70° 51' 07" W a distance of 100.00 feet to a point on the dividing line between Lots No. 273 and 272 in said plan produced S 19° 08' 53" W a distance of 25.00 feet, maintaining a uniform width of 50 feet throughout and additional width at its intersection with cross streets as shown on said plan.

BEING a total length of 1995.95 feet.

Description of center line of Hart Drive in Eastmont Plan No. 4.

BEGINNING at the intersection of the easterly line of Delaney Drive with the center line of Hart Drive in Eastmont Plan No. 4 as the same appears on plan of record

in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 101 to 105 inclusive, thence along the center line of Hart Drive S 58° 42' 51" E a distance of 52.03 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 325 feet an arc distance of 143.55 feet to a point of tangency; thence S 33° 24' 25" E a distance of 118.01 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 525 feet an arc distance of 96.74 feet to a point of tangency; thence S 43° 57' 53" E a distance of 154.50 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 325 feet an arc distance of 108.30 feet to a point of tangency; thence S 24° 52' 15" E a distance of 84.27 feet to a point on the northerly line of Hart Court, in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with Hart Court and Delaney Drive as shown on said plan.

BEING a total length of 757.40 feet.

Description of street area designated as Hart Court in Eastmont Plan No. 4.

BEGINNING at a point on the southerly line of Hart Court in Eastmont Plan No. 4 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 101 to 105 inclusive, said point being distant N 65° 07' 45" E 25.00 feet measured along the southerly line of Hart Court from the dividing line between Lots numbered 404 and 405 in said plan; thence along the southerly line of Hart Court S 65° 07' 45" W a distance of 270.00 feet to a point of curve; thence along the westerly line of Hart Court by the arc of a circle deflecting to the right and having a radius of 45 feet an arc distance of 141.37 feet to a point of tangency; thence

along the northerly line of Hart Court and crossing Hart Drive N 65 07' 45" E a distance of 270.00 feet to a point of curve; thence along the easterly line of Hart Court, by the arc of a circle deflecting to the right and having a radius of 45 feet an arc distance of 141.37 feet to a point of tangency at the place of BEGINNING.

The length of the center line of pavement being 715.92 feet.

SECTION 2: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 7th day of December, 1953.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 7th day of December, 1953.

Frank Reich, Solicitor

ORDINANCE NO. 192

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR, AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, GILMORE DRIVE SITUATE IN THE EASTMONT PLAN NO. 7, FRAZIER DRIVE SITUATE IN EASTMONT PLANS NO. 2 AND NO. 7 AND A PART OF JEFFERSON HEIGHTS ROAD SITUATE IN EASTMONT PLAN NO. 6, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, or parts thereof, known as Gilmore Drive situate in the Eastmont Plan No. 7, Frazier Drive situate in Eastmont Plans No. 2 and No. 7 and a part of Jefferson Heights Road situate in Eastmont Plan No. 6, as the same are more particularly described hereafter:

Center line of Gilmore Drive in Eastmont Plan No. 7.

BEGINNING AT THE INTERSECTION OF THE DIVIDING line between Lot No. 158 in Eastmont Plan No. 7, as the same appears on plan of record in the office of The Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 52, pages 44 to 47 inclusive, and Lot No. 3 in Eastmont Plan No. 1 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 50, pages 3 and 4, produced S 58° 26' 22" W with the center line of Gilmore Drive in said Eastmont Plan No. 7; thence along the center line of Gilmore Drive N 31° 33' 38" W a distance of 206.23 feet to a point of curve; thence

by the arc of a circle deflecting to the right and having a radius of 625 feet an arc distance of 90.66 feet to a point of tangency; thence N 230° 14' 58" W a distance of 754.24 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 250 feet an arc distance of 273.64 feet to a point of tangency; thence N 85° 57' 55" W a distance of 146.72 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 250 feet an arc distance of 168.36 feet to a point of tangency; thence N 47° 22' 52" W a distance of 46.55 feet to a point on the southerly line of Frazier Drive in said plan, maintaining a uniform width of 50 feet throughout and additional width at its intersection with Frazier Drive as shown on said plan.

BEING a total length of 1686.40 feet.

Center line of Frazier Drive in Eastmont Plan No. 2 and 7.

BEGINNING at the intersection of the westerly line of Kingston Drive with center line of Frazier Drive in Eastmont Plan No. 2 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 8, 9 and 10; thence along the center line of Frazier Drive S 59° 15' 39" W a distance of 104.70 feet to a point on the dividing line between Lot No. 121 in said Eastmont Plan No. 2 and lands of Sampson Land Company produced N 30° 44' 21" W a distance of 25 feet; thence continuing along the center line of Frazier Drive in Eastmont Plan No. 7 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 52, pages 44 to 47 inclusive, S 59° 15' 39" W a distance of 221.65 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 325 feet an arc distance

of 94.40 feet to a point of tangency; thence S 42° 37' 08" W a distance of 401.89 feet to a point on the dividing line between Lot No. 189 in said plan and Lands of Sampson Land Company produced N 47° 22' 52" W maintaining a uniform width of 50 feet throughout and additional width at its intersection with Kingston Drive in the aforesaid Eastmont Plan No. 2 and with Gilmore Drive in the aforesaid Eastmont Plan No. 7.

BEING a total length of 822.64 feet.

Center line of Jefferson Heights Road in Eastmont Plan No. 6.

BEGINNING at the intersection of the dividing line between Lot No. 527 in Eastmont Plan No. 3 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 87 and 88 and Lot No. 600 in Eastmont Plan No. 6, as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid county and state in Plan Book Vol. 52, page 43 produced N 55° 02' 07" W with the center line of Jefferson Heights Road in said Eastmont Plan No. 6; thence along the center line of Jefferson Heights Road in said Eastmont Plan No.6 in a southerly direction by the arc of a circle deflecting to the left and having a radius of 147.03 feet an arc distance of 102.60 feet to a point of tangency; thence S 50° 01' 10" E a distance of 85.03 feet to a point at its intersection with the dividing line between Lots numbered 601 and 602, produced S 84° 58' 50" W a distance of 25.00 feet, in said plan, maintaining a uniform width of 50 feet throughout.

BEING a total length of 187.63 feet.

<u>SECTION 2:</u> Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance APPROVED, PASSED AND ORDAINED by the Board of Commissioners of Wilkins Township this 7th day of December, 1953.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 7th day of December, 1953.

Frank Reich, Solicitor.

ORDINANCE NO. 193

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ZONING ORDINANCE NO. 101, AS AMENDED, BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT ZONING CLASSIFICATION TO A U1-A3 RESIDENTIAL CLASSIFICATION.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the following described property is hereby re-classified from its present zoning classification and such other classification as it may now bear, to a U1-A3 residential classification.

FIRST

Area comprising a part of Gilmore Plan No. 9.

BEGINNING at a point on the southerly line of Lucia Road in Gilmore Plan No. 9 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 50, 51, and 52, said point being on the dividing line between the aforesaid Gilmore Plan No. 9 and lands of Marai Sharpnack; thence along said dividing line N 43° 57' W a distance of 362.77 feet to a point; thence along the same S 68° 18' 30" W a distance of 219.10 feet to a point at the dividing line between the aforesaid Gilmore Plan No. 9 and lands of W. F. Vegeler and O. H. Benitend; thence along the last mentioned dividing line N 73° 41' W a distance of 399.66 feet to a point; thence along the same by the arc of a circle deflecting to the right and having a radius of 450 feet an arc distance of 658.43 feet to a point; thence along the same N 10° 09' E a distance of 194.40 feet to a point; thence along the same

and continuing along the dividing line between the aforesaid Gilmore Plan No. 9 and Ridgeway Acreage Plan as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Deed Book Vol. 2179, pages 246 and 247, N 29° 50' 30" W a distance of 260.90 feet to a point at the dividing line between the aforesaid Gilmore Plan No. 9 and Gilmore Plan No. 3 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 45, pages 3 and 4; thence along the last mentioned dividing line the Six (6) following courses and distances; S 78° 27' E 21.59 feet, N 30° 08' E 17.37 feet, N 75° 08' E 228.39 feet, S 67° 31' E 122.54 feet, in a northeasterly direction along the arc of a circle deflecting to the right and having a radius of 500 feet an arc distance of 26.76 feet and S 64° 27' E 180.22 feet to a point on the dividing line between the aforesaid Gilmore Plan No. 9 and Gilmore Plan No. 7 as the same appears on plans of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 49, page 139; thence along the last mentioned dividing line the ten (10) following courses and distances: S 21° 59' 10" W 107.83 feet, S 9° 11' 11" E 81.57feet, S 11° 09' 30" E 139.48 feet, S 78° 50' 30" W 6.94 feet, S 11° 09' 30" W 6.94 feet, S 11° 09' 30" E 120.14 feet, S 29° 38' W 113.04 feet, S 65° 06' E 276.16 feet, S 43° 31' E 16.80 feet, N 46° 29' E 125.00 feet S 43° 31' E 50.74 feet, and N 46° 29' E 175.00 feet to a point on the dividing line between the aforesaid Gilmore Plan No. 9 and lands of Stephen

and Lucia Catarinella; thence along the last mentioned dividing line and through Lucia Road the three (3) following courses and distances: S 43° 31' E 422.24 feet, S 0° 03' E 94.50 feet, and S 67° 55' E 96.32 feet to a point; thence continuing through Lucia Road along a line parallel to the Legal right of way line of Buelah Road, State Highway Route 741 and 300 feet distant therefrom, S 1° 48' 30" E a distance of 56.12 feet to a point on the southernly line of Lucia Road in the aforesaid Gilmore Plan No. 9; thence along the southerly line of Lucia Road in a southeasternly direction by the arc of a circle deflecting to the right and having a radius of 325 feet an arc distance of 38.51 feet to a point of tangency; thence along the same S 46° 29' W a distance of 174.03 feet to point at the place of BEGINNING.

SECOND

Area comprising a part of Gilmore Plan No. 8.

BEGINNING at a point on the dividing line between Lot No. 247 in Gilmore Plan No. 4 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 46 page 71 and Lot No. 278 in Gilmore Plan No. 8 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 50, pages 166 and 167, said point being distant S 24 13' W 47.89 feet measured along said dividing line from a point at its intersection with the southerly line of Roland Road in said plan; thence through said Gilmore Plan No. 8 along a line parallel to the Legal Right of Way line of Buelah Road,

State Highway Route 741, and distant 300 feet therefrom the two following courses and distances: S 41° 29' 15" E 627.12 feet and along the arc of a circle deflecting to the right and having a radius of 1107.69 feet an arc distance of 242.24 feet to a point on the dividing line between the aforesaid Gilmore Plan No. 8 and lands of Stephen and Lucia Catarinella; thence along the last mentioned dividing line N 52° 01' W a distance of 276.32 feet to a point; thence along the same S 48° 31' W a distance of 272.83 feet to a point on the dividing line between the aforesaid Gilmore Plan No. 8 and Gilmore Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 44, pages 9 and 10; thence along the last mentioned dividing line N 29° 37' W a distance of 432.30 feet to a point; thence along the same N 44° 31' W a distance of 53.75 feet to a point on the dividing line between Lot No. 278 in the aforesaid Gilmore Plan No. 8 and Lot No. 247 in the aforesaid Gilmore Plan No. 4; thence along the last mentioned line N 24° 13' E a distance of 289.25 feet to a point at the place of BEGINNING.

THIRD

A part of lands of Stephen and Lucia Catarinella marked Parcel 1.

BEGINNING at a point on the dividing line between lands of Maria Sharpnack and lands of Stephen and Lucia Catarinella at its intersection with the southerly line of Lucia Road in Gilmore Plan No. 9 as the same appears on plan of record in the Office

of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 50, 51 and 52; thence along the southerly line of Lucia Road N 46° 29' E a distance of 174.03 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 325 feet an arc distance of 38.51 feet to a point; thence through lands of Stephen and Lucia Catarinella along a line parallel to the Legal Right of Way line of Buelah Road, State Highway Route 741, and 300 feet distant therefrom the two following courses and distances: S 1° 48' 30" E 124.63 feet and along the arc of a circle deflecting to the left and having a radius of 2617.01 feet an arc distance of 200.46 feet to a point on line of lands of Cline heirs; thence along line of lands of Cline Heirs N 43° 52' W a distance of 2.24 feet to a point; thence along line of lands of Maria Sharpnack N 43° 57' W a distance of 243.41 feet to a point at the place of BEGINNING.

FOURTH

A part of lands of Stephen and Lucia Catarinella marked Parcel 2.

BEGINNING at a point on the dividing line between lands of Stephen and Lucia Catarinella and Gilmore Plan No. 3 as the same appears on plan or record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 45, pages 3 and 4, said point also being at the southeasterly corner of Lot No. 289 in Gilmore Plan No. 8 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State

in Plan Book Vol. 50, pages 166 and 167; thence along said dividing line S 29° 37' E a distance of 388.39 feet to a point of curve on the dividing line between lands of Stephen and Lucia Catarinella and Gilmore Plan No. 5 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 48, page 105; thence along the last mentioned dividing line by the arc of a circle deflecting to the right and having a radius of 350 feet an arc distance of 364.99 feet to a point of tangency; thence along the same S 30° 08' W a distance of 291.82 feet to a point on the dividing line between lands of Stephen and Lucia Catarinella and Gilmore Plan No. 7 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 49, page 139; thence along the last mentioned dividing line S 6° 41' 30" E a distance of 149.84 feet to a point; thence along thesame S 43° 31' E a distance of 234.23 feet to a point on the dividing line between lands of Stephen and Lucia Catarinella and Gilmore Plan No. 9 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 51, pages 50, 51 and 52; thence along the last mentioned dividing line the three (3) following courses and distances: S 43° 31 E 422.24 feet, S 0° 03' E 94.50 feet and S 67° 55' E 96.32 feet to a point; thence through lands of Stephen and Lucia Catarinella along a line parallel to the Legal Right of Way line of Buelah Road, State Highway Route 741, and 300 feet distant therefrom the two (2) following courses and distances: N 1° 48' 30" W 1232.91 feet and along the arc of a circle de-

flecting to the left and having a radius of 1107.69 feet an arc distance of 524.87 feet to a point on the dividing line between lands of Stephen and Lucia Catarinella and the aforesaid Gilmore Plan No. 8; thence along the last mentioned dividing line N 52° 01' W a distance of 276.32 feet to a point; thence along the same S 48° 31' W a distance of 272.83 feet to a point at the place of BEGINNING.

FIFTH

A part of lands of Stephen and Lucia Catarinella marked Parcel 3.

BEGINNING at a point on the dividing line between lands of Stephen and Lucia Catarinella and Edgewood Country Club, said point being on the center line of a private road and at the line of lands now or formerly of John Leax; thence along said dividing line N 26° 41' W a distance of 462.80 feet to a point on line of lands now or formerly Evans; thence along line of lands now or formerly of Evans S 88° 15' W a distance of 393.99 feet to a point; thence through lands of Stephen and Lucia Catarinella along a line parallel to the right of way line of Buelah Road, State Highway Route 741 and distant 300 feet therefrom the two following courses and distances: S 41° 29' 15" E a distance of 440.63 feet to a point of curve and along the arc of a circle deflecting to the right and having a radius of 1757.69 feet an arc distance of 344.68 feet to a point on the center line of lands now or formerly of John Leax thence along line of lands now or formerly of John Leax, said line also being the center line of a private road, N 28° 08' E a distance of 234.41 feet to a point at the place of BEGINNING.

SECTION 2: Should any section or provision of this ORDINANCE be declared by the Courts to be invalid, the same shall not affect the evalidity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 3: That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 1st day of February, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B Rose
Richard B. Rose
President

ATTEST: M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 30th day of December, 1953.

Frank Reich, Solicitor

ORDINANCE NO. 194

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1954

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax rate be and the same is hereby levied on all property within the said Township subject to taxation for Township purposes for the fiscal year 1954, as follows:

Tax rate for general Township purposes the sum of nine (9) mills for each dollar of assessed valuation, the sum of one (1) mill for each dollar of assessed valuation for debt purposes.

SECTION 2. That any Ordinance conflicting with this Ordinance be, and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 1st day of March, A.D. 1954.

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

ORDINANCE NO. 195

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH THE CITY OF PITTSBURGH AND THE ALLEGHENY COUNTY SANITARY AUTHORITY PROVIDING FOR SEWAGE TREATMENT AND DISPOSAL SERVICE AND IMPOSING CHARGES THEREFOR.

BE IT ORDAINED AND ENACTED by the Board of Township Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Chairman of the Board of Township Commissioners of Wilkins Township is hereby authorized, impowered and directed, for and in behalf of the Township of Wilkins, to enter into, execute and deliver, and the Township Secretary is hereby directed to attest, an agreement with the City of Pittsburgh and the Allegheny County Sanitary Authority in substantially the following form which is the agreement which is set forth and attached hereto and marked Exhibit "A".

SECTION 2: That all Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 5th day of April, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose, President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli
Secretary

Examined and approved by me this 5th day of April, 1954.

Frank Reich, Solicitor.

A G R E E M E N T

THIS AGREEMENT, dated for convenience of reference as of the first day of _____, 1950, by among
CITY OF PITTSBURGH
(hereinafter sometimes called the "City"), a municipal corporation of the Commonwealth of Pennsylvania located within the

County of Allegheny,

ALLEGHENY COUNTY
SANITARY AUTHORITY

(hereinafter sometimes called the "Sanitary Authority"), a body corporate and politic of the Commonwealth of Pennsylvania duly created and existing under the provisions of the Municipality Authorities Act of 1945, as amended, and

TOWNSHIP OF WILKINS

(hereinafter sometimes called the "Township"), a political subdivision of the Commonwealth of Pennsylvania also located within the County of Allegheny,

WITNESSETH:

WHEREAS, The City and the Township have heretofore constructed certain sewers but do not have facilities for the treatment and disposal of sewage, and sewage entering their sewers is being discharged without treatment into the rivers and streams; and

WHEREAS, A number of municipalities adjacent to the City have connected their sewers with the City's sewerage system; and

WHEREAS, There are many industries in the Pittsburgh area which are discharging large quantities of industrial wastes without treatment either directly into such rivers and streams or indirectly through the sewers of the municipalities in which they are located; and

WHEREAS, Such discharge of untreated sewage and industrial wastes has polluted the rivers and streams, and such pollution has made the rivers and streams undesirable as sources of public water supply and unsafe for bathing, boating and other recreational purposes; is detrimental to business and commercial interests in the Pittsburgh area; and constitutes a serious menace to the health and safety of the inhabitants of the City, the Township and such adjacent municipalities; and

WHEREAS, The Sanitary Water Board of the Commonwealth of Pennsylvania (hereinafter sometimes called the "State Board"), acting to abate stream pollution, pursuant to authority conferred upon it by the Act of the General Assembly of Pennsylvania approved June 22, 1937, P.L. 1987, as amended ordered and directed all sewered municipalities in Allegheny County, including the City and the Township

(a) to discontinue the discharge of untreated sewage into the waters of the Commonwealth, and

(b) to submit, either alone or jointly with any other mutually interested municipality or municipalities, construction plans and specifications for the necessary sewers, pumping stations and treatment works to collect and convey its sewage to a suitable site or sites and provide treatment thereof: and

WHEREAS, The Sanitary Authority was organized by the County Commissioners of Allegheny County to collect, transport, treat and dispose of the sewage and industrial wastes of all the municipalities in the County and thus enable them to comply with the orders of the State Board; and

WHEREAS, After careful consideration of alternative projects, the City executed an agreement with the Sanitary Authority for the preparation of detailed construction plans and specifications for a Dewage Disposal System adequate to meet the present and foreseeable future needs of an area comprising the City and all or portions of fifty-eight adjacent municipalities, including a portion of the Township, and agreed to advance to the Sanitary Authority, as a loan, the entire cost of such plans and specifications, estimated at Two Million ($2,000,000) Dollars; and

WHEREAS, Despite the Township's prior failure to participate in the project, the City and the Sanitary Authority are willing to enlarge the original service area to include the Township, since the sewage Disposal System will not be increased thereby for the reason that the estimated revenue expected from the Township and its residents will pay for the added cost of service; and

WHEREAS, Plans and specifications for any sewage disposal system will be valueless unless substantially all the municipalities to be served, or their residents, become legally bound to accept and pay for sewage collection and treatment service from the time the system goes into operation until such time as the bonds to be issued for constructing the system shall be fully retired by the revenues thereof; and

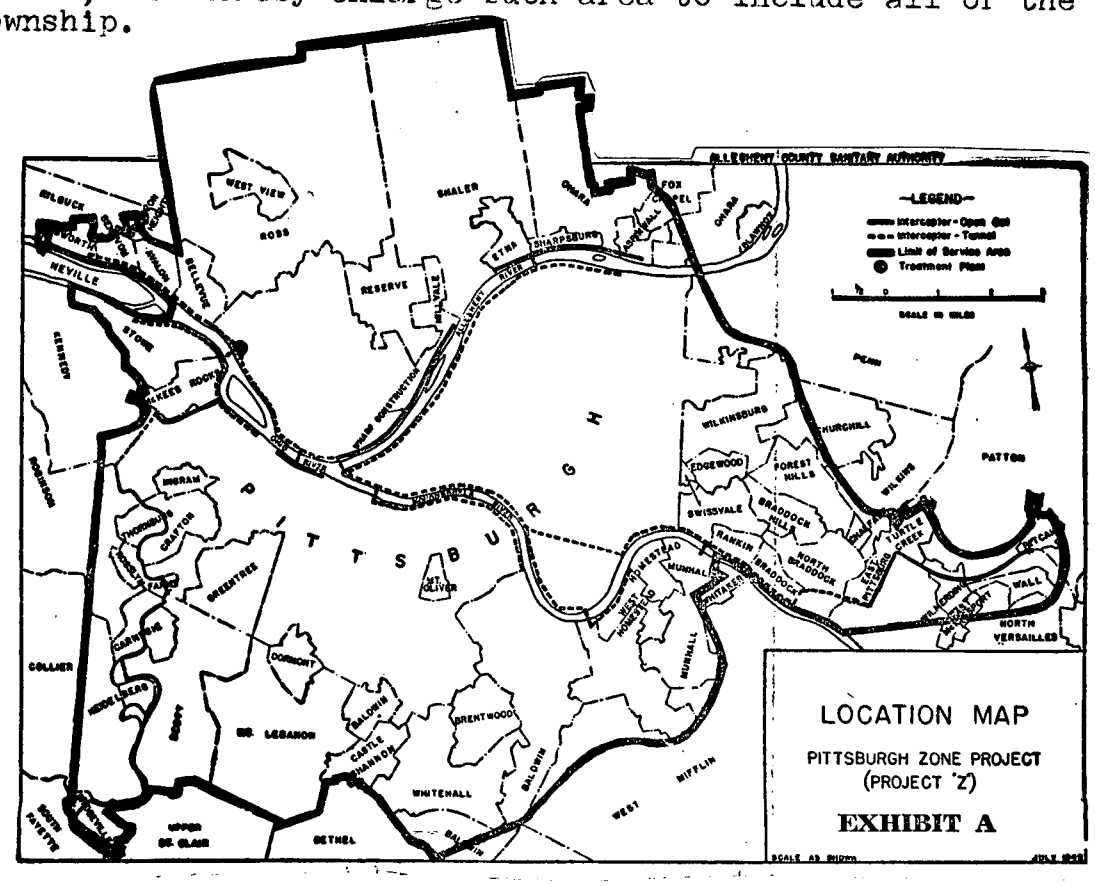
WHEREAS, The City is willing to pay, or to require its residents to pay, after the Sewage Disposal System is constructed and goes into operation, the same rates for service therefrom as shall be charged and collected throughout the remainder of the System's entire service area; and

WHEREAS, Such uniform rates would result in much lower cost to the Township and its residents than would result from the construction and operation of a sewage disposal system for the Township alone; and

WHEREAS, The execution of the present Agreement by the Township will benefit the Township and its residents and will constitute compliance with the orders of the State Board.

NOW, THEREFORE, in consideration of the premises and the undertakings of each party to the others, the parties hereto, each intending to legally bind itself, its successors and its assigns, convenant and agree as follows:

1. The City and the Sanitary Authority reaffirm their agreement of August 1, 1949, whereunder the City agrees to loan to the Sanitary Authority Two Million ($2,000,000) Dollars for the preparation of detailed construction plans and specifications for a Sewage Disposal System adequate to serve a potential area comprising the City and all or portions of fifty-eight adjacent municipalities, as shown on Exhibit A hereof, and hereby enlarge such area to include all of the Township.



The City and the Sanitary Authority each covenants with the Township to carry out its undertakings under said agreement of August 1, 1949 as thus amended to include the Township. As used in this Agreement the term "service area" shall mean an area including the Township or so much thereof as is above described.

In no event shall the rights of the Township under this Agreement exceed the rights of the municipalities in the original service area under the similar agreements of December 1, 1949 executed by them.

2. The City reserves the right, after the plans and specifications to be prepared by the Sanitary Authority shall have received the final approval of the State Board, to designate the agency which shall construct and operate the Sewage Disposal System. Such agency, hereinafter referred to as the "Sewage Agency", may be the City itself, the Sanitary Authority, a municipal Authority to be organized by the City, or any other agency having legal authority to construct and operate the Sewage Disposal System.

The parties agree that the rights given under this Agreement to the Sewage Agency are primarily given to the Sanitary Authority, for the benefit of the City, and that the Sewage Agendydesignated by the City, if other than the Sanitary Authority, shall be the assignee of the Sanitary Authority's rights. The Sanitary Authority agrees that the designation by the City of a Sewage Agency other than the Sanitary Authority shall constitute an assignment, by the Sanitary Authority to the Sewage Agency so designated by the City, of the Sanitary Authority's rights as Sewage Agency under this Agreement. If the designated Sewage Agency is the City, such assignment shall become effective automatically; if it is neither the City nor the Sanitary Authority such assignment shall become effective upon formal acceptance of this Agreement by the designated Dewage Agency. The Sanitary Authority further covenants to execute promptly, upon request of the City, a formal assignment of such rights to such designated Sewage Agency, though such formal assignment is not necessary. The Township recognizes that performance of the duties imposed by this Agreement on the Sewage Agency will be substantially the same whether done by the City itself, the Sanitary Authority, an authority to be organized for such purpose by the City, or any other lawful agency, inasmuch as the personnel of the Sewage Agency during the extended life of this Agreement cannot be foreseen and would in any event not be selected by the Township, and since the sewage service charges of the Sewage Agency, as more fully hereinafter set forth, must be uniform and are limited to yield only sufficient revenues to meet administrative and operating expenses and debt requirements. The Township therefore hereby specifically assents to any such assignment, and covenants to perform all acts and discharge all duties and obligations required of the Township under this Agreement, whether the Sewage Agency be the Sanitary Authority or any other agency designated by the City.

The City covenants that within a reasonable time after receiving an order from the State Board to construct the Sewage Fidpodsl Dydyrm, following final approval of the plans and specifications therefor, the City will by proper ordinance designate a suitable Sewage Agency to construct and operate the Sewage Disposal System in accordance with this Agreement. Paragraphs 3-17 of this Agreement shall not be carried into

effect until the City shall, by formal ordinance duly enacted, designate such Sewage Agency.

3. The Sanitary Authority covenants with the City and Township, and the City similarly covenants with the Township, that if it is designated by the City to be the Sewage Agency, it will well and truly perform all acts and discharge all the duties and obligations imposed upon the Sewage Agency by this Agreement; and that if it is not so designated, it will cooperate fully with the designated Sewage Agency and will assign to it, without charge, any rights and powers it may have in aid of the carrying out of the remaining provisions of this Agreement.

4. The City covenants with the Township and the Sewage Agency that the rates and charges to be imposed and collected by the Sewage Agency, as hereinafter set forth, shall be uniform throughout the service area of the Sewage Disposal System and in particular shall be the same within the City as within the Township, and that all duties and obligations hereinafter imposed upon the Township will likewise be assumed and borne by the City.

5. The Sewage Agency designated and qualified pursuant to the provisions of Paragraph 2 of this Agreement shall

(a) promptly issue and sell revenue bonds, secured by its revenues and receipts collected pursuant to this Agreement and to similar agreements with other municipalities and by all other revenues and receipts of the Sewage Disposal System, in sufficient amount to pay

(1) the cost of constructing the Sewage Disposal System and placing the same in operation,

(2) all loans and advances heretofore or hereafter made to the Sanitary Authority by the City and the Federal Works Administration,

(3) all obligations incurred by the Sanitary Authority and by the Sewage Agency which are repayable out of such bond proceeds, and

(4) all other lawful requirements of the Sewage Agency, including, but without limitation, the cost of all lands, property, rights, easements and franchises acquired, financing charges, the cost of legal services, administrative expenses and all other expenses necessary or incident to the construction of the Sewage Disposal System and to the financing thereof;

(b) upon receipt of the proceeds of such bonds, proceed promptly and with due diligence in the construction of the Sewage Disposal System, with the privilege of awarding all or portions of the actual construction work under separate contracts to the lowest responsible bidder for each contract;

(c) upon completion of the Sewage Disposal System, intercept all sewage and wastes of the Township which are discharged from any municipal outfall sewer located along the interceptor sewers of the Sewage Disposal System (subject to the provisions of Paragraph 6 of this Agreement), transport such sewage and wastes to its treatment plant, provide such treatment and disposal thereof as may be required by law, and operate the Sewage Disposal System in an efficient and economical manner; and

(d) make such changes in and additions to the Sewage Disposal System as may be necessary to enable the Township to comply with any future lawful orders of the State Board or any other State or Federal Agency in respect to the treatment and disposal of the Township's municipal sewage and wastes which enter the Sewage Agency's interceptor sewers, and shall issue additional revenue bonds for such purpose or purposes; provided, however, that the Sewage Agency shall have the right to increase its sewage service charges to such extent as will yield the additional revenue needed to meet all bond requirements and operating and other expenses incurred by the Sewage Agency in the design, construction and operation of such added facilities.

If any portions of the Sewage Agency's interceptor sewers and appurtenances thereof are located in the Township, the Sewage Agency shall have the right to enter upon and open such streets, public thoroughfares and vacant land owned by the Township as may be necessary to install, construct, extend, replace, repair and maintain the same or any part thereof; provided, however, that all pavements and underground structures disturbed in the course of such work shall be restored to substantially their original condition. No Township permit or license shall be required for any such work, and the Township hereby waives all fees and charges in connection therewith.

It is understood and agreed that the Sewage Agency shall indemnify and save the Township harmless from all costs and expenses (except those provided for in this Agreement), liability, claims and demands of any sort arising out of the construction, extension, replacement, operation, maintenance, repair or possession of the Sewage Disposal System by the Sewage Agency.

6. The Sewage Agency's interceptor sewers will be constructed approximately where shown on the map marked "Exhibit A" attached hereto and made a part of this agreement. The Township understands and agrees that the Sewage Agency will accept for treatment and disposal only such sewage and wastes entering the Township's sewers as are discharged from municipal outfall sewers (belonging to the Township or to any other municipality) located along such interceptro sewers, and that it shall be the obligation of the Township to bring its sewage and wastes to a proper point of connection with such interceptor sewers, as hereinafter set forth. If the service area as enlarged by Paragraph 1 of this Agreement does not include the entire Township, the Sewage Agency shall not have any obligation to serve any portion of the Township outside such area unless another agreement similar to the present Agreement shall be executed covering such outside territory. No sewer connection whereby sewage or wastes from any territory outside such enlarged service area may reach a Sewage Agency interceptor sewer through the Township's sewerage system shall be made or permitted by the Township without the approval of the Sewage Agency formally given by resolution or ordinance.

Provision will be made, in the plans and specifications to be prepared by the Sanitary Authority, for the connection with the Sewage Agency's interceptor sewers of all municipal outfall sewers now in place therealong, and only such outfall sewers now being used by the Township as are located therealong will be connected with the Sewage Agency's interceptor sewers without cost to the Township.

All other outfall sewers now used by the Township and every municipal outfall sewer hereafter constructed shall be brought to a point to be approved by the Sewage Agency (or prior to the designation and qualification of the Sewage Agency, by the Sanitary Authority), in order that proper connection with the Sewage Disposal System may be made. Each such connection shall be made in such manner as the Sewage Agency shall direct, and at the expense of the municipality or municipalities using such outfall sewer.

7. The City and the Sanitary Authority reserve the right, prior to the designation of the Sewage Agency, and the City and the Sewage Agency shall have the right thereafter, subject to the approval of the State Board but without consulting or notifying the Township, to permit additional municipalities which are partially or entirely outside the original service area shown on Exhibit A hereof to pump or drain additional sewage or wastes from territory outside such original service area into the Sewage Disposal System for treatment and disposal by the Sewage Agency; provided, however, that no such permission shall be given unless an agreement similar to the present Agreement shall be executed with the affected municipality or municipalities.

The City and the Sanitary Authority, or the City and the Sewage Agency, as the case may be, also reserve the similar right to enter into agreements with industrial firms within and without the service area for the treatment and disposal of their sewage and wastes which do not enter a municipal sewer; provided, however, that the service charges shall be at least as high as those imposed on the Township and its water users by this Agreement.

8. The Township covenants and agrees that the Sewage Agency shall be the sole and exclusive agency, during the entire life of this Agreement, to provide sewage treatment and disposal service to the Township or to so much thereof as is within the service area of the Sewage Disposal System and to all its water users therein who or which discharge sewage or wastes into the Township's sewerage system. The Township hereby permits and authorizes the Sewage Agency to impose upon and collect from all such water users the sewage service charges hereinafter set forth, and convenants to perform all the acts and discharge all the duties and obligations imposed upon it by this Agreement. The Township further covenants that it will not itself engage in the business of providing sewage treatment and disposal service to such water users, nor will it authorize or permit any other agency, public or private, to do so in competition with or in substitution for the Sewage Agency.

9. Beginning immediately after the Sewage Disposal System has been completed and put in operation, the Sewage Agency shall, for the services and facilities furnished or to be furnished by it, impose upon and collect from the owner, tenant or occupant of each lot or parcel of land within the Township from which sewage or wastes enter a Township sewer and thence reach the Sewage Disposal System (hereinafter sometimes called a "user" or "water user"), rates, fees or charges (hereinafter sometimes called "sewage service charges" or "charges"), which shall be based or computed upon the quantity of water used in or upon such lot or parcel as determined by gauging or metering or otherwise.

The Sewage Agency's schedule of sewage service charges shall be uniform throughout the entire service area of the

Sewage Disposal System, and shall be so calculated as to yield in the aggregate during each month or quarter year the amount required in each such month or quarter year for paying all current administrative and operating expenses of the Sewage Agency and the interest on and the principal of all outstanding bonds and other obligations as the same become due and payable, and to create such reserves for such purposes as may be required by the resolution authorizing the issuance of its bonds or in the trust indenture securing the same. The schedule shall impose reasonable minimum charges, may include such block rates for metered water users and such charges for flat-rate water users as the Sewage Agency shall determine, and shall provide extra charges for commercial and industrial wastes which impose an extraordinary burden on the Sewage Disposal System. The schedule shall be adjusted from time to time in such manner as the Sewage Agency shall deem necessary or proper to insure the collection of adequate revenues to meet its financial requirements.

In case any water user is not the owner of the premises in or on which water is used, the Sewage Agency may also impose such sewage service charges upon and demand payment thereof from the owner of such premises, so that if payment is not made promptly, a lien therefor against the premises served may be filed by the Township as assignee of the Sewage Agency delinquent accounts, as provided in Paragraph 13 of this Agreement.

10. The Township covenants that during such time as sewage service charges of the Sewage Agency are in effect the Township will not impose upon any person, firm or corporation, or upon any property, any rental, rate or charge whatever for the use of or for the privilege of using any Township sewer connected with the Sewage Disposal System, to the end that no person, firm, or corporation shall be subject to both the Sewage Agency's sewage service charge, as herein provided, and a Township sewer rental, rate or charge of any kind whatever excepting general real estate taxes, sewer connection and street opening permit or license fees, and special assessments imposed according to law upon property benefited by the construction of additional sewers, and excepting charges imposed on other municipalities for the joint use, maintenance or repair of a Township sewer or sewers.

The provisions of this Paragraph shall not apply so long as the optional method of payment provided for in Paragraph 15 of this Agreement is in effect.

11. All bills for sewage service charges shall be computed on the basis of the quantity of water used, whether the water is furnished by the waterworks system of the Township or secured from any other source.

The sewage service charge to be paid by each water user within the Township shall be computed as follows:

(a) Metered water customers
--by applying the Sewage Agency's schedule of charges then in effect to the quantity of water delivered to each water customer during the preceding quarter year or other meter period, as measured by the most recent water meter reading;

(b) Flat-rate water customers
--by applying the percentage set forth in the Sewage Agency's schedule of charges then in effect to the flat-rate water bill:

(c) Users of water taken from private water source or public stream--by applying the Sewage Agency's schedule of charges then in effect to the quantity of water used as estimated by the Sewage Agency; provided, however, that if any such water user shall at his or its own expense install and maintain in good operating condition a meter or other measuring device of a type approved by the Sewage Agency, the amount payable by such water user shall be based upon the quantity of water used as so measured.

If the Township or other water supplying agency does not make available promptly to the Sewage Agency the necessary data for computing the sewage service charge of any water user, such water user shall be deemed to be a flat-rate water customer, and the sewage service charge for such water user shall be calculated in the same manner as for flat-rate water customers, based upon the estimated flat-rate water bill such customer would have to pay.

There shall be no free services rendered by the Sewage Disposal System, and the Township (or any department, agency or instrumentality thereof) and all public corporations, all charitable or non-profit institutions and all school districts and other political sub-divisions shall pay for the use of the services and facilities thereof in accordance with the established schedule of sewage service charges.

If any substantial portion of the water used regularly on any lot or parcel of land does not enter the Township's sewerage system, the owner, tenant or occupant of such lot or parcel may secure a reduction in the amount of the sewage service charges to be paid by him, subject to the established minimum charges, by installing, at his own expense and subject to such regulations as may be prescribed by the Sewage Agency, a separate meter or other measuring device approved by the Sewage Agency for measuring the water so used, in which event the quantity of water so used shall thereafter be excluded in computing the sewage service charges to be paid by the owner, tenant or occupant of such lot or parcel.

In cases where the character of sewage or industrial wastes from any commercial, manufacturing or industrial plant, building or premises is such that it imposes a burden upon the Sewage Disposal System in addition to the burden imposed by the average sewage, such additional charge shall be made therefor as the Sewage Agency shall deem to be fair and equitable to meet the additional cost of collecting, transporting, treating and disposing of such sewage or wastes; or the Sewage Agency may, if it deems it advisable, require the owner, tenant or occupant of such commercial, manufacturing or industrial plant, building or premises to pre-treat such sewage or wastes in such manner as shall be specified by the Sewage Agency before discharging such sewage or wastes into the Township's sewage system.

12. In order to enable the Sewage Agency to compute its sewage service charges based thereon, as provided in Paragraph 11 hereof, the Township, if it operates its own waterworks system, shall furnish to the Sewage Agency, not later than the 15th day of the month following the month during which water bills are issued, a list or lists of all water meter readings and flat-rate water bills issued during the preceding calendar month together with the basis for each flat-rate water user's water bill, and shall include therein the meter readings of meters installed by water users taking water from a private water source or public stream. The Sewage Agency will request similar information from the private water company, municipal authority or other agency supplying water to any water users within the Township. If by reason of failure to obtain such data promptly the Sewage Agency is compelled to treat any water users as though they were flat-rate water customers, as

further provided above in the said Paragraph 11, and in so doing is obliged to survey the premises of each such water user for the purpose of determining his or its flat-rate water status, the cost incurred by the Sewage Agency in making such survey or surveys shall be repaid to it by the Township. The Township authorizes the Sewage Agency to make such survey or surveys, and it is agreed that every water user, in accepting the Sewage Agency's service, authorizes the Sewage Agency to enter upon his or its premises for such purpose.

The Sewage Agency will reimburse the Township and other water supplying agencies, on or before April first of each year, for the reasonable added clerical expense incurred by each of them during the previous calendar year in preparing the lists of metered water data and of flat-rate bills hereinabove referred to, but not for the cost of reading meters, excepting only the cost of reading such meters as may be installed by or for users of water who are not connected with their respective waterworks systems.

13. The Schedule of sewage service charges to be imposed and collected during any year by the Sewage Agency shall be so calculated and adjusted as to provide revenues which will be sufficient to pay all current expenses and meet all obligations of the Sewage Agency during such year. It is understood by the Township that not all bills for sewage service charges will be paid promptly, and that some of such bills in an indeterminate amount will become delinquent each year. In consideration of the services rendered by the Sewage Agency to the Township under the provisions of this Agreement, which will effect compliance by the Township with the duty imposed upon it by law to cease the pollution of the waters of the Commonwealth, and in further consideration of the assignment to it of the delinquent accounts, as hereinafter provided, the Township agrees to pay to the Sewage Agency, out of the Township's current revenues as hereinafter provided, the face amount of all delinquent accounts of the Sewage Agency.

If any water user shall fail to pay the sewage service charges of the Sewage Agency within sixty (60) days after the due date of the bill therefor, the account of such water user shall be deemed delinquent. The Sewage Agency shall prepare and submit to the Township, on or before January 1, April 1, July 1 and October 1 of each year, a list of all delinquent accounts, showing the face amount of each account, the penalty thereon, and the interest accrued. The Township shall, within 60 days after the furnishing of such list, pay to the Sewage Agency the face amount of all such delinquent accounts. Upon receipt of such amount from the Township, the Sewage Agency shall promptly assign to the Township all such accounts, for the sole use and benefit of the Township.

The Sewage Agency agrees that the Township shall have the right to pursue and enforce any and all remedies now available or hereafter to become available to it, to compel payment by any delinquent water user of the sewage service charges, together with penalties, interest and costs, which may be due and owing by him or it.

14. The Township agrees that if the schedule of sewage service charges in effect at any time does not, or in the opinion of the Sewage Agency may not, yield sufficient revenue to meet the Sewage Agency's financial requirements, or if the Sewage Abency finds that such schedule has proved to be

inequitable, the Sewage Agency shall have the right at any time and from time to time to revise and adjust its sewage service charges in such manner and to such extent as it may deem advisable.

At least sixty (60) days before any revised sewage service charges shall become effective, the Sewage Agency shall submit in writing to the Township a statement setting forth the new schedule of sewage service charges and the reasons why it was found necessary or desirable to put them into effect. Such new schedule of charges shall go into effect at the time specified in said statement (not earlier, however, than sixty (60) days from the furnishing of such statement), unless suspended by a final decree of a court of competent jurisdiction.

15. The Township shall have the option of paying the aggregate amount of all sewage service charges which, under Paragraphs 9-14 of this Agreement, would be payable by its water users, in consideration of the performance by the Sewage Agency of the Township's legal duty to cease the pollution of the waters of the Commonwealth. In such event, the individual charges of each water user shall be computed in the same manner as hereinbefore set forth, but instead of sending individual bills to all water users, all such individual bills shall be totaled and the aggregate amount thereof shall be billed quarterly to the Township. The Township covenants that so long as such method of payment is in effect it will pay each such quarterly aggregate amount, out of the Township's current revenues as hereinafter provided, within sixty (60) days after the date of the bill therefor. The Sewage Agency will refund to the Township, on or before April first of each year, as a credit for the saving in billing expense, a sum equal to the average cost per customer incurred by the Sewage Agency during the preceding calendar year for billing and collecting its charges from individual water users in all other municipalities served by it, multiplied by the average number of individual water users in the Township.

Before the Sewage Disposal System is completed and put in operation, the Sewage Agency shall request the Township in writing to indicate whether it desires to adopt the optional method of payment provided for in this Paragraph. Unless the Township shall so indicate by ordinance duly enacted not later than ninety (90) days after the date of the Sewage Agency's written request, and shall promptly send to the Sewage Agency a certified copy of such ordinance, the method of payment provided for in Paragraphs 9-14 of this Agreement shall become effective.

No change in the method of payment applicable to the Township and its water users shall be made except at the request of the Township, made by ordinance duly enacted, and with the approval of the Sewage Agency, formally given by ordinance or resolution.

16. If there exists any connection through which sewage or wastes emanating from any territory outside the corporate limits of the Township enters the Township's sewerage system and thence reaches the Sewage Agency's interceptor sewer, and if the municipality having jurisdiction over such territory does not execute an agreement with the Sewage Agency similar to this Agreement, the Township shall either promptly shut off or remove such connection or shall pay to

the Sewage Agency, so long as such sewage continues to enter the Township's sewerage system, the estimated cost of collecting, transporting, treating and disposing of such sewage, such estimated cost to be approximately the same as if the water users within such territory were subject to the Sewage Agency's prevailing sewage service charges.

17. The Township shall annually provide in its budget for obtaining the funds necessary to meet its obligations under this Agreement. On or before October 1 of each year the Sewage Agency shall supply to the Township's governing body a written estimate of the total amount of delinquent accounts, or (if the optional method payment is applicable to the Township) of the total aggregate amount of all sewage service charges, which the Township will probably be required to pay to the Sewage Agency during the ensuing fiscal year; plus, in either case, the estimated amount (if any) due under Paragraph 16 of this Agreement. The Township shall, by proper ordinance, promptly levy a special tax, or provide for obtaining revenues in any other lawful manner, or resort to any two or more methods of securing the funds required under this Agreement, in such manner as to assure that the Township shall obtain or collect during the ensuing fiscal year a sum which, together with any unused moneys remaining from previous years, will be at least 120% of such estimated amount to become due under this Agreement during such year. The revenues collected from such tax levy or from any other source so designated by the Township, or from any combination thereof which the Township may elect to employ, shall be deposited to the credit of a special fund to be designated "Sewage Agency Fund", the moneys in which shall be used by the Township to meet its obligations under this Agreement and shall not be used for any other purpose whatever.

If the entire amound due the Sewage Agency under this Agreement for any year is not paid out of the current revenues of the Township for such year the balance thereof shall be paid out of the current revenues of succeeding years.

18. The Sewage Agency shall have the right to promulgate, issue, publish and enforce rules and regulations governing its activities and carrying into effect the provisions of this Agreement. Such rules and regulations may include provisions prohibiting or regulating the discharge into the Township's sewerage system of oils, acids and other substances which may be harmful to the Sewage Agency's sewers, pumping stations or other structures or which may interfere with the sewage treatment processes of the Sewage Agency's plant.

The Township may, in its own discretion and without let or hindrance from the Sewage Agency, permit the connection with any Township sewer that discharges into a Sewage Agency interceptor sewer of any and all premises used wholly as private dwellings, but no permit shall be issued by the Township for the connection with any such sewer of any premises used wholly or in part for commercial or industrial purposes unless the application for such permit shall first have been submitted to and been approved by the Sewage Agency.

The Township recognizes that the carrying out by the Sewage Agency of its obligations under this Agreement will enable the Township to perform the duty imposed upon it by law to provide for the proper treatment and disposal of its sewage, and the Township therefore agrees to exercise for the

benefit of the Sewage Agency all rights and powers which it may possess to carry into effect the purposes and intent of this Agreement. The Township accordingly agrees, on request of the Sewage Agency, to enact an ordinance incorporating all or designated portions of the Sewage Agency's rules and regulations and providing appropriate penalties for the violation thereof, to amend such ordinance from time to time as requested by the Sewage Agency, and to enforce the provisions thereof fully and prosecute all violators thereof diligently.

19. This Agreement shall become effective immediately, and shall remain in full force and effect, subject to the provisions of Paragraph 2 hereof, until the date of expiration of the legal existence of the Sewage Agency or until the expiration of one calendar year following the payment in full of all bonds, notes and other obligations of the Sewage Agency, original and refunding, issued by it to finance the construction, replacement, maintenance and operation of the Sewage Disposal System and additions thereto, whichever date shall be later.

IN WITNESS WHEREOF, City of Pittsburgh has caused this Agreement to be executed by its Mayor and Director of the Department of Public Works and its official seal to be hereunto impressed, pursuant to Ordinance No. , duly enacted and approved on the day of ,19 ; Allegheny County Sanitary Authority has caused this Agreement to be executed by its Chairman and its official seal to be hereunto impressed and attested by its Secretary, pursuant to a resolution duly adopted by its Board on the day of , 1954 ; and Township of Wilkins has caused this Agreement to be executed by its President of the Board of Township Commissioners and its official seal to be hereunto impressed and attested, pursuant to Ordinance No. , duly enacted and approved on the day of , 1954.

Attest: CITY OF PITTSBURGH

_____ By _____

Secretary to Mayor Mayor

Attest:

_____ _____

Chief Clerk Director, Department of Public Works

Approved as to form:

_____

City Solicitor

Countersigned:

_____

City Controller

Attest: ALLEGHENY COUNTY SANITARY AUTHORITY

_____ By _____

Secretary Chairman

Approved as to form:

_____
Chief Counsel

Attest:

TOWNSHIP OF WILKINS

M. Jos. Martinelli
Township Secretary

By Richard B. Rose
President of the Board of Township Commissioners

Approved as to form:

_____
Township Solicitor

ORDINANCE NO. 196

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONEEALTH OF PENNSYLVANIA, ACCEPTING, WITHOUT CONSIDERATION, A TRACT OF LAND CONTAINING 18.818 ACRES AND HAVING ERECTED THEREON A SEWAGE DISPOSAL SYSTEM FROM THE SAMPSON LAND COMPANY AND MAKING THE SAME A PART OF THE SEWAGE DISPOSAL SYSTEM OF SAID TOWNSHIP SAID SEWAGE DISPOSAL PLANT, SITUATE IN EASTMONT PLAN NO. 4, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accepts and the same is hereby accepted as the property in fee simple, without consideration, a certain tract of land located in the Township of Wilkins, Allegheny County, Pennsylvania containing 18.818 acres which land is in the Eastmont Plan No. 4 and was formerly land of George V. and Mary Beech as the same is more particularly described hereinafter:

All that certain tract or piece of ground situate in the Township of Wilkins, Allegheny County, Pennsylvania, bounded and described as follows:

BEGINNING at a point on the line dividing the tract herein conveyed and land now or late of George V. Beech at the southeasterly corner of Lot No. 403, in Eastmont Plan of Lots No. 4, as recorded in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book Vol. 51, pages 101, 102, etc; thence along the line of said Eastmont Plan of Lots 4, North 24° 52' 15" West two hundred ninety-four and 27/100 (294.27) feet to a point; thence continuing along the same South 65° 07' 45" West ninety-five and 89/100 (95.89) feet to a point; thence along

the same North 33°24' 25" West one hundred eighteen and 01/100 (118.01) feet to a point; thence continuing along the same in a northwesterly direction by the arc of a circle curving to the left and having a radius of five hundred (500) feet a distance of one hundred twenty-two and 24/10 (122.24) feet to a point; thence along the same North 31°17' 09" East sixty-four and 69/100 feet (64.69) to a point; thence along the same in a northerly direction by the arc of a circle curving to the left and having a radius of four hundred sixty-five (465) feet a distance of five hundred fifty-nine and 99/100 (559.99) feet to a point; thence along the same North 37° 42' 51" West two hundred nineteen and 43/100 (219.43) feet to a point; thence along the same in a northwesterly direction by the arc of a circle curving to the left and having a radius of three hundred seventy-five (375) feet to a distance of four hundred forty and 83/100 (440.83) feet to a point common to Lots Nos. 366, 367 and 369 in the said Eastmont Plan of Lots No. 4; thence along the line of other land of the grantor North 43° 16' 26" East six hundred twenty-two and 84/100 (622.84) feet to the line of land now or late of William J. McCully; thence along the line of land now or late of said William J. McCully South 46° 43' 34" East four hundred forty-six and 84/100 (446.84) feet to a point on line of land now or late of George V. Beech et ux; thence along the line of land now or late of George V. Beech, et ux. South 15° 52' 25" East one thousand eighty-six and 36/100 (1086.36) feet to a point on the line of land of Union Railroad Company; thence along the line of land of said Railroad South 36° 14' 27" East ninety-one (91) feet to a point; thence South 23° 30' 25" East one hundred sixty-two and 55/100 (162.55) feet to a point; thence along the same

South 35° 50' 16" East one hundred eleven and 02/100 (111.02) feet to a point; thence along the same South 47° 43' 35" East seventy four and 33/100 (74.33) feet to a point; thence South 35° 36' 14" East one hundred sixty and 68/100 (160.68) feet to a point on line of land now or late of said George V. Beech, et ux, South 11° 56' 15" West one hundred four and 10/100 (104.10) feet to a point; thence South 65° 07' 45" West two hundred thirty-five and 10/100 (235.10) feet to the southeasterly corner of Lot No. 403 in said Eastmont Plan No. 4, at the place of beginning.

CONTAINING 18.818 ACRES.

FOR TITLE REFERENCE see deed from George V. Beech, et ux, to Sampson Land Co., dated July 2, 1952, and of record in the Recorder's office of Allegheny County, Pennsylvania in Deed Book Vol. 3165, page 733, and the Quit Claim deed between Sampson Land Co. and Union Railroad Company, dated March 16, 1953, and of record in said Recorder's Office in Deed Book Vol. 3252, page 112.

SUBJECT to prior grants and reservations of coal, oil, gas, mining rights and rights of way as the same appear in instruments now of record.

TOGETHER with a right of way over and across part of Lot No. 378 in Eastmont Plan No. 4 for ingress and egress to and from the above described tract, which right of way is described as follows:

Beginning at a point on the southeasterly line of a thirty (30) foot right of way between Lots Nos. 377 and 378 as shown on said Eastmont Plan No. 4, which point is North 52° 17' 09" East a distance of thirty-three and 06/100 (33.06) feet from the easterly line of Delaney Drive; thence through said Lot No. 378 in a southeasterly direction by the arc of a circle curving to the right and having a radius of one hundred five (105) feet a distance of ninety-three and 23/100 (93.23) feet to a point; thence continuing through said lot, South 76°

50' 30" East fifty and 78/100 (50.78) feet to a point on the dividing line between Lots Nos. 378 and 379 in said plan at the line of the tract of land hereinabove described; thence along the line of the tract of land hereinabove described in a northerly direction by the arc of a circle curving to the left and having a radius of four hundred sixty-five (465) feet a distance of fifty-six and 59/100 (56.59) feet to a point; thence continuing along the same North 37° 42' 51" West twenty-one and 66/100 (21.66) feet to the southeasterly line of said thirty (30) foot right of way above mentioned; thence along the southeasterly line of said right of way South 52° 17' 09" West one hundred sixteen and 94/100 (116.94) feet to the place of beginning.

Together with the right of way for ingress and egress to the tract of land herein conveyed over and across the thirty (30) foot right of way between Lots Nos. 377 and 378 as shown on said Eastmont Plan No. 4 hereinbefore referred to.

SECTION 2: That the Township of Wilkins accepts, and the same is hereby accepted for use, operation and maintenance and ownership in fee simple of a sewage treatment and disposal plant erected by the Sampson Land Company on the tract of land hereinbefore described in Section 1 and in accordance with a proposal of the Sampson Land Company dated June 2, 1952, a Resolution of the Commissioners of Wilkins Township, dated June 2, 1952, the Resolution of the Commissioners of the Wilkins Township dated March 16, 1953 and the proposal of the Sampson Land Company contained in a letter to John D. S. Truxall dated March 1, 1954.

SECTION 3: That the acceptance by the Township of Wilkins is without qualification, condition, regulation , or entailed in any manner whatsoever and that the same is for the free and unencumbered use by the Township of Wilkins for any and all purposes for which it may desire and that such

acquisition in no way restricts the use, lease, sale or other disposition of said land or plant at any time by said Wilkins Township except as the laws of this Commonwealth shall determine.

SECTION 4: That attached to this Ordinance and made a part of this Ordinance are the letters, resolutions hereinbefore referred to and a plan of property situate in Wilkins Township, Allegheny County, Pennsylvania, for Sampson Land Company as prepared by John Q. Mentzer, registered engineer, and the Deed conveying said land to the Township of Wilkins.

SECTION 5: Any Ordinance or parts of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed and ordained by the Board of Commissioners of Wilkins Township this 5th day of April, 1954.

BOARD COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 5th day of April, 1954.

Frank Reich, Solicitor

CERTIFICATE

I, M. Joseph Martinelli, Secretary of the Township of Wilkins, Allegheny County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of the Ordinance No. 196 enacted by the Board of Commissioners of Wilkins

Township at a regular meeting duly assembled, a full quorum being present on the 5th day of April, 1954.

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary of the Township
of Wilkins.

ORDINANCE NO. 197

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ZONING ORDINANCE NO. 101, AS AMENDED, BY CHANGING CERTAIN PROPERTY FROM U1-A3 CLASSIFICATION TO COMMERCIAL CLASSIFICATION.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the following described property is hereby classified from U1-A3 classification and such other classification as it may now bear, to a commercial District:

ALL that certain tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, being more particularly bounded and described as follows, to-wit:--

BEGINNING at a point on the Easterly side of Kingston Drive as said Kingston Drive is shown in the Eastmont Plan No. 1 of record in the Recorder of Deeds Office of Allegheny County, Pennsylvania in Plan Book Vol. 50 at pages 3 and 4 and said beginning point being a distance of 440 feet from the center line of the William Penn Highway being State Highway Route No. 22 and said 440 feet being along said Easterly side of said Kingston Drive; thence N 2° 42' 03" W a distance of 98.67 feet along said Easterly side of Kingston Drive to a point; thence by an ark 39.27 having a radius of 25 feet to a point on the Southerly side of DeLaney Drive to a point; thence N 87° 17' 57" E a distance of 170 feet to a point; thence a distance of 208.95 feet by an ark of 235.62 having a radius of 150 feet to a point on the dividing line between Lot

No. 438 in the Eastmont Plan No. 4 of record in Plan Book Vol. 51 at page 101 and premises herein described; thence S 82° 30' 49" E a distance of 154.81 feet to a point; thence S 6° 01' 00" W a distance of 150.82 feet to a point on the dividing line between the premises herein involved and the property of George V. and Mary J. Beech; thence along said dividing line in a Westerly direction by an ark of 478.17 having a radius of 2446.09 feet to a point the same being the place of beginning.

BEING a portion of the property now or late of George V. Beech, et ux, and as shown on the attached plan.

SECTION 2: Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 3: That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 3rd day of May, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 3rd day of May, 1954.

Frank Reich, Solicitor

ORDINANCE NO. 198

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, SUPPLEMENTING AND COMPLIMENTING ORDINANCE NO. 196, ACCEPTING, WITHOUT CONSIDERATION, ALL SANITARY SEWER LINES, MANHOLES, Y CONNECTIONS AND OTHER SEWER APPURTENANCES BEING A PART OF A SEWAGE DISPOSAL SYSTEM FROM THE SAMPSON LAND COMPANY AND ORIN LAND COMPANY, LOCATED IN THE EASTMONT PLAN OF LOTS IN SAID TOWNSHIP AND MAKING THE SAME A PART OF THE SEWAGE DISPOSAL SYSTEM OF SAID TOWNSHIP.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:--

SECTION 1: That the Township of Wilkins accepts, and the same is hereby accepted as the property in fee, without consideration, all of the sanitary sewer lines, manholes, Y connections and other sewer appurtenances installed by the Sampson Land Company and the Orin Land Company in lands known and laid out as the Eastmont Plan of Lots and as evidenced by two Deeds dated April 14, 1954 and another Deed of the same date from the Sampson Land Company and the Orin Land Company which is the acceptance of the complete Sanitary Sewage Disposal System installed by the aforementioned companies and being a part of the system draining into a Disposal Plant erected by the Sampson Land Company and accepted by the Township of Wilkins by Ordinance No. 196.

SECTION 2: That Township of Wilkins accepts, and the same is hereby accepted for use, operation and maintenance and ownership in fee simple of all sanitary sewer lines, manholes, Y connections and other sewer appurtenances constructed and placed in operation by the Sampson Land Company and the Orin Land Company in accordance with prior proposals of the Sampson Land Company and resolutions of the Commissioners of Wilkins Township as are more fully set forth in Ordinance

No. 196, heretofore enacted into law by the Commissioners of Wilkins Township.

SECTION 3: That the acceptance by the Township of Wilkins is without qualification, condition, regulation, or entailed in any manner whatsoever and that the same is for the free and unencumbered use by the Township of Wilkins for any and all purposes for which it may desire and that such acquisition in no way restricts the use, lease, sale or other disposition of said land, rights, easements, sewer lines, manholes, Y connections and other sewer appurtenances at any time by said Wilkins Township except as the laws of this Commonwealth shall determine.

SECTION 4: Any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed and ordained by the Board of Commissioners of Wilkins Township this 19th day of April, 1954, a quorum being present.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary

Examined and approved by me this 19th day of April, 1954.

Frank Reich, Solicitor

CERTIFICATE

I, M. Joseph Martinelli, Secretary of the Township of Wilkins, Allegheny County, Pennsylvania, hereby certify that the foregoing is a true and correct copy of the Ordinance No. 198, enacted by the Board of Commissioners of Wilkins Township at a regular meeting duly assembled, a full quorum being present on the 19th day of April, 1954.

M. Jos. Martinelli

M. Jos. Martinelli, Secretary

ORDINANCE NO. 199

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, JEFFERSON HEIGHTS ROAD IN EASTMONT PLAN NO. 6 AS IS MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins accepts and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township, the following street or part thereof known as Jefferson Heights Road in Eastmont Plan No. 6 as the same is recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania and as is more particularly described hereafter:

Description of the center line of Jefferson Heights Road.

BEGINNING at the intersection of the dividing line between lots numbered 601 and 602 in Eastmont Plan No. 6, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Vol. 52 page 43, produced S 84° 58' 50" W with the center line of Jefferson Heights Road in said Eastmont Plan No. 6; thence along the center line of Jefferson Heights Road S 5° 01' 10" E a distance of 169.33 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 165 feet an arc distance of 52.63 feet to a point on the dividing line between lands now or formerly F. G. Bishoff and said Eastmont Plan No. 6, maintaining a uniform width of 50 feet throughout.

Being a total length of 221.96 feet.

SECTION II: Any Ordinance or parts of Ordinances

conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 7th day of June, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary

Examined and approved by me this 7th day of June, 1954.

Frank Reich, Solicitor.

ORDINANCE NO. 200

AN ORDINANCE OF THE TOWNSHIP OF WILINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, A PART OF ELIZABETH STREET IN GILMORE ACRES PLAN NO. 9, ALL OF RITA DRIVE IN GILMORE ACRES PLAN NO. 9, AND ALL OF NANETTE DRIVE IN GILMORE ACRES PLANS NO. 7 AND NO. 9, AS RECORDED BY THE CATRANEL CONSTRUCTION COMPANY, OWNERS, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, or parts thereof, known as Elizabeth Street in Gilmore Acres Plan No. 9, all of Rita Drive in Gilmore Acres Plan No. 9 and all of Nanette Drive in Gilmore Acres Plan No. 7 and No. 9, as laid out by the Catranel Construction Company, owners, as the same are particularly described hereafter:

Center line of a part of Elizabeth Street in Gilmore Acres Plan No. 9.

BEGINNING at a point on the center line of Elizabeth Street in Gilmore Acres Plan No. 9 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 50 and 52, said point being at the intersection of the center line of Elizabeth Street with the dividing line between Lot No. 328 in the aforesaid Gilmore Acres Plan No. 9 and Lot No. 268 in Gilmore Acre Plan No. 7, as the same

appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 49, page 139, produced S 46° 29' W; thence along the center line of Elizabeth Street in the aforesaid Gilmore Acres Plan No. 9 S 43° 31' E a distance of 565.82 feet to a point which is distance N 43° 31' W 25 feet from the intersection of the center line of Elizabeth Street with the westerly line of Lucia Road in said Gilmore Acres Plan No. 9. Maintaining a uniform width of 50 feet throughout.

HAVING a total length of 565.82 feet.

Center line of Rita Drive in Gilmore Acres Plan No. 9.

BEGINNING at a point on the center line of Rita Drive in Gilmore Acres Plan No. 9 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51 pages, 50, 51, 52, said point being at the intersection of the center line of Rita Drive with the dividing line between lot No. 353 in the aforesaid Gilmore Acres Plan No. 9 and Lot No. 156 in Gilmore Acres Plan No. 3 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 45 pages 3 and 4, produced S 67° 31' E; thence along the center line of Rita Drive in the aforesaid Gilmore Acres Plan No. 9 in a southwesterly direction by the arc of a circle deflecting to the left and having a radius of 500 feet an arc distance of 107.63 feet to a point of tangency; thence S 10° 09' W a distance of 373.67 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 275 feet an arc distance of 402.37 feet to a point of tangency; thence S 73° 41' E a

distance of 291.90 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 175 feet an arc distance of 182.45 feet to a point of tangency; thence N 46°29' E a distance of 64.30 feet to a point on the southerly line of Elizabeth Street in said Gilmore Acres Plan No. 9. Maintaining a uniform width of 50 feet throughout plus additional width at intersecting streets as shown on said plan. HAVING a total length of 1422.32 feet.

Center line of Nanette Drive in Gilmore Acres plans No. 7 and No. 9.

BEGINNING at theintersection of the easterly line of Rita Drive with the center line of Nanette Drive in Gilmore Acres Plan No. 9 as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 51 pages 50, 51 and 52; thence along the center line of Nanette Drive in the aforesaid Gilmore Acres Plan No. 9 S 79° 51' E a distance of 60.40 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 300 feet an arc distance of 111.57 feet to a point of tangency; thence continuing along the center line of Nanette Drive in said Gilmore Acres Plan No. 9 and along the center line of Nanette Drive in Gilmore Acres Plan No. 7 as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 49 page 139 N 78° 50' 30" E a distance of 144.00 feet to a point on the westerly line of Elizabeth Street in the aforesaid Gilmore Acres Plan No. 7. Maintaining a uniform width of

50 feet throughout plus additional width at intersecting streets as shown on said plan. HAVING a total length of 315.97 feet.

SECTION II: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 7th day of June, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose
Richard B. Rose
President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved by me this 7th day of June, 1954.

Frank Reich, Solicitor

ORDINANCE NO. 201

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING, AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101, AS AMENDED, BY CHANGING CERTAIN PROPERTY FROM U-2 CLASSIFICATION TO U-4 CLASSIFICATION THAT IS FROM RESIDENTIAL TO INDUSTRIAL.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the following described property is hereby classified from U-2 residential classification and such other classification as it may now bear, to U-4, industrial, classification:

All that certain tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, being lands of the Samuel Land Company as the same appears in Deed Book Vol. 3364 at page 565 in the Recorder of Deed's Office of Allegheny County, Pennsylvania, to-wit:

PART I

BEGINNING at a point common to lands of the Union Railroad, lands now or late of D. Gilmore and lands now or late of K. McKee, said point being N. 19° W, a distance of 16.91 feet from an iron pin; thence by lands of Gilmore, N. 19° W, a distance of 326.03 feet to an iron pipe; thence by lands of Gilmore N. 71° E, a distance of 256.79 feet to a post; thence by lands of Gilmore and lands of George Carr, N. 39° 33' 30" W., a distance of 940.26 feet to a point; thence by lands now or late of McKee, the following bearings and distances:

S. 77° 05' E., 254.87 feet to a small wild cherry;

S. 55° 00' E., 592.47 feet to an iron pin;

S. 6° 35' E., 417.85 feet to spike in oak tree;

S. 6° 35' E. 121.09 feet to lands of Union Railroad;

thence by lands of the Union Railroad as follows:

S. 61° 37' 30" W., 123.48 feet to an iron rail;

N. 28° 22' 30" W., 10.00 feet to an iron rail;

Thence by a line normal to the last mentioned line and curving to the left with a radius of 2374.26 feet for a distance of 258.07 feet to the place of beginning and containing 7.212 acres according to a survey of Harrop and Hopkins, Engineers, dated April 10, 1934.

PART III

Beginning at a post on the boundary line between lands now or late of Thomas McKee or David W. Gilmore, at a point on said line distant about 60 feet N. 39° W. from Southeast corner of said land now or formore; thence by said land now or formerly owned by David W. Gilmore, N. 84° 15' W., 12.02 perches to a post on the Northeasterly side of a private road leading out to the public road which traverses the valley of Thompson's Run, the last described line striking said private road at a point about 40 feet Westward from the point of beginning; and continuing along the Northeast side thereof to the post last mentioned; thence N. 39° W. 14.51 perches to a post; thence N. 51° E., 8.54 perches to a post on the line of land now or formerly owned by Thomas McKee; thence along said McKee's line S. 39° E. 20 perches to the place of beginning. Containing one acre.

SECTION II: Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a

whole, or any part thereof, other than the part so declared to be invalid.

SECTION III: That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 2nd day of August, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary.

ORDINANCE NO. 202

AN ORDINANCE IMPOSING A TAX TO PROVIDE GENERAL REVENUE FOR TOWNSHIP PURPOSES OF THE TOWNSHIP OF WILKINS UPON CERTAIN DOCUMENTS TRANSFERRING TITLE TO REAL PROPERTY, UPON THE PRIVILEGE OF TRANSFERRING TITLE OF REAL PROPERTY, TRANSFERRING TITLE TO REAL PROPERTY, AND UPON THE TRANSFER OF TITLE TO AND THE ACCEPTANCE OF POSSESSION OF REAL PROPERTY, SITUATED WHOLLY OR PARTLY WITHIN THE TOWNSHIP; IMPOSING THE TAX UPON THE GRANTOR; THE TRANSFEROR, THE PARTY OFFERING THE DOCUMENT FOR REGISTRATION AND THE PARTY ACCEPTING POSSESSION, IMPOSING DUTIES AND CONFERRING POWERS ON THE TOWNSHIP SOLICITOR; PRESCRIBING THE METHOD AND MANNER OF COLLECTING THE TAX; PROVIDING CERTAIN EXEMPTIONS; AND IMPOSING PENALTIES.

The Board of Commissioners of the Township of Wilkins does ordain the tax for general revenue purposes be and is hereby imposed, assessed and levied pursuant to the authority granted by the Act of the General Assembly approved June 25, 1947, P.L. 1145 as amended by the Act of May 9, 1949, P.L. 898, and the Act of September 29, 1951, P.L. 1640, (53 Purd Stat 2015, 1 Et. Seq.) as is hereinafter provided.

SECTION 1. This Ordinance shall be known and may be cited as "The Wilkins Township Realty Transfer Tax Ordinance."

SECTION 2. (a) "Person" means any individual, partnership, association or corporation. Whenever used in any clause prescribing or imposing a penalty, the term "person" as applied to partnerships or associations shall mean the partners or members thereof, and as applied to corporations the officers thereof.

(b) "Solicitor" means the Township Solicitor of the Township of Wilkins.

(c) "Document" means any deed, instrument or writing whether or not executed, acknowledged or delivered within the township, whereby any lands, tenements or hereditaments within the township, or any interest therein,

shall be granted, bargained, sold or otherwise conveyed, but does not include leases, agreements of sale or purchase, wills, mortgages, transfers between husband and wife, and transfers between parent and child.

(d) "Value". Value means the gross amount of the actual consideration for the lands, tenements or hereditaments or interest therein, and the amount of any liens or other encumbrances on the lands, tenements or hereditaments, or interest therein, granted, bargained, sold or otherwise conveyed or of which possession is taken or a commensurate part of the liens or other encumbrances thereon where such liens or other encumbrances also encumber other lands, tenements, or hereditaments; provided, that where any document evidencing the transfer of title shall set forth a small or nominal consideration, the "value" thereof shall be determined from the price set forth in or actual consideration for the contract of sale, or in the case of a gift, from the actual monetary worth of the property, or interest therein, granted, bargained, sold or otherwise conveyed or of which possession is taken.

SECTION 3.

(a) Every person who makes, executes, issues or delivers any document, or in whose behalf any document is made, executed, issued or delivered, shall pay therefor and in respect thereof, or for or in respect of the vellum, parchment or paper upon which such document is written or printed, a tax at the rate of one-half per cent (½%) of the value of the property represented by such document, which tax shall be due and payable at the time of the making, execution, issuance or delivery of such document: Provided that (1) where a person acquires title to any lands, tenements or hereditaments as a nominee or as a straw party for the real grantee or purchaser, the transfer of such title by

such nominee or straw party to the real grantee or purchaser shall be exempt from this tax; and (2) where a person acquires title to any lands, tenements or hereditaments for the purpose of holding the same as a nominee or as a straw party for the grantor, such transfer of title to the nominee or straw party shall be exempt from this tax;

Provided, further that where any lands, tenements or hereditaments situated partly within and partly without the Township are conveyed by a document, such tax so levied shall be calculated on the valuation of that portion of such lands and tenements lying within the Township.

(b) Every person who transfers title to any lands, tenements or hereditaments with the Township or interest therin shall pay for and in respect of the privilege of making such transfer, a tax at the rate of one-half of one per cent (½%) of the value of such property, unless (1) the tax provided for or intended to be provided for in subsection (a) of this section shall have been paid with respect to the document evidencing such transfer or (2) such document or such transfer is exempt pursuant to the provisions of Section 3 or Section 12 hereof.

Where the lands, tenements or hereditaments so transfered are situated partly within and partly without the Township, such tax so levied shall be calculated on the valuation of that portion thereof lieing within the Township. The tax provided for by this section shall be due and payable at the time of such transfer.

(c) Every person who accepts possession of any lands, tenements or hereditaments situated within the Township or any interest therein, pursuant to or in connection with a transfer of title thereof effected by means of a document, shall pay for and in respect of the privilege of such acceptance of possession a tax at the rate of one-half of one per cent (½%) of the value of such property,

unless (i) the tax provided for or intended to be provided for in Sub-section (a) of this Section or the tax provided for or intended to be provided for in Sub-section (b) of this Section shall have been paid in respect of such document or in respect of the transfer effected thereby or (ii) such document or the transfer effected thereby is exempt pursuant to the provisions of Section 3 or Section 12 hereof. Where the lands, tenements or hereditaments of which possession is so accepted are situated partly within and partly without the Township, such tax so levied shall be calculated on the valuation of that portion thereof lying within the Township, Such tax shall be due and payable at the time of such acceptance of possession.

SECTION 4.

The payment of the tax imposed by this Ordinance shall be evidence by the affixing of a document by or in behalf of the person liable therefor as hereinabove provided. Such stamps shall be affixed in such manner that their removal will require the continued application of steam or water, and the person using or affixing such stamps shall write or stamp, or cause to be written or stamped thereon the initials of his name and the date upon which such stamps are affixed or used, so that such stamps may not again be used; provided that the Solicitor may prescribe other methods of cancellation.

SECTION 5.

The Solicitor shall prescribe, prepare and furnish adhesive stamps of such denominations and in such quantities as may be necessary for the payment of the tax imposed, and shall make provision for the sale of such stamps in such places as he may deem necessary. The Solicitor may appoint persons within or without the Township as agents for the sale of stamps to be used in paying the tax imposed herein.

SECTION 6.

The Solicitor is hereby charged with the enforcement of this Ordinance and is hereby authorized and empowered to adopt, promulgate, and enforce rules and regulations relating to: (a) the method to be used in affixing or cancelling of stamps in substitution for, or in addition to the method and means provided in this Ordinance, (b) The denominations and sale of stamps. (c) Any other matter or thing pertaining to the administration and enforcement of this Ordinance.

SECTION 7.

Every document when lodged with or presented to any recorder of deeds for recording shall set forth therein and as part of such document the true, full, complete and actual value thereof, or shall be accompanied by either a certificate from a title company, or an affidavit executed by a responsible person connected with the transaction showing such connection, and setting forth the true, full, complete and actual value thereof.

SECTION 8.

All tax imposed by this Ordinance not paid when due shall bear interest thereon at the rate of one-half of one per cent (½%) per month until paid.

SECTION 9.

All taxes imposed by this Ordinance, together with interest from the due date, shall be recovered as other debts of like character are recovered.

SECTION 10.

The tax imposed by this Ordinance shall become a lien upon the lands, tenements or hereditaments, or any interest therein, situated wholly or partly within the Township, which are described in or conveyed by the Document which is the subject of the tax imposed under Sub-section (a) of Section 3 hereof, and as to which the transfer to title is

subject to the tax imposed under Sub-section (b) of Section 3 hereof, and as to which the acceptance of possession is subject to the tax imposed under Sub-section (c) of Section 3 hereof, the same Lien to begin at the time when the tax is due and payable and continue until discharged by payment, or in accordance with the law, and the township solicitor is authorized to file a municipal or tax claim for said tax in the Court of Common Pleas of Allegheny County, in accordance with the provisions of Municipal Lien Act of 1923, its supplements and amendments.

SECTION 11.

The following rules and regulations pertaining to the administration and enforcement of this Ordinance are hereby prescribed and adopted:

(a) Exempt Transfers: Under this Ordinance certain transfers of real estate or interest in real estate are entirely exempt from the tax. In certain instances the exemption is based on the nature of the Document or of the interest transfered. Thus, leases, agreements of sale or purchase, mortgages and testamentary transfers are exempt. In other instances, the exemption is based on the identity of the parties. Thus, transfers between husband and wife and between parent and child are exempt, as also are transfers to a nominee or straw party of the transferor or from a nominee or straw party to his principal.

(1.) Husband and Wife. Transfers between husband and wife are exempt if they are in the relationship at the time of the transfer.

(2.) Parent and Child. A transfer between a parent and child (including a legally adopted child) exclusively is exempt irrespective of whether the parent is grantor or grantee, or

whether the transfer is by gift or for a valuable consideration. The exemption does not apply as between parent or stepchild or the spouse of a child, nor to grandparent and grandchild. In case of multiple parties, some of whom are of exempt identity and some not, the tax is based on the fractional interest passing between non-exempt parties.

(3.) Nominee and Straw Transfer. Where real estate is transferred to a grantee to hold as nominee or straw party for the grantor, the transfer to the nominee or straw party is exempt, but a later transfer by the nominee or straw party to anyone other than his principal would be taxable. Where real estate is transfered to a grantee to hold as nominee or straw party for the real purchaser, the transfer is taxable, but when the nominee or straw party later transfers to the real purchaser, the transfer is exempt. Thus, for example, if A transfers to his nominee B for the sole purpose of creating a mortgage and then reconveying to A subject to the mortgage, neither the conveyance nor the reconveyance are taxable. If A transfers to C who is B's nominee or straw party, the transfer is taxable; but if C later transfers to B, the transfer is not taxable.

(4) Leases. Leases are expressly exempt from tax regardless of the length of their term.

(5) Mortgages. Mortgages as such are exempt from the tax. This exemption is not, however, to be construed as meaning that a transfer of property subject to a mortgage is only taxable to the extent of the equity.

(6.) Agreements of Sale. Agreements for the sale of real estate are not taxable whether or not presented for recording.

(7.) Wills and Intestate Transfers. A transfer by will or under intestate law is exempt, as is also any transfer by executor's or administrator's deed or by excerpt from an Orphans' Court adjudication or schedule of distribution, which is merely confirmatory of such a testamentary or intestate transfer: which involves consideration passing either to the fiduciary or to other heirs or devisees because the transferee is receiving a greater share in the real estate than that to which the will or the intestate law entitled him, shall be taxable on the basis of the consideration so passing. Also exempt are transfers under an Orphans' Court adjudication allocating real estate to a widow as part of her exemption allowance.

(8.) Charitable and Other Organizations Exempt from Federal Income Tax. There is no exemption from this tax for transfers either to or from charitable, religious, eleemosynary or other organizations exempt from Federal income tax.

(9.) Federal, State and Municipal Governmental Organizations. Documents transferring title to real estate from or to the United States or any Federal agency or national banks, or to the Commonwealth of Pennsylvania, or its political subdivisions, including State agencies, State authorities and municipal authorities, are exempt.

(b) Basis of Tax. The tax imposed by this Ordinance is based on the value of the transfer as defined herein. When the transfer is supported by a bona fide consideration stated in a document, it is the basis of the

tax. No particular figure stated in a document should be regarded as an indication that the consideration stated therein is or is not nominal. When the transfer involves the element of gift, in whole or in part, or where the consideration for the transfer is to be fixed by future contingencies, or where the value of such consideration is speculative, the tax is based on the fair value of the real estate involved. In every case the amount of any lien or encumbrance is to be included in the value of the property.

(1.) Deeds of Quitclaim or Confirmation. If there is an actual consideration for a deed of quitclaim or confirmation, the tax is due on that basis. If, however, such a deed is given without actual consideration, no tax is due.

(2.) Deeds of Partition. Deeds in partition are not subject to tax unless a consideration passes between the parties by reason of one or more of the parties receiving a share of the real estate of a greater value than the party's undivided interest, in which event stamps should be affixed to the deed conveying such greater share based upon the additional consideration received by the grantor. Where partition is effected by sale under court decree and subsequent division of the proceeds, the transfer is fully taxable unless one of the persons entitled to share in the proceeds becomes the purchaser. In such event the tax is based upon the txtent to which the purchase price exceeds the share of the purchaser.

(3.) Deeds of Exchange. A deed of exchange is taxable on the basis of the value of the land accepted by the grantor in consideration for it, plus the amount, if any, of any cash consideration.

(4.) Security and Lien Transactions. Transfers subject to mortgage, or for purposes of securing the grantee in some transaction pertaining to the property transferred, are taxable on the full value of the property transferred.

"Value" shall include liens such as mortgages, judgments or other forms of encumbrance.

(5.) Foreclosure Sales and Deeds in Lieu of Foreclosure. When realestate is sold on foreclosure of mortgage or on execution upon a judgment on the bond or note accompanying a mortgage on said real estate by a sheriff, United States marshal or corporate mortgage trustee, the transfer to the purchaser is taxable on the basis of the highest of: (i) the bid price; or (ii) the amount of the judgment not in excess, however, of the fair value of the real estate.

When real estate is sold by a sheriff other than in the case of a mortgage foreclosure, or by a trustee in bankruptcy or receiver, the transfer to the purchaser is taxable on the basis of the bid price.

In the case of a deed in lieu of foreclosure the tax shall be based on the balance of principal and interest due on the mortgage not in excess, however, of the fair value of the real estate.

(6.) Deeds to and from Corporation. A conveyance of real estate to a corporation in consideration of the issuance to the grantor of capital stock is subject to tax upon the basis of the value of the property transferred. Conveyances by a corporation to its stockholders in liquidation or dissolution are not subject to tax.

(7.) Partnerships. Conveyances of real estate by partners to themselves as partners and conveyances of partnership real estate to partners as individuals in partial or complete liquidation of the partnership are not subject to tax. Conveyances of partnership real estate to a new partnership are subject to tax even though some of the partners in the new firm are identical with the members of the old partnership.

(8.) Deeds to and from Trustees. A conveyance to a grantee in trust to hold the property for the benefit of income beneficiaries and remaindermen is subject to tax to the extent of the value of the interest passing to persons other than the grantor irrespective of whether the trust is revocable or irrevocable. The exemption for transfers between spouses and between parent and child is inapplicable where the grantee is a trustee. Conveyances from a trustee to a beneficiary in distribution of the trust are not taxable: Provided, that any such conveyance which involves consideration passing either to the trustee or to other beneficiaries because the grantee is receiving a greater share in the real estate than that to which the trust instrument entitle him shall be taxable on the basis of the consideration so passing. Where the trust is a dry trust and has substantially the effect of a nominee or straw transaction, the rules applicable to such transaction are controlling.

(9.) Deeds Creating Easements. Transfers creating easements or similar incorporeal rights in land are taxable on the basis of the actual consideration for the transfer. Cemetery deeds which create no estate in land but simply give the grantee the right of sepulcher, are not taxable.

(10.) Deeds Which Change the Tenure Only. A transfer from grantors to themselves as grantees for the sole purpose of changing the form of their tenure is not subject to tax.

(11.) Conveyance in Consideration of Maintenance. A conveyance of real estate in consideration of life maintenance is taxable, the tax to be measured by the value of the property or interest conveyed.

(c.) Documents Executed, Acknowledged and Delivered Prior to the Effective Date of this Ordinance, but Recorded There-

after. Such documents are not taxable because they antedate the Township's first Stamp Tax Upon Deeds Ordinance.

(d). Documents in Escrow. A document delivered in escrow shall not be deemed to be delivered nor the transfer effected thereby made until the document is released from escrow.

(e). Proof of Pertinent Facts. Wherever taxability or amount of tax turns upon the determination of any facts or circumstances pertaining to the transfer or to the status of or relationship between the parties thereto, such facts or circumstances may be established prima facie either by: (1) appropriate recitals or other provisions in the document, or (2) an affidavit executed by a responsible person connected with the transaction showing such connection and setting forth all of the pertinent facts and circumstances, the original of which shall be filed with the Recorder of Deeds and a copy with the Township Secretary.

SECTION 12.

It shall be unlawful for any person to:

(a) Fail to pay the tax imposed by this Ordinance, or

(b) Make use of any stamp to denote payment of any tax imposed by this Ordinance without cancelling such stamp as required by this Ordinance or as prescribed by the Solicitor, or,

(c) Fail, neglect, or refuse to comply with or violate the rules and regulations adopted and promulated by the Solicitor under the provisions of this Ordinance, or

(d) Fraudulently cut, tear, or remove a stamp from any document, or

(e) Fraudulently affix to any document, upon which the tax is imposed by this Ordinance any documentary stamp which has been cut, torn or removed from any other document upon which a tax is imposed by this Ordinance, or any documentary stamp of insufficient value, or any forged or counter-

feited stamp, or any impression of any forged or counterfeited stamp, die plate, or other article, or

(f) Willfully remove or alter the cancellation marks of any documentary stamp, or restore any such documentary stamp with intent to use, or cause the same to be used after it has already been used, or knowingly buy, sell, offer for sale, or give away any such altered or restored stamp to any person for use, or knowingly use the same, or

(g) Knowingly have in his possession any altered or restored documentary stamp which has been removed from any document upon which a tax is imposed by this Ordinance: Provided, that the possession of such stamps shall be prima facie evidence of an intent to violate the provisions of this clause, or

(h) Knowingly or willfully prepare, keep, sell, offer for sale, or have in his possession any forged or counterfeit documentary stamps.

SECTION 13.

Any person violating any of the provisions of this Ordinance shall be liable to a penalty not exceeding three hundred ($300) dollars, and further shall be required to pay the amount of the tax, together with interest as is otherwise provided for herein, which should have been paid on the document or documents, and upon default in the payment of the same for ten (10) days, shall be subject to thirty (30) days imprisonment.

SECTION 14.

The provisions of this Ordinance are severable, and if any portion thereof is held to be invalid, the decision of the court shall not affect or impair any of the remaining portions of this Ordinance. It is hereby declared to be the intent of the Board of Commissioners that this Ordinance would have been adopted if such invalid portion had not been included herein.

SECTION 15.

The tax levied under this Ordinance shall go into effect on the 19th day of August, 1954.

SECTION 16.

This Ordinance shall become effective on the 19th day of July, 1954.

Approved by the Board of Commissioners of Wilkins Township this 19th day of July, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose,
President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved by me this 19th day of July, 1954.

Frank Reich, Solicitor

ORDINANCE NO. 203

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND ORDERING THE ENTERING INTO OF AN AGREEMENT WITH THE TOWNSHIP OF PENN AND SAMPSON BROTHERS, INC. AND SAMPSON LAND COMPANY, PENNSYLVANIA CORPORATIONS FOR THE DRAINAGE OF SANITARY SEWAGE FROM A CETTAIN DESIGNATED AREA IN THE TOWNSHIP OF PENN, AND AUTHORIZING THE CONNECTION OF CERTAIN SANITARY SEWERS INTO THE SANITARY SEWER SYSTEM OF WILKINS TOWNSHIP AND THE EXECUTION OF AN AGREEMENT RELATIVE TO THE SAME AND MAKING CERTAIN CHARGES THEREFOR AND RESERVING TO THE TOWNSHIP OF WILKINS THE RIGHT TO MAKE RENTAL CHARGES.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of same:

SECTION 1. That the proper officers of the Township of Wilkins are hereby authorized and directed to enter into the following agreement with the Township of Penn and Sampson Bros., Inc. and Sampson Land Co., Pennsylvania Corporations.

AGREEMENT

SECTION 2. That a plan of the property involved in said agreement, is made a part of said Agreement and is on file at the Office of the Secretary of Wilkins Township at 703 McMasters Avenue, Turtle Creek, Pennsylvania.

SECTION 3. That any ordinance or part of an ordinance conflicting with the provisions of this Ordinance be, and the same is, hereby repealed.

ORDAINED and ENACTED into Law, this 21st day of July, A.D., 1954.

TOWNSHIP OF WILKINS

Richard B. Rose

By: Richard B. Rose
President of the Board of Commissioners.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

THIS AGREEMENT

MADE AND ENTERED into this 12th day of July, A.D., 1954, by and between TOWNSHIP OF PENN, a Municipal Sub-Division of Allegheny County, Pennsylvania, party of the first par;

TOWNSHIP OF WILKINS, a Municipal Sub-Division of Allegheny County, Pennsylvania, party of the second part; and,

SAMPSON BROS., INC. and SAMPSON LAND CO., Pennsylvania Corporations, collectively hereinafter called "Sampson," party of the third part.

WITNESSETH:

WHEREAS: Sampson is the owner of the land in Penn Township outlined in red on the print attached hereto, which land is hereinafter referred to as The Property; and,

WHEREAS, Sampson desires to develop and improve The Property by subdividing it into lot plans, constructing streets, and installing utilities, etc.; and,

WHEREAS, Sampson desires to construct houses on The Property and desires sanitary sewage from The Property shall be discharged into public sewers and disposed of as required by the Commonwealth of Pennsylvania; and,

WHEREAS, there are no public sewers or sewage treatment facilities in the Township of Penn available to service The Property; and,

WHEREAS, the abutting Township of Wilkins has sanitary sewage treatment and disposal facilities that can treat and dispose of the sanitary sewage from the houses to be erected on The Property; and,

WHEREAS, the Township of Wilkins has agreed to permit the Township of Penn to connect the public sanitary sewers to be constructed upon The Property as hereinafter set forth, to the sewer lines of the Township of Wilkins, and to treat and dispose of the sewage from The Property upon the terms and conditions hereinafter set forth; and,

WHEREAS, at the request of Sampson, Penn Township has agreed to permit Sampsons to install sanitary sewers on The Property and to connect them to the sewer lines of the Township of Wilkins upon the terms and conditions hereinafter set forth; and,

WHEREAS, the parties hereto desire to set forth in writing their respective rights and obligations pertaining to the said sewers and treatment facilities.

NOW THEREFORE, IN CONSIDERATION OF THE PREMISES, the parties hereto agree as follows:

1. Township of Penn agrees to apply to the Commonwealth of Pennsylvania for a permit to install sanitary sewers servicing The Property according to plans to be prepared for Sampson by a registered engineer, at the latter's expense, and agrees to, and does hereby, authorize and permit Sampson to construct at its sole expense sanitary sewer lines, including manholes, etc. in accord with said permit to be granted by the Commonwealth of Pennsylvania, and to connect the same to the sanitary sewer lines of the Township of Wilkins upon the condition that the said sewers shall be installed according to, and shall meet, the requirements of the Commonwealth of Pennsylvania, and the Township of Penn, and to be subject to the inspection of the Township of Penn.

2. Township of Penn agrees that the sewer lines installed pursuant to the said permit, and in accord with the requirements of the avove paragraph numbered One (1), shall be part of the public sewage system of the Township of Penn.

3. All taps and connections shall be made according to the rules, regulations and inspection of the Township of Penn.

4. Township of Wilkins agrees to permit the Township of Penn to connect the sanitary sewers servicing The Property to its public sewer system, and agrees to treat and dispose of the sewage from the property at its sewage treatment and disposal plant, upon the following terms and conditions:

(a) The number of houses serviced shall not exceed one hundred ten (110).

(b) The owner of any of the lots or parcels of land constituting The Property desiring to tap into the sanitary sewers on The Property for the transmission and disposal of the sanitary sewage therefrom in the Township of Wilkins Sewage treatment facilities shall pay to the Township of Wilkins the sum of One Hundred ($100.00) Dollars for each house serviced.

(c) The Township of Wilkins reserves the right to charge the owner of any property served any rental or use-charge hereafter charged the owner of similar property in the Township of Wilkins for any such similar service.

(d) The Township of Wilkins shall have the right to inspect the installation of said sewers on The Property and the taps and connections thereto.

(e) The Township of Wilkins agrees to maintain, repair and reconstruct the sewer lines on The Property and for such purpose shall have the right to enter upon any streets and rights of way for said sewers and to make openings in streets provided, however, said openings shall be made under the rules, and regulations of the Township of Penn.

(f) The Township of Wilkins shall have the right to enforce the collection of any rental or use-charge hereafter imposed by such processes as may be afforded by law.

5. The Township of Penn agrees that the Township of Wilkins shall have the right to file in the name of the Township of Penn a municipal lien for any unpaid rental or use-charge hereafter imposed as herein provided against any

lot or parcel of land constituting The Property, provided however,

(a) If it shall be determined that under the laws applicable to such cases the liening of such rentals or charges must be made by the Township of Penn, the Township of Penn agrees to file said lien.

(b) The lien shall be for the use of the Township of Wilkins, and the Township of Wilkins may enforce said lien by execution and sale, provided however, no such execution and sale shall be made without thirty (30) days prior notice in writing to the Township of Penn.

(c) The Township of Penn shall be under no obligation to collect said rental or use-charge.

(d) The Township of Wilkins shall pay all fees imposed by law for the filing, renewal and enforcement of said liens and the charge for the preparation thereof.

6. Sampson agrees:

(a) At its sole expense to prepare plans showing the construction of the sewer lines on The Property, and to install, at its sole expense, the sewer lines and manholes, etc. in accord with a permit to be granted by the Commonwealth of Pennsylvania, and in accord with the provisions hereof.

(b) To connect the sewers from The Property to the public sewer lines of the Township of Wilkins.

(c) To install at or near the Penn-Wilkins Township line a metering vault to measure the volume or flow of the sewage from the property.

(d) To pay the One Hundred ($100.00) Dollar charge hereinabove set forth for each house which it may erect upon The Property.

(e) To note on each Deed a reference to this Agreement and the matter of possible charges by Wilkins Township.

WITNESS the due execution hereof the day and year aforesaid, and as to Wilkins Township, pursuant to Ordinance No. 203 enacted this 21st day of July, 1954.

TOWNSHIP OF PENN

By_____
Howard A. Kendall

ATTEST:

_____
John W. Wason

TOWNSHIP OF WILKINS

By Richard B. Rose
Richard B. Rose

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli

SAMPSON BROS., INC.

By_____
Russell P. Miller

ATTEST:

_____
Harold H. Sampson

SAMPSON LAND CO.
ORIN LAND CO.

ATTEST:

_____
Harold H. Sampson

ORDINANCE NO. 743 OF THE
BOROUGH OF TURTLE CREEK

ORDINANCE NO. 204
OF THE TOWNSHIP OF WILKINS

AN ORDINANCE AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN THE BOROUGH OF TURTLE CREEK AND THE TOWNSHIP OF WILKINS FOR THE CONSTRUCTION AND MAINTENANCE OF DEBRIS CATCHERS IN THE TOWNSHIP OF WILKINS FOR THE CONTROL OF STORM WATERS.

SECTION 1: BE IT ORDAINED AND ENACTED by the Borough of Turtle Creek in Council assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Borough of Turtle Creek are hereby authorized and directed to enter into and to execute the following agreement with the Township of Wilkins: (See Agreement below).

BE IT ORDAINED AND ENACTED by the Township of Wilkins in meeting assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute the following agreement with the Borough of Turtle Creek.

AGREEMENT

THIS AGREEMENT, made the 13th day of August, 1954, between the BOROUGH OF TURTLE CREEK (hereinafter referred to as "TURTLE CREEK") and the TOWNSHIP OF WILKINS (hereinafter referred to as "WILKINS"), both being municipal sub-divisions of the Commonwealth of Pennsylvania and being located in the County of Allegheny and Commonwealth of Pennsylvania:

WHEREAS, the parties hereto are each municipal subdivisions of the Commonwealth of Pennsylvania and are located in the County of Allegheny, Commonwealth of Pennsylvania, and are contiguous in their boundaries and topographically are so located as to supplement and compliment each other, and,

WHEREAS, WILKINS lies in the position of higher ground up and above TURTLE CREEK and as a natural consequence, its storm waters drain into TURTLE CREEK, and

WHEREAS, TURTLE CREEK and WILKINS are engaged in a mutually cooperative effort to cope with and eliminate some of their mutual problems such as the one herein involved, and

WHEREAS, several streams drain through WILKINS into TURTLE CREEK and the debris which naturally flows in said streams disrupts the natural flow of the same, and

WHEREAS, after considerable study and investigation, TURTLE CREEK is of the opinion that debris catchers strategically located in said streams would materially aid in the reduction of the difficulties resulting from said streams.

NOW THEREFORE, at the special instance and request of TURTLE CREEK, WILKINS agrees as follows:

1. To install debris catchers at such time or times and of such a nature as Wilkins shall determine at the following locations in WILKINS TOWNSHIP, Allegheny County, Pennsylvania:

(a) In or near an underpass located in or near State Highway Route No. 22, being known as the William Penn Highway.

(b) In the creek along Rodi Road, being State Highway Route No. 280 between the Bench garage and the underpass being south of the same.

(c) At a point approximately two hundred (200) feet north of the Moss Street Bridge in Saw Mill Run.

2. To remove from the same at such time or times as WILKINS shall determine any debris which may accumulate in said debris catchers.

3. This Agreement shall become effective after each of the parties hereto shall have enacted an ordinance approving the same and authorizing its proper officers to execute the same.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective executive officers and their respective corporate seals affixed on the date and year first above written, pursuant to Ordinance No. 743 of the BOROUGH OF TURTLE CREEK, enacted the 13th day of August, 1954, and Ordinance No. 204 of the TOWNSHIP OF WILKINS, enacted the 2nd day of August, 1954.

BOROUGH OF TURTLE CREEK

Urban W. Fresch
Burgess

ATTEST:

Paul J. Kingston, Jr.
Secretary

TOWNSHIP OF WILKINS

Richard B. Rose
President

ATTEST:

M. Jos. Martinelli
Secretary.

CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the Articles of Agreement entered into by the Borough of Turtle Creek and the Township of Wilkins on the 2nd day of August, 1954.

M. Jos. Martinelli
Secretary of the
Township of Wilkins.

SECTION 2: That any ordinance or part of any ordinance conflicting with this ordinance be, and the same is

hereby repealed so far as the same affects this Ordinance.

ORDAINED AND ENACTED into Law this 13th day of August, A.D., 1954.

BOROUGH OF TURTLE CREEK

Thomas A. Yakin
President of Council

ATTEST:

Paul J. Kingston, Jr.
Secretary

Examined and approved this 13th day of August, 1954.

Urban W. Fresch, Burgess

ORDAINED AND ENACTED into Law this 2nd day of August, A.D., 1954.

COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

Richard B. Rose
Richard B. Rose,
President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

ORDINANCE NO. 744 of the
BOROUGH OF TURTLE CREEK

ORDINANCE NO. 164 of the
BOROUGH OF CHURCHILL

ORDINANCE NO. 205 of the
TOWNSHIP OF WILKINS

AN ORDINANCE AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN THE BOROUGH OF TURTLE CREEK AND THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS FOR THE CONSTRUCTION AND MAINTENANCE IN THE BOROUGH OF TURTLE CREEK OF A PORTION OF A SANITARY SEWER SYSTEM TO BE CONSTRUCTED JOINTLY BY THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE ENTIRE COST THEREOF BY THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS.

SECTION 1: BE IT ORDAINED AND ENACTED by the Borough of Turtle Creek in Council assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Borough of Turtle Creek are hereby authorized and directed to enter into and to execute the following agreement with the Borough of Churchill, and the Township of Wilkins: (See Agreement below).

BE IT ORDAINED AND ENACTED by the Borough of Churchill in Council assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Borough of Churchill are hereby authorized and directed to enter into and to execute the following agreement with the Borough of Turtle Creek and the Township of Wilkins.

BE IT ORDAINED AND ENACTED by the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute the following agreement with the Borough of Churchill and the Borough of Turtle Creek.

A G R E E M E N T

This Agreement, made the 29th day of September, 1954, between the

BOROUGH OF TURTLE CREEK,

(hereinafter referred to as TURTLE CREEK); the

TOWNSHIP OF WILKINS,

(hereinafter referred to as WILKINS) and the

BOROUGH OF CHURCHILL

(hereinafter referred to as CHURCHILL), all being municipal sub-divisions of the Commonwealth of Pennsylvania and being located in the County of Allegheny and Commonwealth of Pennsylvania:

WHEREAS, the parties hereto are contiguous in their boundaries and topographically are so located as to supplement and compliment each other, and

WHEREAS, Wilkins and Churchill do not have a sanitary sewer system for portions of their respective municipalities, and

WHEREAS, Wilkins and Churchill lie in a position of higher ground up and above Turtle Creek and by reason thereof drain toward and into Turtle Creek, and

WHEREAS, it is to the mutual benefit and advantage of all of the parties hereto that the sanitary sewage from the portions of Churchill and Wilkins which drain toward Turtle Creek be controlled through the establishment and construction of a sanitary sewer system, and

WHEREAS, after extensive study of the said sanitary sewage problems by Churchill, Wilkins and Turtle Creek, it has been determined that the most economical, advantageous and satisfactory results can be obtained by mutual cooperation of the parties hereto, and

WHEREAS, the proposed sanitary sewer system is a natural development for the mutual benefit of all of the parties hereto, and

WHEREAS, the parties have generally agreed upon a route for the right-of-way or easement for the trunk sewer line as is hereinafter set forth, and

WHEREAS, it was determined that the proposed route for the trunk sewer line herein involved, is the most economical, feasible and advantageous to all of the parties, by eliminating for all of the parties hereto numerous difficult and unpleasant problems connected with and arising from the disposition of sanitary sewage from Churchill and Wilkins, and

WHEREAS, the mutual cooperation of the municipalities involved feel that through the mutual cooperation herein expressed and agreed upon that many other mutual problems arising presently and in the future may be solved in a like and similar manner.

NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions hereinafter set forth, the parties agree as follows:

1. TURTLE CREEK AGREES, COVENANTS, GRANTS AND PROMISES THE FOLLOWING:

a. To grant, bargain, sell, release, and quit-claim and does hereby grant, bargain, sell, release and quit-claim to Wilkins and Churchill, their successors and assigns, forever a right of way or easement for the installation, construction, maintenance, repair and reconstruction of a sanitary trunk sewer line of a maximum diameter of fifteen (15) inches together with the appurtenant facilities through Turtle Creek to the 48-inch existing sewer line under the property of the Westinghouse Electric Corporation; said right of way or easement being more fully and particularly shown on a plan of the sanitary sewer system to be

filed in the offices of each of the parties hereto and identified by the signatures of the parties hereto and made a part hereof by reference thereto. Said right of way or easement is generally described as follows:

Said sanitary trunk sewer line to commence at a point in Churchill Borough in Beulah Road known as State Highway Route No. 741, then to continue in said road southwardly across the dividing line between Churchill and Wilkins and continue south in Wilkins in said aforementioned road to a point where said road is intersected by Washington Street in Wilkins Township; then the same to continue in Washington Street south through the intersection of Washington Street and Cedar Street; thence continuing in Washington Street, also known as Wilbur Avenue, south to the intersection of Wilbur Avenue with Penn Avenue; thence in Penn Avenue approximately one hundred (100) feet to the intersection of Penn Avenue with a twenty (20) foot alley known as Farmers' Alley; thence along Farmers' Alley to the dividing line between Lots Nos. 25 and 26 in a Plan of Lots fronting on Braddock Avenue and thence along said dividing line to Braddock Avenue, and connecting with a forty-eight (48) inch sewer which is in the property of the Westinghouse Electric Corporation and which forty-eight (48) inch sewer drains into the creek, known as "Turtle Creek."

The right of way or easement to be granted hereunder and to be shown in said plan shall be subject to change, upon agreement of the parties hereto, at any time prior to, or

during construction of said sanitary sewer system.

b. To procure and obtain for, and grant to Wilkins and Churchill, by such means as are necessary, such right of ways or easements through private or public lands as may be necessary for the construction of said sanitary sewer system and its appurtenant facilities.

c. To procure for Churchill and Wilkins all permits, approvals and authorizations from all necessary public bodies and authorities to open, dig in, on and under streets, roads, alleys and thoroughfares for the construction, maintenance, repair and reconstruction of said sanitary sewer system and also to make application to, or join with Churchill and Wilkins in making application to the Commonwealth of Pennsylvania for approval of the sanitary sewer system.

d. To fully cooperate and assist and cause its officers and employees to fully cooperate and assist Churchill and Wilkins, by taking such action or actions, and furnishing and executing such document or documents, as may be necessary from time to time for the successful and prompt completion of said sanitary sewer system.

e. To grant and does hereby grant to Churchill and Wilkins the full and free and uninterrupted right and liberty of Wilkins and Churchill, their servants, agents and employees to enter upon said right of way herein granted for the construction, repair, maintenance and reconstruction of said sanitary sewer and to do all things necessary to properly and effectually maintain said sanitary sewer system in good operating and effective condition, provided however, that Turtle Creek shall be given at least fifteen (15) days written notice prior to any such entry, except in cases of emergency, and except if such entry be sooner authorized

by the Chairman of the Sewer Committee of Turtle Creek.

f. To grant and does hereby grant unto Wilkins and Churchill forever, the right to drain said sanitary sewer system of Churchill and Wilkins into the sanitary sewer system of Turtle Creek.

g. All of the acts or actions to be performed or taken by Turtle Creek pursuant to this Agreement shall be done or taken promptly upon request of Churchill or Wilkins, from time to time.

2. CHURCHILL AND WILKINS JOINTLY AGREE, COVENANT, GRANT AND PROMISE THE FOLLOWING:

a. To pay the total cost of construction and connection of the sanitary sewer system which total cost shall include but not be limited to all engineering costs and fees, legal costs and advertising incurred by Churchill, Wilkins and Turtle Creek.

b. To pay all costs connected with the acquiring of all necessary rights of ways, together with any and all awards of damages that may result from such axquisition, provided, however, that Churchill and Wilkins reserve the right to participate in the defense against and to contest to final judicial determination any and all claims for damages arising out of any and all such acquisitions of rights of ways, and provided further, that all payments for the acquisition of any right of way over private property by purchase shall be subject to the prior written approval of Churchill and Wilkins.

c. To maintain, repair and reconstruct the said sanitary sewer system at the sole cost and expense of Churchill and Wilkins.

d. To repair and backfill the portions of any land, streets, alleys and roadways opened in the construction, maintenance, repair, and reconstruction of said sanitary sewer system and to restore the same to substantially the same condition as existed at the time of the making any such opening.

e. To require any and all contractors and subcontractors to carry public liability and property damage insurance to insure Churchill, Wilkins and Turtle Creek against any and all liabilities and claims which might arise out of the construction, repair, maintenance and reconstruction of said sanitary sewer system.

f. To carry public liability and property damage insurance to insure Churchill, Wilkins, and Turtle Creek against any and all liability and claims which might arise for injury to persons and/or damage to property arising out of or connected with the construction, maintenance, repair or reconstruction of said sanitary sewer system. Said insurance for personal injury shall be in the amount of $100,000.00 as to one person injured and in the amount of $300,000.00 as to all persons in any one accident, and said insurance for property damage in the amount of $10,000.00.

g. To indemnify and save harmless Turtle Creek from any and all liabilities and obligations which may be imposed upon Turtle Creek arising from the construction, use, maintenance, repair and reconstruction and resulting from improper or faulty construction, maintenance, repair, and reconstruction of the said sanitary sewer system, provided, however, that Churchill and Wilkins shall have the right to

defend Turtle Creek in any legal actions or proceedings against Turtle Creek arising therefrom, and provided further, that Turtle Creek shall promptly give written notice of notice of any claims and/or legal proceedings against Turtle Creek to Churchill and Wilkins.

h. That all plans, specifications and construction work for the portion of the sanitary sewer system within Turtle Creek shall be subject to the approval of the Turtle Creek Borough Engineer.

i. To enter into an agreement with and become a party to the Allegheny County Sanitary Authority System and/or its successors or assigns, and to guarantee the payment of all moneys to become due said Allegheny County Sanitary Authority and/ or its successors or assigns by the users thereof in Churchill and Wilkins and to save harmless said Turtle Creek from any and all liability for such payment to the Allegheny County Sanitary Authority and/or its successors or assigns as a result of the sanitary sewer system herein involved.

3. The engineer of each of the three municipalities, parties to this Agreement, shall approve the plan of that portion of the sanitary sewer system located in their respective municipalities. Each of said engineers shall inspect the construction work to be performed within his respective municipality.

4. The division of the costs to be paid by Churchill and Wilkins under this agreement shall be paid in proportions to be determined by an agreement between them.

5. It is the intention of the parties hereto to be legally bound hereby.

6. This Agreement shall become effective after each

of the parties hereto shall have enacted an ordinance approving the same and authorizing its proper officers to execute the same.

IN WITNESS WHEREOF, the said municipalities have caused this agreement to be executed by their respective officers and their common or corporate seals to be affixed hereto, pursuant to Ordinance No. 744 of the Borough of Turtle Creek; enacted the 13th day of August, 1954; pursuant to Ordinance No. 205 of the Township of Wilkins; enacted the 2nd day of August, 1954; pursuant to Ordinance No. 164 of the Borough of Churchill, enacted the 29th day of September, 1954.

BOROUGH OF TURTLE CREEK

ATTEST:

By: Urban W. Fresch, Burgess

Paul J. Kingston, Jr.,
Secretary

TOWNSHIP OF WILKINS

By: Richard B. Rose
Richard B. Rose, President

M. Jos. Martinelli
M. Jos. Martinelli, Secretary

BOROUGH OF CHURCHILL

By:
Robert W. Entwisle, President

Ralph C. Heckel, Secretary

SECTION 2: That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same affects this ordinance.

ORDAINED AND ENACTED into Law, this 13th day of August, A.D., 1954.

BOROUGH OF TURTLE CREEK

By: _____
Thomas A. Yakin,
President of Council

ATTEST:

_____
Paul A. Kingston, Jr.,
Secretary

EXAMINED AND APPROVED this 13th day of August, 1954.

_____
Urban W. Fresch, Burgess

ORDAINED AND ENACTED into Law this 29th day of September, A.D., 1954.

BOROUGH OF CHURCHILL

By: _____
Robert W. Entwisle,
President of Council

ATTEST:

_____
Ralph C. Heckel,
Secretary

EXAMINED AND APPROVED this 29th day of September, 1954.

_____
William H. Ford, Burgess

ORDAINED AND ENACTED into Law this 2nd day of August, A.D., 1954.

COMMISSIONERS OF WILKINS TOWNSHIP

By: Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Joe Martinelli
M. Joe Martinelli,
Secretary

ORDINANCE NO. 206

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, MAKING A PART OF ELWOOD DRIVE SITUATE IN EASTMONT PLAN OF LOTS NO. 8 AS IS MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED, by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1: That the Township of Wilkins accept and the same is hereby accepted for maintenance and repair and made a part of the public road system of said Township, the following street or part thereof known as Elwood Drive in the Eastmont Plan of Lots No. 8, as the same is recorded in the Recorder of Deed's Office of Allegheny County, Pennsylvania, and is more particularly described hereafter:

Description of the Center Line of Elwood Drive.

BEGINNING at the intersection of the dividing line between lands of the Sampson Land Company and Lot No. 721 in Eastmont Plan No. 8 as the same appears on plan or record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 53 pages 131 and 132, produced South 39° 52' 36" West with the center line of Elwood Drive in said Eastmont Plan No. 8; thence along the center line of Elwood Drive North 50° 07' 24" West, a distance of 650.00 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 100 feet, an arc distance of

845.28 feet to a point of curve, which point of curve is distant South 61° 45' 44" West, 175.03 feet from the intersection of the center line of Elwood Drive with the center line of Northern Pike as shown on said plan, maintaining a uniform width of 50 feet throughout.

Being a total length of 845.28 feet.

SECTION 2: Any ordinance or parts of ordinances conflicting with the provisions of this Ordinance, be, and the same is hereby repealed.

THIS ORDINANCE APPROVED, PASSED, AND ORDAINED BY THE BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP THIS 4th DAY OF OCTOBER, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

EXAMINED AND APPROVED BY ME THIS 4th DAY OF OCTOBER, 1954,

Frank Reich, Solicitor

CERTIFICATION

I, M. JOSEPH MARTINELLI, Secretary of the Township of Wilkins, hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance No. 206 of the Township of Wilkins, and that the same was duly enacted into Law on the 4th day of October, 1954.

M. Jos. Martinelli

M. Jos. Martinelli, Secretary

ORDINANCE NO. 207

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AUTHORIZING AND ORDERING THE PURCHASE OF CERTAIN LAND TO BE USED FOR MUNICIPAL MUNICIPAL PURPOSES; FIXING THE PRICE THEREOF; AUTHORIZING AND DIRECTING THE COMMISSIONERS OF WILKINS TOWNSHIP TO EXECUTE ALL DOCUMENTS RELATIVE TO THE SAME AND TO ACCEPT A WARRANTY DEED FOR SAID LAND AND CAUSE THE SAME TO BE RECORDED.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the Commissioners of Wilkins Township, Allegheny County, Commonwealth of Pennsylvania, are hereby authorized and directed to purchase the following described property from Dwight E. Peffer and Mary A. Peffer, his wife, and Katherine Peffer Caldwell and John B. Caldwell, her husband, free and clear of all encumbrances at a total price of $11,000.00, the same to be used for municipal purposes:

ALL of the properties of the late Elmer Z. Peffer, located in the Township of Wilkins, Allegheny County, Pennsylvania, which includes the following described property, and all of the other properties of said Elmer Z. Peffer, located in said Wilkins Township, Allegheny County, Pennsylvania, which if not more particularly described herein is intended to be included in this Agreement of Sale.

ALL those certain lots or pieces of ground situate in the Township of Wilkins, County of Allegheny and State of Pennsylvania, being known and numbered as Lots Nos. 43, 44, 45, 46, 47, 48, 49, 50, 52, 54, 55, 56, 57 and 58 in Section "B" in the New York and Cleveland Gas Coal Company's Plan of Lots

recorded in Plan Book Vol. 5 pages 10 to 19, more particularly bounded and described as follows, to-wit:

Lots Nos. 43, 44, 45, 46, 47, 48, 49 and 50: Beginning at a point on the westerly side of a 33 foot Township Road at the dividing line between Lots Nos. 50 and 51; thence along said dividing line on a course North 49½° West, 8.31 perches to a point on line of property now or formerly of James Curry Heirs; thence along said line on a course South 49° 15' West, 62.21 perches to a point on the dividing line between Lots Nos. 42 and 43 in said plan; thence along said dividing line on a course South 40- 3/4° East, 18.52 perches to a point on the westerly side of a 33 foot street in said plan; thence along the westerly side of said 33 foot street, on a course 49¼° East, a distance of 45.47 perches, more or less, to a point on the westerly side of a 33 foot Township Road first above mentioned; thence along the Westerly side of said 33 foot Township Road, on a course North 3° 15' East, a distance of 14.48 perches, more or less, to an angle in said 33 foot Township Road; thence continuing along the westerly side of said 33 foot Township Road, on a course North 48° 40 East, 6.36 perches to the place of beginning.

Lot No. 52: Beginning at a point on the westerly side of a 33 foot Township Road, first above referred to, at the dividing line between Lots Nos. 52 and 53 in said plan; thence along said westerly side of said Township Road, on a course North 3° 55' East, 14.90 perches to a point at the intersection of the westerly line of said 33 foot Township Road and the

southerly side of a 33 foot street in said plan; thence along the southerly side of said 33 foot street in said plan, in a course South 49¼° West, 10.33 perches, more or less, to a point on the dividing line between Lots No. 52 and 53 in said plan; thence along said dividing line on a course South 40-3/4° East, 19.49 perches, more or less, to the point at the place of beginning.

Lots Nos. 54, 55, 56, 57 and 58:

Beginning at a point on the Northerly side of a 33 foot Township Road, at the dividing line between Lots Nos. 53 and 54 in said plan; thence along said dividing line on a course North 43 3/4° West, a distance of 22.30 feet to a point on the southerly side of a 33 foot street in said plan; thence along said southerly side of said 33 foot street, on a course South 49¼° West, 39.85 perches to a point at the intersection of said 33 foot street and the easterly line of an unnamed street of undesignated width in said plan; thence along said unnamed street, on on a course South 58° 25' East, 18 perches, more or less, to a point on the westerly side of said 33 foot Township Road; thence along the westerly side of said 33 foot Township Road; 33.18 perches, more or less, to the point at the place of beginning.

Being the same lots or pieces of ground which George J. Donaldson, Jr., unmarried, by his deed dated December 24, 1931, and recorded in the Recorder's office of Allegheny County, Pennsylvania in Deed Book Vol. 2468, page 147, granted and conveyed unto E. Z. Peffer.

Excepting therefrom the following lots and pieces of ground which have been heretofore conveyed by

the said E. Z. Peffer from a plan of lots laid out by the said E. Z. Peffer out of the aforesaid described lots in the New York and Cleveland Gas Coal Company's Plan of Lots, which plan of lots is known as the Ostien Heights Plan of Lots No. I as recorded in Plan Book Vol. 41, page 57, which said lots heretofore conveyed by prior deeds of record are Lots Nos. 9, 10, 11, 12 and 13 in the said Ostien Heights Plan of Lots No. 1.

SECTION II: That the Solicitor of Wilkins Township is directed and ordered to procure and to take and perform all legal actions necessary and material to the effectuation of said purchase of land for municipal purposes as hereinbefore set forth.

SECTION III: That the proper officers of the Township of Wilkins are directed and ordered to execute and sign all necessary papers and documents to procure and to effectuate said purchase of land for municipal purposes and make the payment of the purchase price and receive a warranty deed for said land and cause said deed to be recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania.

SECTION IV: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 14th day of October, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 14th day of October, 1954.

Frank Reich, Solicitor.

ORDINANCE NO. 208

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING PROVISIONS OF ORDINANCE NO. 101 AND AS AMENDED, BY PROHIBITING THE CREATION, ERECTION OF BUILDINGS OR USE OF ANY LAND OR BUILDING, OR BUILDINGS IN THE TOWNSHIP OF WILKINS FOR A RACE TRACK OF ANY NATURE WHATSOEVER.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I: That Section VII, Sub-section (d) of Ordinance No. 101, as amended, be and the same is hereby amended by adding thereto the following language and making said paragraph read in full as follows:--

"(d) Amusement parks and recreational and amusement purposes, except, that, the creation, erection or alteration of buildings or use of any land or buildings in the Township of Wilkins for a race track of any nature whatsoever is hereby and hereafter prohibited."

SECTION II: That Section IX of Ordinance No. 101, as amended, be and the same is hereby amended by adding thereto the following sub-section as one of the expressly prohibited uses:--

"23. The creation, erection or alterations of buildings or use of any land or buildings in the Township of Wilkins for a race track of any nature whatsoever is hereby and hereafter prohibited."

SECTION III: Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not effect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION IV: That any Ordinance or part of Ordinance conflicting with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED and enacted into law this 1st day of November, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 1st day of November, 1954.

Frank Reich, Solicitor

ORDINANCE NO. 209

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, PROHIBITING THE CONNECTION OF GUTTERS, DOWNSPOUTS, STORM SEWERS AND ANY AND ALL CONVEYORS OF SURFACE, STORM OR SUB-TERRANEAN WATERS OR THE DRAINAGE OF ANY STORM, SURFACE OR SUB-TERRANEAN WATERS INTO THE SANITARY SEWERS OF THE TOWNSHIP OF WILKINS, PROVIDING FOR INSPECTIONS OF THE SAME AND PRESCRIBING FINES AND PENALTIES FOR VIOLATIONS OF THE PROVISIONS THEREOF.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I. That the connection of gutters, downspouts, storm sewers and any and all means of conveying storm, surface or sub-terranean waters or the drainage of any storm, surface or subterranean waters into the sanitary sewers of the Township of Wilkins, is hereby prohibited, provided, however, that household waste, human excretion and liquids normally accompanying the same and as are customarily discharged in a sanitary sewer system are excepted.

SECTION II. No person, copartnership, association or corporation shall cause the connection of gutters, downspouts, storm sewers or any other means or method of conveying a storm, suface or subterranean waters to be made or the drainage of any storm, surface or subterranean waters into the sanitary sewers of the Township of Wilkins to be made or to continue, provided, however, that household waste, human excretion and liquids normally accompanying the same and as are customarily discharged in a sanitary sewer system are excepted.

SECTION III. That any connections of any gutters, downspouts, storm sewer or the drainage of any storm, surface or subterranean waters heretogore effected or caused to be drained into the sanitary sewers of the Township of Wilkins as hereby declared to be illegal and prohibited and the same will be immediately discontinued and upon notice thereof as is hereinafter provided shall be discontinued within receipt of notice so to do within ten days from the date of the receipt of such notice. Such notice will be the notice referred to subsequently.

SECTION IV. No entry, by any means whatsoever, shall be made into any sanitary sewer line of the Township at any time, without first obtaining a permit so to do from the Secretary of the Township and the payment of the prescribed fees and costs as may be determined by the Township

SECTION V. For each and every violation of the provisions of this Ordinance, the owner, general agent, or contractor of a building or premises where such violation or violations have been committed or shall exist, and the lessee or tenants of the property, building or premises where such violation or violations have been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of a building, property or premises in which part such violation or violations have been committed or shall exist, and the general agent, architect, builder, developer, or any other person who normally commits, takes part or assists in any such violation or who maintains any building or premises or property in or upon which such violations shall exist, shall be liable on conviction before a Justice of the Peace thereof to a fine or penalty of not less than $25.00 and not more than $300.00 or thirty (30) days in the Allegheny County Jail for each and every offense. Whenever such person shall have been officially

notified by the ordinance officer of the Township or any other duly authorized employee of the Township, or by service of a summons in prosecution, or in any other official manner, that he, she, or they are in violation of this Ordinance each day that he, she, they, etc., shall continue such violation after such notification, shall constitute a separate offense punishable by a like fine or penalty.

SECTION VI: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

This Ordinance approved, passed and ordained by the Board of Commissioners of Wilkins Township this 18th day of October, 1954.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 18th day of October, 1954.

Frank Reich, Solicitor

ORDINANCE NO. 167 OF THE
BOROUGH OF CHURCHILL

ORDINANCE NO. 210 OF THE
TOWNSHIP OF WILKINS

AN ORDINANCE AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS AND OTHERS FOR THE CONSTRUCTION OF A JOINT SANITARY SEWER TRUNKLINE THROUGH THE BOROUGHS OF CHURCHILL, TURTLE CREEK AND THE TOWNSHIP OF WILKINS.

SECTION 1: BE IT ORDAINED AND ENACTED by the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute the attached agreement which follows with the Borough of Churchill and the other parties thereto and the Secretary of the said Township is hereby appointed the attorney for the Township of Wilkins to acknowledge the said agreement for it and in its name and stead as its corporate act and deed.

A G R E E M E N T

THIS AGREEMENT, made the _____day of _____, 1955, between

THE TOWNSHIP OF WILKINS

(hereinafter referred to as "WILKINS") and the

BOROUGH OF CHURCHILL

(hereinafter referred to as "CHURCHILL") both being municipal sub-divisions of the Commonwealth of Pennsylvania and being located in the County of Allegheny and the Commonwealth of Pennsylvania,

A N D

the WESTINGHOUSE ELECTRIC CORPORATION,

a corporation with its principal place of business located in East Pittsburgh, Allegheny County, Pennsylvania (hereinafter referred to as "WESTINGHOUSE")

A N D

RALPH SCHERGER and PAULINE A. SCHERGER, his wife;

STEPHEN CATARINELLA and LUCIA CATARINELLA, his wife;

and HAROLD W. GRAY and WALTER J. DUQUETTE, partners doing business as GRAY & DUQUETTE, and NORM F. VOGEL, all of Allegheny County, Pennsylvania (hereinafter referred to as the "DEVELOPERS"):

WHEREAS, Wilkins and Churchill are contiguous and topographically have common drainage areas; and,

WHEREAS, neither of said municipalities have a sanitary sewer system draining such contiguous portions of their respective areas, and such system is necessary for the development of such areas; and,

WHEREAS, the terrain of said contiguous areas of Wilkins and Churchill is such as to naturally drain toward, to and into the Borough of Turtle Creek, a municipality, (hereinafter referred to as "Turtle Creek") contiguous to Wilkins and after study it has been determined that the most economical, advantageous and satisfactory results for the sanitary sewerage drainage of the contiguous areas of Wilkins and Churchill can be obtained by mutual cooperation of Churchill and Wilkins, by means of a sanitary trunk sewer line to be constructed jointly by Churchill and Wilkins, along the course hereinafter referred to and as set forth in the plan hereto attached; and,

WHEREAS, Westinghouse and the Developers own various tracts of land fronting on the road running through Churchill, Wilkins and Turtle Creek and known as Beulah Road in Churchill and as Brown Avenue Extension in Wilkins and Turtle Creek areas and desire a sanitary sewer trunk line and appurtenant facilities to serve the area hereinafter designated and which includes their several tracts of land; and,

WHEREAS, to induce Churchill and Wilkins to construct such sewer line and appurtenant facilities, Westinghouse and the Developers have proposed to advance the funds necessary to meet all of the costs, expenses and financial obligations to be incurred by Churchill and Wilkins for, in connection with and arising from the construction of said sewer trunk line and its appurtenant facilities; and,

WHEREAS, after careful study Churchill and Wilkins have determined that it is to their mutual advantage and benefit to have such a sanitary sewer trunk line with appurtenant facilities and are willing to undertake said project upon the terms, provisions, covenants and conditions hereinafter set forth.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

ARTICLE I.

DEFINITIONS

The following words or phrases as used in this Agreement, unless the context clearly indicates otherwise, shall have the following meanings:

"Sewer Project" shall mean the construction of a sanitary sewer trunk line together with its appurtenant facilities along the road running through Churchill, Wilkins and Turtle Creek and known as "Beulah Road" in Churchill and as "Brown Avenue" and "Brown Avenue Extension" in Wilkins and Turtle Creek as shown on the plan attached hereto, made a part hereof and marked Exhibit "A" and along such other courses as are necessary for the completion of the same.

"Costs And Expenses Of The Project" shall mean the labor and materials for the construction of the sewer project;

engineering fees for the engineers of Churchill, Wilkins and Turtle Creek; solicitors' fees of Churchill, Wilkins and Turtle Creek; advertising of the necessary Notices, Ordinances and Resolutions by Churchill, Wilkins and Turtle Creek; recording fees for this Agreement, right-of-way grants or acquisitions and other documents; permit fees of any and all nature; cost of acquiring rights-of-ways over public and private property by purchase and/or condemnation, including court costs, attorneys fees and awards for damages; damage claims; insurance premiums; inspection fees; costs, fees and expenses for legal proceedings which may be brought by or against Churchill, Wilkins and Turtle Creek or any of them; and all other costs, fees and expenses incurred for, in connection with and arising from the Sewer Project.

"Joint Construction Bank Account" shall mean a joint account between Churchill and Wilkins to be known as "Churchill-Wilkins Joint Sewer Construction Fund" in such bank or banks as Churchill and Wilkins shall agree upon from time to time, wherein shall be deposited all moneys received for the construction of the Sewer Project under this Agreement from Westinghouse and the Developers.

"Joint Sewer Administrative Account" shall mean a joint account between Churchill and Wilkins to be known as "Churchill-Wilkins Joint Sewer Administrative Account" in such bank or banks as Churchill and Wilkins shall agree upon from time to time, wherein shall be deposited all moneys received by Churchill and/or Wilkins in accordance with the provisions of this Agreement, except, the moneys to be deposited in the Joint Construction Bank Account.

"Building" shall mean a single family residence and structures accessory and appurtenant to such residence. In the event that any structure other than a single family residence is to be served, the tapping-in charge therefore shall be determined as follows: Each 25,000 cubic feet of space in such structure shall be deemed equivalent to one "building", and for each such unit of 25,000 cubic feet or fraction thereof the tapping-in charge for a "building" in such area shall be paid, but in no event shall the tapping-in charge be less than the charge fixed for a "building" at that location.

"Joint Sewer Committee" shall mean a committee established by Churchill and Wilkins consisting of six members, three of whom shall be appointed by Churchill and three of whom shall be appointed by Wilkins. Churchill shall also appoint one alternate member of said "Joint Sewer Committee" who shall act in the event of the absence or disability of any one of the members appointed by Churchill. Wilkins shall also appoint one alternate member of said "Joint Sewer Committee" who shall act in the event of the absence or disability of any one of the members appointed by Wilkins. Churchill and Wilkins shall each have the right to change their appointees from time to time.

"Beulah Sanitary Sewer" shall mean the completed sanitary sewer system to be constructed pursuant to this Agreement.

"Developers' Deposit Ratio" shall mean the fractional proportion which the initial deposit of each Developer bears to the total sum of the initial deposits of all of the Developers as contained in Exhibit "B" hereof.

"Project Owners" shall mean Churchill and Wilkins jointly.

ARTICLE II.

Churchill and Wilkins covenant and agree as follows:

1. To construct the Sewer Project to and connect it with the sanitary sewer line in Turtle Creek as is shown in Exhibit "A" herein or as Turtle Creek has or shall approve.

2. The Sewer Project shall be constructed in accordance with plans and specifications prepared jointly by the engineers of Churchill and Wilkins and approved by Churchill and Wilkins, and subject to the approval of Turtle Creek as to the portion thereof within Turtle Creek Borough.

3. The construction of the Sewer project is to be undertaken on bids to be advertised under the direction and supervision of the engineers of Churchill and Wilkins and shall be in three sections, which sections shall be determined by the said engineers, and construction of the same is to be subject to the inspection and approval of the engineers of Churchill and Wilkins, and that portion of the Sewer Project located in Turtle Creek shall be subject further to the inspection and approval of the Turtle Creek Borough engineer. All contracts shall be awarded for the three sections, after due public bidding as required by law, and all contracts shall be executed simultaneously by the proper officers of Churchill and Wilkins. Each engineer shall have the final decision as to engineering matters within his respective municipality.

4. All moneys advanced by Westinghouse and the Developers to Churchill and Wilkins shall be deposited in the Joint Construction Bank Account and shall be subject to withdrawal only upon the signatures of the properly authorized officials of both Churchill and Wilkins.

5. All matters relating to construction of the Sewer Project shall be referred to the Joint Sewer Committee for its determination and all decisions of the Joint Sewer Committee shall be by agreement of at least two of the members of said Committee appointed by Churchill and at least two members of the said Committee appointed by Wilkins. The Joint Sewer Committee shall keep minutes of its meetings and copies thereof shall be filed with Churchill and Wilkins. Notices of all meetings of the said Committee shall be given to the Developers and Westinghouse and their duly appointed representatives shall have the right to attend any and all meetings.

6. All requisitions for payments to any contractor or for other costs arising from matters subject to the inspection of the engineers of Churchill and Wilkins shall first be approved jointly by the engineers of Churchill and Wilkins and then by the Joint Sewer Committee before submission to Churchill and Wilkins.

All other requisitions for payments shall first be approved by the Joint Sewer Committee before submission to Churchill and Wilkins.

7. Notwithstanding the authority vested in the Joint Sewer Committee under paragraphs "5" and "6" immediately preceding, Churchill and Wilkins reserve the right to make all decisions and authorize all payments notwithstanding any decisions of the Joint Sewer Committee or any failure of the Joint Sewer Committee to render any decision or grant approval, or without submitting any matter for decision of or authorization by the Joint Sewer Committee.

8. After completion of the construction of the Sewer Project the same shall be repaired, maintained and reconstructed jointly by Churchill and Wilkins and all costs and expenses therefor shall be borne equally by them, except that Churchill and Wilkins shall each make periodic inspections, at its own expense, of the portion of the Sewer Project within its municipality. Periodic inspections of the portion of the Sewer Project in Turtle Creek shall be made at such times and by such persons as Churchill and Wilkins shall jointly direct, and the cost of such inspections to be borne equally by Churchill and Wilkins.

9. Unless otherwise agreed by Churchill and Wilkins, Churchill and Wilkins shall secure insurance for the protection of Churchill and Wilkins and Turtle Creek against public liability and property damage which may be caused by or arise from the operation and maintenance of the Sewer Project through Churchill, Wilkins and Turtle Creek, in an amount of not less than that required under that certain Agreement between Turtle Creek, Wilkins and Churchill dated the 12th day of October, 1954, made part hereof by reference thereto. The cost of all premiums for such insurance shall be borne equally by Churchill and Wilkins.

10. Churchill and Wilkins shall each have the right to connect and tap into the Beulah Sanitary Sewer for the servicing of all properties in their respective municipalities within the areas shown on Exhibit "A" herein. All matters relating to connecting and tapping into the Beulah Sanitary Sewer shall be exclusively within the jurisdiction and under the direction of Churchill within the municipality and of Wilkins within its municipality, except as to matters relating to tapping-in charges as are hereinafter detailed. Properties in each said municipality beyond the said areas aforementioned may be connected to and tapped into the Sewer Project upon agreement of Churchill and Wilkins.

11. Churchill and Wilkins each agree to take all action and do all things necessary to prohibit any surface drainage into the Beulah Sanitary Sewer from properties within their respective municipalities.

12. Churchill and Wilkins shall both continue as parties to their respective contracts with the Allegheny County Sanitary Authority or its successors and assigns for and during the time that this Agreement shall be in effect or Churchill and Wilkins shall jointly otherwise agree, whichever shall first occur.

13. Churchill and Wilkins shall each grant and/or acquire by purchase or condemnation, the necessary rights-of-ways and easements and releases if any, and grant such permits and licenses as are now required by each of them within their respective municipalities. The costs and expenses of acquiring any such rights-of-ways or easements shall be paid out of the Joint Construction Bank Account. All purchases of such rights-of-ways shall be subject to the Written approval of Churchill and Wilkins and Churchill and Wilkins shall each have the right to participate with the other in all legal proceedings for or relating to the condemnation of such rights-of-ways and the payment of damages therefor.

14. Churchill and Wilkins each agree that before either will approve any Subdivision Plan within its municipal-

ity and within the area to be served by the Beulah Sanitary Sewer, it will require the owner or owners of such Subdivision Plan either to pay the tapping-in charges for all of the lots laid out in such Subdivision Plan on the basis of one building for each lot or to furnish a bond in the total amount of such tapping-in charges with corporate surety for the payment of such tapping-in charges within a period of two (2) years from the date of the approval of such Subdivision Plan for recording purposes only. If more than a building (as defined herein) shall be constructed on any such lot, the owner or owners thereof shall be liable for the payment of any additional tapping-in charge which may become payable therefor. Each Project Owner agrees to enact appropriate legislation to effectuate the foregoing.

15. Churchill and Wilkins shall do all things, acts, deeds, enact Ordinances and Resolutions, execute all documents and instruments, necessary and incident to the construction, completion, maintenance, operation and re-construction of the Sewer Project and the performance of all of the terms, covenants and provisions of this Agreement.

ARTICLE III.

Churchill and Wilkins and the Developers covenant and agree as follows:

1. Concurrently with the execution of this Agreement, each of the Developers shall deposit with Churchill and Wilkins the respective sums of money set opposite their names in the Schedule attached hereto, made part hereof and marked Exhibit "B", for the purposes and subject to the provisions of this Agreement.

2. The sums so received by Churchill and Wilkins from the Developers as aforesaid and all additional sums deposited by the Developers as hereinafter provided, shall be deposited in the Joint Construction Bank Account.

3. Churchill and Wilkins shall have the right, but shall not be obligated, to invest the moneys in the Joint Construction Bank Account in obligations of the United States of America at such times and in such amounts as they in their sole discretion shall determine, provided that the maturity dates of such obligations shall be such as to make available funds as needed for the payment of the obligations to be incurred for and in connection with the Sewer Project. The income from such investments shall be retained in the Joint Construction Bank Account and shall be added to and become a part of the deposit of each of the Developers in accordance with the Developers' Deposit Ratio. If any losses result from any such investments, such losses shall be borne by the Developers in accordance with the Developers' Deposit Ratio, and neither Churchill, Wilkins nor any persons making said investments shall be liable therefor.

4. It is hereby declared to be the intent of all of the parties hereto that all Costs And Expenses Of The Project shall be borne and paid for by the Developers and Westinghouse, subject to the right of the Developers only, to be reimbursed to the extent, from the sources and in the manner hereinafter provided, and that Churchill and Wilkins shall not be required to pay or become obligated to pay any of such Costs and Expenses Of The Project from their own funds.

It is hereby further declared that it is the intent of all of the parties hereto that Westinghouse shall deposit only the sum determined as set forth in ARTICLE IV, paragraph "1" herein toward the payment of the Costs And Expenses Of The Project and shall not be obligated to make any additional deposits or payments therefor. It is agreed by all of the parties hereto that the initial deposits to be made in accordance with Exhibit "B" hereof is based on a preliminary estimate of all costs and expenses of the Sewer Project andy by reason thereof and of the foregoing intent, it is agreed as follows:

(a) In the event, that after bids have been received and prior to entering into the contracts for the Sewer Project, Churchill and Wilkins shall determine that the total sum deposited by the Developers and Westinghouse may be less than will be required for the payment of all Costs And Expenses Of The Sewer Project, the Developers agree upon demand of Churchill and Wilkins to deposit such additional sums as Churchill and Wilkins shall determine in accordance with the Developers' Deposit Ratio. If the Developers shall fail to deposit with Churchill and Wilkins such additional sums requested within the time fixed by Churchill and Wilkins, then Churchill and Wilkins shall have the right to reject all bids and terminate this Agreement and abandon the Sewer Project. In the event of such termination and abandonment, Churchill and Wilkins shall pay all Costs And Expenses Of The Sewer Project incurred and/or paid and the balance remaining thereafter shall first be used to repay to Westinghouse the sums actually deposited by it under this Agreement, and the then remaining balance shall be divided and paid over to the Developers in accordance with the Developers' Deposit Ratio and thereupon all of the parties hereto shall be released and discharged from any and all liabilities and obligations under this Agreement.

(b) In the event that during construction of the Sewer Project, Churchill and Wilkins shall determine that all sums deposited by the Developers may be insufficient to pay the Costs And Expenses Of The Project, including extras occurring during construction, the Developers agree, upon demand of the Project Owners, to deposit such additional sums as Churchill and Wilkins shall request, in accordance with the Developers' Deposit Ratio.

(c) In the event that the Project Owners or either of them shall elect to advance, or shall be compelled to pay any of the Costs And Expenses Of The Project, all sums so advanced or paid shall be repaid as soon as sufficient moneys are available from the Joint Construction Bank Account, and if not available therefrom, shall be repaid from the Joint Sewer Administrative Account as soon as sufficient moneys for such repayment are in said Joint Sewer Administrative Account and before the Developers shall be entitled to receive any reimbursements from said Joint Sewer Administrative Account, notwithstanding anything which may be contained in this Agreement to the contrary.

(d) After the completion of the Sewer Project as determined by Churchill and Wilkins, and after the payment in full of all Costs And Expenses Of The Project, any balance remaining from the sums deposited by the Developers and Westinghouse, together with any income from investments as aforesaid, shall be distributed to the Developers only, in accordance with the Developers' Deposit Ratio.

5. All of the obligations, liabilities and duties of the Developers under this Agreement shall be joint and several. Any Developer or Developers who shall deposit or be compelled to deposit any other Developer's proportion of any additional deposits demanded by the Project Owners shall be subrogated to the Project Owners' rights against such defaulting Developer or Developers and shall further be entitled to receive all reimbursements to become payable to the defaulting Developer or Developers and shall also be entitled to credits as hereinafter provided, against tapping-in charges incurred by the Developer who shall advance such additional deposit for the defaulting Developer, until repaid in full to the extent of such deposit by such credits and/or by reimbursement payments as hereinafter set forth.

6. That Churchill and Wilkins will each enact Ordinances requiring permits to be obtained for connecting to or draining into said Beulah Sanitary Sewer and fixing a tapping-in charge required to be paid by all, including the Developers, their heirs, executors, administrators, successors and assigns, of buildings, who shall desire to connect to or to drain into the said Beulah Sanitary Sewer. The Project Owners shall use reasonable efforts to enforce such Ordinances. The tapping-in charges to be required shall be in accordance with a schedule to be prepared by the engineers of the Project Owners and approved by the Project Owners subject to such changes, reductions or increases of such charges from time to time as the Project Owners shall deem equitable due to special circumstances in individual cases, provided, however, that the total amount of tapping-in charges fixed in the aforesaid schedule for existing and anticipated buildings within the areas to be served by the Beulah Sanitary Sewer, as estimated by the Project Owners, shall not be less than the total of all of the Costs And Expenses Of The Project and that the tapping-in charges fixed for buildings in both Churchill and Wilkins shall be uniform; and provided further that the amount deposited under this Agreement by Westinghouse shall constitute payment in full by Westinghouse for tapping into said Beulah Sanitary Sewer for the servicing only of the buildings now being erected on its property in Churchill. The tapping-in charge for each building erected and to be erected on the property of each of the Developers which shall be connected to or which shall drain into the said Beulah Sanitary Sewer need not be paid by each such Developer but shall be charged against and treated as part payment of each such Developer's reimbursement of the amount deposited by such Developer under this Agreement as hereinafter provided, subject to the limitations hereinafter set forth. If any Developer shall fail to make any additional deposit as required hereunder, such defaulting Developer shall be required to pay in cash for all tapping-in charges for the servicing of buildings of the defaulting Developer in Churchill and/or Wilkins until the total of such cash payment shall equal the total of the additional deposits remaining due and unpaid by such defaulting Developer.

7. All moneys received in payment of said tapping-in charges shall be deposited in the Joint Sewer Administrative Account. After payment of all costs and expenses for and in connection with collection, handling and disbursement of such tapping-in charges, and the keeping of records thereof and after payment of all costs and expenses, if any, of all costs and expenses, if any, under paragraph "1" of ARTICLE V herein, ninety (90%) percent of the balance of the moneys in the Joint Sewer Administrative Account shall be distributed semi-annually to the Developers, each Developer to receive the proportion thereof which his or their then (i.e. at the time of each such distribution) unreimbursed balance of the total amount deposited hereunder by such Developer bears to the then unreimbursed balance of the total amount deposited hereunder by all of the Developers.

Churchill and Wilkins shall each through its duly authorized agent or employee issue the permits to tap into the Beulah Sanitary Sewer for properties within its municipality and collect the said tapping-in charges therefor. Churchill and Wilkins shall each give to the other monthly, a statement of the permits issued, the properties for which such permits were issued and the amounts received therefor during each such month. All tapping-in charges collected shall be paid over to a person designated by the Project Owners for deposit in the Joint Sewer Administrative Account shall be made only upon the signatures of the properly authorized officials of both Churchill and Wilkins.

The right of the Developers to set-off tapping-in charges against their said reimbursements in lieu of payment, as aforesaid, shall be subject to the limitations that no such set-offs shall be allowed and no reimbursement payment shall be payable to any Developer, after the total amount received by any Developer by reimbursements and by set-offs, shall equal the total sum deposited by such Developer under this Agreement, or after the expiration of twenty (20) years from the date of the completion of the construction of said Sewer Project as certified by the engineers of the Project Owners, whichever shall first occur; and thereafter the Project Owners and each of them shall be released and discharged from all further obligations and liabilities to the Developers and each of them under this Agreement and all rights and claims of the Developers and each of them under this Agreement, including all rights and claims to any funds in the Joint Sewer Administrative Account, shall terminate.

As various owners of properties in Churchill by their several contributions have heretofore paid the sum of $1,680.00 for certain preliminary engineering work performed in connection with part of the Sewer Project, the Developers agree that when, as and if any such contributor shall desire to connect to the Beulah Sanitary Sewer any property owned by him within the area to be served by the Beulah Sanitary Sewer, such contributor shall be entitled to a credit against the tapping-in charge for such property to the extent of such contribution. A list of such contributors with the amount contributed by each is on file with Churchill and by reference thereto is made part hereof. The Developers further agree that the Project Owners shall not be liable for any reimbursement to the Developers for the sums credited as aforesaid.

8. That the Project Owners, or either of them, shall not be liable to the Developers or any of them for the repayment of any sum deposited by the Developers under this Agreement

except by set-offs allowed as aforesaid or from tapping-in charges actually paid to and received by the Project Owners as hereinbefore provided and subject to the limitations set forth in paragraph "7" of this ARTICLE III.

9. Each Developer upon request of the Project Owners shall grant and convey to the Project Owners all rights-of ways or easements through properties of such Developer, which the Project Owners deem necessary for the construction of the Sewer Project.

ARTICLE IV.

Churchill, Wilkins and Westinghouse agree as follows:

1. Concurrently with the execution of this Agreement, Westinghouse shall deposit with Churchill and Wilkins the sum of $75,000.00 less the following amounts:

(a) The sum of $4,700.23 heretofore paid by Westinghouse to J. Fred Triggs, registered engineer, for the Borough of Churchill for engineering services previously rendered in connection with the Sewer Project, and

(b) The cost to Westinghouse for the construction of a temporary sewerage disposal system, hereinafter more fully referred to, to serve the buildings now being erected on its property in Churchill pending the completion of the Sewer Project, provided, however, that the deduction therefor shall not exceed the sum of $7,300.00 and provided, further, that upon the request of the Project Owners Westinghouse shall furnish such receipts, invoices or vouchers, as may be necessary to establish to the reasonable satisfaction of the Project Owners the amount of such cost. Such maximum sum of $7,300.00 shall be deducted at the time Westinghouse shall make its deposit hereunder and in the event the cost of such temporary system shall be less than said maximum sum, the difference between said maximum sum and the cost thereof shall be deposited with the Project Owners as part of Westinghouse's original deposit.

2. That concurrently with or prior to the execution of this Agreement, Westinghouse shall receive from the proper officials of the Borough of Churchill, and of the Commonwealth of Pennsylvania, and of any other public authority having jurisdiction over the same, all necessary rights, licenses and permits to construct upon its property in Churchill a temporary sewerage disposal system to be designed by Westinghouse and to be approved by the proper authorities of Churchill and of the Commonwealth of Pennsylvania, and to use, operate and maintain such system until January 1, 1956 or until such earlier date when the Sewer Project shall be ready for use and operation.

3. That in the event any litigation of any kind whatsoever for the purpose of enjoining the construction and use of such temporary system or of the Sewer Project shall be instituted within thirty (30) days after the Board of Adjustment of The Borough of Churchill shall authorize the construction and use of such temporary system by Westinghouse or within thirty (30) days after the Project Owners shall each enact an

Ordinance authorizing the construction of the Sewer Project, Westinghouse shall have the right to elect to withdraw as a party to this Agreement, terminate its obligations and liabilities hereunder and to be repaid all moneys deposited by Westinghouse with the Project Owners at the time of and subsequent to the execution of this Agreement; provided, however, that Westinghouse shall not have the said right of withdrawal and repayment if Churchill shall extend the right of Westinghouse to use such temporary system and Westinghouse shall not be enjoined by order of any Court from constructing and using such temporary system during the pendency of such litigation; and provided further that in no event shall Westinghouse have the right of withdrawal and repayment as aforesaid after the Project Owners have entered into any contracts for the construction of the Sewer Project or any part thereof.

4. That notwithstanding anything contained in this Agreement to the contrary, by implication, inference or otherwise, Westinghouse shall not be required to deposit any additional moneys for the cost and expenses of the Sewer Project and shall not be entitled to repayment of any of the moneys deposited hereunder, except as specifically set forth in this Agreement.

5. That the right of Westinghouse to use the Beulah Sanitary Sewer without payment of any tapping-in charge other than the amount deposited under this Agreement is restricted and limited to the servicing of the buildings now being erected on its property in Churchill and for which Churchill issued its Building Permit No. 622 dated March 17, 1953.

6. That Westinghouse upon request of the Project Owners will grant and convey to the Project Owners all rights-of-ways or easements through properties owned by Westinghouse and which the Project Owners deem necessary for the construction of the Sewer Project. And further, that Westinghouse will grant to the Project Owners such rights as it may have or can grant to connect the Sewer Project to and drain into the 48-inch sewer now through the property of Westinghouse in Turtle Creek.

7. That the Project Owners shall have the right to invest the moneys deposited by Westinghouse, as provided in ARTICLE III, paragraph "3" of this Agreement.

ARTICLE V.

All of the parties hereto further agree as follows:

1. That nothing contained in this Agreement shall be construed (1) to impose any general obligation upon the Project Owners, or either of them, for the repayment of the sums deposited by the Developers hereunder from any funds of the Project Owners or either of them, other than for the moneys deposited hereunder and the moneys to be received for tapping-in charges which shall be used and disbursed for the purposes and in the manner set forth in this Agreement, and the obligations and liabilities of said Project Owners shall be limited and restricted to the funds actually received hereunder and deposited in the bank accounts established under this Agreement and as such obligations and liabilities are expressly and specifically imposed by the provisions of this Agreement; or (2) to subject the Project Owners, or either of them, to any liability for failure to collect and receive any tapping-in charges for any reason or cause whatsoever, or for the invalidity of any liens, assessments or other claims which may be filed or made or for failure to collect the same. In the event Churchill and/or Wilkins shall elect to file any such

liens, assessments or institute any legal proceedings to enforce collection of any tapping-in charge or shall be required to defend such tapping-in charges in any legal proceedings instituted against Churchill and/or Wilkins, all costs and expenses incurred by Churchill and/or Wilkins for and in connection therewith shall be paid out of the Joint Sewer Administrative Account.

2. That in no event shall any interest be payable or become due and owing to any Developer for moneys deposited or collected hereunder, except as hereinbefore specifically provided.

3. That the Project Owners are and shall be the sole owners of the Sewer Project and the Beulah Sanitary Sewer.

4. That in the event the moneys deposited by Westinghouse under this Agreement must be repaid to Westinghouse in accordance with the provisions of this Agreement, the Developers shall deposit immediately a sum equal to that repaid to Westinghouse in accordance with the Developers' Deposit Ratio.

5. That each of the Project Owners shall have the right at any time and from time to time to impose and collect sewer rental charges in such amounts and upon such basis as it shall determine within its respective municipality for the use of the Beulah Sanitary Sewer.

6. That the Project Owners shall have the right at any time to sell, convey, transfer or assign the Beulah Sanitary Sewer or any portion thereof to any municipal authority created under the laws of the Commonwealth of Pennsylvania or to any public or governmental agency subject to the obligations imposed upon the Project Owners under this Agreement.

7. That all connections to be made to the Beulah Sanitary Sewer shall be made in a manner to be approved by the engineer of the municipality wherein any such connection is made, and only after permit therefor has been issued by the municipality wherein the connection is to be made. All such connections shall be made by and at the cost of the person, firm or corporation, including the Developers and Westinghouse, desiring to make such connection.

8. That Churchill and Wilkins shall each have the right to make a charge for the inspection of any connection to the Beulah Sanitary Sewer within its municipality and for the issuance of a permit to make such connection. Said charges shall belong to the municipality wherein the connection shall be made and shall be payable upon the filing of the application for such permit or as otherwise determined by each Project Owner, Further said charges shall be paid by the Developers and Westinghouse independently of this Agreement and neither the Developers nor Westinghouse shall have any claim or right to such charges or any part thereof.

9. That Churchill and Wilkins are or prior to the awarding of the contracts for the Sewer Project will be members of the Allegheny County Sanitary Sewer Authority, its successors or assigns, and shall have entered into contracts with the Allegheny County Sanitary Sewer Authority, its successors or assigns.

10. That at any time prior to the time the Project Owners shall enter into any contract for the construction of

any part of the Sewer Project, the Developers may terminate this Agreement by written notice delivered to the Secretary of each Project Owner, for either of the following reasons:

(a) That Westinghouse shall have withdrawn as a party to this Agreement pursuant to the provisions of ARTICLE IV, paragraph "3" hereof; or,

(b) That the bids received for the construction of the Sewer Project shall cause the total of the Costs And Expenses Of The Project to exceed the total of the initial deposits set forth in Exhibit "B" herein.

In the event of such termination by the Developers, Churchill and Wilkins shall pay out of the Joint Construction Bank Account all Costs And Expenses Of The Project incurred and/or paid and all sums payable to Westinghouse in the same manner as provided in ARTICLE III, paragraph "4", subparagraph "(a)" of this Agreement.

ARTICLE VI.

This Agreement is made subject to the following conditions:

1. That at any time prior to entering into any contract by the Project Owners for the construction of the Sewer Project, the Project Owners, or either of them, shall have the right to terminate this Agreement, and in such event the Project Owners shall disburse all moneys deposited by the Developers and Westinghouse under this Agreement in the same manner as is provided in the event of the termination of this Agreement in accordance with ARTICLE III, paragraph "4", subparagraph "(a)".

2. That the Borough of Turtle Creek shall execute an Agreement with the Project Owners for the construction of of the portion of the Sewer Project to be situate within the Borough of Turtle Creek upon the terms and conditions acceptable to the Project Owners.

The provisions of this Agreement shall enure to the benefit of and be binding upon each of the parties, hereto, his, her, their and its heirs, executors, administrators, successors and assigns.

EXHIBIT "B"

INITIAL DEPOSITS BY

DEVELOPERS AND

WESTINGHOUSE ELECTRIC CORPORATION

Westinghouse Electric Corporation	$62,999.77
Ralph Scherger and Pauline A. Scherger, his wife	$31,600.11
Stephen Catarinella and Lucia Catarinella, his wife	$103,800.12
Harold W. Gray and Walter J. Duquette partners doing business as "Gray and Duquette", and Norm F. Vogel	$ 16,600.00
Total	$215,000.00

Exhibit "A" -- Plan referred to in above Agreement is on file and available for public inspection at the Churchill Borough Municipal Building, 2302 Wm. Penn Highway, Pittsburgh 35, Pennsylvania and at the office of the Secretary of Wilkins Township, 703 McMasters Avenue, Turtle Creek, Pennsylvania.

SECTION 2: That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same affects this ordinance.

ORDAINED AND ENACTED into Law, this 31 day of January, AD, 1955.

BOROUGH OF CHURCHILL

BY: _____
Robert M. Entwisle
President of Council

ATTEST:

_____
Ralph C. Heckel
Secretary
(Corporate seal)

Examined and approved this 31 day of January, A.D. 1955.

William H. Ford,
Burgess

ORDAINED AND ENACTED into Law, this 24th day of January, A.D., 1955.

COMMISSIONERS OF
WILKINS TOWNSHIP

By: Richard B. Rose
Richard B. Rose
President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary
(Corporate seal)

Approved this 24th day of January, A.D., 1955.

_____
Frank Reich,
Solicitor

ORDINANCE NO. 211

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND THE COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1955 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I. That a tax rate be and the same is hereby levied on all property within the said Township subject to taxation for Township purposes for the fiscal year 1955 as follows: Tax rate for general Township purposes, the sum of Nine (9) mills on each dollar of assessed valuation, or the sum of Ninety (90) cents on each one hundred dollars of assessed valuation.

For debt purposes, the sum of One (1) mill on each dollar of assessed valuation, or the sum of Ten (10) cents on each one hundred dollars of assessed valuation. The total being expressed as being Ten (10) mills on each dollar of assessed valuation or One Dollar ($1.00) on each one hundred dollars of assessed valuation.

SECTION II. That the expenses of the Township for the fiscal year 1955 are fully itemized in the Budget Form -- Schedule B which is made part hereof.

SECTION III. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the office of the Secretary of the Township.

SECTION IV. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be, and the

same is hereby repealed insofar as the same affects this Ordinance.

ORDAINED AND ENACTED into law this 4th day of April, A.D., 1955, in meeting duly assembled, a full quorum being present.

TOWNSHIP OF WILKINS

By Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved this 4th day of April, 1955.

Frank Reich, Solicitor

ORDINANCE NO. 212

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE APPROPRIATION, TAKING AND CONDEMNATION OF RIGHTS OF WAY OVER PRIVATE PROPERTY IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, FOR THE PURPOSE OF CONSTRUCTING, MAINTAINING AND OPERATING THEREIN SANITARY SEWER LINES, MANHOLES AND RELATED INSTALLATIONS AND FACILITIES AND PROVIDING FOR THE DETERMINATION OF DAMAGES ARISING THEREFROM.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins in meeting duly assembled, and it is hereby ordained and enacted by authority of the same.

SECTION I. That there is hereby appropriated, taken and condemned by the Township of Wilkins for the purpose of constructing, maintaining and operating of a sanitary sewer line, manholes and other component and related installations and facilities as part of the public sanitary sewer system, rights of way, each being fifteen (15) feet in width, through and across the lots of ground hereinafter designated, and the center lines of such right of way being more particularly described as follows:

A right of way of the width of fifteen (15) feet through Lots numbered 419, 418 and 417, in the Trevaskis Terrace Plan of Lots, Second edition, in the Township of Wilkins, Allegheny County, Pa., of record in Recorder of Deeds office of Allegheny County, Pennsylvania, in Plan Book Volume 18 at page 172, the center line of which right of way is more particularly bounded and described as follows:

BEGINNING at a point in the northerly line of Lot No. 419, said line being the southerly side of Cedar Street (30 feet in width) South 89° 03" West, a distance of 19.12 feet from the intersection of said

Cedar Street and Wilbur Avenue (33 feet in width); thence from said place of beginning South 4° 47" West, a distance of 78.10 feet through Lot No. 419, 418 and 417 to a point where a Prop. manhole is and will be installed, being number 26 -- 80; thence South 14° 28" East, a distance of 12.70 feet to the southerly line of Lot No. 417 and the dividing line between the Township of Wilkins and the Borough of Turtle Creek.

BEING a part of the same premises which Mortomore C. Miller, et ux., by Deed dated the_____day of _____, ____, and of record in the Recorder of Deeds office of Allegheny County, Pennsylvania, in Deed Book Volume 1038 page 130, granted and conveyed to Abraham L. Trevaskis. Said Abraham L. Trevaskis died both testate and intestate on the 28th day of October, 1940, and his estate is of record in the Orphans Court of Allegheny County at No. 5694 of 1940.

SECTION II. That if damages for the taking of said property for Township purposes and the purposes herein above set forth can not be agreed upon, the Township Solicitor is directed to Petition the Court of Common Pleas of Allegheny County, Pennsylvania, to appoint viewers to assess the damages.

SECTION III. That any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED to law this 4th day of April, A.D., 1955, in meeting duly assembled, a full quorum being present.

TOWNSHIP OF WILKINS

Richard B. Rose

By: Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

BOROUGH OF CHURCHILL
AND THE TWP. OF WILKINS.

ORDINANCE NO. 213

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE AWARDING OF SEPARATE CONTRACTS FOR EACH OF THE THREE SECTIONS OF THE CHURCHILL-WILKINS - TURTLE CREEK SANITARY SEWER TRUNK LINE AS AUTHORIZED BY AGREEMENT ENTERED INTO PURSUANT TO ORDINANCE NO. 210 OF THE TOWNSHIP OF WILKINS.

WHEREAS, pursuant to an Agreement dated February 7, 1955, between the Borough of Churchill and the Township of Wilkins for the joint construction by them of the Churchill - Wilkins - Turtle Creek Sanitary Sewer Trunk Line and appurtenant facilities, the Borough of Churchill and the Township of Wilkins advertised for bids for the three sections thereof, and bids received for the same were opened at a public meeting of the Board of Commissioners of said Township and of the Council of said Borough on March 22, 1955, as advertised; and

WHEREAS, after due examination and study of such bids, the lowest responsible bidders have been determined and it is the desire of the Council of the Borough of Churchill and the Board of Commissioners of the Township of Wilkins that contracts be awarded to such lowest responsible bidder for each section of said Sanitary Sewer Trunk Line;

NOW THEREFORE, be it ordained and enacted by the Township of Wilkins in meeting assembled and it is hereby ordained and enacted by the authority of the same;

SECTION 1. That the following are hereby determined to be the lowest responsible bidders for each separate contract comprising a section of the Churchill - Wilkins - Turtle Creek Sanitary Sewer Trunk Line and appurtenant facilities, as advertised:

John Collins trading as Kelly Construction Company for Contract No. 1; Boquet Construction Company,

a Corporation for Contract No. 2; Frank Mannella, Bernard A. Mannella, Anthony F. Mannella and Joseph F. Lagnese, partners trading as Frank Mannella Construction Company for Contract No. 3; subject to like determination by the Council of the Borough of Churchill.

SECTION 2. That in conjunction with the proper officers of the Borough of Churchill, the proper officers of the Township of Wilkins be and they are hereby authorized to enter into and execute the following separate contracts for the construction of the three sections of the said Churchill - Wilkins - Turtle Creek Sanitary Sewer Trunk Line and appurtenant facilities:

Contract with John Collins trading as Kelly Construction Company of Penn Township, Allegheny County, Pennsylvania, for "Contract No. 1" for the bid price of twenty-one thousand two hundred thirty and 30/100 ($21,230.30) dollars.

Contract with Boquet Construction Company, a Pennsylvania Corporation, of the Borough of Whitehall, Allegheny County, Pennsylvania, for "Contract No.2" for the bid price of seventy thousand five hundred and forty-three and 20/100 ($70,543.20) dollars.

Contract with Frank Mannella, Bernard A. Mannella, Anthony F. Mannella and Joseph F. Lagnese, partners, trading as Frank Mannella Construction Co. of Pittsburgh Allegheny County, Pennsylvania, for the bid price of thirty thousand three hundred fifty ($30,350.00) dollars.

Said contracts to be of such form and content as the Solicitors of theBorough of Churchill and of the Township of Wilkins shall approve.

ORDAINED AND ENACTED this 4th day of April, 1955.

THE TOWNSHIP OF WILKINS

By Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved this 4th day of April, 1955.

Frank Reich, Solicitor.

ORDINANCE NO. 214

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101, AS AMENDED, BY CREATING A NEW CLASSIFICATION OR DISTRICT TO BE KNOWN AS "LIGHT INDUSTRIAL DISTRICT" AND DESIGNATING AS A U4a DISTRICT AND ALTERING AND CHANGING CERTAIN DESIGNATIONS, REGULATIONS AND RESTRICTIONS IN SAID ORDINANCE.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania and it is hereby ordained and enacted by the authority of the same:

SECTION I. That Article III, Section I, of Ordinance No. 101, as amended, which reads as follows:

"In order to designate, regulate and restrict the location of commerce, business, trades and industries and the location of all buildings designed, erected, altered or occupied for specific uses, the Township is hereby divided into four (4) Use Districts hereinafter designated:

-- District U 1 (U meaning use) Multiple-Dwelling District -- District U 2.

Commercial District -- District U 3

Manufacturing or Industrial District -- District U 4

The location and boundaries of the said Use Districts are hereby established as shown on the Zone Map which accompanies this Ordinance, and is hereby declared to be a part hereof as fully and effectually as if the metes and bounds of said Districts were particularly set forth herein.

Except as otherwise provided herein, no land may be used and no building or structure shall hereafter be erected, constructed, altered or used for any purpose other than the purposes permitted

in the use District in which such building, structure or land is located.

In cases of mixed occupancy, regulations for each use shall apply to the portion of the building, structure or land so used."

be amended to read as follows:

"In order to designate, regulate and restrict the location of commerce, business, trades and industries and the location of all buildings designed, erected, altered or occupied for specific uses, the Township is hereby divided into five (5) Use Districts hereinafter designated:

Single Family Dwelling District -- District U 1

(U meaning use)

Multiple-Dwelling District -- District U 2

Commercial District -- District U 3

Light Industrial District -- District U 4 a

Manufacturing or Industrial District -- District U 4

The location and boundaries of the said Use Districts are hereby established as shown on the Zone May which accompanies this ordinance, and is hereby declared to be a part hereof as fully and effectually as if the metes and bounds of said Districts were particularly set forth herein. Except as otherwise provided herein, no land may be used and no building or structure shall hereafter be erected,constructed, altered or used for any purpose other than the purposes permitted in the Use District in which such building, structure or land is located. In the cases of mixed occupancy, regulations for each use shall apply to the portion of the building, structure or land so used."

SECTION II: That article IV. be amended by deleting therefrom Section 4, Sub-paragraph 5, and Section &, Sub-paragraph (f) which permit oil and gas wells and which reads as follows:

"Oil and Gas Wells. Drilling for oil and gas is permitted, provided that drilling shall not be done within 100 feet of any building, either upon the premises where such drilling is done, or within an equal distance of any building upon any adjacent property."

and in lieu thereof, the same be amended to read as follows:

"Drilling for oil and gas and any other natural minerals is prohibited."

SECTION III: That article IV is amended by adding thereto a new section as Section 8A, and which reads as follows:

"Section 8A. In light industrial districts (District U 4 a buildings may be erected, constructed or altered, and land may be used for the uses permitted in Districts U 1, U 2, and U 3, except as is hereinafter specifically prohibited, and for any other purposes, except the following expressly prohibited uses:

(1) All Uses which are prohibited in Industrial Districts (District U 4), see Section 9;

(2) Drilling for oil, gas or any type of mineral wells and location of the same is hereby prohibited;

(3) Acetylene Gas (Manufactured of Compound Acetylene in excess of 15 pound pressure per square inch);

(4) Acid Manufacture; Chlorine or Bleaching Powder Manufacture or Refining;

(5) Asphalt Manufacture or Refining;

(6) Automobile Wrecking Yard;

(7) Blast Furnaces, Rolling Mills or Smelters;

(8) Boiler Works;

(9) Celluloid Manufacture or Storage;

(10) Coke Ovens;

(11) Creosote Manufacture or Treatment;

(12) Disinfectant or Insecticide; Manufacture;

(13) Distillation of Coal, Wood or Bones;

(14) Dyestuff Manufacture;

(15) Emery Cloth and Sand Paper; Manufacture;

(16) Fat Rendering; Soap, Tallow, Grease or Lard; Manufacture and Refining;

(17) Gas, Manufacture, or Storage in excess of 10,000 cubic feet and only if the same is wholly and totally underground;

(18) Gasoline, Storage in excess of an amount necessary for use on the Premises or in supplying retail trade at service stations;

(19) Glue, Size or Gelatine; Manufacture;

(20) Iron or Steel Foundry;

(21) Junk, Scrap, Metal, Paper or rags; Storage, Sorting or Bailing;

(22) Match Manufacture;

(23) Oil Cloth and Linoleum; Manufacture;

(24) Ore Reduction and General Smelting Operations;

(25) Paint, Oil, Shellac, Turpentine or Varnish; Manufacture;

(26) Paper and Pulp; Manufacture;

(27) Petroleum Refining;

(28) Petroleum and Petroleum By-Products; Storage in excess of an amount necessary for use on the premises;

(29) Potash Manufacture;

(30) Printing Ink Manufacture;

(31) Rock Crushing;

(32) Rubber Caoutchouc or Gutta Percha; Manufacture or Treatment;

(33) Soda Ash, Caustic Soda and Washing Compound; Manufacture;

(34) Tanning, Curing or Storage of Raw Hides or Skins;

(35) Tar Distillation or Manufacture;

(36) Tar Roofing or Tar Waterproofing Manufacture;

(37) Dwellings as defined in Article 2 hereof;

(38) Outdoor theatres of any and all nature;

(39) Truck docks or truck terminals or truck docking and terminal facilities except as the same is necessary for use in and on the premises in conjunction with the use of said premises, provided, however, that use of the premises primarily as truck dock or terminal is prohibited;

(40) And, in general, those Uses which may be Noxious or Offensive by reason of the Emission of Odor, Dust, Smoke, Gas, Vibration or Noise;

(41) Any sign or signboard other than those permitted in Section 10 hereof as amended, Subparagraph (b) therof designating the types of signs and no others that may be erected, exhibited and in use in U 3 and U 4 Districts are allowed herein in this District;

(42) Creation, erection or alteration of buildings or use of any land or buildings for a race track of any nature whatsoever.

(43) No use of any land or buildings or the creation, erection or alteration of any buildings shall be used in such a manner that the heat or glare caused by the use of said land or buildings shall be perceptible from any

property line of the lot on which the industrial operation is located or used industrial or exterior lighting in a manner that would produce a glare on any public highway or on neighboring property.

(44) The creation, erection or alteration of buildings or use of any land or buildings shall provide necessary shielding or other protective measures against interference occasioned by mechanical, electrical and nuclear equipment, uses or processes with electrical apparatus, in nearby residences.

All uses of land in this District must provide for adequate off-street parking spaces and off-street loading docks. The adequacy of the same to be determined and approved by the Township Engineer and shall include the following:

(1) Spaces for one motor vechicle for each three persons employed on the daylight shift. Space for one vehicle shall contain at least 180 square feet exclusive of drives and aisles. All drives and parking areas shall be surfaced with a bituminous or other dust-free surface. All parking areas shall be suitably and properly illuminated for night use.

(2) Space for the parking of other vehicles and trucks shall be in addition to the parking space required in the preceding paragraph and shall be of approximately the same area or appropriate to specific parking needs of the use of the buildings constructed thereon. All parking and unloading spaces shall be surfaced with a bituminous or dust-free surface.

No land may be used and no building or structure shall hereafter be erected, constructed or altered in this District (District U 4a,) unless the outside walls of said buildings or structures shall be constructed of and consist of concrete block coated or finished with cement, cement or other type of brick, or covered with flat aluminum or steel siding comparable to that used on the United States Steel Building and/or the Alcoa Building located in the city of Pittsburgh, Pennsylvania.

The streets in this District (District U 4a) shall consist of a 50 foot right-of-way with the cartway having a minimum width of 30 feet, and said cartway shall be constructed of 10 inch concrete surfacing reinforced by steel rods.

No land may be used and no building or structure shall hereafter be erected or constructed in this District (District U 4a), unless the same are provided with and connected with adequate sanitary lateral and trunk line sewers within said District, even though the public sanitary sewer system of the Township of Wilkins does not at the time of construction provide a sanitary trunk line sewer for the ultimate disposal of such sanitary sewage. Further, that if the public sanitary sewer system of the Township of Wilkins does not at the time of construction provide a sanitary trunk line for the ultimate disposition of such sanitary sewage, then in addition to the foregoing, all buildings or structureserected or constructed shall be provided with adequate septic tank disposal facilities to dispose of all sanitary sewage from such building or structure.

Within any U 4a District, the following yard requirements shall prevail:

(1) In no instance shall there be a front yard of no less depth than necessary to provide a minimum distance of 50 feet from the right-of-way line of the public street or highway or private street on which the lot fronts. Except for necessary drives and walks, a front yard shall be

planted in grass or other suitable ground cover, including flowers, ornamental shrubs and trees.

(2) There shall be two side yards each of no less width than 25 feet except to meet other standards or limitations established by this Article and said side yards may be used for vehicular parking.

(3) There shall be a rear yard no less than 25 feet in depth, except to meet other standards or limitations established by this Article, and such rear yard may be used for vehicular parking.

Within any U 4a District, no buildings shall exceed 40 feet in height.

SECTION IV: That Section 7, Sub-paragraph (d) of Ordinance No. 101, as amended, be and the same is hereby amended by deleting therefrom the language now contained in Sub-paragraph (d) and substituting therefor the following language and making said paragraph read in full as follows:

"No land or buildings in the Township of Wilkins shall be used directly or indirectly for any amusement parks, recreational and amusement purposes, except as a municiply owned public park, public school playground, a playground for minors owned and operated by a non-profit institution, carnival or public amusement of a temporary nature for charitable or eleemosynary purposes or eating establishments holding amusement permits issued by the Pennsylvania Liquor Control Board."

SECTION V: Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not effect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION VI: That any Ordinance or part of Ordinance conflicting with the provision of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 21st day of December, 1955.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

By Richard B. Rose
Richard B. Rose
President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli
Secretary

ORDINANCE NO. 215

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND ORDERING THE GRADING AND PAVING AND INSTALLATION OF STORM SEWERS IN NEGLEY AVENUE FROM ITS INTERSECTION WITH SEMMENS STREET AND REBECCA STREET; AWARDING CONTRACTS FOR MATERIALS FOR SAID IMPROVEMENT TO TRUMBULL CONSTRUCTION AND ASPHALT COMPANY AND THE DUQUESNE SLAG COMPANY, AND PROVIDING FOR THE ASSESSMENT OF THE COST AND EXPENSE THEREOF AGAINST THE PROPERTY ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same.

SECTION I. That the grading, paving and installation of storm sewers in Negley Avenue between the intersection of Semmens Street and Rebecca Street, in accordance with the plans and specifications therefor as prepared by the Township Engineer be, and the same is hereby authorized and ordered.

SECTION II. That the proper officers of the Township are directed to execute a contract with the Trumbull Construction and Asphalt Company for bituminous asphalt surface materials and the Duquesne Slag Company for base slag materials in accordance with the plans and specifications and proposal therefor, which by reference thereto are made a part hereof.

SECTION III. That the Commonwealth of Pennsylvania, through its matching fund program shall contribute towards the total cost and expense of said improvements the sum of TWO THOUSAND THREE HUNDRED SIXTY and 43/100 ($2,360.43) DOLLARS, shall be deducted from the total cost and expense of said improvement and that two-thirds (2/3) of the balance of the cost and expense of said improvements shall be paid by the Township of Wilkins, and one-third (1/3) thereof

assessed against the properties fronting or butting thereon and benefited thereby, said assessments to be made in accordance with the foot front rule of assessments.

ORDAINED AND ENACTED into law this 13th day of July, 1955.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

By: Richard B. Rose
President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 13th day of July, 1955, and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli

M. Jos. Martinelli, Secretary

ORDINANCE NO. 216

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REQUIRING OWNERS OF PROPERTY FRONTING OR ABUTTING ON OR ADJOINING ANY STREET, ROADWAY, THOROUGHFARE OR RIGHT-OF-WAY OF THE TOWNSHIP OF WILKINS IN WHICH THERE IS A LATERAL SEWER OR MEANS OR METHOD TO MAKE CONNECTIONS WITH SUCH SANITARY SEWER, REGULATING THE MANNER IN WHICH CONNECTIONS SHALL BE MADE, PROHIBITING THE USE OF SEPTIC TANKS, FIXING THE CHARGES FOR TAPPING OR DRAINING INTO SAID SANITARY SEWERS, REQUIRING THE PROCUREMENT OF A PERMIT AUTHORIZING SUCH TAPPING IN OR DRAINING INTO SUCH SANITARY SEWER; THE INSPECTION OF THE TAP OR DRAIN DURING ITS MAKING AND THE FEE FOR SUCH INSPECTION AND CREATING THE OFFICE OF SEWER INSPECTOR AND PRESCEIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Wilkins in meeting duly assembled, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the owner or owners of lots of ground within the Township of Wilkins having buildings erected thereon and fronting or abutting on or adjoining any street, roadway, thoroughfare, or right-of-way of this Township in which a sanitary sewer line shall be constructed, laid and made available for use or where a sanitary sewer or other means or method of making connections to any such sanitary sewer line, shall connect the buildings erected to such sanitary sewer line at the proper cost of the owner for the disposal of all sanitary sewage from such buildings, within six (6) months from the date of the completion of the construction of such sanitary sewer line by this Township.

SECTION II: That no connection shall be made to any sanitary sewer line of this Township without first securing from this Township a permit authorizing such connection to be made. Applications for such permits shall be made to the Township Secretary on forms to be prepared and provided by the Township Secretary.

SECTION III: That the pipe used for connecting any building to the sanitary sewer line shall be not less than six (6) inches in diameter and shall by-pass any septic tank on the property. No such connection shall run through or over any septic tank on the property. No connection shall be covered until the same shall have been inspected and approved by the Sewer Inspector. A housetrap and vent shall be furnished. The trap shall be on the outside of the buildings and approximately five (5) feet therefrom. The top of the vent shall be not less than four (4) inches above the existing grade of the property.

SECTION IV: Only sanitary sewage shall be permitted to drain into the sanitary sewage lines of this Township. No storm or surface or sub-surface water nor any inflammable or volatile liquid shall be entered into or permitted to enter into the sanitary sewers of the Township and no connection shall be made and no apparatus shall be constructed which shall be intended for or shall render possible such entry.

SECTION V: No permit shall be granted for a sanitary sewer connection as provided herein, unless and until the assessment for the main sanitary sewer line or any laterals necessary and incident to said connection against the property for which the permit is requested had been fully paid, and if such an assessment or assessments have not been levied, then there shall be required the payment of the estimated assessment as fixed by the Township Engineer, which assessment shall be subject to additional payment or regate when the amount of such assessment is finally determined.

SECTION VI: It shall hereafter be unlawful for any owner or owners to dispose of sanitary sewage from any building on his or their property in this Township by means of a septic tank or such property fronts or abutts on or adjoins any street, roadway, thoroughfare or right-of-way of this Township in which there is a sanitary sewer or a lateral sewer or a means of a tapping in or method to make connection to a sanitary sewer line which has been made available for connection and use for a period of more than six (6) months.

SECTION VII: That no tap or attachment shall hereafter be made into any sewer or branch sewer or any private drain or sewer connecting therewith, except that such tap or attachment shall be made in the manner to be approved by the sewer inspector and that such tap or attachment and the lateral sewer line therefrom into the building shall remain uncovered and open to inspection until the same shall have been inspected and approved by the sewer inspector.

SECTION VIII: It shall be unlawful for any person, persons or corporation who have made connection with any Township's sewer, to permit any other person to make an attachment or connection with his, her, or their sewer or drain, so as to drain the property of such other person or corporation then for which a permit has been granted.

SECTION IX: That in addition to the penalties hereinafter provided, any person, persons or corporation tapping or attaching to a sewer or closing or covering the same before inspection and approval by the sewer inspector, shall, upon demand, uncover said tap or connection at his, her or their expense, and on failure to do so, the sewer inspector may cause said tap or connection to be uncovered and the cost thereof shall be paid by such person to the Township.

SECTION X: That there is hereby fixed and established a charge of ONE HUNDRED ($100.00) DOLLARS for each building which shall hereafter be tapped or drained into any of the sanitary sewer trunk lines of the Township and a building is hereby defined to mean a single family residence together with its accessory and appurtenant buildings. Where the structure to be tapped or drained into any sanitary trunk line sewer is other than a single family residence, each TWENTY-FIVE THOUSAND (25,000) CUBIC FEET of space in such structure shall be deemed to constitute one "Building" for

the purpose of computing and fixing the amount to be paid for tapping or draining the sanitary sewage from such structure into any sanitary trunk line sewer, except that multiple dwelling houses, to-wit, duplexes, double houses or apartment houses shall constitute one "Building" for each dwelling unit. Any such structure containing less than TWENTY-FIVE THOUSAND (25,000) CUBIC FEET of space shall nevertheless constitue one "Building".

SECTION XI: That the tap-in charge fixed and established in section X hereof, shall be payable at the time the application shall be made for a permit to tap or drain into any sanitary sewer trunk line or lateral trunk line which in turn drains into a sanitary sewer trunk line, as such applications and permits are required pursuant to this Ordinance.

SECTION XII: That any person, persons, firm or corporation who may desire to tap into and use any of the public sewers of the said Township for the purpose of drainage from any building, shall make application to the Township Secretary, who, if satisfied of the propriety of the application shall issue a permit therefore upon the payment by the applicant of a permit fee in the sum of TEN ($10.00) DOLLARS.

SECTION XIII: That it shall hereafter be unlawful for any person, firm or corporation to tap or drain into or to permit the tapping or drainage into, any sanitary sewer trunk line or lateral trunk line without having made payment of the charge therefore as fixed and established in section X and section XII hereof.

SECTION XIV: That the office of sewer inspector is hereby created, and the person appointed by the Township Commissioners to act as such shall receive the sum of FIVE ($5.00) DOLLARS from each sewer tapping inspected by him.

SECTION XV: That any person, persons, or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, before any Justice of the Peace, pay a fine of not less than TWENTY-FIVE ($25.00) DOLLARS nor

more than ONE HUNDRED ($100.00) DOLLARS for each and every week such unlawful attachment or connection has continued and in default of payment of the fine and costs, be committed to Allegheny County Jail for a period not exceeding THIRTY (30) DAYS. Each week that any such violation shall be permitted to exist, shall constitute a separate offense under this Ordinance. Further, for any violation of any of the provisions of this Ordinance, the sewer inspector shall be and he is hereby authorized to cause to be disconnected any such unlawful tapping or drainage, and the person, persons or corporation committing such violation or violations, shall be liable to the Township of Wilkins for the payment of all costs and expenses incurred in disconnecting any connection made in violation of the provisions of this Ordinance.

SECTION XVI: Any Ordinance or part of any Ordinance which is in conflict with any of the provisions of this Ordinance, be and the same is hereby repealed to the extent that the same is in conflict with any provisions of this Ordinance.

SECTION XVII: The provisions of this ordinance are severable, and, if any of its provisions shall be held illegal, invalid or unconstitutional, the decision of the court shall not affect or impair any of the remaining portions of this Ordinance.

ADOPTED BY THE BOARD OF TOWNSHIP COMMISSIONERS this 6th day of July, 1955.

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

Richard B. Rose
Richard B. Rose
President of the Board of
Township Commissioners

Examined and approved by me this 6th day of July, 1955.

Frank Reich, Solicitor

ORDINANCE NO. 217

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, GILCREST DRIVE AND RIDGE WOOD DRIVE SITUATE IN RIDGE WOOD MANOR PLAN NO. 1, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, known as Gilcrest Drive and Ridge Wood Drive, situate in the Ridge Wood Manor Plan of Lots No. 1, as the same are more particularly described hereafter:

CENTER LINE OF GILCREST DRIVE IN RIDGE WOOD MANOR PLAN NO. 1.

BEGINNING at the intersection of the southerly line of old Northern Pike thirty-three (33) feet in width, with the center line of Gilcrest Drive in Ridge Wood Manor Plan No. 1, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 54 pages 173, 174, 175 and 176; thence along the center line of Gilcrest Drive S 3° 03' 00" E, a distance of 824.75 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 325 feet, an arc distance of 176.91 feet to a point of

tangency; thence S 28° 08' 20" W, a distance of 112.25 feet to a point at the intersection of the center line of Gilcrest Drive with the boundary line between the Township of Wilkins and the Borough of Churchill as shown on said plan. Maintaining a uniform width of 50 feet throughout. BEING a total length of 1113.91 feet.

CENTER LINE OF RIDGE WOOD DRIVE IN RIDGE WOOD MANOR PLAN NO. 1

BEGINNING at the intersection of the center line of Ridge Wood Drive with the dividing line between lands of the Harold Land Company and Lot No. 42 in Ridge Wood Manor Plan No. 1, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 54, pages 173, 174, 175 and 176; thence along the center line of Ridge Wood Drive in an easterly direction by the arc of a circle deflecting to the left and having a radius of 625 feet, an arc distance of 282.69 feet to a point of tangency; thence S 70°33' 20" E, a distance of 231.44 feet to a point at the intersection of the center line of Ridge Wood Drive with the westerly line of Gilcrest Drive maintaining a uniform width of 50 feet throughout and additional width at its intersection with Gilcrest Drive as shown on said plan.

A L S O

BEGINNING at the intersection of the easterly line of Gilcrest Drive with the center line of Ridge Wood Drive as shown on said plan; thence along the center line of Ridge Wood Drive S 70° 33' 20" E, a distance of 361.64 feet to a point of curve; thence along the arc of a circle deflecting to the

right and having a radius of 110 feet, an arc distance of 133.425 feet to a point of tangency; thence S 1° 03' 30" E. a distance of 146.97 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a radius of 555 feet, an arc distance of 420.155 feet to a point of tangency; thence S 42° 19' W, a distance of 4.05 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a radius of 200 feet, an arc distance of 127.91 feet to a point of tangency; thence S 87° 57' 40" W, a distance of 75.28 feet to a point at the intersection of the center line of Ridge Wood Drive with the boundary line between the Township of Wilkins and the Borough of Churchill, as shown on said plan. Maintaining a uniform width of 50 feet throughout and additional width at its intersection with Gilcrest Drive.

BEING a total length of 1837.68 feet.

SECTION II: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed, and ordained by the Board of Commissioners of Wilkins Township this 15th day of August, 1955.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

Examined and approved by me this 15th day of August, 1955.

Frank Reich, Solicitor

CERTIFICATION

I, M. JOSEPH MARTINELLI, Secretary of the Township of Wilkins, Allegheny County, Pennsylvania, do hereby certify the foregoing to be a true and correct copy of the Ordinance adopted at a regular meeting of the Board of Commissioners of Wilkins Township, a full quorum being present, on the 15th day of August, 1955.

M. Jos. Martinelli

M. Jos. Martinelli
Secretary

(Seal of the Township)

ORDINANCE NO. 218

Ordinance No. 218 re-enacts Ordinance 150 for year 1956.

For Original Ordinance see Volume 1 Page 479

ORDINANCE NO. 219

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, A PART OF ROLAND ROAD IN THE GILMORE ACRES PLAN NO. 8, AND ALL OF LUCIA ROAD IN GILMORE ACRES PLAN NO. 10 AND NO. 11, AS RECORDED BY THE CATRANEL CONSTRUCTION COMPANY, OWNERS, AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I: That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, the following streets, or parts thereof, known as Roland Road in Gilmore Acres Plan No. 8, and all of Lucia Road in Gilmore Acres Plan Nos. 10 and 11 as laid out by the Catranel Construction Company, Owners, as the same are more particularly described hereafter:

CENTER LINE OF PART OF ROLAND ROAD IN GILMORE ACRES PLAN NO. 8.

BEGINNING at a point on the center line of Roland Road in Gilmore Acres Plan No. 1, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 50 Pages 166 and 167, said point being at the intersection of the center line of Roland Road with the dividing line between lots numbered 307 and 308 in the aforesaid plan, produced S 48° 31' W, thence along the center line of Roland Road S 41° 29' E,

a distance of 101.01 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 500 feet, an arc distance of 91.92 feet to a point of tangency; thence S 52° 01' E, a distance of 456.84 feet to a point on the westerly Right of Way Line of Beulah Road (SHR741), maintaining a uniform width of 50 feet throughout with widening at its intersection with Beulah Road as shown on plan of record.

BEING a total length of 649.77 feet.

CENTER LINE OF LUCIA ROAD IN GILMORE ACRES

PLAN Nos. 10 AND 11.

BEGINNING at the intersection of the southerly line of Roland Road with the center line of Lucia Road in Gilmore Acres Plan No. 11, as the same appears on plan of record in the office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 55 pages 74, 75 and 76; thence along the center line of Lucia Road in a southerly direction by the arc of a circle deflecting to the left and having a radius of 90 feet, an arc distance of 67.45 feet to a point of tangency; thence S. 30° 08' 10" E, a distance of 146.66 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 150 feet, an arc distance of 163.15 feet to a point of tangency; thence S 32° 11' W, a distance of 63.12 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 125 feet, an arc distance of 134.83 feet to a point of tangency; then S 37° 37' E, a distance of 11.41 feet to a point of curve; thence

by the arc of a circle deflecting to the right and having a radius of 550 feet, an arc distance of 288.78 feet to a point of tangency; thence S 0° 28' W, a distance of 261.26 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 150 feet, an arc distance of 141.42 feet to a point of tangency; thence S 54° 29' W, a distance of 96.77 feet to a point of curve; thence by the arc of a circle deflecting to the left and having a radius of 125 feet, an arc distance of 236.09 feet to a point of tangency at the intersection of the center line of Lucia Road with the dividing line between Lot No. 415 in the aforesaid Gilmore Acres Plan No. 11 and Lot No. 401 in Gilmore Acres Plan No. 10, as the same appears on plan of record in the office of the Recorder of Deeds of the aforesaid County and State in Plan Book Vol. 53 pages 114 and 115, produced S 36° 16' W; thence continuing along the center line of Lucia Road in said Gilmore Acres Plan No. 10 S 53° 44' E, a distance of 146.55 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 250 feet, an arc distance of 94.54 feet to a point of tangency; thence S 32° 04' E, a distance of 259.42 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 175 feet, an arc distance of 183.72 feet to a point of tangency; thence S 28° 05' W, a distance of 6.64 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 300 feet, an arc distance of

96.34 feet to a point of tangency; thence S 46° 29' W, a distance of 103.89 feet to a point of curve; thence by the arc of a circle deflecting to the right and having a radius of 200 feet, an arc distance of 71.97 feet to a point at the intersection of the center line of Lucia Road with the dividing line between the said Gilmore Acres Plan No. 10 and lands now or formerly of Maria Sharpnack, maintaining a uniform width of 50 feet throughout with additional width fronting lots Numbered 386 and 387 in the aforesaid Gilmore Acres Plan No. 10 and No. 435 in the aforesaid Gilmore Acres Plan No. 11 and at its intersection with Roland Road, as shown on plans of record. BEING a total length of 2574.01 feet.

SECTION II: Any Ordinance or parts of Ordinances conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

This Ordinance approved, passed and ordained by the Board of Commissioners of Wilkins Township this 7th day of September, 1955.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Joseph Martinelli

M. Joseph Martinelli,
Secretary

Examined and approved by me this 7th day of September, 1955.

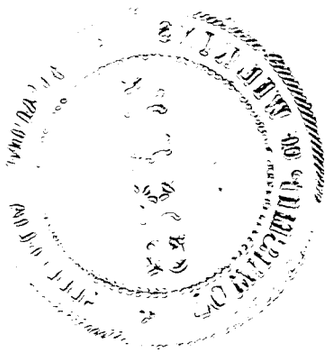
Frank Reich, Solicitor

C E R T I F I C A T I O N

I, M. JOSEPH MARTINELLI, Secretary of the Township of Wilkins, Allegheny County, Pennsylvania, do hereby certify the foregoing to be a true and correct copy of the Ordinance adopted at a regular meeting of the Board of Commissioners of Wilkins Township, a full quorum being present, on the 7th day of September, 1955.

M. Jos. Martinelli

M. Joseph Martinelli, Secretary



ORDINANCE NO. 220

Ordinance No. 220 re-enacts Ordinance No. 202 for the year 1956.

For Original Ordinance See
Page 157 Vol. II

ORDINANCE NO. 221

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, REGULATING AND ESTABLISHING THE PLACE AND TIME OF THE MEETINGS OF ITS BOARD OF COMMISSIONERS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I: All regular and special meetings of the Board of Commissioners of the Township of Wilkins shall commence at 8:00 o'clock, P.M. using the then prevailing time, whether E.S.T. or D.S.T., then prevailing in the County of Allegheny and the organization meeting which is required by Section 701 of said Code to be held on the 1st Monday of January of each even-numbered year shall commence at 7:30 o'clock post-meridian.

SECTION II: The meeting place of all of said meetings shall be for the months of January to and including June of each year in the Wilkins Junior High School located on Churchill Road in said Township and all of said meetings held during the months of July to and including December of each year shall be held in the Powell Street Fire House located on Powell Street in said Township.

SECTION III: The regular monthly meetings of the Board of Commissioners of the Township of Wilkins as required by Section 702 of said Code, shall be held on the 1st Monday of each month at the time and places hereinbefore designated and if, said first Monday shall be a holiday, then said meeting shall be held on the first Wednesday following the first Monday of said month at the time and place hereinbefore designated.

SECTION IV: Any Ordinance or parts of Ordinances conflicting with provisions of this Ordinance be, and the same is hereby repealed.

THIS ORDINANCE APPROVED, PASSED, AND ORDAINED by the Board of Commissioners of Wilkins Township this 21st day of December, 1955.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Joseph Martinelli,
Secretary

CERTIFICATION

I, M. JOSEPH MARTINELLI, Secretary of the Township of Wilkins, Allegheny County, Pennsylvania, do hereby certify the foregoing to be a true and correct copy of the Ordinance approved at a regular meeting of the Commissioners of Wilkins Township, a full quorum being present, on the 21st day of December, 1955.

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary

ORDINANCE NO. 222

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101, AS AMENDED, BY CHANGING CERTAIN PROPERTY FROM U-2 CLASSIFICATION TO U-3 CLASSIFICATION, THAT IS FROM RESIDENTIAL TO COMMERCIAL.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I: That the following is hereby classified from U-2, residential classification and such other classification that it may now bear to U-3 classification, being a commercial classification:

BEGINNING at a point on the dividing line between premises now or late of William Pehna and premises herein conveyed, said point of beginning distant two (2) following courses and distances; South 44° 23' West 130.96 feet to a point; thence South 2° 00' East 403.92 feet to a point, said distances being measured along aforesaid dividing line from its intersection with the Southerly line of the William Penn Highway, otherwise referred to as U. S. Route 22. Thence, along line of property of said William Pehna South 2° 00' East 799.26 feet to a point; thence still continuing along line of property of said William Pehna South 31° 01' 11" East 1060.25 feet to a point; thence South 52° 58' 49" West 858.00 feet to a point on the Southerly side of a 50-foot road known as "Old Linhart Road" or Penna. Department of Highways Road L.R. 744; thence and along line of properties

now or late of Patsey Varlotta, W.F. Luffee and and Albert DeKlever, North 20° 07' 51" West 527.24 feet to a point; thence through land of Josie M. Bock, widow, etal., by the two following courses and distances, to-wit; North 85° 13' East 84.85 feet to a point; thence North 22° 23' 51" West 709.35 feet to a point; thence through land of Lessors, in a Northeasterly direction along the arc of a circle deflecting to the right having a radius of 540.00 feet, an arc distance of 135.21 feet to a point of tangency; thence, continuing through land of Lessors North 30° 27' 15" East 55.00 feet to a point; thence continuing still through land of Lessors, by an arc curving to the left and having a radius of 1080.00 feet, for an arc distance of 1053.17 feet to a point; thence continuing still through land of Lessors, in a Southwestwardly direction along the arc of a circle deflecting to the left having a radius of 3404.93 feet, an arc distance of 388.55 feet to the point at the place of beginning.

The above described property are presently owned by Joseph A. Vento and William J. White, Jr.

SECTION II: Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION III: That any Ordinance or part of any Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 6th day of February, 1956.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose,
President

ATTEST:

M. Jos. Martinelli

M. JOS. MARTINELLI,
Secretary

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 6th day of February, 1956, and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli

M. Jos. Martinelli,
Secretary

ORDINANCE NO. 223

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND THE COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1956 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax rate be and the same is hereby levied on all property within the said Township subject to taxation for Township purposes for the fiscal year 1956, as follows:

Tax rate for general Township purposes, the sum of Nine (9) mills on each dollar of assessed valuation, or the sum of Ninety (90) cents on each one hundred dollars of assessed valuation.

For debt purposes, the sum of One (1) mill on each dollar of assessed valuation, or the sum of Ten (10) cents on each one hundred dollars of assessed valuation.

SECTION 2. That for the expenses of the Township for the fiscal year 1956 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fully itemized in the Budget Form - Schedule B:

GENERAL OPERATING FUNDS

SUMMARY OF ESTIMATED RECEIPTS:

Cash and securities for appropriation	$ 29,266.32
Receipts from Current Tax Levy	94,205.00
Receipts from Taxes of Prior Years	2,750.00
Other Revenue Receipts	3,450.00
Miscellaneous non-revenue receipts	12,612.00
Total Estimated Receipts and Cash	$142,283.32

SUMMARY OF APPROPRIATIONS:

1.	General Government	$ 24,875.00
2.	Protection to Persons and Property	36,656.78
3.	Health and Sanitation	13,000.00
4.	Highways (Including Street Lights)	52,225.00
5.	Miscellaneous	1,950.00
6.	Debt Service	13,555.00
	Total Appropriations from General Operating Funds	$142,261.78

SINKING FUND

SUMMARY OF ESTIMATED RECEIPTS:

Cash from Previous Year	$ 340.00
Transfer from General Fund	3,405.00
Total Estimated Receipts and Cash	$3,745.00

SUMMARY OF APPROPRIATIONS:

Interest to be Paid	$ 405.00
Bonds to be Paid	3,000.00
Total Appropriations from Sinking Fund	$3,405.00

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective Departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 5th day of March, A.D. 1956, at a regular meeting of the Board of Commissioners, a full quorum being present.

BOARD OF COMMISSIONERS OF WILKINS TWP.

BY Richard B. Rose
Richard B. Rose, President

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli, Secretary

CERTIFICATION

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 223 enacted by the Commissioners of Wilkins Township on the 5th day of March 1956.

(Seal)

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 224

AN ORDINANCE OF THE TOWNSHIP OF WILKINS IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION EARNED DURING THE PERIOD BEGINNING JULY 15, 1956 AND ENDING DECEMBER 31, 1956, BY RESIDENTS OF THE TOWNSHIP OF WILKINS, FOR WORK DONE OR SERVICES PERFORMED OR RENDERED IN THE TOWNSHIP OF WILKINS, AND ON SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION EARNED DURING SAID PERIOD BY NON-RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON THE NET PROFITS EARNED DURING SAID PERIOD FROM BUSINESSES, PROFESSIONS OR OTHER ACTIVITIES CONDUCTED BY RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON THE NET PROFITS EARNED DURING SAID PERIOD FROM BUSINESSES, PROFESSIONS OR OTHER ACTIVITIES CONDUCTED IN THE TOWNSHIP OF WILKINS BY NON-RESIDENTS; REQUIRING THE FILING OF DECLARATION AND RETURNS, AND THE GIVING OF INFORMATION BY EMPLOYERS AND BY THOSE SUBJECT TO THE TAX, IMPOSING ON EMPLOYERS THE DUTY OF COLLECTING THE TAX AT SOURCE; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE, AND IMPOSING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the Board of Commissioners of the Township of Wilkins find it necessary to raise additional funds for general revenue purposes for the year 1956, and

WHEREAS, the Board of Commissioners of the Township of Wilkins has given notice of its intention to adopt an ordinance and impose such tax setting forth the amount estimated to be derived therefrom, and the said reason which in the judgment of the Board necessitated the imposition of said tax by publication once a week for three (3) weeks in The Independent and Braddock Free Press, a newspaper of general circulation in the Township of Wilkins, all as required by the provisions of said Act of Assembly, as amended.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS UNDER THE AUTHORITY OF THE ACT OF JUNE 25, 1947 (P.L. 1145) AND ITS AMENDMENTS HEREBY ENACTS AS FOLLOWS:

SECTION I.

DEFINITIONS

The following words and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates or requires a different meaning:

"Association." A partnership, limited partnership, or any other form of unincorporated enterprise, owned by two or more persons.

"Business." An enterprise, activity, profession, or undertaking of any nature conducted for profit or ordinarily conducted for profit, whether by an individual, partnership, association, or any other entity.

"Corporation." A corporation or joint stock association organized under the laws of the United States, the State of Pennsylvania, or any other State, Territory, foreign country or dependency.

"Earnings." Salaries, wages, commissions and other compensation as defined in this Ordinance.

"Employer." An individual, partnership, association, corporation, governmental body or unit or agency, or any other entity employing one or more persons on a salary, wage, commission, or other compensation basis.

"Net Profits." The net gain from the operation of a business, profession or enterprise, after providing for all costs and expenses incurred in the conduct thereof, either paid or accrued in accordance with the accounting system used in such business, profession or enterprise, but without deduction of taxes based on income.

"Non-Resident." An individual, partnership, association or other entity domiciled outside the Township of Wilkins.

"Person." A natural person, partnership, corporation, fiduciary or association. Whenever used in any section prescribing and imposing a penalty, the term "person", as applied to association, shall mean the partners or members thereof, and as applied to corporations, the officers thereof.

"Resident." An individual, partnership, association, or other entity domiciled in the Township of Wilkins.

"Salaries, wages, commissions, and other compensation," shall include salaries, wages, commissions, bonuses, incentive payments, fees and tips that may accrue or be received by an individual for services rendered, whether directly or through an agent and whether in cash or in property; but shall not include periodic payments for sick or disability benefits and those commonly recognized as old age benefits, retirement pay, or pensions paid to persons retired from service after reaching a specific age or after a stated period of employment, nor public assistance or unemployment compensation payments, nor any wages or compensation paid by the United States to any person for active service in the Army, Navy, or Air Force of the United States, nor any bonus or additional compensation paid by the United States or the Commonwealth of Pennsylvania or any other State for such service.

"Taxpayer." A person, whether an individual, partnership, association, or any other entity, required hereunder to file a return of earnings or net profits or to pay a tax thereon.

"Receiver of Taxes," Chief Clerk of the Township of Wilkins Income Tax Bureau, Township of Wilkins.

SECTION II.

Imposition of Tax

A tax for the general revenue purposes of one half per centum (½%) per annum is hereby imposed on the following:

(b) Salaries, wages, commissions and other compensation earned on or after July 15, 1956 by non-residents of the Township of Wilkins for work done or services performed or rendered in the Township of Wilkins.

(a) Salaries, wages, commissions and other compensation earned on and after July 15, 1956 by residents of the Township of Wilkins.

(c) Net profits earned on or after July 15, 1956, of businesses, professions and other activities conducted by residents of the Township of Wilkins.

(d) Net Profits earned on or after July 15, 1956, of

businesses, professions and other activities conducted in the Township of Wilkins by non-residents.

The tax levied under (a) and (b) herein shall relate to and be imposed upon salaries, wages, commissions and other compensation paid by an employer or on his behalf to any person who is employed by or renders services to him. The tax levied under (c) and (d) herein shall relate to and be imposed upon the net profits of any business, profession or enterprise carried on by any person as owner or as proprietor, either individually or in association with some other person or persons.

The tax levied by this Ordinance shall be applicable to earnings and to net profits earned during the period beginning July 15, 1956, and ending December 31, 1956.

SECTION III.

Declaration and payment of tax

(a) Net Profits

(1) Every taxpayer who anticipates any net profits during the period beginning July 15, 1956 and ending December 31, 1956 shall, on or before October 15, 1956, make and file with the Receiver of Taxes on a form prescribed by him, a declaration of his estimated net profits during the period beginning July 15, 1956 and ending December 31, 1956, setting forth the estimated amount of net profits anticipated by him during the said period and subject to the tax, the amount of tax imposed by this Ordinance on such estimated net profits, and such other information as the Receiver of Taxes may require. The taxpayer making the declaration shall, at the time of filing thereof, pay to the Receiver of Taxes, the estimated amount of tax shown as due thereon. Provided, however, that the taxpayer shall have the right to pay the estimated tax in two equal installments on or before January 15, 1957.

(2) Any taxpayer who first anticipates any net profits after October 15, 1956 and before January 15, 1957, shall make and file such declaration on or before January 15, 1957. The

taxpayer making the declaration shall, at the time of filing thereof, pay to the Receiver of Taxes the estimated amount of tax shown thereon as due.

(3) On or before April 15, 1957, every taxpayer who has received net profits shall make and file with the Receiver of Taxes, on a form prescribed by him, a final return showing all of his net profits for the period beginning July 15, 1956, and ending December 31, 1956, the total amount of tax due, the amount of estimated tax paid under the provisions of this section, and the balance due. Provided however, that any taxpayer may, in lieu of paying the last installment of his estimated tax, elect to make and file with the Receiver of Taxes on or before January 15, 1957, the final return as hereinabove required. At the time of filing the final return the taxpayer shall pay the balance of the tax due or shall make demand for refund or credit in the case of overpayment.

(4) The Receiver of Taxes is hereby authorized to provide by regulation for the making and filing of adjusted declaration of estimated net profits, and for the payment of the estimated tax in cases where a taxpayer who has filed the declaration hereinabove required, anticipates additional net profits not previously declared or finds that he has overestimated his anticipated net profits.

(5) Every taxpayer who discontinues business prior to December 31, 1956, shall, within thirty (30) days after the discontinuance of business, file his final return as hereinabove required and pay the tax due.

(b) Salaries, Wages, Commissions and Other Compensation

(1) Every taxpayer who is employed on a salary, wage, commission or other compensation basis and who received any earnings not subject to the provisions of Section 4 of this Ordinance relating to collections at source, shall on or before

October 15, 1956 and February 15, 1957, make and file with the Receiver of Taxes on a form prescribed by the Receiver of Taxes, a final return setting forth the aggregate amount of salaries, wages, commissions and other compensation earned by him during the three (3) month period beginning July 15, 1956 and ending September 30, 1956; and beginning October 1, 1956 and ending December 31, 1956 respectively, and subject to the tax, and on report filed February 15, 1957, the total earnings for the year will be recorded, together with such other information as the Receiver of Taxes may require. Every taxpayer making such return shall, at the time of filing thereof, pay to the Receiver of Taxes the amount shown as due thereon.

SECTION IV.

Collection at Source

(a) Every person within the Township of Wilkins who employs one or more persons on a salary, wage, commission or other compensation basis, other than domestic servants, shall on or before July 15, 1956, or within fifteen (15) days after becoming an employer, register with the Receiver of Taxes, his name and address and such other information as the Township of Wilkins Income Tax Bureau may require.

(b) Every person within the Township of Wilkins who employs one or more persons on a salary, wage, commission or other compensation basis, other than domestic servants, shall deduct monthly or more often than monthly, at the time of payment thereof, the tax imposed by this Ordinance on the salaries, wages, commissions and other compensations due to his employee or employees, and shall on or before October 31, 1956 and January 31, 1957 respectively, make and file with the Receiver of Taxes a return setting forth this amount of tax deducted during the period beginning July 15, 1956 and ending December 31, 1956 respectively. Every person making such return shall at the time of filing thereof, pay the Receiver of Taxes the amount of tax shown and deducted.

(c) On or before February 28, 1957, every such employer shall file with the Wilkins Township Income Tax Bureau on forms prescribed by him:

1. An annual return showing the total amount of salaries, wages, commissions and other compensation paid, the total amount of tax deducted, and the total amount of tax paid to the Wilkins Township Income Tax Bureau during the period beginning July 15, 1956 and ending December 31, 1956.

2. A return for each employee employed during all or any part of the period beginning July 15, 1956 and ending December 31, 1956, setting forth the employee's name, address and Social Security number, the amount of salaries, wages, commissions or other compensation paid to the employee during said period, the amount of tax deducted, the amount of tax paid to the Receiver of Taxes, and such other information as the Receiver of Taxes may require. Every employer shall furnish two copies of the individual return to the employee for which it is filed. Employee to file one copy March 15, 1957.

(d) Every employer who discontinues business prior to December 31, 1956, shall within thirty (30) days after the discontinuance of business, file the returns hereinabove required and pay the tax due.

(e) The failure or omission of any employer to make the deductions required by this section shall not relieve any employee from the payment of the tax or from complying with the requirements of this Ordinance relating to the filing of declaration and returns.

SECTION V.

Creation of the Tax Bureau

There shall be established in the Township of Wilkins a tax bureau to be known and designated as the Township of Wilkins Income Tax Bureau in accordance with the authority granted by and subject to the provisions of Section 4 of the Act of General Assembly approved June 25, 1947, Act No. 481 and amendments thereto.

(a) The Board of Commissioners of the Township of Wilkins shall on or before the 15th day of July, 1956, or as soon thereafter as practicable, appoint a Receiver of Taxes of the Township of Wilkins who shall be a competent accountant or otherwise. He shall serve for the year 1956 until his successor is qualified, unless sooner removed in the method prescribed by law for the removal of appointed officers. He shall furnish such surety bond as the Board of Commissioners of the Township of Wilkins shall provide by resolution, said bond to be paid by the Township of Wilkins, conditioned for the faithful performance of his official duties. Said office shall be filled by the Board on the unexpired term.

(b) Receiver of Taxes of the Township of Wilkins Income Tax Bureau shall receive an annual salary or commission in such sums as shall be fixed by resolution of the Board of Commissioners.

(c) In the event the Receiver of Taxes shall fail to qualify or in the event of vacancy of said office, the Township Treasurer shall be deemed to be Receiver of Taxes under this Ordinance, until such time as a successor has been appointed.

(d) The Board of Commissioners of the Township of Wilkins shall designate the number and qualifications of all other employees of the Wilkins Township Income Tax Bureau, and shall fix the compensation of all such employees by Resolution.

SECTION VI.

Powers and Duties of the Receiver of Taxes

(a) It shall be the duty of the Receiver of Taxes to collect and receive the taxes, fines and penalties imposed by this Ordinance and to give receipts therefor. It shall also be his duty to keep a record showing the amount received by him from such taxpayer and the date of such receipt. It shall be his further duty to make a report to the Board of Commissioners of the Township of Wilkins at least once a month under oath

or affirmation, of the total monies received by or through him or his agents by virtue of his office, or an account of any matters connected therewith. Immediately upon making such return, he shall pay over the amount in his hands to the General Fund of the Township of Wilkins.

(b) The Receiver of Taxes is hereby charged with the administration and enforcement of the provisions of this Ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this Ordinance, including provision for re-examination and correction of declarations and returns, and of payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred, and to prescribe forms necessary for the administration of this Ordinance.

(c) The Receiver of Taxes and agents designated by him, are hereby authorized to examine the books, papers and records of any employer or supposed employer or of any taxpayer or supposed taxpayer in order to verify the accuracy of any declaration or return, or if no declaration or return was filed, to ascertain the tax due. Every employer or supposed employer and every taxpayer or supposed taxpayer is hereby directed and required to give to the Receiver of Taxes or to any agent designated by him, the means, facilities and opportunity for such examinations and investigations as are hereby authorized.

(d) Any information gained by the Receiver of Taxes, his agents, or by any other official or agent of the Township of Wilkins as a result of any declarations, returns, investigations, hearings or verifications required or authorized by this Ordinance shall be confidential, except for official purposes and except in accordance with a proper judicial order or as otherwise provided by law.

(e) Any person aggrieved by any action of the Receiver of Taxes shall have the right of appeal as provided by law.

SECTION VII.

Suit for Collection of Tax

(a) The Receiver of Taxes of the Township of Wilkins may bring action for the recovery of taxes due and unpaid under this Ordinance.

(b) Any suit brought to recover the tax imposed by this Ordinance shall be begun within six (6) years after such tax is due or within six (6) years after a declaration or return has been filed, which ever date is later. Provided, however, that this limitation shall not prevent the institution of a suit for the collection of any tax due or determined to be due in the following cases:

1. Where no declaration or return was filed by any person although a declaration or return was required to be filed by him under the provisions of this Ordinance.

2. Where an examination of the declaration or return in the possession of the Receiver of Taxes reveals a fraudulent evasion of taxes including, but not limited to, substantial understatement of taxes deducted and of actual or estimated net profits or earnings.

3. Where any person has deducted taxes under the provisions of this Ordinance and has failed to pay the amounts so deducted to the Receiver of Taxes.

SECTION VIII.

Interest and Penalties

If, for any reason the tax is not paid when due, interest at the rate of six per centum (6%) per annum on the amount of said tax, and an additional penalty for one-half of one per centum (.5%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid, shall be added and collected. Where suit is brought for the recovery of

any such tax, the person liable therefor shall, in additon, be liable for the costs of collection and the interest and penalties hereby imposed.

SECTION IX.

Applicability

The tax imposed by this Ordinance shall not apply:

(a) To any person as to whom it is beyond the legal power of the Township of Wilkins to impose the tax herein provided for under the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

(b) To institutions or organizations operated for the public, religious, educational or charitable purposes, to institutions or organizations not organized or operated for private profit, or to trusts and foundations established for any of the said purposes.

This section shall not be construed to exempt any person who is an employer from the duty of collecting the tax at source from his employees and paying the amount collected to the Receiver of Taxes under the provisions of Section IV of this Ordinance.

SECTION X.

Fines and Penalties for Violation of Ordinance

(a) Any person who fails, neglects or refuses to make any declaration or return required by this Ordinance; any employer who fails, neglects or refuses to register or to pay the tax deducted from his employees; any person who refuses to permit the Receiver of Taxes or any agent designated by him, to examine his books, records and papers; and any person who makes any incomplete, false or fraudulent return or attempts to do anything whatsoever to avoid the full disclosure of the amount of his net profits or earnings to avoid the payment of the whole or any part of the tax imposed by this Ordinance, shall upon conviction thereof before any Justice of the Peace,

be sentenced to pay a fine of not more than one hundred ($100.00) dollars for each offense and costs, and, in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(b) Any person who divulges any information which is confidential under the provisions of this subsection (d) in Section VI of this Ordinance shall, upon conviction thereof before any Justice of the Peace, be sentenced to pay a fine of not more than one hundred ($100.00) dollars for each offense and costs, and in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(c) The penalties imposed under this section shall be in addition to any other penalty imposed by any other section of this Ordinance.

(d) The failure of any person to receive or procure the forms required for making the declarations or returns required by this Ordinance shall not excuse him from making such declaration or return.

SECTION XI.

Severability

The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the Township of Wilkins Board of Commissioners that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

SECTION XII.

That any Ordinance or part of an Ordinance conflicting with the provisons of this Ordinance be and the same is hereby repealed.

ORDAINED and ENACTED under a law this 11th day of June, 1956.

BOARD OF COMMISSIONERS
OF THE TOWNSHIP OF WILKINS

By Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

Examined and approved this 11th day of June, 1956.

Frank Reich, Solicitor

ORDINANCE NO. 225

AN ORDINANCE AUTHORIZING AND DIRECTING THE DUQUESNE LIGHT COMPANY TO FURNISH ELECTRIC LIGHT FOR THE STREETS AND HIGHWAYS OF THE TOWNSHIP OF WILKINS, OF THE COUNTY OF ALLEGHENY, AND STATE OF PENNSYLVANIA, FOR AND DURING THE PERIOD OF FIVE (5) YEARS, AND PROVIDING FOR PAYMENT BY THE SAID MUNICIPALITY FOR SAID SERVICE.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, of the County of Allegheny, State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the DUQUESNE LIGHT COMPANY be and it is hereby authorized and directed to supply electric light for the streets and highways of the Township of Wilkins, of the County of Allegheny, and State of Pennsylvania, for and during the term of Five (5) years, from April 1, 1956 and thereafter from year to year until cancelled by either party giving to the other 60 days notice in writing prior to the end of the current term not, however, exceeding a total of 5 years, from the following lamps:

149 - 250 Candle Power Street Lamps: Fixtures, FIA; Brackets, B1S

55 - 250 Candle Power Street Lamps: Fixtures, FOA; Brackets, B1S

2 - 1000 Candle Power Street Lamps: Fixtures, F1OC; Brackets, B1S

206 3387 ft. - Overhead Extension

and electric light during any remaining unexpired portion of the aforesaid term from such additional lamps of the type or types hereinbefore specified, or of any other type or types of lamps specified in the Rate hereinafter mentioned in Section 2, as the said municipality may order installed from time to time.

SECTION 2. The aforesaid service shall be supplied to the said Municipality at the rates and in accordance with the

Terms and Conditions of the said Light Company's Published Schedule of Rates on file with the Pennsylvania Public Utility Commission (the rate at this time for this service being Rate S of the Light Company's Schedule Electric -- PA. P.U.C. No. 11) and such changes and modifications as may be lawfully made in said Schedule.

SECTION 3. Upon the acceptance of this Ordinance by said Light Company, within ninety (90) days from the enactment hereof, it shall inure to the benefit of and be binding upon the said municipality and said Light Company, and their successors and assigns, respectively.

SECTION 4. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance be and the same are hereby repealed insofar as the same affect this Ordinance.

ORDAINED AND ENACTED INTO A LAW this 11th day of June, A.D. 1956.

Richard B. Rose
Richard B. Rose
President, Board of Commissioners

ATTEST:
M. Jos. Martinelli
M. Jos. Martinelli,
Secretary

APPROVED this 11th day of June, 1956.

Frank Reich, Solicitor

CERTIFICATE

I, M. Jos. Martinelli, Secretary of the Commissioners of Wilkins Township in the County of Allegheny and State of Pennsylvania, do hereby certify that the foregoing is a true, full and correct copy of Ordinance No. 225, of said Municipality, passed on the 11th day of June, 1956; that same is recorded in Ordinance Book No. 2, of said Municipality and was signed thereon by the presiding officer and attested by the

Secretary, and that said Ordinance was duly posted and published according to law and is unrepealed; and that the foregoing Acceptance is also a true, full and correct copy of Acceptance by the DUQUESNE LIGHT COMPANY, of the conditions of said Ordinance No. 225, which Acceptance was filed with the said Municipality the 11th day of June, 1956.

WITNESS MY HAND and the seal of said Municipality, the 11th day of June, A.D.,1956.

M. Jos. Martinelli

M. Jos. Martinelli

ORDINANCE NO. 226

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ALLEGHENY COUNTY, PENNSYLVANIA, DECLARING ITS INTENTION TO BECOME SUBJECT TO THE JURISDICTION OF THE ALLEGHENY COUNTY DEPARTMENT OF HEALTH AT THE TIME OF ITS ESTABLISHMENT.

WHEREAS, pursuant to the Local Health Administration Law enacted by the General Assembly of the Commonwealth of Pennsylvania in the County of Allegheny on March 13, 1956, created a County Department of Health, which is presently being staffed and organized so as to enable that Department to become fully established and ready to render health services on or about January 1, 1957; and

WHEREAS, under the Local Health Administration Law any political subdivision may elect to become subject to the jurisdiction of the County Department of Health upon its establishment; and

WHEREAS, it is deemed to be in the best interest of the people of the Township of Wilkins that responsibility for the promotion and protection of the public health be vested in the County Department of Health.

NOW, THEREFORE, be it ordained and enacted by the Commissioners of the Township of Wilkins in meeting duly assembled, and it is hereby ordained and enacted by authority of the same, a full quorum being present as follows:

SECTION 1. It is hereby declared to be the intention of the Township of Wilkins that upon the establishment of the Department of Health of Allegheny County, the Township of Wilkins will cease to exercise any of the public health functions vested in it by law and become subject to the jurisdiction of the said County Department of Health, except that, the Township of Wilkins shall continue through its duly authorized personnel to exercise such health functions as are reserved to it under the terms of the aforementioned act of the legislature of this commonwealth.

SECTION 2. Should any section or provision of this ordinance be declared by the Courts to be invalid, the same shall not effect the validity of this ordinance as a whole, or any part thereof, other than the parts so declared to be invalid.

SECTION 3. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed.

ORDAINED and ENACTED into law this 13th day of August, 1956.

ATTEST:

M. Jo. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President

Examined and approved by me this 13th day of August, 1956.

Frank Reich
Solicitor

ORDINANCE NO. 224 - 1957

AN ORDINANCE OF THE TOWNSHIP OF WILKINS IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION EARNED DURING THE PERIOD BEGINNING JANUARY 1, 1957 AND ENDING DECEMBER 31, 1957, BY RESIDENTS OF THE TOWNSHIP OF WILKINS, FOR WORK DONE OR SERVICES PERFORMED OR RENDERED IN THE TOWNSHIP OF WILKINS, AND ON SALARIES, WAGES, COMMISSIONS AND OTHER COMPENSATION EARNED DURING SAID PERIOD BY NON-RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON THE NET PROFITS EARNED DURING SAID PERIOD FROM BUSINESSES, PROFESSIONS OR OTHER ACTIVITIES CONDUCTED BY RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON THE NET PROFITS EARNED DURING SAID PERIOD FROM BUSINESSES, PROFESSIONS OR OTHER ACTIVITIES CONDUCTED IN THE TOWNSHIP OF WILKINS BY NON-RESIDENTS; REQUIRING THE FILING OF DECLARATION AND RETURNS, AND THE GIVING OF INFORMATION BY EMPLOYERS AND BY THOSE SUBJECT TO THE TAX, IMPOSING ON EMPLOYERS THE DUTY OF COLLECTING THE TAX AT SOURCE; PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE, AND IMPOSING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the Board of Commissioners of the Township of Wilkins find it necessary to raise additional funds for general revenue purposes for the year 1957, and

WHEREAS, the Board of Commissioners of the Township of Wilkins has given notice of its intention to adopt an ordinance and impose such tax setting forth the amount estimated to be derived therefrom, and the said reason which in the judgment of the Board necessitated the imposition of said tax by publication once a week for three (3) weeks in The Independent and Braddock Free Press, a newspaper of general circulation in the Township of Wilkins, all as required by the provisions of said Act of Assembly, as amended.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS UNDER THE AUTHORITY OF THE ACT OF JUNE 25, 1947 (P.L. 1145) AND ITS AMENDMENTS HEREBY ENACTS AS FOLLOWS:

SECTION I.

Definitions

The following words and phrases, when used in this ordinance, shall have the meanings ascrived to them in this section, except where the context clearly indicated or requires a different meaning:

"Association." A partnership, limited partnership, or any other form of unincorporated enterprise, owned by two or more persons.

"Business." An enterprise, activity, profession, or undertaking of any nature conducted for profit or ordinarily conducted for profit, whether by an individual, partnership, association, or any other entity.

"Corporation." A corporation or joint stock association organized under the laws of the United States, and State of Pennsylvania, or any other State, Territory, foreign country or dependency.

"Earning." Salaries, wages, commissions and other compensation as defined in this Ordinance.

"Employer." An individual, partnership, association, corporation, governmental body or unit or agency, or any other entity employing one or more persons on a salary, wage, commission, or other compensation basis.

"Net Profits." The net gain from the operation of a business, profession or enterprise, after provision for all costs and expenses incurred in the conduct thereof, either paid or accured in accordance with the accounting system used in such business, profession or enterprise, but without deduction of taxes based on income.

"Non-Resident." An individual, partnership, association or other entity domiciled outside the Township of Wilkins.

"Person." A natural person, partnership, corporation, fiduciary of association. Whenever used in any section prescribing and imposing a penalty, the term "person", as applied to corporations, the officers thereof.

"Resident." An individual, partnership, association, or other entity domiciled in the Township of Wilkins.

"Salaries, wages, commissions, and other compensation," shall include salaries, wages, commissions, bonuses, incentive payments, fees and tips that may accrue or be received by an individual for services rendered, whether

directly or through an agent and whether in cash or in property; but shall not include periodic payments for sick or disability benefits, retirement pay, or pensions paid to persons retired from service after reaching a specific age or after a stated period of employment, nor public assistance of unemployment compensation payments, nor any wages or compensation paid by the United States to any person for active service in the Army, Navy, or Air Force of the United States, nor any bonus or additional compensation paid by the United States, or the Commonwealth of Pennsylvania or any other state for such service.

"Taxpayer." A person, whether and individual, partnership, association, or any other entity, required hereunder to file a return of earnings or net profits or to pay a tax thereon.

"Receiver of Taxes." Chief Clerk of the Township of Wilkins Income Tax Bureau, Township of Wilkins.

SECTION II.

Imposition of Tax

A tax for general revenue purposes of one half per centum (½%) per annum is hereby imposed on the following:

(a) Salaries, wages, commissions and other compensation earned on and after January 1, 1957, by residents of the Township of Wilkins.

(b) Salaries, wages, commissions and other compensation earned on or after January 1, 1957, by non-residents of the Township of Wilkins for work done or services performed or rendered in the Township of Wilkins.

(c) Net profits earned on or after January 1, 1957, or businesses, professions and other activities conducted by residents of the Township of Wilkins.

(d) Net Profits earned on or after January 1, 1957, of businesses, professions and other activities conducted in the Township of Wilkins by non-residents.

The tax levied under (a) and (b) herein shall relate to and be imposed upon salaries, wages, commissions and other compensation paid by an employer or on his behalf to any person who is employed by or renders services to him. The tax levied under (c) and (d) herein shall relate to and be imposed upon the net profits of any business, profession or enterprise carried on by any person as owner or as proprietor, wither individually or in association with some other person or persons.

The tax levied by this Ordinance shall be applicable to earnings and to net profits earned during the perios beginning January 1, 1957, and ending December 31, 1957.

SECTION III.

Declaration and payment of tax

(a) Net Profits

(1) Every taxpayer who anticipates any net profits during the period beginning January 1, 1957, and ending December 31, 1957, shall, on or before April 15, 1957, make and file with the Receiver of Taxes on a form prescribed by him, a declaration of his estimated net profits during the period beginning January 1,1957, and ending December 31, 1957, setting forth the estimated amount of net profits anticipated by him during the said period and subject to the tax, the amount of tax imposed by this Ordinance on such estimated net profits, and such other information as the Receiver of Taxes may require. The taxpayer making the declaration shall, at the time of filing thereof, pay to the Receiver of Taxes, the estimated amount of tax shown as due thereon. Provided, however, that the taxpayer shall have the right to pay the estimated tax in four equal installments as follows: the first installment at the time of filing the declaration on or before April 15, 1957; second, on or before July 31, 1957; third, on or before October 31, 1957, and the remaining installment on or before January 15, 1958.

(2) Any taxpayer who first anticipates any net profits after April 15, 1957, or any other of the aforementioned dates, shall make and file such declaration on or before the next aforementioned payment date. The taxpayer making the declaration shall, at the time of filing thereof, pay to the Receiver of Taxes, the

estimated amount of tax shown thereon as due in one or equal installments.

(3) On or before April 15, 1958, every taxpayer who has received net profits shall make and file with the Receiver of Taxes on a form prescribed by him, a final return showing all of his net profits for the period beginning January 1, 1957, and ending December 31, 1957, the total amount of tax due, the amount of estimated tax paid under the provisions of this section, and the balance due. Provided, however, that any taxpayer may, in lieu of paying the last installment of his estimated tax, elect to make and file with the Receiver of Taxes on or before January 15, 1958, the final return as hereinabove required. At the time of filing the final return the taxpayer shall pay the balance of the tax due or shall make demand for refund or credit in the case of overpayment.

(4) The Receiver of Taxes is hereby authorized to provide by regulation for the making and filing of adjusted declaration of estimated net profits, and for the payment of the estimated tax in cases where a taxpayer who has filed the declaration hereinabove required, anticipates additional net profits not previously declared or finds that he has overestimated his anticipated net profits.

(5) Every taxpayer who discontinues business prior to December 31, 1957, shall, within thirty (30) days after the discontinuance of business, file his final return as hereinabove required and pay the tax due.

(b) Salaries, Wages, Commissions and other Compensation

(1) Every taxpayer who is employed on a salary, wage, commission or other compensation basis and who received any earnings not subject to the provisions of Section 4 of this Ordinance relating to collections at source, shall on or before April 15, 1957, July 31, 1957, October 31, 1957 and January 15, 1958 make and file with the Receiver of Taxes on a form prescribed by the Receiver of Taxes, a final return setting forth the aggregate amount of salaries, wages, commissions and other compensation earned by him during the three (3) month

period beginning January 1, 1957 and ending March 31, 1957; and beginning April 1, 1957 and ending June 30, 1957; and beginning July 1, 1957 and ending September 30, 1957; and beginning October 1, 1957 and ending December 31, 1957 respectively, and subject to the tax, and on report filed February 15, 1958, the total earnings for the year will be recorded, together with such other information as the Receiver of Taxes may require. Every taxpayer making such return shall, at the time of filing thereof, pay to the Receiver of Taxes the amount shown as due thereon.

SECTION IV.

Collection at Source

(a) Every person within the Township of Wilkins who employs one or more persons on a salary, wage, commission or other compensation basis, other than domestic servants, shall on or before January 15, 1957, or within fifteen (15) days after becoming an employer, register with the Receiver of Taxes, his name and address and such other information as the Township of Wilkins Income Tax Bureau may require.

(b) Every person within the Township of Wilkins who employs one or more persons on a salary, wage, commission or other compensation basis, other than domestic servants shall deduct monthly or more often than monthly, at the time of payment thereof, the tax imposed by this Ordinance on the salaries, wages, commissions and other compensations due to his employee or employees, and shall on or before April 30, 1957; July 31, 1957; October 31, 1957 and January 31, 1958 respectively, make and file with the Receiver of Taxes a return setting forth the amount of tax deducted during the period beginning January 1, 1957 and ending December 31, 1957. Every person making such return shall at the time of filing thereof, pay the Receiver of Taxes the amount of tax shown and deducted.

(c) On or before February 28, 1958, every such employer shall file with the Wilkins Township Income Tax Bureau on forms prescribed by him:

1. An annual return showing the total amount of salaries, wages, commissions and other compensation paid, the total amount of tax deducted, and the total amount of tax paid to the Wilkins Township Income Tax Bureau during the period beginning January 1, 1957 and ending December 31, 1957.

2. A return for each employee employed during all or any part of the period beginning January 1, 1957 and ending December 31, 1957, setting forth the employee's name, address and Social Security number, the amount of salaries, wages, commissions or other compensation paid to the employee during said period, the amount of tax deducted, the amount of tax paid to the Receiver of Taxes and such other information as the Receiver of Taxes may require. Every employer shall furnish two copies of the individual return to the employee for which it is filed. Employee to file one copy March 15, 1958.

(d) Every employer who discontinues business prior to December 31, 1957, shall within thirty (30) days after the discontinuance of business, file the returns hereinabove required and pay the tax due.

(e) The failure or omission of any employer to make the deductions required by this section shall not relieve any employee from the payment of the tax or from complying with the requirements of this Ordinance relating to the filing of declaration and returns.

SECTION V.

Creation of the Tax Bureau

There shall be established in the Township of Wilkins a tax bureau to be known and designated as the Township of Wilkins Income Tax Bureau in accordance with the authority granted by and subject to the provisions of Section 4 of the Act of General Assembly approved June 25, 1947, Act No. 481 and amendments thereto.

(a) The Board of Commissioners of the Township of Wilkins shall on or before the 1st day of January, 1957, or as soon thereafter as practicable, appoint a Receiver of Taxes of the Township of Wilkins who shall be a competent accountant or otherwise. He shall serve for the year 1957 or until his successor is qualified,

unless sooner removed in the method prescribed by law for the removal of appointed officers. He shall furnish such surety bond as the Board of Commissioners of the Township of Wilkins shall provide by resolution, said bond to be paid by the Township of Wilkins, conditioned for the faithful performance of his official duties. Said office shall be filled by the Board on the unexpired term.

(b) Receiver of Taxes of the Township of Wilkins Income Tax Bureau shall receive an annual salary or commission in such sums as shall be fixed by resolution of the Board of Commissioners.

(c) In the event the Receiver of Taxes shall fail to qualify or in the event of vacancy of said office, the Township Treasurer shall be deemed to be Receiver of Taxes under this Ordinance, until such time as a successor has been appointed.

(d) The Board of Commissioners of the Township of Wilkins shall designate the number and qualifications of all other employees of the Wilkins Township Income Tax Bureau, and shall fix the compensation of all such employees by Resolution.

SECTION VI.

Powers and Duties of the
Receiver of Taxes

(a) It shall be the duty of the Receiver of Taxes to collect and receive the taxes, fines and penalties imposed by this Ordinance and to give receipts therefor. It shall also be his duty to keep a record showing the amount received by him from each taxpayer and the date of such receipt. It shall be his further duty to make a report to the Board of Commissioners of the Township of Wilkins at least once a month under oath or affirmation, of the total monies received by or through him or his agents by virtue of his office, or an account of any matters connected therewith. Immediately, upon making such return, he shall pay over the amount in his hands to the General Fund of the Township of Wilkins.

(b) The Receiver of Taxes is hereby charged with the administration and enforcement of the provisions of this Ordinance, and is hereby empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the

administration and enforcement of this Ordinance, including provision for re-examination and correction of declarations and returns, and of payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred, and to prescribe forms necessary for the administration of this Ordinance.

(c) The Receiver of Taxes and agents designated by him, are hereby authorized to examine the books, papers and records of any employer or supposed emlopyer or of any taxpayer of supposed taxpayer in order to verify the accuracy of any declaration or return, or if no declaration or return was filed, to ascertain the tax due. Every employer or supposed and every taxpayer or supposed taxpayer is hereby directed and required to give to the Receiver of Taxes or to any agent designated by him, the means, facilities and opportunity for such examinations and investigations as are hereby authorized.

(d) Any information gained by the Receiver of Taxes, his agents or by any other official or agent of the Township of Wilkins as a result of any declarations, returns, investigations, hearings or verifications required or authorized by this Ordinance shall be confidential, except for official purposes and except in accordance with a proper judicial order or as otherwise provided by law.

(e) Any person aggrieved by any action of the Receiver of Taxes shall have the right of appeal as provided by law.

SECTION VII.

Suit for Collection of Tax

(a) The Receiver of Taxes of the Township of Wilkins may bring action for the recovery of taxes due and unpaid under this Ordinance.

(b) Any suit brought to recover the tax imposed by this Ordinance shall be begun within six (6) years after such tax is due or within six (6) years after a declaration or return has been filed, which ever date is later. Provided, however, that this limitation shall not prevent the institution of a suit for the collection of any tax due or determined to be due in the following cases:

1. Where no declaration or return was filed by any person although a declaration or return was required to be filed by him under the provisions of this Ordinance.

2. Where an examination of the declaration or return in the possession of the Receiver of Taxes reveals a fraudulent evasion of taxes, including, but not limited to, substantial understatement of taxes deducted and or actual or estimated net profits or earnings.

3. Where any person has deducted taxes under the provisions of this Ordinance and has failed to pay the amounts so deducted to the Receiver of Taxes.

SECTION VIII.

Interest and Penalties

If, for any preson the tax is not paid when due, interest at the rate of six per centur (6%) per annum on the amount of said tax, and an additional penalty for one-half of one per centum (.5%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid, shall be added and collected. Where suit is brought for the recovery of any such tax, the person liable therefor shall, in addition, be liable for the costs of collection and the interest and penalties hereby imposed.

SECTION IX.

Applicability

The tax imposed by this Ordinance shall not apply:

(a) To any person as to whom it is beyond the legal power of the Township of Wilkins to impose the tax herein provided for under the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

(b) To institutions or organizations operated for the public, religious, educational or charitable purposes, to institutions or organizations not organized or operated for private profit, or to trusts and foundations established for any of the said purposes.

This section shall not be construed to exempt any person who is an employer from the duty of collecting the tax at source from

his employees and paying the amount collected to the Receiver of Taxes under the provisions of Section IV of this Ordinance.

SECTION X.

Fines and Penalties for
Violation of Ordinance

(a) Any person who fails, neglects or refuses to make any declaration or return required by this Ordinance; and employer who fails, neglects or refuses to register or to pay the tax deducted from his employees; and person who refuses to permit the Receiver of Taxes or any agent designated by him, to examine the books, records and papers; and any person who makes any incomplete, false or fraudulent return or attempts to do anything whatsoever to avoid the full disclosure of the amount of his net profits or earnings to avoid the payment of the whole or any part of the tax imposed by this Ordinance, shall upon conviction thereof before any Justice of the Peace, be sentenced to pay a fine of not more than one hundred ($100.00) dollars for each offense and costs, and, in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(b) Any person who divulges any information which is confidential under the provisions of this subsection (d) in Section VI of this Ordinance shall, upon conviction thereof before any Justice of the Peace, be sentenced to pay a fine of not more than one hundred ($100.00) dollars for each offense and costs, and in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days.

(c) The penalties imposed under this section shall be in addition to any other penalty imposed by any other section of this Ordinance.

(d) The failure of any person to receive or procure the forms required for making the declarations or returns required by this Ordinance shall not excuse him from making such declaration or return.

SECTION XI.

Severability

The provisions of this Ordinance are severable. If any sentence, clause or section or this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the Township of Wilkins Board of Commissioners that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

SECTION XII.

That any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

Ordained and enacted under a law this 12th day of November, 1956.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose
President

Examined and approved this 12th day of November, 1956.

Solicitor

ORDINANCE NO. 227

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING A POLICE FORCE FOR SAID TOWNSHIP AND FIXING THE NUMBER, RANK AND COMPENSATION OF THE MEMBERS OF SAID TOWNSHIP POLICE FORCE AND MAKING OTHER VARIOUS AND SUNDRY PROVISIONS RELATIVE TO THE SAME.

WHEREAS, the Board of Commissioners of the Township of Wilkins have realized the need for a police force consisting of full-time policemen to police the Township of Wilkins and to enforce its ordinances and the laws of this commonwealth, and

WHEREAS, the financial position of said Township is such that this need can now be met.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Commissioners of the Township of Wilkins in meeting duly assembled, a quorum being present, as follows:

Section 1. The Board of Commissioners of Wilkins Township shall appoint and fix the number, rank and compensation of the members of the Township police force. Such police force shall consist of a Chief-of-Police and a Patrolman and such others as the community may from time to time appoint by Resolution. The Chief- of- Police shall receive as salary therefore the sum of four thousand two hundred and fifty ($4,250.00) per year or such salary as the Board of Commissioners may determine from time to time by resolution. Patrolmen shall receive the salary of three thousand eight hundred ($3,800.00) per year or such compensation as the Board of Commissioners shall from time to time determine by resolution.

Section 2. In addition to the police force as established in Section 1 thereof, the Board of Commissioners may by resolution appoint as temporary, part-time policemen bearing the rank of patrolmen not more than five such part-time, temporary police, who shall receive as compensation the sum of one dollar and thirty ($1.30) per hour or such compensation as the Board of Commissioners shall, by resolution determine from time to time.

Section 3. Police officers, whether temporary or permanent, shall make written applications for such positions which applications shall be directed to the Secretary of the Board of Commissioners and before the appointment by the Board of Commissioners to such positions, each such applicant shall furnish to the Board of Commissioners a letter from the District Attorney's Office of Allegheny County, Pennsylvania, disclosing and setting forth any and all criminal record which such applicant may have as of the time of his application. In addition, each applicant prior to his appointment must submit to a physical examination by a licensed physician of the Board of Commissioners' choosing and must also submit to such an examination annually thereafter.

Section 4. No person or persons shall be appointed to any of the aforementioned positions except by a majority vote of the Commissioners of Wilkins Township and following such appointment, the services of such person or persons in such positions shall not commence until they have received from the Secretary of the Board of Commissioners of Wilkins Township a letter of appointment which letter shall specify in detail the duties of such person, his rank, tenure in office and salary for the position to which he or she has been appointed.

Section 5. The Township of Wilkins shall furnish to each such officer at the cost of the township the necessary badges for his office and commencing with January 1, 1957, there shall be a uniform allowance paid to each of such officers after three months of continuous service in the sum of fifty dollars ($50.00) per year or in such amount as the Board of Commissioners of Wilkins Township shall from time to time determine and upon the termination of the services of such officer, whether the same be voluntary of involuntary, the badges in the possession of such officer, shall be reutrned and given into the custody of the chief-of-police and the chief-of-police shall give a reciept to such officer for the same.

Section 6. Each and every one of said officers must at all times, when on duty, carry a revolver in the accustomed police

practice which revolver each of said policemen must furnish, together with the holster, gun belt and cartridges for the same, except that, said revolver cannot be an automatic revolver and the same must be submitted for inspection and approved by the Chairman of the Public Safety Committee of the Board of Commissioners of Wilkins Township. All uniforms shall be in accordance with directives issued by the Public Safety Committee through its Chairman to the Chief-of-Police.

Section 7. All officers thus hired shall be on a probationary period for a period of six months from the date of the commencement of their employment as set forth in the letter of appointment before referred to and during said six month probationary period any of said officers may and can be discharged without any cause whatsoever by the Board of Commissioners of the Township of Wilkins upon written notice to said officers of officer.

Section 8. The Chief-Of-Police shall receive all of his orders, directives, rules and regulations from the chairman of the Committee for Public Safety and shall be under the direct supervision and control of the aforementioned Chairman. The Chairman of the Committee of Public Safety shall arrive at such orders, directives, rules and regulations after the approval of the Committee on Public Safety and after the same are submitted to and approved by the Board of Commissioners of Wilkins Township.

Section 9. The said policeman shall be ex-officio constables of the township and may, without warrant and on view, arrest and commit for hearing any and all persons guilty of a breach of the peace, vagrancy, riotous or disorderly conduct or drunkenness,, or who may be engaged in the commission of any unlawful act tending to imperil the personal security or endanger the property of the citizens, or violating any of the ordinances of the township for the fiolation of which a fine or penalty is imposed.

Section 10. It shall not be lawful for any such policemen to charge or accept any fee or other compensation, in addition to his salary, for any service rendered or performed by him of any

kind of nature whatsoever pertaining to his officer or duties as a policeman, except public rewards and the expenses incurred in the discharge of his duties.

Section 11. If any section or provision of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

Section 12. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

Ordained and enacted into law this 17th day of September, 1956.

ATTEST: TOWNSHIP OF WILKINS

M. Joseph Martinelli
Secretary

BY Richard B. Rose
President

Examined and approved by me this 17th day of September, 1956.

Solicitor

ORDINANCE NO. 228

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, RATIFYING, APPROVING AND LEVYING THE ASSESSMENTS AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES ABUTTING ON NEGLEY AVENUE, FOR THE COST AND EXPENSE OF THE GRADING, PAVING AND CURBING THEREOF AND OTHERWISE IMPROVING NEGLEY AVENUE; PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, it is hereby ordained and enacted by the authority of the same:

Section 1. That the schedule of assessments based upon the foot-front rule of assessment, as certified and determined by the Township engineer, against properties abutting on Negley Avenue, forthe cost and expense of grading, paving, curbing and otherwise improving the same from Rebecca Street to Semmens Street, be and the same are hereby ratified, approved and levied against said properties benefited by said improvement.

Section II. That the Secretary of the Township shall cause 30 days notice of the assessment to be given to each party or parties assessed, said notice to be given by service upon said owner, owners or their agents or by posting the assessed premises and publishing the schedule of assessments.

Section III. That the face amount of said assessments shall be due and payable to the Township within 30 days of the receipt of said notice thereof, or of the posting or publication as provided in Section II of this Ordinance.

Section IV. If any assessment or assessments shall remain unpaid at the expiration of 30 days from service of notice as provided in Section II hereof, it shall be the duty of the Township Solicitor to collect the same with interest from thirty days after the date of the completion of said improvement by Action in Assumpsit or by a lien to be filed and collected in the manner provided by law for the collection of municipal liens.

Section V. That the schedule of assessments as prepared by the Township Engineer be attached to this Ordinance and made a part hereof.

ORDAINED AND ENACTED into law this 7th day of December, 1956.

ATTEST:

M. Joe Martinelli
Secretary

(Corporate Seal)

TOWNSHIP OF WILKINS

BY Richard B. Rose
President of the Board
of Commissioners

SCHEDULE OF PROPERTY ABUTTING NEGLEY AVENUE FROM REBECCA STREET TO SEMMENS STREET, FOR THE COST AND EXPENSE OF THE GRADING, PAVING AND CURBING OF THE SAME.

By virtue of Ordinance No. 215 and the within Ordinance of the Township of Wilkins and the laws of the Commonwealth of Pennsylvania, the undersigned Township Engineer certifies that the following is a true and correct statement of the total cost and expense of the grading, paving, curbing and otherwise improving Negley Avenue.

Costs of construction.

Amount paid Trumbull Construction Co. under construction contract	$ 2,805.00
Materials furnished and delivered by Wilkins Township	1,628.81
Labor furnished by Wilkins Township	1,609.08
Legal fees for Ordinance No. 215 Authorizing improvement	100.00
Advertising Ordinance No. 215	29.16
Engineering--Preparation of Plans and Specifications, construction layout, Assessment Plans and Assessment	523.00
Total costs of Construction	$ 6,695.05
Less contribution by Commonwealth of Penna.	2,360.43
	$ 4,334.62
Wilkins Township share 2/3	2,889.74
Balance to be assessed	$ 1,444.88

Total frontage of property benefitted 1,224,42 Feet or $1.18 Per foot front

Assess as $1.18 per foot front

Amount assessed 1,224.42 ft. x $1.18	$ 1,444.84
Wilkins Township share	2,889.78
	$ 4,334.62

Improvement completed the 3rd day of August, 1956.

H. A. Shope, Township Engineer

The name of the owner, owners, or reputed owner or owners, the foot frontage of each property abutting on said improvement and the part of the total cost of said improvement assessed against each of said properties and collectible from the owner or owners thereof, are as follows:

A No.	Name	Foot Frontage	Amount
A-1	Andrew Disanta, Samuel Disanta & William Disanta	114.50	$ 135.11
A-2	Andrew Disanta & Italia Disanta, his wife	50.00	59.00

A No.	Name	Foot Frontage	Amount
A-3	John Bendot and Lottie Bendot, his wife	35.00	$ 41.30
A-4	John Bendot and Lottie Bendot, his wife	35.00	41.30
A-5	John Bendot and Lottie Bendot, his wife	35.00	41.30
A-6	Estate of Peter C. Thompson and Letitia Thompson	35.00	41.30
A-7	George Getsko and Eleanor J. Getsko, his wife	152.95	180.48
A-8	Estate of Duncan Sloan and Elizabeth Sloan	21.30	25.14
A-9	Estate of Duncan Sloan and Elizabeth Sloan	37.16	43.85
A-10	Lloyd Ayers and Ethel Ayers, his wife	109.53	129.25
A-11	William R. Jones and Mildred A. Jones, husband and wife	117.27	138.38
A-12	Margaret Fawcett	62.35	73.58
A-13	Joseph Getsko Jr. and Alda Frances Getsko, his wife	56.00	66.08
A-14	Joseph Getsko and Alda F. Getsko, his wife	56.00	66.08
A-15	John Lisak and Frances Lisak, his wife	56.00	66.08
A-16	Robert J. Chambers and Eva C. Chambers, his wife	123.09	145.25
A-17	Lawrence Richardson	60.00	70.80
A-18	Hazel M. Richardson	68.27	180.56

ORDINANCE NO. 229

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1957 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I. That a tax rate be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes for the fiscal year 1957, as follows:

Tax rate for general Township purposes, the sum of Nine (9) mills on each dollar of assessed valuation, or the sum of Ninety (90) Cents on each one hundred follars of assessed valuation.

For debt purposes, the sum of One(1) mill on each dollar of assessed valuation, or the sum of Ten (10) Cents on each one hundred dollars of assessed valuation.

SECTION 2. That for the expenses of the Township for the fiscal year 1957 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fully itemized in Budget Form - Schedule B:

GENERAL OPERATING FUNDS:

ESTIMATED RECEIPTS:	
Cash and Securities	$ 51,583.65
Receipts from Realty Tax	97,200.00
From Taxes of Prior Years	2,000.00
Other Revenue receipts	68,250.00
TOTAL ESTIMATED RECEIPTS and CASH	$219,033.65
APPROPRIATIONS:	
General Township Government	$ 71,850.00
Protection to Persons & Property	47,694.60
Health and Sanitation	32,000.00
Highways (Includes St. Lights)	62,250.00
Miscellaneous	1,750.00
Debt Service	3,337.50
TOTAL APPROPRIATIONS	$218,882.10

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 4th day of March, A.D. 1957 at a regular of the Board of Commissioners, a full quorum being present.

BOARD OF COMMISSIONERS OF WILKINS TWP.

By Helen V. DeLaney
Vice-President

CERTIFICATION

I, M.Jos. Martinelli, Secretary of the Board of Commissioners of the Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 229 enacted by the Commissioners of Wilkins Township on the 4th day of March, 1957.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(Township Seal)

ORDINANCE NO. 230

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REGULATING AND ESTABLISHING THE COMPENSATION OF THE TOWNSHIP TREASURER FOR HIS DUTIES AS TREASURER AND TAX COLLECTOR OF THE TOWNSHIP

WHEREAS, Local Tax Collection Law, Act No. 394, 1945, May 25, P. L. 1050, as amended, 72 P. S. 5511.1 in Section 34 thereof reads as follows:

> "The Township Treasurer shall receive for his duties as Treasurer and Tax Collector for the Township, a sum equal to five (5) per centum of all Township taxes received or collected by him, and in addition thereto, a sum equal to one (1) per centum on all other monies received or collected by him for the Township, unless a different rate or annual compensation shall be fixed by ordinance of the Township Commissioners, finally adopted thirty (30) days prior to his election:...."

and,

WHEREAS, the tax duplicate of the Township of Wilkins has increased substantially so as to make the existing compensation of the Township Treasurer inconsistent with the duties presently involved in the collection of the tax duplicate, and,

WHEREAS, it is the desire of the Commissioners of Wilkins Township to readjust the compensation of the Township Treasurer as follows:

BE IT RESOLVED, on motion duly made by McCracken seconded by Porado and carried, and it is resolved by the Board of Commissioners of the Township of Wilkins in meeting duly assembled, a full quorum being present:

Section 1. That the Township Treasurer on an after January 1, 1958 shall receive for his duties as Treasurer and Tax Collector for the Township, a sum equal to three (3) per centum of all Township taxes received or collected.

Section 2. In addition to the provisions set forth in Section 1, the Township Treasurer shall receive a sum equal to one (1) per centum on all other monies received or collected by him for the Township except the following items on which he shall receive no compensation:

1. Earned income tax collections.

2. Monies borrowed by the Township by any means whatsoever.

3. Monies or properties acquired by the Township by gift.

Section 3. The provisions of this Ordinance are severable. If any sentence, clause or section or this Ordinance is for and reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining sentences, clauses or sections of this Ordinance.

Section 4. Any Ordinance or part of an ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED and ENACTED under law this 4th day of March, 1957.

Attest:

M. Joe Martinelli
Secretary

BOARD OF COMMISSIONERS
TOWNSHIP OF WILKINS

BY Helen V. DeLaney
Vice President

Examined and approved this 4th day of March, 1957.

Solicitor

ORDINANCE NO. 231

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING, AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT ZONING CLASSIFICATION OR CLASSIFICATIONS, AND RE-CLASSIFYING THE SAME INTO LIGHT INDUSTRIAL CLASSIFICATION KNOWN AS U-4A

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny, and State of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I. That the following described property is hereby classified from its present zoning classification or classifications to light industrial classification, being U-4A district.

ALL that certain lot or piece of ground situate in the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, being bounded and described as follows, to wit:

BEGINNING at a point on the southerly side of the New William Penn Highway (80' wide) and on the westerly line of lands now or late of George Carr, said point being distant S 39° 33' 30" E 720.92 feet from a stone at the corner common to lands of W. J. Gilmore of which this is a part, lands now or late of George H. Bock, lands now or late of George Beeck, and lands now or late of Samuel Henning; thence by lands of said Carr the following courses and distances: S 39° 33' 30" E 686.42 ft. to a point, S 50° 26' 30" W 140.91 ft. to an iron pin, S 39° 33' 30" E 239.42 ft. to an iron pin, S 34° 43' 30" E 198.70 ft. to an iron pin, S 39° 33' 30" E 60.00 ft. to an iron pin, S 71° 00' W 256.79 ft. to an iron pin, S 19° 00' E 236.03 ft. to a stake on the line of lands of the Union Railroad Company; thence by lands of said Union Railroad Company by a line curving to the left with a radius of 2392.01 ft. a distance of 295.83 ft. to an iron pin in an un-named 50 foot road; thence continuing along lands of said Union Railroad Company and along said 50 foot road by a line tangent to the aforementioned curve S 48° 22' W 278.70 ft. to a railroad spike; thence continuing along lands of the Union Railroad Company the following courses and distances: S 87° 01' W 151.12 ft. to a stake, S 2° 38' W 89.81 ft. to a stake, S 48° 22' W 265.55 ft. to a point, N 53° 57' W 76.04 st. to an iron rail, S 37° 31' W 301.95 ft. to an iron pin on line of lands now or late of George H. Bock; thence by lands of said Bock the following courses and distances: N 29 43' W 1059.43 ft. to a point, N 0° 42' W 1203.18 ft, to an iron pin, and N 45° 41' E 130.96 ft. to a point on the southerly side of the New William Penn Highway; thence along the southerly side of the New William Penn Highway by a line curving to the left with a radius of 2904.93 ft. a distance of 918.46 ft. to a point at the place of beginning and containing 54.737 acres.

SECTION II. Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION III. That any Ordinance or part of any Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 3rd day of June, 1957

ATTEST:

M. Jos. Martinelli

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By Richard B. Rose
President

CERTIFICATION

I, M. Joseph Martinelli, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 3rd day of June, 1957, and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli
Secretary

ORDINANCE NO. 232

AN ORDINANCE INCREASING THE BONDED INDEBTEDNESS OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, BY AN ISSUE OF COUPON BONDS IN THE AMOUNT OF ONE HUNDRED EIGHTY-FIVE THOUSAND ($185,000.00) DOLLARS, FOR THE PURPOSE OF ERECTING, CONSTRUCTING, EQUIPPING AND FURNISHING A MUNICIPAL BUILDING FOR PROPER TOWNSHIP USES AND PURPOSES; FIXING THE FORM, NUMBER, DATE, INTEREST AND MATURITY THEREOF: LEVYING A TAX FOR PAYMENT OF DEBT SERVICE CHARGES: AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF, AND MAKING AN APPROPRIATION.

WHEREAS it is necessary that the bonded indebtedness of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, be increased by the amount of One Hundred Eighty-five Thousand ($185,000.00) Dollars for the purpose of erecting, constructing, equipping and furnishing a municipal building for proper township uses and purposes.

NOW THEREFORE BE IT ORDAINED AND ENACTED by the Board of Township Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by the authority of the same as follows:

Section 1. That the bonded indebtedness of the Township of Wilkins, County of Allegheny, Commonwealth of Pennsylvania, be and the same is hereby increased by the amount of One Hundred Eighty-five Thousand ($185,000.00) Dollars for the purpose of erecting, constructing, equipping and furnishing a municipal building for proper township uses and purposes.

Section 2. Said indebtedness shall be evidenced by one hundred eighty-five (185) General Obligation bonds in coupon form, numbered consecutively from one (1) to one hundred eighty-five (185) both numbers inclusive, each in the principal sum of One Thousand ($1,000.00) Dollars, dated a nd bearing interest from the first day of July, 1957, at the rate of three and seven eighths (3-7/8% per centum per annum payable semi-annually on the first day of the month of January and July in each year during the term of said bonds which shall mature in numerical order and be paid as follows:-

Bonds Nos.	1 to	15,	both inclusive,	$15,000.00,	July 1st, 1958
Bonds Nos.	16 to	330,	both inclusive,	$15,000.00,	July 1st, 1959
Bonds Nos.	31 to	45,	both inclusive,	$15,000.00,	July 1st, 1960
Bonds Nos.	46 to	60,	both inclusive,	$15,000.00,	July 1st, 1961
Bonds Nos.	61 to	75,	both inclusive,	$15,000.00,	July 1st, 1962
Bonds Nos.	76 to	90,	both inclusive,	$15,000.00,	July 1st, 1963
Bonds Nos.	91 to	105,	both inclusive,	$15,000.00,	July 1st, 1964
Bonds Nos.	106 to	120,	both inclusive,	$15,000.00,	July 1st, 1965
Bonds Nos.	121 to	135,	both inclusive,	$15,000.00,	July 1st, 1966
Bonds Nos.	136 to	150,	both inclusive,	$15,000.00,	July 1st, 1967
Bonds Nos.	151 to	165,	both inclusive,	$15,000.00,	July 1st, 1968
Bonds Nos.	166 to	180,	both inclusive,	$15,000.00,	July 1st, 1969
Bonds Nos.	181 to	185,	both inclusive,	$ 5,000.00,	July 1st, 1970

The principal and interest of said bonds shall be payable at the Mellon National Bank and Trust Company, Turtle Creek Office, Turtle Creek, Pennsylvania, without deduction for any taxes, except gift, succession and inheritance taxes, which may be levied or assessed thereon or on the debt secured thereby pursuant to any present or future law of the Commonwealth of Pennsylvania, all of which taxes the Township of Wilkins assumes and agrees to pay as the same may be from time to time assessed thereon.

Any or all of the bonds of this issue numbered one hundred fifty-one (151) to one hundred eighty-five (185) both inclusive, shall be callable and shall be subject to redemption at the option of the Township in inverse numerical order at par and accrued interest on July 1st, 1967, or on any interest payment date thereafter, provided notice of such call shall be given by registered mail to all registered owners and by advertisement once a week for two successive weeks in a daily newspaper published in the City of Pittsburgh, Pennsylvania, the first advertisement to be made at least thirty days before the date on which the bonds will be redeemed and paid.

Section 3. The period of usefulness of the improvements for which the said bonds are to be issued is twenty years.

Section 4. The said bonds are hereby declared to be general obligations of the Township of Wilkins and shall pledge the full faith and credit of the Township.

Section 5. The form of said bonds and the coupons thereto annexed shall be substantially as follows:

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF ALLEGHENY
TOWNSHIP OF WILKINS

ISSUE OF 1957 BOND

Number $1,000.00

KNOW ALL MEN BY THESE PRESENTS, That the Township of Wilkins, County of Allegheny, Commonwealth of Pennsylvania, a municipal corporation existing by and under the laws of said Commonwealth, for value received, hereby acknowledges itself indebted and promises to pay the bearer hereof, or, if registered, to the registered owner hereof, the just sum of One Thousand ($1,000.00) Dollars on the first day of July, 1957, with interest thereon at the rate of three and seven eighths (3.7/8%) percentum per annum, payable semi-annually on the first day of the months of January and July in each year, on presentation and surrender of the interest coupons hereto attached, as they severally become due, without deduction for any tax, except gift, succession or inheritance taxes, which may be levied or assessed thereon or on this bond or on the debt secured hereby pursuant to any present or future law of the Commonwealth of Pennsylvania, all of which taxes the Township of Wilkins hereby assumes and agrees to pay, as the same may be from time to time assessed thereon.

The Township of Wilkins reserves the right to call, redeem and pay in their inverse numerical order any or all of the bonds of this issue numbered one hundred fifty one (151) to one hundred eighty-five (185) both inclusive, at par and accrued interest on July 1st, 1967, or on any interest payment date thereafter, provided notice of such call shall be given by registered mail to all registered owners and by advertisement once a week for two successive weeks in a daily newspaper published in the City of Pittsburgh, Pennsylvania, the first advertisement to be made at least thirty (30) days before the date on which the bonds will be redeemed and paid.

Both principal and interest are payable in lawful money of the United States of America at the Mellon National Bank and Trust Company, Turtle Creek Office, Turtle Creek, Pennsylvania.

This bond is one of a series of one hundred eighty-five (185) bonds of like date, amount and tenor except as to the date of maturity and provisions for redemption; numbered consecutively from one (1) to one hundred eighty-five (185) both inclusive, amounting in the aggregate to the sum of One Hundred Eighty-five Thousand ($185,000.00) Dollars, issued in accordance with the Act of the General Assembly of the Commonwealth of Pennsylvania, approved the twenty-fifth day of June, A. D. 1941, P. L. 159, as amended, and by virtue of an ordinance of the Township of Wilkins and the sworn statement of authorized officers thereof, as appears of recore in the office of the Clerk of the Court of Quarter Sessions of Allegheny County, Pennsylvania.

It is hereby certified that all acts, conditions and things required to be or be done, happen and be performed precedent to and in the issuance of this bond or in the creationof the debt of which it is evidence, have been done, happened and been performed in regular and due form and manner as required by law; and that this bond, together with all other indebtedness of the said Township of Wilkins is not in excess of any constitutional or statutory limitation and for the prompt and full payment of all the obligations of this bond the entire faith, credit, taxing power and resources of said Township are herevy irrevocably pledged.

This bond shall pass by delivery or it may be registered upon the books of the Treasurer of said Township. After such registration of ownership which shall be certified hereon by the said Treasurer, no transfer shall be valid except upon the books of said Treasurer, unless the last transfer so registered shall have been to bearer and the transferability by delivery thereby restored; but it shall continue subject to successive registration and transfer to bearer, as aforesaid, at the option of the holder, The transferability of the coupons by delivery shall not be affected by registration of the bond.

It is hereby further certified that an annual tax sufficient for the payment of all future debt service charges on the issue of bonds of which this bond is a part, has been properly levied and assessed and that said tax is not in excess of any legal limitation.

IN WITNESS WHEREOF, the Township of Wilkins has caused this bond to be properly executed by its officers and the common and corporate seal of said Township to be hereto affixed, attested by the Secretary and to be countersigned by its Treasurer and has also caused the coupons hereto attached to be authenticated with the facsimile signature of its Treasurer as of date the first day of July, A. D. 1957.

TOWNSHIP OF WILKINS

Richard B Rose

President, Board of Township Commissioners

Attest:-

M Joe Martinelli

Secretary

Countersigned:-

Treasurer

FORM OF COUPON

On the first day of , 19 , , the Township of Wilkins, Allegheny County, Pennsylvania, will pay to the bearer at the Mellon National Bank and Trust Company, Turtle Creek Office, Turtle Creek, Pennsylvania, Nineteen and 37/100 ($19.37) Nineteen and 38/100 ($19.38) Dollars, free of tax, being six months' interest on its Issue of 1957 Bond, dated the first day of July, 1957, and numbered unless the aforementioned bond shall have been duly called for prior redemption.

Treasurer

BACK OF BOND

NO._____

UNITED STATES OF AMERICA

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF ALLEGHENY

TOWNSHIP OF WILKINS

Tax Free

$1000.00

3-7/8%

ISSUE OF 1957 BOND

Due July 1st, 19__

Interest Payable

January first and July first

Principal and Interest Payable

at the

MELLON NATIONAL BANK AND TRUST COMPANY,
TURTLE CREEK OFFICE,
Turtle Creek, Pennsylvania

NOTHING TO BE WRITTEN HERE EXCEPT BY THE TREASURER

Date of Registry In Whose Name Registered Treasurer

Section 6. The President and Secretary of the Board of Township Commissioners and the Treasurer of the Township are hereby authorized and directed to execute said bonds on behalf of the Township and to affix thereto its common and corporate seal and to cause the coupons to be authenticated by the facsimile signature of the Treasurer. The Treasurer is hereby authorized and directed to deliver said bonds to the purchaser and receive payment therefor on behalf of the Township after sale of the bonds in the manner required by law; provided, however, that said bonds shall not be sold for less than their par value with accrued interest to the date of delivery and payment.

Section 7. There is hereby levied and assessed upon all persons and property subject to taxation for Township purposes an annual tax in each of the following fiscal years of so many mills as will yield amounts sufficient for the payment from time to time of interest covenanted to be paid on said bonds and the principal thereof at maturity:

For the year 1958	$ 25,462.50
For the year 1959	21,296.87
For the year 1960	20,715.63
For the year 1961	20,134.37
For the year 1962	19,553.13
For the year 1963	18,971.87
For the year 1964	18,390.63
For the year 1965	17,809.37
For the year 1966	17,228.13
For the year 1967	16,646.87
For the year 1968	16,065.63
For the year 1969	15,484.37
For the year 1970	5,096.88

which taxes are sufficient for and shall be applied exclusively to said debt service charges as the same shall from time to time become due and payable. The collection of said tax shall commence with the fiscal year beginning 1958 being the first fiscal year following the issue of said bonds.

Section 8. There is hereby established a sinking fund for the payment of the bonds hereby authorized, said fund to be known as Sinking Fund No. 2. All moneys realized from the taxes hereby levied shall be paid into the sinking fund hereby created as collected, and shall be applied exclusively to the payment of the principal of said bonds at maturity and interest and taxes thereon meanwhile, to which purpose they are hereby irrevocably pledged.

Section 9. There is hereby appropriated from the general

funds of the Township the sum of Three thousand five hundred eighty four and 37/100 ($3,584.37) Dollars for the purpose of meeting the requirements of this issue of bonds for interest pending the collection of the tax levied for that purpose, and such amount so appropriated and used shall be repaid out of the proceeds of the tax collected the first year after the issue of said bonds.

Section 10. It is hereby declared that the debt to be incurred hereby together with the existing net debt of the Township is not in excess of any constitutional or statutory limitation, and the President and Secretary of the Board of Township Commissioners are hereby authorized and directed to prepare, verify and file with the Clerk of the Court of Quarter Sessions of Allegheny County, the statement required by the Act of Assembly, approved June 25th, 1941, P. L. 159 as amended and to do and perform all other acts proper in connection therewith.

Section 11. All moneys derived from the sale of said bonds are hereby appropriated to the purposes stated and shall not be used for any other purpose.

Section 12. All ordinances or parts of ordinances not in accord with this ordinance are hereby repealed in so far as they conflict herewith.

ORDAINED AND ENACTED into law by the Board of Township Commissioners of the Township of Wilkins this 19th day of June, A. D. 1957, in lawful session regularly assembled.

Richard B. Rose
President, Board of Township Commissioners

Township Seal

Attest:-

M. Jos. Martinelli
Secretary

CERTIFICATE

I, M. Jos. Martinelli, Secretary of the Board of Township Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, do hereby certify that the foregoing and attached is a true copy of Ordinance No. 232 which was duly enacted at a regular meeting of the Board of Township Commissioners held on the 19th day of June, 1957, at which a quorum was present; that the same was duly recorded in Ordinance Book Vol. II at page 311 and was published as required by law in the Turtle Creek Valley Independent a newspaper of general circulation in the Township, there being no newspaper published therein. I further certify that the total number of members of the Board of Township Commissioners is five and that the vote upon said resolution was called and duly recorded upon the minutes of the Board and that the members of the Board voted in manner following:-

George Porado	Aye
Helen V. DeLaney	Aye
George McCracken	Aye
Dominic J. Aiello T	Aye
Richard B. Rose	Aye

WITNESS my hand and the seal of the Township of Wilkins this 19th day of June, 1957.

M. Jos. Martinelli
Secretary

Seal of the Township

ORDINANCE NO. 233

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND ORDERING THE GRADING AND PAVING AND INSTALLATION OF STORM SEWERS IN THOMPSON STREET FROM ITS INTERSECTION WITH REBECCA STREET IN A NORTHEASTERLY DIRECTION TO THE DEAD END THEREOF; AWARDING CONTRACTS FOR MATERIALS FOR SAID IMPROVEMENT TO THE TRUMBULL CONSTRUCTION AND ASPHALT CO. AND THE DUQUESNE SLAG COMPANY, AND PROVIDING FOR THE ASSESSMENT OF THE COST AND EXPENSE THEREOF AGAINST THE PROPERTIES ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same.

SECTION 1. That the grading, paving and installation of storm sewers in Thompson Street between the intersection of Rebecca Street in a northeasterly direction to the dead end of said Thompson Street, in accordance with the plans and specifications therefore as prepared by the Township Engineer be, and the same is hereby authorized and directed.

SECTION 2. That the proper officers of the Township are directed to execute a contract with the Trumbull Construction and Asphalt Co. for bituminous asphalt surface materials and the Duquesne Slag Company for base slag materials in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part thereof.

SECTION 3. That the Commonwealth of Pennsylvania, through its Road Aid Program, shall contribute towards the total cost and expense of said improvement in an amount determined by the Commonwealth's program and as stipulated by the Commissioners of Wilkins Township, which said amount shall be deducted from the total cost and expenses of said improvement and that two-thirds (2/3) of the balance of the cost and expense of said improvement shall be paid by the Township of Wilkins, and one-third (1/3) thereof assessed against the properties fronting or abutting thereon and benefited thereby, said assessment is to be made

in accordance with the foot front rule of assessments.

ORDAINED AND ENACTED into law this 4th day of September, 1957.

ATTEST:

M. Jo. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 4th day of September, 1957 and as the same appears in the Ordinance Book of said Township.

M. Jo. Martinelli
Secertary

ORDINANCE NO. 234

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND ORDERING THE GRADING AND PAVING AND INSTALLATION OF STORM SEWERS IN NEGLEY AVENUE FROM ITS INTERSECTION WITH SEMMENS STREET TO THE TURTLE CREEK BOUNDARY LINE; AWARDING CONTRACTS FOR MATERIALS FOR SAID IMPROVEMENT TO THE TRUMBULL CONSTRUCTION AND ASPHALT CO. AND THE DUQUESNE SLAG COMPANY, AND PROVIDING FOR THE ASSESSMENT OF THE COSTS AND EXPENSE THEREOF AGAINST THE PROPERTIES ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same.

SECTION 1. That the grading, paving and installation of storm sewers in Negley Avenue between Semmens Street and to the Turtle Creek Borough boundary line, in accordance with the plans and specifications therefore as prepared by the Township Engineer be, and the same is hereby authorized, and directed.

SECTION 2. That the proper officers of the Township are directed to execute a contract with the Trumbull Construction and Asphalt Co. for bituminous asphalt surface materials and the Duquesne Slag Company for base slag materials in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part hereof.

SECTION 3. That the Commonwealth of Pennsylvania, through its Road Aid Programs shall contribute towards the total cost and expense of said improvement in an amount determined by the Commonwealth's program and as stipulated by the Commissioners of Wilkins Township, which said amount shall be deducted from the total cost and expense of said improvement and the two-thirds (2/3) of the balance of the cost and expense of said improvement shall be paid by the Township of Wilkins, and one-third (1/3) thereof assessed against the properties fronting of abutting thereon and benefited thereby, said assessment is to be made

in accordance with the foot front rule of assessments.

ORDAINED AND ENACTED into law this 4th day of September, 1957.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Post
President

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 4th day of September, 1957 and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli
Secretary

ORDINANCE NO. 235

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE CENTER LINE GRADE OF THOMPSON STREET WHICH APPEARS AS AN UN-NAMED STREET ON PLAN OF SECTION "B" N.Y. & CLEVELAND GAS COAL COMPANY PLAN OF LOTS AND BORDERS LOTS NUMBERED 67TO 69 AND 70 TO72 , FROM THE EASTERLY LINE OF REBECCA STREET TO A POINT 306.97 FEET NORTHEASTWARDLY THEREFROM.

BE IT ORDAINED AND ENACTED by the Commissioners ofthe Township of Wilkins in meeting duly assembled and it is hereby ordained and enacted by authority of the same.

SECTION I. That the center line grade of Thompson Street which appears as an un-named street on plan of Section "B"N.Y. & Cleveland Gas Coal Company Plan of Lots and borders lots numbered 67 to 69 and 70 to 72, from the easterly line of Rebecca Street to a point 306.97 feet northeastwardly therefrom, be and the same is hereby established.

Beginning at a point at the intersection of the easterly line of Rebecca Street with the center line of Thompson Street, which appears as an un-named Street bordering Lots numbered 67 to 69 and 70 to 72 in Section "B" N.Y. & Cleveland Gas Coal Company Plan of Lots as the same appears on Plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Vol. 5 page 10, at an elevation of 891.13 feet, Sandy Hook Datum; thence in a northeasterly direction along the center Line of Thompson Street for 21.97 feet of the 30 foot concave parabolic curve which is determined by the intersection of a grade rising at the rate of 3.46 feet per 100.00 feet with a grade rising at the rate of 15.00 feet per 100.00 feet to a point at an elevation 892.53 feet; thence by a uniformly rising grade for 15.00 feet tora point at a elevation 894.79 feet; thence by a convex parabolic corve for 200 feet to a point at an elevation 910.37 feet; thence by a uniform rising grade for 80.00 feet to a point which is distant 306.97 feet in a northeasterly direction from the easterly line of Rebecca Street at an elevation 910.77 feet above Datum.

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same if hereby repealed.

ORDAINED AND ENACTED into law this 23rd day of September, 1957, a full quorum being present.

ATTEST:

M. Jos. Martinelli
Secretary

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Ross
President

ORDINANCE NO. 236

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE CENTER LINE GRADE OF NEGLEY AVENUE FROM THE TURTLE CREEK BORDOUR LINE TO A POINT WHICH IS 22.49 FEET IN A SOUTHWESTERLY DIRECTION FROM THE CENTER LINE OF SEMMENS STREET.

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Wilkins in meeting duly assembled and it is hereby ordained and enacted by authority of the same.

SECTION I. That the center line grade of Negley Avenue from Turtle Creek Borough line to a point which is 22.49 feet in a southwesterly direction from the center line of Semmens Street be and the same is hereb y established.

BEGINNING at a point at the intersection of the Borough Line of the Borough of Turtle Creek, which is also the southerly line of Lot No. 8 in N.Y. & Cleveland Gas Coal Company Plan of Lots produced in a southwesterly direction, with the center line of Negley Avenue in N.Y. & Cleveland Gas Coal Company Plan of Lots as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Vol. 5 page 10, at a elevation 897.18 feet, Sandy Hook, Datum; thence along the center line of Negley Avenue in a Northerly direction for 45.00 feet of the 70 foot convex parabolic curve which is determined by the intersection of a grade rising at the rate of 12.32 feet per 100.00 feet with a grade falling at the rate of 6.88 feet per 100.00 feet tofa point at an elevation 899.08 feet; thence by a uniform falling grade for 45.00 feet to a point at an elevation 895.99 feet; thence by a 50 foot concave parabolic curve to a point at an elevation 894.14 feet; thence by a uniform falling grade for 142.84 feet to a point at an elevation 893.43 feet; thence by an 80 foot convex parabolic curve to a point at an elevation 887.59 feet; thence by a uniform falling grade for 108.91 feet to a point which is 22.49 feet southwestwardly from the intersection with the center line of Semmens Street with the center line of Negley Avenue at an elevation 872.23 feet above Datum.

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 23rd day of September, 1957, a full quorum being present.

ATTEST:

M. Joe Martinelli
Secretary

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

ORDINANCE NO. 237

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING THE BID OF THE NARDULLI AND SONS CO., INC. OF BUTLER STREET, PITTSBURG, PA. FOR THE INSTALLATION OF SANITARY SEWERS IN THE GREENSBURG PIKE SANITARY SEWER DISTRICT NO. 1 FROM A POINT 150 FEET SOUTH OF REBECCA STREET TO A POINT NORTHWARD FROM THE SAME REBECCA STREET A DISTANCE OF 880 FEET, A TOTAL DISTANCE OF 1030 FEET: AWARDING A CONTRACT FOR THE SAME AND PROVIDING FOR THE ASSESSMENT OF A PORTION OF THE COST THEREOF AGAINST THE PROPERTY OWNERS. ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins and it is hereby ordained and enacted by the authority of the same:

SECTION 1. That the bid of the Nardulli and Sons Co., Inc. of 947 Butler Street, Pittsburgh, Pennsylvania for the installation of a sanitary sewer from a point 150 feet South of Rebecca on the Greensburg Pike to a point North of the same Rebecca Street for a distance of 880 feet, a total distance of 1030 feet, the same being within the section designated as the Greensburg Pike Sanitary Sewer District No. 1, be accepted. The said bid being submitted at the regular meeting of October 7, 1957 and being considered as the lowest responsible bidder was in the amount of $10,707.00.

SECTION 2. That the installation of the said sanitary sewer in the Greensburg Pike Sanitary Sewer Section No. 1 in accordance with the plans and specifications prepared by the Township Engineer be and the same is hereby authorized and directed.

SECTION 3. That the proper officers are hereby directed to execute a contract with the Nardulli and Duns Co., Inc. for the installation of the said sanitary sewers in accordance with plans and specifications and proposal therefore, which by reference thereto are made a part hereof.

SECTION 4. That the Township of Wilkins shall pay one fourth (1/4) of the total costs and expenses of the said improvement and three fourths (3/4) thereof shall be assessed against the properties fronting or abutting thereon and benefited thereby, said assessment is to be made in accordance with the foot front rule

of assessments.

ORDAINED AND ENACTED into law this 14th day of October, 1957.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 14th day of October, 1957 and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli
Secretary

ORDINANCE NO. 238

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE INSTALLATION OF SIDEWALKS IN THE GREENSBURG PIKE IN THE AREA DESIGNATED AS ALLEGHENY COUNTY SECTION 1-A FROM THE TURTLE CREEK BOROUGH LINE TO THE VICINITY OF WEST STREET; AWARDING A CONTRACT FOR SAID INSTALLATION TO NARDULLI AND SONS CO., INC., OF 947 BUTLER STREET, PITTSBURGH, ALLEGHENY COUNTY, PENNSYLVANIA, AND PROVIDING FOR THE ASSESSMENT OF THE COST AND EXPENSE THEREOF AGAINST THE PROPERTIES ABUTTING SAID IMPROVEMENT.

WHEREAS, by agreement with the Commissioners of Allegheny County, Pennsylvania, advertising according to law for bids on the installation of said sidewalks in the construction of the Greensburg Pike being County designation "Section 1-A" thereof was had as of June 4, 1957; and

WHEREAS, Nardulli and Sons Co., Inc., of 947 Butler Street, Pittsburgh, Allegheny County, Pennsylvania, was the lowest responsible bidder.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by the authority of the same.

SECTION 1. That the construction and installation of sidewalks in the Greensburg Pike in the area designated as Section 1-A by the County of Allegheny from the Turtle Creek Borough line to the vicinity of West Street, in accordance with the plans and specifications therefore as prepared by the Board of Commissioners of the County of Allegheny, Pennsylvania, County Department of Works, be, and the same is hereby authorized and directed.

SECTION 2. That the proper officers of the Township are directed to execute a contract with Nardulli and Sons Co., Inc., for the construction and installation of the sidewalks having a five (5) foot width in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part thereof.

SECTION 3. That the total cost and expense of said improvement shall be assessed against the properties fronting or abutting thereon and benefited thereby, said assessment is to be made in accordance with the foot front rule of assessments.

ORDAINED AND ENACTED into law this 14th day of October, 1957.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

CERTIFICATION

I, M. JOSEPH MARTINELLI, do hereby certify that the foregoing is a true and correct copy of the Ordinance of the Township of Wilkins enacted on the 14th day of October, 1957 and as the same appears in the Ordinance Book of said Township.

M. Jos. Martinelli
Secretary

ORDINANCE NO. 239

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROHIBITING THE ACCUMULATION AND DUMPING OF GARBAGE, REFUSE AND ALL OTHER WASTE MATERIAL IN THE TOWNSHIP OF WILKINS AND PRESCRIBING FINES AND PENALTIES FOR VIOLATION OF THE PROVISIONS HEREIN.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of The Township of Wilkins, and it is hereby ordained and enacted by authority of the same:

SECTION 1. No person, association, firm or corporation shall keep or suffer to remain upon his or her premises, or on any provate property, any garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse, rubbish or any other waste materials or cast the same upon the shores or margins of any stream or body of water, or into any sewer inlet or upon any sidewalk in the Township, except that ashes or cinders may be cast upon a sidewalk during inclement or icy weather. Nor may any person, firm or corporation use or permit to be used any spot or place within the Township as a public or private dump for any of the foregoing matters, except that the Township may provide the same for municipal purposes.

SECTION 2. It shall be unlawful for any person, firm or corporation to transport any garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse, rubbish or any other waste materials from any place outside the Township of Wilkins, into said Township of Wilkins for the purpose of dumping or storing the same on property, public or private, in said Township of Wilkins and the dumping, storing or burning of any garbage, offal, carcass, putrid matter, or other offensive of unwholesome matters, ashes, refuse, rubbish or any other waste materials transported from outside of Wilkins Township is hereby prohibited within the limits of said Township of Wilkins.

SECTION 3. All garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse, rubbish or any other waste materials shall be placed in suitable receptacles which can be easily handled by one man and the accumulation therein shall only be for such a reasonable period of time as is necessary to cause the same to be removed.

SECTION 4. No person shall place any garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse, rubbish or any other waste materials in any street, alley or other public place, or upon any private property whether owned by such person or not, within the Township except it be in proper receptacles for collection or under an express approval granted by the Township Commissioners.

SECTION 5. Any unauthorized accumulation or any garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse rubbish or any other waste materials on any premises is hereby declared to be a nuisance and is prohibited. Failure to remove any existing accumulation of any garbage, offal, carcass, putrid matter, or other offensive or unwholesome matters, ashes, refuse, rubbish or any other waste materials within thirty (30) days after the effective date of this ordinance shall be deemed a violation of this ordinance.

SECTION 6. Any person violating any of the provisions of this ordinance shall upon conviction thereof before a Justice of the Peace be subject to the following penalties: first offense ten ($10.00) dollars and costs of ten (10) days in the Allegheny County Jail and for a second and all subsequent offenses fifty ($50.00) dollars and costs or thirty (30) days in the Allegheny County Jail.

SECTION 7. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance is hereby repealed.

SECTION 8. If any section or provision of this ordinance be declared invalid, the same shall not effect the validity of the ordinance as a whole, or any part thereof, other than the part ao declared to be invalid.

ORDAINED AND ENACTED into law this 11th day of November, 1957.

ATTEST: COMMISSIONERS OF WILKINS TOWNSHIP

M. Joe Martinelli
Secretary

BY Richard B. Ross
President

ORDINANCE NO. 240

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REGULATING THE WIDTH, CONSTRUCTION AND REPAIR OF SIDEWALKS IN THE TOWNSHIPOF WILKINS, PROVIDING FORRINSPECTIONS, PERMITS, FEES AND PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Commissioners of Wilkins Township have recognized the existence of a problem relative to pedestrian travel of the streets of the Township, and

WHEREAS, property owners have indicated a desire to construct sidewalks in connection with their property, and

WHEREAS, the Commissioners of Wilkins Township have determined that the Construction, repair and replacement of sidewalks should be uniform and regulated.

NOW, THEREFORE, be it ordained, and it is hereby ordained and enacted by the Commissioners of Wilkins Township in meeting duly assembled, a quorum being present as follows:

Section 1. The short title of this ordinance shall be "The Sidewalk Ordinance of the Township of Wilkins".

Section 2. Every owner of property in the Township of Wilkins shall, on five (5) days notice from the Commissioners of Wilkins Township, repair the side walk in the manner stipulated in such notice, in front of or along side such property.

Section 3. The notice referred to in Section 2 of this ordinance may be written or printed or partly written and partly printed and shall be signed by the Secretary of the Board of Commissioners of Wilkins Township

Section 4. All sidewalks shall be constructed, reconstructed and repaired of concrete only, according to specifications determined from time to time by the Township Engineer, Provided, a bituminous surface, meeting specifications determined by the Township Engineer may be applied as a protective coating only, where an entire block of concrete does not have to be replaced; but where a block of concrete has to be repladed, such replacement shall be with concrete only. Provided further, where the existing sidewalk is

of brick and at least two-thirds(2/3) of such sidewalk is in good repair such sidewalk may be repaired with brick.

Section 5. On all streets, the sidewalks shall be at least four (4) feet wide and shall be so constructed as to leave a space of two (2) feet between the curb and the commencement of the sidewalk, where curbs exist and if no curbs exist then shall be so located as directed by the Township Engineer. In all instances, uniformity shall be maintained wherever possible.

Section 6. In all cases where sidewalks are constructed, reconstructed or repaired over coal cellars or other excavations under such sidewalks, such sidewalks shall be supported by iron or steel beams or girders or stone or concrete arckes. In no case, shall a support or wood or other perishable material be used.

Section 7. All sidewalks shall be constructed, reconstructed and repaired and the grading therefore done upon the line and grade obtained by the property owner from the Township Secretary, and not otherwise.

Section 8. It shall be the duty and responsibility of the Township Secretary to determine, in the case of any individual property, whether or not the sidewalks shall be reconstructed or repaired, and, if so, the specific part or parts thereof to be reconstructed or repaired. The Secretary may, at any time, during the course of work of construction, reconstruction or repairing any sidewalk, visit the site of such work to ascertain whether such work is being done according to requirements; and he or one of his assistants shall visit such site for such purpose whenever requested by the property owner. Within two (2) days after the completion of the work of construction, reconstruction or repair of any sidewalk, it shall be the duty of the owner of the property where such work was done to notify the Township Secretary of that fact so that he may inspect such sidewalk to determine whether the grade thereof has been observed and followed. The Township may delegate these duties to other officers as it sees fit.

Section 9. Any property owner, upon his own initiative, without notice to any Township authority, may construct, reconstruct or repair a sidewalk in front of or along his property, provided that such owner shall first make application to the Township Secretary and shall conform to the requirements of this ordinance as to line and grade and as to material used.

Section 10. That such application and the permit issued pursuant thereto shall be accompanied by a fee in the amount of three ($3.00) dollars payable to the Township Secretary for general Township purposes.

Section 11. Any person, firm, partnership or corporation, or any member or members of such firm, partnership or corporation violating any of the provisions of this ordinance, shall, upon conviction thereof before a Justice of the Peace, be fined not to exceed one hundred ($100.00) dollars for any one offense, recoverable with costs, or be sentenced to undergo imprisonment in the Allegheny County Jail for a period not to exceed five (5) days or both, at the discretion of the Justice of the Peace imposing sentence. Each day that a violation is permitted to exist after notice in writting shall have been served by the Township Secretary, shall constitute a separate offense. Prodeedings for the violation hereof, may be instituted by anyone making an information before any Justice of the Peace, and may be commenced by issuing either a summons or a warrant after information has been made and procedings to restrain any violation or the continuance of any violation of this ordinance, may be prosecuted as provided by law.

Section 12. That any section or provision of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

ATTEST: TOWNSHIP OF WILKINS

M. Jos Martinelli
Secretary

BY Richard B. Rose
President

Approved this 11th day of November, 1957.

Solicitor

Ordained into law this 11th day of November, 1957

ORDINANCE NO. 241

AN ORDINANCE OF THE TOWNSHIP OF WILKINS VACATING A PORTION OF OLD STATE HIGHWAY ROUTE NO. 741, KNOWN AS BEULAH ROAD OR BROWN AVENUE EXTENSION WHICH EXTENDS THROUGH WILKINS TOWNSHIP, ALLEGHENY COUNTY, PENNSYLVANIA, SAID PORTION BEING FROM THE DIVIDING LINE BETWEEN THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS TO LEAX LANE IN SAID TOWNSHIP.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION I. That a portion of Old State Highway Route No. 741, known as Beulah Road or Brown Avenue Extension from the dividing line between the Borough of Churchill and the Township of Wilkins to Leax Lane in said Wilkins Township, Allegheny County, Pennsylvania, as is more particularly set forth in the plan attached hereto and made a part hereof, the portion of said roadway which is hereby vacated being marked in red, is hereby vacated.

SECTION II: That any ordinance, or ordinances, or parts of ordinances, conflicting with the provisions of this ordinance, be, and the same is hereby repealed insofor as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 9th day of December, 1957.

ATTEST:

M. Jo. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard A. Rose
President

ORDINANCE NO. 242

AN ORDINANCE OF THE TOWNSHIP OF WILKINS VACATING A PORTION OR OLD BEULAH ROAD BEING KNOWN AS OLD STATE HIGHWAY ROUTE NO. 741 OR BROWN AVENUE EXTENSION LOCATED IN THE TOWNSHIP OR WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, BEING MORE PARTICULARLY DESCRIBED HEREIN.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same:

SECTION I. That a portion of the Old State Highway Route No. 741 known as Beulah Road and also known as Brown Avenue Extension being more particularly bounded and described as follows:

ALL that certain strip or piece of ground situate in the Township of Wilkins, County of Wllegheny and Commonwealth of Pennsylvania, being bounded and described as follows:

BEGINNING at a point on the Westerly right-of-way line of Beulah Road as now located and approved and known as State Highway Route No. 741, said point of beginning being distant the two following courses and distances, both measured along the Weaterly right-or-way line of the aforesaid Beulah Road from the dividing line between lands now or formerly of Joseph Kovachick and lands of Stephen Catarinella and Lucia Catarinella, his wife: Along the arc of a circle deflecting to the right and having a radius of Two Thousand Three Hundred Seventeen and 1/100 (2317.01) feet and arc distance of Four Hundred Forty-four and 20/100 (444.20) feet to a point of tangency and North 1 48' 30" West a distance of Four Hundred Forty-nine and 1/100 (449.01) feet to a point on the said Westerly right-of-way line of Beulah Road, being the place of beginning; thence North 58 40' West, a distance of Fifty-six and 48/100 (56.48) feet to a point; thence North 12 13' West a distance of Ninety-eight and 10/100 (98.10) feet to a point; thence North 40 44' East a distance of Ninety-six and 15/100 (96.15) feet to a point of the said Westerly right-of-way line of Beulah Road; thence along said Westerly right-of-way line of Beulah Road South 1 48'30" East a distance of Forty-eight and 81/100 (48.81) feet to a point; thence South 40 44' West a distance of Forty-three and 75/100 (43.75) feet to a point; thence South 12 13' East a distance of Sixty-seven and 50/100 (67.50) feet to a point; thence South 58 40' East a distance of Twenty and 78/100 (20.78) feet to a point on the Westerly right-Of-way line of Beulah Road; thence along siad Westerly right-of-way line of Beulah South 1 48' 30" West a distance of Thirty-nine and 41/100 (39.41) feet to a point at the place of beginning.

BEING part of the Old Beulah Road (Old State Highway Route No. 741) prior to the re-location of said State Highway No. 741 which was vacated by the Commonwealty of Pennsylvania.

Exhibit "G"

as ia more particularly set forth in the plan attached hereto and made a part hereof, and the portion to be vacated being marked in red, is hereby vacated.

SECTION II. That any ordinance, or ordinances, or parts of ordinances, conflicting with the provisions of this ordinance, be and the same is hereby repealed insofor as they conflict with this ordinance.

ORDAINED AND ENACTED into law this 9th day of December, 1957

ATTEST:

M. Joe Martinelli
Secretary

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

BY Richard A. Pole
President

ORDINANCE NO. 243

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP ALL OF THE PAVED AND IMPROVED ROADS OR PORTIONS THEREOF IN THE SUNCREST MANOR PLANS OF LOTS WHICH PLANS ARE RECORDED AS OF THIS DATE.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by authority of the same.

SECTION I. That the Township of Wilkins accepts and the same is hereby accepted for maintenance and repair and made part of the public road system of said Township all of the paved and improved streets and roadways in the recorded plans known as the Suncrest Manor Plans of Lots which said roadways are shown and designated on plans of record of said Suncrest Manor Plans in the office of the Secretary of the Board of Commissioners of Wilkins Township. This acceptance is only as to those roadways and streets which are paved and improved and as approved by the Township Engineer of this date.

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance, be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 9th day of December, 1957.

ATTEST: TOWNSHIP OF WILKINS

M. J. Martinelli
Secretary

BY Richard B. Rose
President

Note: Technical Description Page 344

Description of a part of Sunset Drive in Suncrest Manor Plan No.2 and Suncrest Manor Plan.

BEGINNING at a point on the easterly line of Sunset Drive in Suncrest Manor Plan No. 2, said point being at the northwest corner of Lot No. 33 in Suncrest Manor Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 52, pages 60 and 61; thence along the easterly line of Sunset Drive in said Suncrest Manor Plan No. 2, S 31° 04' 32" W a distance of 184.505 ft. to a point; thence crossing Orion Drive by the easterly line of Sunset Drive as shown on said plan and as set forth in Deed of Joseph W. Wilson, et ux, dated Sept. 4, 1957 and of record in Deed Book Volume 3627, page 181, S 29° 21' 48" W a distance of 100.85 ft. to a point; thence along the easterly line of Sunset Drive as set forth in said Deed of Joseph W. Wilson, et ux, S 29° 07' 55" W a distance of 139.17 feet to a point on line of land of Albert Hosbach; thence by line of land of Albert Hosbach N 63° 58' 00" W a distance of 18.27 feet to a point; thence continuing along the same S 29° 45' W a distance of 140.00 feet to a point; thence continuing along the same S 60° 15' E a distance of 28.68 feet to a point on the northerly line of Hawthorne Drive, in Suncrest Manor Plan as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Volume 49, pages 174 and 175, at its intersection with the easterly line of Sunset Drive, in said Suncrest Manor Plan, produced N 27° 00' E a distance of 76.20 feet; thence crossing Hawthorne Drive and continuing along the easterly line of Sunset Drive in said Suncrest Manor Plan S 27° 00' W a distance of 205.87 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the right and having a radius of 525 feet an arc distance of 93.92 feet to a point of tangency; thence continuing along the same S 37° 15' W a distance of 240.05 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the left and having a radius of 225 feet an arc distance of 144.58 feet to a point of compound curve; thence along the northerly line of Sunset Drive as set forth in Deed of Blanche R. Young, et al, dated October 19, 1957 and of record in Deed Book Volume 3627, page 180; by the arc of a circle deflecting to the left and having a radius of 24.49 feet an arc distance of 24.37 feet to a point of tangency; thence continuing along the same and continuing along the northerly line of Sunset Drive as set forth in Deed of N. Townsend Allison, et ux, dated September 18, 1957 and of record in Deed Book Volume 3627, page 179, S 56° 34' 41" E a distance of 157.745 feet to a point of curve at the dividing line between lots numbered 21 and 23 in the aforesaid Suncrest Manor Plan; thence continuing along the northerly line of Sunset Drive in the aforesaid Suncrest Manor Plan of Lots by the arc of a circle deflecting to the right and having a radius of 125 feet an arc distance of 82.36 feet to a point of reverse curve; thence continuing along the same by the arc deflecting to the left and having a radius of 75 feet an arc distance of 170.495 feet to a point of compound curve; thence along the northwesterly line of Sunset Drive in the aforesaid Suncrest Manor Plan of Lots by the arc of a circle deflecting to the left and having a radius of 200 feet an arc distance of 93.98 feet to a point of reverse curve; thence continuing along the same by the arc of a circle deflecting to the right and having a radius of 250 feet an arc distance of 117.475 feet to a point of tangency; thence continuing along the same N 27° 00' E a distance of 383.80 feet to a point; thence crossing Sunset Drive S 63° 00' E a distance of 50.00 feet to a point on the northeasterly line of Sunset Drive in the aforesaid Suncrest Manor Plan; thence along the northeasterly line of Sunset Drive in the aforesaid Suncrest Manor Plan of lots S 27° 00' W a distance of 383.80 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the left and having a radius of 200 feet an arc distance of 93.98 feet to a point of reverse curve; thence continuing along the same by the arc of a circle deflecting to the right and having a radius of 250 feet an arc distance of 117.475 feet to a point of compound curve; thence along the southerly line of Sunset Drive in the aforesaid Suncrest Manor Plan of Lots by the arc of a circle deflecting to the right and having a radius of

125 feet an arc distance of 284.16 feet to a point of reverse curve; thence continuing along the same by the arc of a circle deflecting to the left and having a radius of 75 feet an arc distance of 49.415 feet to a point of tangency; thence continuing along the same N 61° 01' 25" W a distance of 148.01 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the right and having a radius of 100 feet an arc distance of 72.95 feet to a point; thence along the westerly line of Sunset Drive as set forth in Deed of Blanche R. Young and Bankers Associates Company dated June 23, 1955, and of record in Deed Book Volume 3422 page 314, in a northerly direction along the arc of a circle deflecting to the right and having a radius of 112 feet an arc distance of 143.13 feet to a point of tangency; thence continuing along the same N 37° 15' E a distance of 80.98 feet to a point on the westerly line of Sunset Drive in the aforesaid Suncrest Manor Plan; thence along the westerly line of Sunset Drive in said Suncrest Manor plan N 37° 15' E a distance of 240.05 feet to a point of curve; thence along the same by the arc of a circle deflecting to the left and having a radius of 475.00 feet an arc distance of 84.98 feet to a point; thence along the westerly line of Sunset Drive, as revised, and as set forth in Deed of Richard F. Felver, et ux, dated September 4, 1957, and of record in Deed Book Volume 3627, page 182, N 24° 07' 07" E a distance of 58.515 feet to a point; thence continuing along the same as set forth in Deed of Charles Hall, et ux, et al, dated September 4,1957, and of record in Deed Book Volume 3690, page 21 S 24° 07' 07" E a distance of 77.705 feet to a point; thence through the lands of The Township of Wilkins, Allegheny County, Pennsylvania, as set forth in the aforesaid Deed of Charles Hall, et al, and continuing through lands of Charles Hall, et ux, et al, formerly of Blanche R. Young N 26° 53' 23" E a distance of 72.04 feet to a point; thence along the westerly line of Sunset Drive as set forth in Deed of Charles Hall and Velma Hall, his wife, and William Behrend and Celeste S. Behrend, his wife, dated September 4, 1957 and of record in Deed Book Volume 3690, page 27, N 29° 45' E a distance of 140.00 feet to a point; thence continuing along the westerly line of Sunset Drive in the aforesaid Suncrest Manor Plan No. 2 N 27° 00' E a distance of 110.14 feet to a point; thence continuing along the same N 31° 04' 32" E a distance of 119.22 feet to a point; thence along the westerly line of Sunset Drive as set forth in Deed of Charles Hall, et ux, et al, dated September 4, 1957, and of record in Deed Book Volume 3627, page 162 N 28° 02' 19" E a distance of 181.515 feet to a point on line dividing the aforesaid Suncrest Manor Plan No. 2 and lands now or formerly of E. G. Bishoff; thence along line of lands now or formerly of F. G. Bishoff and crossing Sunset Drive in said Suncrest Manor Plan No. 2 S 74° 50' E a distance of 61.99 feet to a point at the place of beginning.

Being a strip of land of variable width to provide a right of way of 50 feet minimum width centered on the centerline of concrete pavement as now constructed, and to be used for street purposed by The Township of Wilkins, Allegheny County, Pennsylvania.

The total length of the center line being 2374.30 feet.

Description of the center line of Jefferson Heights Road from Orion Drive to the northerly plan line of Suncrest Manor Plan No. 2.

BEGINNING at a point at the intersection of the center line of Orion Drive with the center line of Jefferson Heights Road in Suncrest Manor Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 52, pages 60 and 61; thence along the center line of Jefferson Heights Road N 33° 19' 10" W a distance of 524.67 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the left and having a radius of 165 feet an arc distance of 52.72 feet to a point on the northerly plan line of said plan.

Maintaining a uniform width of 50 feet throughout with additional width at its intersection with Orion Drive as shown on plan of record.

Being a total length of 577.39 feet.

Description of Orion Drive from the center line of Sunset Drive to a point distant 457.25 feet southeastwardly therefrom.

BEGINNING at a point at the intersection of the center line of Sunset Drive with the center line of Orion Drive in Suncrest Manor Plan No. 2 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 52, pages 60 and 61; thence along the center line of Orion Drive S 60° 15' E a distance of 320.13 feet to a point of curve; thence continuing along the same by the arc of a circle deflecting to the right and having a radius of 427.70 feet an arc distance of 103.49 feet to a point of tangency; thence continuing along the same N 46° 23' 10" E a distance of 33.53 feet to a point which is distant 457.25 feet in a southeasterly direction from the center line of Sunset Drive, in said plan.

Maintaining a uniform width of 50 feet throughout with additional width at its intersection with Sunset Drive as shown on plan of record and as set forth in Deed of Joseph W. Wilson, et ux, dated Sept. 4, 1957, and of record in Deed Book Volume 3627, page 181.

Being a total length of 457.25 feet.

ATTEST: TOWNSHIP OF WILKINS

M. Jos. Martinelli
Secretary

BY _____
President

ORDINANCE NO. 244

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, RATIFYING, APPROVING AND LEVYING THE ASSESSMENT AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES ABUTTING ON THOMPSON STREET FROM ITS INTERSECTION WITH REBECCA ST REBECCA STREET IN A NORTHEASTERLY DIRECTION TO THE DEAD END THEREOF, FOR THE COSTS AND EXPENSE OF THE GRADING, PAVING AND CURBING THEREOF AND OTHERWISE IMPROVING THE AFOREMENTIONED PORTION OF THOMPSON STREET; PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by the authority of the same:

SECTION I. That the schedule of assessments based upon the foot front rule of assessment, as certified and determined by the Township Engineer, against properties abutting on Thompson Street from its intersection with Rebecca Street in a northeasterly direction to the dead end thereof, for the costs and expense of grading, paving, curbing and otherwise improving the same, be and the same are hereby ratified, approved and levied against said properties benefited by said improvement.

SECTION II. That the Secretary of the Township shall cause thirty (30) days' notice of the assessment to be given to each party or parties assessed, said notice to be given by service upon said owner, owners or their agents or by posting the assessed premises and publishing the schedule of assessments.

SECTION III. That the face amount of said assessment shall be due and payable to the Township within thirty (30) days of the receipt of said notice thereof, or of the posting or publication as provided in Section II of this ordinance.

SECTION IV. If any assessment or assessments shall remain unpaid at the expiration of thirty (30) days from the service of notice as provided in Section II hereof, it shall be the duty of the Township Solicitor to collect the same with interest from thirty (30) days after the date of completion of said improvement by action in assumpsit or by a lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION V. That the schedule of assessments as prepared by the Township Engineer be attached to this ordinance and made a part hereof.

ORDAINED AND ENACTED into law this 6th day of January, 1958 .

ATTEST:

M. Joe Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President of the Board of Commissioners

ORDINANCE NO. 245

AN RODINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1958 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREIN AFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION 1. That a tax rate be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes for the fiscal year 1958, as follows:

Tax rate for general Township purposes, the sum of Ten (10) mill on each dollar of assessed valuation, or the sum of One Hundred (100) cents on each one hundred dollars of assessed valuation.

SECTION 2. That for the expenses of the Township for the fiscal year 1958 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fulle itemized in the Budget Form - Schedule B:

GENERAL OPERATING FUNDS:

ESTIMATED RECEIPTS:

Cash and Securities	$ 60,386.67
Receipts from Realty Tax	102,113.33
From Taxes of Prior Years	5,000.00
Other Revenue receipts	76,600.00
TOTAL ESTIMATED RECEIPTS and CASH	$244,100.00

APPROPRIATIONS:

General Township Government	$ 32,900.00
Protection to Persons &Property	43,950.00
Health and Sanitation	55,550.00
Highways(Includes St. Lights)	76,250.00
Miscellaneous	8,550.00
Debt Service	26,900.00
Total Appropriations	$244,100.00

SECTION 3. An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION 4. That any Ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 10th day of March, A.D. 1958 at a recessed meeting of the Board of Commissioners, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
Richard B. Rose, President

CERTIFICATION

I, M. Jos. Martinelli, Secretary of the Board of Commissioners of the Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 245 enacted by the Commissioners of Wilkins Township of the 10th day of March, 1958.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(Township Seal)

ORDINANCE NO. 246

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING, APPROVING AND LEVYING THE ASSESSMENT AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES ABUTTING ON NEGLEY AVENUE FROM ITS INTERSECTION WITH SEMMENS STREET TO THE TURTLE CREEK BOUNDARY LINE, FOR THE COSTS AND EXPENSE OF THE GRADING, PAVING AND CURBING THEREOF AND OTHERWISE IMPROVING THE AFOREMENTIONED PORTION OF NEGLEY AVENUE; PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by the authority of the same:

SECTION I. That the schedule of assessments based upon the foot front rule of assessments, as certified and determined by the Township Engineer, against properties abutting on Negley Avenue from its intersection with Semmens Street to the Turtle Creek Borough boundary line, for the costs and expense of grading, paving, curbing and otherwise improving the same, be and the same are hereby ratified, approved and levied against said properties benefited by said improvement.

SECTION II. That the Secretary of the Township shall cause thirty (30) days' notice of the assessment to be given to each party or parties assessed, said notice to be given by service upon said owner, owners or their agents or by posting the assessed premises and publishing the schedule of assessments.

SECTION III. That the face amount of said assessment shall be due and payable to the Township within thirty (30) days of the receipt of said notice thereof, or of the posting or publication as provided in Section II of this Ordinance.

SECTION IV. If any assessment or assessments shall remain unpaid at the expiration of thirty (30) days from the service of notice as provided in Section II hereof, it shall be the duty of the Township Solicitor to collect the same with interest from thirty (30) days after the date of completion of said improvement by action in assumpsit or by a lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION V. That the schedule of assessments as prepared by the Township Engineer be attached to this ordinance and made a part hereof.

ORDAINED AND ENACTED into law this 17th day of March, 1958.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

TOWNSHIP OF WILKINS

BY Richard B. Rose

Richard B. Rose, President

ASSESSMENT Schedule for Negley Avenue Improvement from Semmens Street to Turtle Creek Borough Line.

Improvement Authorized by Wilkins Township Ordinance Nos. 234 and 236.

No.	Owners Name	Lot No.	Plan	Frontage	Assessment
V-1	Edward B. Ayers	22	H.M.&M.B. Ayers Revised Plan	26.23 ft.	$ 60.07
V-2	Daniel Neff & Annabelle Neff, his wife	19,20, 21,	" "	81.00 ft.	185.49
V-3	Robert F. Brady Delores J., his wife	Pt. 18	" "	41.05 ft.	94.00
V-4	Mary E. Henderson	Pt. 8	N.Y. & Cleveland gas coal Co.	68.16 ft.	156.09
V-5	Martin B. & Laura B. Ayers with notice to Annabelle Neff	5,6, 7,8	William G. Lane's	203.75 ft.	466.58
V-6	George T. & Anna M. Rudman	4	" "	78.72 ft.	180.27
V-7	George R. & Maude Lowes with notice to Kenneth Oliver & Jeanne Mae Lowes.	Pt.10	N.Y. & Cleveland gas coal Co.	209.80 ft.	480.44
V-8	Edward B. & Eula Mae Ayers.	9,10,11, 12,13, Pt. 8	William G. Lanes-N.Y. & Cleveland gas coal Co.	282.34 ft.	646.56
			Total	991.05 ft.	$2,269.50

H.M. & M.B. Ayers Plan Recorded in P. B. Vol. 27 Page 83.

N.Y. & Cleveland gas coal Company Plan Recorded in P.B. Vol. 5 Page 10.

William G. Lane's Plan Recorded in P. B. Vol 27 Page 111.

Approved by Board of Commissioners of Wilkins Township

this 18th day of March, A.D. 1958.

M. Jos Martinelli
Secretary

Richard B. Rose
President of the
Board of Commissioners

March 18, 1958

H. A. Shope,
Township Engineer

ORDINANCE NO. 247

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PRESCRIBING TRAFFIC AND PARKING REGULATIONS AND PROVIDING PENALTIES FOR THEIR VIOLATION .

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins and it is here by ordained and enacted by authority of the same in meeting duly assembled, a full quorum being present as follows:

ARTICLE I

GENERAL REGULATIONS

SECTION 1. DEFINITIONS AND INTERPRETATIONS. Words and phrases, when used in this ordinance, shall have meanings ascribed to them in the Motor Vehicle Code of the Commonwealth of Pennsylvania, as now in force, or as hereafter amended, enacted or re-enacted, except in those instances where the context clearly indicates a different meaning. The singular shall include the plural and the masculine shall include the feminine.

SECTION 2. MANNER OF ADOPTING PERMANENT TRAFFIC AND PARKING REGULATIONS. All traffic and parking regulations of a permanent nature shall be enacted as ordinances or as parts of ordinances or as amendments to ordinances of the Township of Wilkins.

SECTION 3. SPECIAL POWERS OF THE CHAIRMAN OF THE BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP. The Chairman of the Board of Commissioners of the Township of Wilkins shall have the following powers to regulate traffic and parking temporarily and in times of emergency:

a. In the case of fire, flood, storm or other emergency, to establish temporary traffic and parking regulations.

b. In the case of emergency or to facilitate public works or in the case of the conduct of processions and public events, to restrict or prohibit parking or traffic in limited areas for periods of not more than twenty-four (24) hours.

Such temporary and emergency regulations shall be enforced by the Chairman of the Board of Commissioners of Wilkins Township and the Police of the Township in the same manner as permanent regulations. Any person who shall operate a vehicle in violation of any such regulation shall be liable to the penalty set forth in the law for such violation, and, in case of any violation for which no specific penalty is set forth in the law, to a fine of not more than one hundred ($100.00) dollars, and, in default of payment of such fine and costs of prosecution, to imprisonment in the county jail for not more than ten (10) days.

The Chairman of the Board of Commissioners of Wilkins Township shall further have the power and authority to establish, change and abolish, and to designate by appropriate markings or signs, crosswalks, traffic lanes and parking spaces.

SECTION 4. AUTHORITY OF POLICE OFFICERS. The Police Officers of the Township are hereby given authority to direct traffic on the highways, roads, streets and alleys of the Township and at intersections thereof.

SECTION 5. MOTOR VEHICLES NOT TO BE DRIVEN ON SIDEWALKS. No person shall operate any motor vehicle longitudinally upon any sidewalk in the Township; nor shall any person operate any vehicle upon or across any sidewalk except in order to gain access or to egress from a driveway or alley at such locations where the surb, if such sidewalk is curbed, shall have been properly cut down for the purpose. Any person who shall violate any of the provisions of this section shall, upon conviction thereof, be sentenced to pay a fine of not more that one hundred ($100.00) dollars, and, in default of payment of such fine and costs of prosecution, to imprisonment in the county jail for not more than ten (10) days.

SECTION 6. REPORTS OF ACCIDENTS REQUIRED. The operator of any motor vehicle involved in an accident in the Township of Wilkins, and required by law to report such accident to any department or agency of the Commonwealth of Pennsylvania, or any

other person required to make such report, shall, at the time of making such report to the Commonwealth of Pennsylvania, make a written report to the Chief of Police of the Township, containing the same information. Any person failing to make such report as hereby required shall, upon conviction thereof, be sentenced to pay a fine of ten ($10.00) dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the county jail for not more than five (5) days.

SECTION 7. U-TURNS PROHIBITED ON CERTAIN STREETS. No operator of any vehicle shall make a U-turn upon the Greensburg Pike, William Penn Highway, Brown Avenue, Churchill Road or Larimer Avenue. Any person who shall violate any of the provisions of this section, shall upon conviction thereof, be sentenced to pay a fine of not less than ten ($10.00) dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the county jail for not more that five (5) days.

SECTION 8. TRAFFIC SIGNALS AT CERTAIN INTERSECTIONS. At the following intersection, official traffic signals are erected and are hereby ratified, and traffic at such intersection shall be directed by such signal unless otherwise directed by the Chairman of the Police Committee.

1. The intersection of Kingston Drive in the Eastmont Sections with State Highway Route No. 22. No motor vehicle traveling eastwardly on Route No. 22 shall make a left turn onto Kingston Drive except those motor vehicles in the extreme left hand eastbound lane of traffic.

When traffic is regulated by said traffic signals, any person who shall violate any of the traffic control regulations of this section shall, upon conviction thereof, be sentences to pay a fine of five ($5.00) dollars and costs of prosecution, and, in default of the payment thereof, shall undergo imprisonment for not more than three (3) days. It shall be unlawful for the driver or operator of any vehicle, streetcar, or trackless trolley omnibus to disobey the directions of any traffic signal placed in accordance with the provisions of this section, unless otherwise directed by a police officer or one having the authority of a police officer.

SECTION 9. ONE-WAY STREETS ESTABLISHED. The following are established as one-way streets:

a. Rebecca Street from Thompson Street to McMasters Avenue, (First Ward).

b. Hart Drive Turnabout.

Any person who shall operate a vehicle on any street or portion thereof hereby established as a one-way street other than in the direction established hereby for vehicular traffic thereon, shall, upon conviction thereof, be sentenced to paya fine of not more than ten ($10.00) dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the county jail not to exceed five (5) days.

SECTION 10. SPEED LIMITS ESTABLISHED ON CERTAIN STREETS. The following speed limits are hereby established.

a. Greensburg Pike from the boundayr line of Churchill Borough and Wilkins Township to the boundary line of Wilkins Township and the Borough of Turtle Creek, thirty five (35) miles per hour.

b. Rodi Road, Larimer Avenue, Brown Avenue, Churchill Road, Old State Highway Route No. 22(Old William Penn Highway) Leg. Routes 743 and 503 (Old Linhart Road), for their entire length in the Township of Wilkins, thirty five (35) miles per hour.

SECTION 11. THROUGH STREETS ESTABLISHED. The Greensburg Pike, Rodi Road, Larimer Avenue, Brown Avenue, Churchill Road and Kingston Drive, in the Township of Wilkins, are hereby established as through streets, and the operator of every vehicle, upon approaching any such street at any intersection thereof, shall come to a full stop, within a reasonable distance, before entering such intersection.

SECTION 12. STOP INTERSECTIONS ESTABLISHED. The following intersections located in the Township are hereby declared to be stop intersections, and official stop signs shall be erected, or are hereby confirmed if heretofore erected, in such a position as to fact traffic approaching the second-named street in the direction or directions hereby indicated. All vehicles approaching the intersection upon the first-named street in the direction or directions hereby indicated in each case shall come to a full stop, within a reasonable distance, before entering said inter-

section:

SECTION 13. BACKING UP RESTRECTED. No person shall back a motor vehicle for a distance in excess of one hundred (100) feet upon any of the highways, roads, alleys or streets of the Township any anyone violating said provision shall, upon conviction thereof be sentenced to pay a fine of not more than ten ($10.00) dollars and costs or prosecution and, in default of payment of such fine and costs of prosecution and, in default of payment of such fine and costs, to imprisonment in the county jail not to exceed five (5) days.

ARTICLE II

PARKING

SECTION 1. PARKING WITHOUT LIGHTS AUTHORIZED. The boundary limits of the Township of Wilkins are hereby established as a zone in which unoccupied motor vehicles may remain standing without lights, and all streets and alleys within such boundary limits are hereby designated as streets where motor vehicles may remain standing without lights.

SECTION 2. PARKING LIMITED TO THREE (3) HOURS ONLY ON CERTAIN STREETS. Parking on any of the following designated streets or areas is limited to three (3) hours only in any one period from sunrise to sunrise of any one motor vehicle.

SECTION 3. PARKING ON BRIDGES. Parking shall be prohibited on all bridges located in the Township.

SECTION 4. ANGLE PARKING, PARKING NEAR FIRE HYDRANTS AND INTERSECTIONS AND BESIDE CURBS PAINTED YELLOW PROHIBITED. Angle parking and parking within twenty-five(25) feet from any fire hydrant or curbline of street intersection or beside curb

painted yellow is prohibited within the boundary limits of the Township of Wilkins and parking so as to obstruct walkways of driveways is prohibited.

SECTION 5. PARKING PROHIBITED AT CERTAIN LOCATIONS. Parking shall be prohibited at all time in the following locations:

NO PARKING ON EITHER SIDE

Orion Drive
Hawthorne Drive
Orchard Street
Coal Street
Churchill Road from Negley Avenue to Larimer Avenue
Peffer Road
Rebecca Avenue Off McMasters Avenue
Ayers Alley
Saw Mill Run Road
Beech Street
Hazel Street
Electric Avenue
Tongalucas Street
Nannette Drive
John Street
Patterson Street Brown Plan
Elizabeth Street from Greensburg Pike to Lilly Lane
Roland Road from Brown Avenue to Lucia Drive
Powell Street from Greensburg Pike to Wallace Street
Kingston Drive from Route 22 to Gilmore Drive & DeLaney Drive
Jefferson Hghts. Road from Northern Pike Road to farthest end of School Property
Greensburg Pike

SECTION 6. PARKING PERMITTED ON ONE-SIDE ONLY. Parking shall be limited to one side only of the following names streets and prohibited entirely on the streets and the sides hereinafter designated:

NO PARKING			PARKING THIS SIDE ONLY		
Kingston	Drive	West	Kingston	Drive	East
Gilmore	Drive	West	Gilmore	Drive	East
Delaney	Drive	W.North	Delaney	Drive	East
Frazier	Drive	North	Frazier	Drive	South
Queenston	Drive	S.West	Queenston	Drive	North
Hart	Drive	South	Hart	Drive	East
Dunbar	Drive	S.West	Dunbar	Drive	N.East
Jefferson Hghts.	Road	South	Jefferson Hghts.	Road	N.West
Elwood	Drive	East	Elwood	Drive	South
Sunset	Drive	N.East	Sunset	Drive	S.West
Laurel	Drive	West	Laurel	Drive	East
Gilcrest	Drive	West	Gilcrest	Drive	East
Ridgewood	Drive	S.East	Ridgewood	Drive	West
Baker	Avenue	South	Baker	Avenue	North
Lenox	Street	S.West	Lenox	Street	N.East
Linhart	Street	N.East	Linhart	Street	S.West
Harrison	Road	South	Harrison	Road	East
Patterson	Street	South	Patterson	Street	North
Fransworth	Street	East	Fransworth	Street	West
George	Street	West	George	Street	East
James	Street	East	James	Street	South

NO PARKING			PARKING THIS SIDE ONLY		
Curry	Avenue	E.North	Curry	Avenue	South
Churchill	Lane	East	Churchill	Lane	West
Gardenia	Drive	West	Gardenia	Drive	South
Hibiscus	Drive	South	Hibiscus	Drive	East
Railroad	Street	N.East	Railroad	Street	South
McMaster	Street	E.South	McMaster	Street	W.North
Semmons	Street	N.East	Semmons	Street	South
Thompson	Street	S.West	Thompson	Street	East
Negley	Avenue	East	Negley	Avenue	South
Highland	Avenue	S.West	Highland	Avenue	East
Clugston	Avenue	East	Clugston	Avenue	S.West
Mortimer	Avenue	S.East	Mortimer Ave.	Avenue	S.West
Beaver	Avenue	South	Beaver	Avenue	East
Washington	Avenue	S.West	Washington	Avenue	East
Moss	Street	South	Moss	Street	West
Ivy	Street	South	Ivy	Street	West
Wilbur	Street	East	Wilbur	Street	S.West
Roland	Road	South	Roland	Road	West
Lucia	Drive	West	Lucia	Drive	E.South
Elizabeth	Street	South	Elizabeth	Street	N.East
Lilly Lane		West	Lilly	Lane	East
Rita	Drive	W.North	Rita	Drive	South
Stevendale	Drive	S.West	Stevendale	Drive	East
Miller	Avenue	S.West	Miller A	Avenue	North
Alpine	Blvd.	South	Alpine	Blvd.	East
Dowling	Avenue	S.West	Dowling	Avenue	E.South
Powell	Street	South	Powell	Street	S.West
Cline	Street	W.North	Cline	Street	East
Wallace	Street	S.West	Wallace	Street	South
Rebbecca	Street	North	Rebbecca	Street	N.West
Ridge	Street	S.East	Ridge	Street	S.West
Dorothy	Street	S.West	Dorothy	Street	E.South
Peter	Street	East	Peter	Street	S.West
Quarry	Street	S.West	Quarry	Street	S.West
Grandview	Street	South	Grandview	Street	North

SECTION 7. BUS STOPS ESTABLISHED; PARKING PROHIBITED THERE.

The Following areas are hereby established as "bus stops", and no vehicle, other than a bus engaged in loading, unloading or awaiting passengers, shall be parked there at any time:

SECTION 8. MISCELLANEOUS PROHIBITIONS AGAINST PARKING

Parking of any motor vehicle without current and valid license plates on any streets of the Township prohibited; parking of any motor vehicle on any street while being overhauled is prohibited, parking any motor vehicle and leaving the same unmoved for any seven (7) full day period is prohibited.

SECTION 9. PENALTY FOR VIOLATION. Any person who shall violate any of the provisions of this article, shall, upon conviction thereof, be sentenced to pay a fine of not less than two ($2.00) dollars or more than ten ($10.00) dollars and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment in the county jail for not more than five (5) days.

ARTICLE III

REMOVAL AND IMPOUNDING OF ILLEGALLY PARKED VEHICLES

SECTION 1. AUTHORITY TO REMOVE AND IMPOUND ILLEGALLY PARKED VEHICLES. The Chief of Police or other authorized Police is hereby authorized to remove and impound, or to order the removal and impounding, or any vehicle parked on any of the streets, highways or public property of the Township in violation of any of the provisions of the law or of any ordinance of the Township. Provided: No vehicle shall be removed or impounded except in strict adherence to the provisions of this article.

SECTION 2. APPROVED STORAGE AND TOWING GARAGE. One or more persons, corporations or partnerships shall be designated as approved towing and/or parking garages whose facilities, equipment and reputation meet specifications prepared and published by the Secretary of the Board of Commissioners after due advertising for bids for storage and towing as is hereinbefore or hereafter described. Such approval may be given to one or more bidders, starting with the lowest responsible bidder. The advertisement for bids shall meet the requirements of the First Class Township Code.

SECTION 3. GARAGE TO POST BOND. Every such approved storage garage shall post a bond, in the amount of Ten thousand ($10,000) dollars, to be filed with the Township Secretary, for the indemnifying of the owner of any such impounded vehicle against loss thereof, or injury or damage thereto, while in the custody of said poundkeeper.

SECTION 4. TOWING AND STORAGE CHARGES FIXED. The following are hereby fixed and established as the charges that shall be made for the towing and storage of any vehicle removed and impounded under the authority of this article.

SECTION 5. CHIEF OF POLICE TO NOTIFY OWNERS OF IMPOUNDED VEHICLES. Within twelve (12) hours from the time of removal of and vehicle under authority granted by this article, notice of the fact that such vehicle has been impounded shall be sent by the Chief of Police of the Township to the owner of record of such vehicle. Such notice shall designate the place from which said vehicle was removed, the reason for its removal and impounding, and the pound in which it shall have been impounded.

SECTION 6. EFFECT OF PAYMENT OF TOWING AND IMPOUNDING CHARGES WITHOUT PROTEST. The payment of any towing and impounding charges, authorized by this article, shall, unless such payment shall have been made "under protest", be final and conclusive, and shall constitute a waiver of any right to recover the money so paid.

SECTION 7. EFFECT OF PAYMENT OF CHARGES UNDER PROTEST. In the event that any towing and impounding charges, so imposed, shall be paid "under protest", the offender shall be entitled to a hearing before a Justice of the Peace having jurisdiction, in which case such defendant shall be proceeded against and shall receive such notice as is provided by the Vehicle Code in other cases of summary offenses, and shall have the same rights as to appeal and waiver of hearing.

SECTION 8. RECORDS OF VEHICLES REMOVED AND IMPOUNDED. The Chief of Police shall keep a record of all vehicles impounded and shall be able at all reasonable times to furnish the owners or agents of the owners thereof with information as to the place of storage of such vehicles.

SECTION 9. OWNER OR OPERATOR OF VEHICLE REMAINS LIABLE FOR FINE OR PENALTY. The payment of towing and storage charges shall not operate to relieve the owner or operator of any vehicle from liability for any fine or penalty for the violation of any law or ordinance on account of which the said vehicle was removed and impounded.

SECTION 10. RESTRICTIONS UPON REMOVAL OF VEHICLES. No vehicle shall be removed under the authority of this article if, at the time of the intended removal thereof, the owner or person for the time being in charge of such vehicle is present and expresses a willingness and intention to remove such vehicle immediately.

ARTICLE IV

INTERPRETATION

SECTION 1. SEVERABILITY. The provisions of this ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional or illegal, such decision shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as a legislative intent that this ordinance would have been adopted had such unconstitutional or illegal provision not been included herein.

SECTION 2. PROVISIONS TO BE CONTINUATION OF EXISTING REGULATIONS. The provisions of this ordinance, so far as they are the same as those of ordinances and regulations in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and regulations and not as new enactments. The provisions of this ordinance shall not affect any act done or liability incurred nor shall they affect any suit or prosecution pending or to be instituted to enfore any right or penalty or to punish any offense under the authority of any of these repealed ordinances and regulations.

SECTION 3. If any section or provision of this ordinance be declared invalid, the same shall not effect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

ORDAINED AND ENACTED into law this 2nd day of June, 1958

ATTEST:

M. Jo Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard R. Rose
President, Board of Commissioners.

ORDINANCE NO. 249

AN ORDINANCE ESTABLISHING AND DECLARING A CERTAIN PORTION OR THE TOWNSHIP OF WILKINS, IN THE COUNTY OF ALLEGHENY AND STATE OF PENNSYLVANIA, TO BE A SEWER DISTRICT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, in the County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same, as follows:

SECTION II. That from and after the passage of this Ordinance, the hereinafter described portion of the said Township of Wilkins shall, for sewage purposes, be known and designated as "Dorothy Street Sanitary Sewer District" and is hereinafter separately designated and bounded and described as follows:

DOROTHY STREET SANITARY SEWER DISTRICT

BEGINNING at a point on the westerly Right of way line of Greensburg Pike as the same is established by condemnation Proceedings at No. 1 May sessions 1957, Quarter Sessions Court of Allegheny County, Pennsylvania, said point being on the dividing line between lots numbered 4 and5 in Belevedere Plan of Lots as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 23, pages 62 and 63; thence along said dividing line S 89°13' W a distance of 103.80 feet to a point on the southwesterly boundary line of said Belevedere Plan; thence by the southwesterly line of said Belevedere Plan N. 41°59' W a distance of 350.81 feet to a point at the southwesterly line of said Plan; thence by the northwesterly line of said Belevedere Plan N. 49°26' E a distance of 330.37 feet to a point; thence by the westerly line of said plan N. 17°45' W a distance of 462.52 feet to a point; thence 28 09' E a distance of 4.43 feet to a point on the southerly Right of way line of the aforesaid Greensburg Pike; thence by the southerly line of Greensburg Pike in a southeasterly direction by the arc of a circle deflecting to the left and having a radius of 430 feet an arc distance of 27.39 feet to a point of tangency; thence by the same S 65° 30' E a distance of 273.52 feet to a point of curve; thence by the same by the arc of a circle deflecting to the right and having a radius of 210 feet an arc distance of 348.32 feet to a point of tangendy on the westerly Right of way line of the aforesaid Greensburg Pike; thence by the westerly Right of way line of Greensburg Pike S 29°32' W a distance of 163.74 feet to a point of curve; thence by the same along the arc of a circle deflecting to the left and having a radius of 430 feet an arc distance of 169.61 feet to a point of tangency; thence by the same S 6°56' W a distance of 61.17 feet to a point of curve;

thence by the same along the arc of a circle deflecting to the left and having a radius of 630 feet an arc distance of 135.19 feet to a point at the place of beginning.

ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins this 7th day of July, 1958.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Roe
President

ORDINANCE NO. 248

AN ORDINANCE ESTABLISHING THE CENTER LINE GRADE OF GEORGE STREET FROM THE EASTERLY LINE OF HARRISON ROAD TO A POINT 1099.54 FEET NORTHEASTWARDLY THEREFROM IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA.

SECTION I. Be it ordained and enacted by the Commissioners of Wilkins Township, in meeting dule assembled and it is hereby ordained and enacted by the authority of the same, that the center line of George Street from the easterly line of Harrison Road to a point 1099.54 feet northeastwardly thereon, be and the same is hereby established.

BEGINNING AT a point at the intersection of the center line of Harrison Road with the center line of George Street in R. C. Harrison Plan of Lots as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 32 page 184; thence along the center line of George Street N 42 44' 20" E a distance of 277.16 feet to a point; thence continuing along the same N. 81 39' 50" E a distance of 272.95 feet to a point; thence continuing along the same N. 68 26' 50" E a distance of 153.71 feet to a point; thence continuing along the same N. 31 39' 51" E a distance of 376.59 feet to a point which is 1099.54 feet northeastwardly from the center line of Harrison Road in said plan.

Maintaining a uniform width of 40 feet throughout.

The grade of the center line to be established as follows:

BEGINNING at a point at the intersection of the center line of Harrison Road with the center line of George Street at an elevation of 1066.80 feet, Sandy Hook Datum; thence along the center line of George Street in a northeasterly direction by a level grade for 15.00 feet to a point at an elevation 1066.80 feet; thence along the same by a convex parabolic corvey for 20 feet to a point at an elevation 1064.18 feet; thence along the same by a uniform falling grade for 65.00 feet to a point at a elevation 1053.65 feet thence along the same by a concave parabolic curve for 70 feet to a point at an elevation 1146.69 feet; thence along the same by a uniform falling grade for 155.00 feet to a point at a elevation 1040.72 feet; thence along the same by a concave parabolic curve for 100 feet to a point at a elevation 1039.71 feet; thence along the same by a uniform rising grade for 425.00 feet to a point at an elevation 1047.36 feet; thence along the same by a convex parabolic curve for 150 feet to a point at an elevation 1047.96 feet; thence along the same by a uniform falling grade for 99.54 feet to a point which is 1099.54 feet northeastwardly from the center line of Harrison Road at a elevation 1046.96 feet above Datum.

SECTION II. That any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 2nd day of June, 1958.

ATTEST:

M. Jos. Martinelli
Secretary

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

ORDINANCE NO. 250

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT COMMERCIAL ZONING CLASSIFICATION AND RECLASSIFYING THE SAME INTO RESIDENTIAL CLASSIFICATION KNOWN AS U1-A2

WHEREAS, a majority of the property owners abutting onthe Old William Penn Highway formerly being State Highway Legislative Route No. 22 as to that portion of the same located in Wilkins Township, Allegheny County, Pennsylvania, have petitioned the Commissioners of Wilkins Township to rezone on both sides of said highway all of the land having a depth of approximately four hundred (400) feet to a residential U1-A2 zoning.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of Wilkins,Township, Allegheny County, Pennsylvania and it is hereby ordained and enacted by authority of the same.

SECTION 1. That the following described property is hereby reclassified from its present commercial zoning classification or classifications to residential classification known as U1-A2.

> ALL those properties located on both sides of the Old William Penn Highway formerly known as State Highway Legislative Route No. 22 located in Wilkins Township, Allegheny County, Pennsylvania having a depth on each side of said highway of approzimately four hundred (400) feet and commencing at a point on the boundary line between the Borough of Churchill and the Township of Wilkins and thence extending the length of said of said highway as located in the Township of Wilkins to the boundary line between the Township of Wilkins and the Township of Penn. This description is to include all properties located on both the northerly and southerly side of said highway of the entire length of said highway within the Township of Wilkins, Allegheny County, Pennsylvania.

SECTION 2. Should any section or provision of this ordinance be declared by the Courts to be invalid, the same shall not effect the validity of this ordinance as a whole, or any part thereof, other than the parts so declared to be invalid.

SECTION 3. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 4th day of August, 1958.

ATTEST:

M. Jo Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President

ORDINANCE NO. 251

AN ORDINANCE REGULATING THE DISCHARGE OF WASTE MATERIALS INTO SEWERS OF THE TOWNSHIP OF WILKINS; PROHIBITING THE DISCHARGE THEREINTO OF WASTES WHICH MAY DAMAGE THE SEWERS OF OTHER FACILITIES OF THE TOWNSHIP OF WILKINS OR OF THE ALLEGHENY COUNTY SANITARY AUTHORITY, WHICH MAY INTERFERE WITH SEWAGE TREATMENT PROCESS, OR WHICH MAY ENDANGER LIFE OR SAFETY ; AND PROVIDING FOR PENALTIES FOR VIOLATION.

WHEREAS, in order to comply with the Pennsylvania Pure Streams Law and the orders of the Sanitary Water Board issued thereunder, the Township of Wilkins (hereinafter called the "Township"), pursuant to Ordinance No. 195, approved May 1, 1954, entered into a long-term sewage service agreement with the City of Pittsburgh (hereinafter called the "City") and the Allegheny County Sanitary Authority (hereinafter called the "Sanitary Authority") to construct and operate a sewage collection, treatment and disposal system (hereinafter called the "Sewage Disposal System") to serve the City and 69 adjacent municipalities, including the Township; and

WHEREAS, the Sanitary Authority is completing construction of such Sewage Disposal System and has already connected many municipal outfall sewers, including some that are or will be used by the Township, to structures and other facilities which are a part of the Sewage Disposal System; and

WHEREAS, certain harmful wastes now being discharged into Township sewers will damage or clog not only the Township's sewers, but also the structures and other facilities of the Sewage Disposal System, or may interfere with the proper operation thereof; and

WHEREAS, some of such harmful wastes are dangerous to the health and life of operating personnel and the public, and some create offensive nuisance conditions; and

WHEREAS, the said Sewage Service Agreement requires the Township to exercise its rights and powers to carry into effect the purposes and intent of such agreement.

NOW,THEREFORE, in order to safeguard health and life and assure the proper collection, treatment and disposal of sewage, as well as to protect the sewers and other facilities of the Township and the Sanitary Authority,

THE BOARD OF TOWNSHIP COMMISSIONERS OF THE TOWNSHIP OF WILKINS HEREBY ENACTS AS FOLLOWS:

SECTION 1. It shall be unlawful for any person, firm, association or corporation to discharge or to permit the discharge or infiltration into any Township sewer which is connected directly or indirectly with the Sanitary Authority's Sewage Disposal System or into a sewer connected to such a Township sewer or into the Sanitary Authority's Sewage Disposal System of any of the following substances:

a. Mineral acids, waste acid pickling or plating liquors from the pickling or plating of iron, steel, brass, copper or chromium, or any other dissolved or solid substances which will endanger health or safety, interfere with the flow in sewers, attack or corrode sewers or sewage structures or equipment, or otherwise interfere with the operation of the sewers or other facilities of the Township of the Sanitary Authority.

b. Cyanides or cyanogen compounds capable of liberating hydrocyanic gas on acidification.

c. Fats, entrails and the like from meat processing plants, rendering plants and similar industries and establishments.

d. Gas tar, phenols, residues from petroleum storage, refining or processing, fuel or lubricating oil, gasoline, naphtha, benzene or explosive or inflammable liquids, solids or gases.

e. Ashes, cinders, sand, mud, lime or acetyline sludges, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, sawdust, paunch manure, hair, hides, dead animals, spent mash and grain, pulp from food processing, water or wastes containing grease in excess of 100 parts per million, or any other solids of viscous substances capable of causing obstruction to the flow

in sewers or other interference with the proper operation of the Township's or the Sanitary Authority's facilities.

f. Sludges or other materials from septic tanks or similar facilities or from sewage or induatrial waste treatment plants or from water treatment plants; provided, however, that until March 1, 1959 but not thereafter, the discharge or such sludges and other materials may be permitted subject to existing legal restrictions and subject also to the regulations and orders of the Township, the Allegheny County Health Department and the Sanitary Authority.

g. Garbage, whether ground or not, except properly shredded garbage in a private dwelling, apartment building, hotel, commercial restuarant or retail food store, resulting from the proper use of a garbage grinder or disposer of a type approved by the Township, the Allegheny County Health Department and the Sanitary Authority and maintained in good operating condition; provided, however, that no retail food store shall operate more than one grinder or disposer which shall be not greater than three horsepower in size and, when so required by the Allegheny County Health Department, shall be equipped with an approved water meter and limited in use to the consumption of a average of not more than 1,500 gallons of water per day; and provided, further, that the foregoing restrictions shall not apply to any existing installation in a retail food store of a garbage grinder or disposer larger than three horsepower in size until such time as the equipment now in use can no longer be kept in good operating condition by ordinany maintenance and repair, at which time such larger than three-horsepower grinder or disposer shall be abandoned and shall not be renewed or replaced.

h. Water or wastes having a hp lower than 5.5 or higher than 9.0, or having any other corrosive property capable or causing damage or hazard to structures, equipment or personnel of the Township or the Sanitary Authority.

SECTION 2. Any person, firm, association or corporation discharging or permitting the discharge or infiltration of any of the

foregoing wastes or materials into a Township sewer which is connected directly or indirectly with the Sanitary Authority's Sewage Disposal System or into a sewer connected to such a Township sewer or into the Sanitary Authority's Sewage Disposal System shall immediately cease to discharge or permit the discharge of such materials or wastes thereinto; provided, however, that temporary permission for the discharge or neutralized acid wastes only may be granted by the Township, subject to the approval of the Sanitary Authority, for a period expiring not later than December 31, 1958, upon submission to them of satisfactory evidence of the installation and operation of proper neutralizing facilities, and of steps taken to provide for the separate disposal or treatment and disposal of such acid wastes upon expiration of the temporary permit.

SECTION 3. Any person, firm, association or corporation violating any provision of this ordinance shlaa, upon conviction, be punished by a fine not to exceed the sum of One Hundred Dollars ($100.00) for each offense, recoverable with costs, and in default of payment of the fine and costs, shall be subject to imprisonment in the County jail or workhouse for a period not exceeding thirty (30) days. Each day that a violation is continued shall constitute a separate offense. In the case of firms or associations, the penalty may be imposed upon the partners or members thereof, and in the case of corporations upon the officers thereof.

SECTION 4. The provisions of this ordinance are severable, and the invalidity of any section, clause, sentence or provision of this ordinance shall not affect or impair the validity of any part of the ordinance which can be given effect without the invalid part or parts.

SECTION 5. Any ordinance or part of ordinance, conflicting with the provisions of this ordinance, be and the same is hereby repealed, so far as the same affects this ordinance.

ORDAINED AND ENACTED into law this 4th day of August, 1958, a full quorum being present.

ATTEST:

M. Jo. Martinelli
Secretary

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose
President

ORDINANCE NO. 252

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING, ORDERING AND DIRECTING THE GRADING, PAVING, CURBING AND INSTALLING OF STORM SEWERS IN PORTIONS OF PEFFER ROAD, SAWMILL RUN ROAD, MORTIMER AVENUE, AND ANOTHER PORTION OF PEFFER ROAD: AWARDING A CONTRACT FOR SAID IMPROVEMENTS TO THE TRUMBULL CONSTRUCTION AND ASPHALT COMPANY AND PROVIDING FOR THE ASSESSMENT OF THE COSTS AND EXPENSE THEREOF AGAINST THE PROPERTIES ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same.

SECTION 1. That the grading, paving curbing and installation of storm sewers in Peffer Road from Gardenia Drive to a point 193.61 feet northeastwardly therefrom; Sawmill Run Road from Mortimer Avenue to a point 214.40 feet northwestwardly therefrom; Mortimer Avenue from Highland Avenue to Sawmill Run Road; relocated at Peffer Road from Sawmill Run Road to a point 518 feet northwestwardly therefrom, in accordance with the plans and specifications therefore as prepared by the Township Engineer and according to specificationsof the Pennsylvania Department of Highways be, and the same is hereby authorized and directed, it being the judgment of the Board of Commissioners of the Township of Wilkins that the foregoing is necessary for the public convenience.

SECTION 2. That the proper officers of the Township are directed to execute a contract with the Trumbull Construction and Asphalt Company for the full or any part of the said work, or for materials or labor, in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part hereof, connected therewith upon such terms as the Commissioners of Wilkins Township may determine or agree upon; or of the Commissioners of Wilkins Township, by motion so desired, the work or any part thereof shall be done under the supervision of the Street Department and the Chairman thereof.

SECTION 3. That the Chariman of the Street Department is hereby designated as the person in charge of said work, with full power to act for the Township and all things connected with said work.

SECTION 4. That the cost and expense of the entire work hereby authorized shall be paid in part through funds available from the Commonwealth of Pennsylvania Road Aid Program in an amount determined by the Commissioners of the Township of Wilkins and which said amount shall first be deducted from the total cost and expense of said improvement and that two-thirds (2/3) of the balance of said cost and expense of said improvement shall be paid by the Township of Wilkins and one-third (1/3) thereof against the propertied fronting oraabutting thereon and benefited thereby, said assessment is to be made in accordance with the foot front rule of assessments.

SECTION 5. That whenever curbing and/or guttering shall be necessary, the opinion of the Chairman of Street Committee or the Commissioners of the Township of Wilkins, to make a complete job, shall be likewise constructed.

ORDAINED AND ENACTED into law this 15th day of September, 1958.

ATTEST:

M. Jo. Martinelli
Secretary

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
President

377 A.

ORDINANCE NO. 253

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN THE TOWNSHIP OF WILKINS, CERTAIN OF ITS CITIZENS AND THE WILKINSBURG-PENN JOINT WATER AUTHORITY FOR THE CONSTRUCTION OF A WATER LINE IN GEORGE STREET IN THE TOWNSHIP OF WILKINS.

SECTION I. Be it ordained and enacted by the Township of Wilkins, in meeting duly assembled, and it is hereby ordained and enacted by authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute the attached Agreement which follows with certain citizens of the Township of Wilkins and the Wilkinsburg-Penn Joint Water Authority and the Secretary of said Township is hereby appointed the attorney for the Township of Wilkins to acknowledge the said Agreement for it and in its name and stead as its corporate act and deed.

THIS AGREEMENT

THIS AGREEMENT made the 24 day of Nov., 1958 by and between WALTER T. EVANS, ~~JR.~~, Robert F. HARRISON and the SECRETARY of the TOWNSHIP OF WILKINS, as Trustees for signatories of the "Appointment of Trustees" attached hereto and marked Exhibit "A", of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, hereinafter referred to as the "parties of the first part"

A
N
D

the TOWNSHIP OF WILKINS, a municipal corporation, with its principal offices located in the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, hereinafter referred to as "Wilkins"

A
N
D

THE WILKINSBURG-PENN JOINT WATER AUTHORITY, a municipal authority created under the laws of the State of Pennsylvania, having its principal office in the Borough of Wilkinsburg, County of Allegheny and State of Pennsylvania, hereinafter referred to as "Authority".

WHEREAS, certain residents of George Street, a public thoroughfare in the Township of Wilkins, have petitioned the Commissioners of the Township of Wilkins to construct and lay a cast iron water distribution line in George Street; and

WHEREAS, the said George Street is dedicated to and open to public travel and has had established thereon an official grade by the proper actions of the municipal authorities of the Township of Wilkins; and

WHEREAS, Wilkins and the parties of the first part hereto have agreed to pay the costs of this project in various proportions, to-wit, the Township of Wilkins to pay twenty five (25%) percent of the total cost of the said installation, including in said

cost, the installation and laying of the line, necessary fire hydrants for fire protection, engineering services, legal fees and all other expenses incident to said project; and the residents to pay the balance of the cost thereof based upon an apportionment of the costs on the basis of the front foot rule; and

WHEREAS, the total estimated cost of said project is in the sum of EIGHT THOUSAND THREE HUNDRED NINETY FIVE DOLLARS AND Eighty SIX CENTS ($8,395.86).

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

1. That the residents of George Street, signatories to Exhibit "A" hereto attached, have designated and appointed Walter ~~E.~~ L. Evans, ~~Jr.~~, ~~James G.~~ Robert F. Harrison and the Secretary of the Board of Commissioners of the Township of Wilkins as their representatives and trustees and they are authorized to execute and enter into any and all agreements and to execute all documents necessary in the effectuation of this agreement and for the completion of the project and they in turn, to collect all monies due from said residents, initially, in the total sum of approximately FIVE THOUSAND FIVE HUNDRED SEVENTY NINE DOLLARS AND EIGHTY NINE CENTS ($5,579.89).

2. Concurrently with the execution of this agreement, the parties of the first part shall deposit with their trustees the sum of money hereinbefore referred to for the purposes and subject to the provisions of this agreement.

3. The sums so received by the trustees from the parties of the first part and the sum to be received from Wilkins shall be deposited by the trustees with the Township of Wilkins for distribution as is hereinafter set forth.

4. In the event that during construction of the project, Wilkins shall determine that all sums deposited by the parties of the first part and the contribution of Wilkins may be insufficient to pay the costs and expenses of the project, including extras occurring during construction, the parties of the first part agree, upon demand of Wilkins, to deposit such additional sums as Wilkings shall request.

5. Wilkins covenants and agrees to construct the water project to and connect it with an existing water line in Wilkins as is shown in Exhibit "B" herein.

6. The water project shall be constructed in accordance with the plans and specifications prepared jointly by the Engineers of the Authority and Wilkins and approved by Wilkins.

7. Wilkins is to pay twenty five (25%) percent of the total cost of said project or the estimated sum of ONE THOUSAND EIGHT HUNDRED FIFTY NINE DOLLARS AND NINETY SEVEN CENTS ($1,859.97).

8. Construction of the water project is to be undertaken on bids to be advertised under the direction and supervision of the Engineers of Wilkins and the Authority. All contracts shall be awarded, after due public bidding as required by law, and all contracts shall be executed by the proper officers of Wilkins. The Engineers of the Authority and Wilkins shall have the final decision as to engineering matters on this project.

9. All matters relating to the construction of the water project shall be referred to the Board of Commissioners of the Township of Wilkins and all decisions of the Board of Commissioners of the Township of Wilkins shall be final.

10. All requisitions for payments of any contractor or for other costs arising from matters subject to the inspection of the Engineers shall first be approved jointly by the Engineers of the Authority and Wilkins. All other requisitions for payment shall first be approved by the Board of Commissioners of Wilkins.

11. Wilkins shall procure insurance for the protection of Wilkins against public liability and property damage which may be caused by or arise from the operation and maintenance of the water project in Wilkins. The costs of all premiums for such insurance shall be a part of the costs except during the construction stages when it shall be a part of the contract costs.

12. All matters relating to connecting and tapping-in to the water project and charges therefore shall be exclusively within

the jurisdiction of Wilkins, subject, however, to the provisions of this agreement.

13. Wilkins shall do all things, acts, deeds, enact ordinances and resolutions, and execute all documents and instruments necessary and incident to the construction, completion, maintenance, operation and reconstruction of the water project and the fixing of tap-in charges and the performance of all of the terms, covenants and provisions of this agreement.

14. It is agreed by all of the parties hereto that the initial deposit to be made with Wilkins is based on the preliminary estimate of all costs and expenses of the water project, and by reason thereof, any additional costs are to be paid as is hereinbefore provided.

15. The Authority through its Engineering Department will prepare all of the plans and specifications for the installation of said water line, the costs of which shall be paid by Wilkins.

16. The Authority agrees that when the water project is completed, it will furnish water through the lines according to its normal practices and customs to all persons who are signatories of the "Appointment of Trustees" attached hereto and marked Exhibit "A".

17. The Authority agrees that when it is requested by Wilkins, the Authority will accept absolute ownership of said water project for the consideration of ONE ($1.00) DOLLAR, after proper action by the officials of the Township of Wilkins and thereafter, Wilkins shall have no further responsibility for maintenance, operation, reconstruction or in any manner whatsoever for the proper operation of said line.

18. That when Wilkins upon the completion of the water project shall authorize the furnishing of public fire service within the area served by the water project, the Authority will then pay Wilkins the sum of FORTY FOUR ($.44) CENTS per foot for the completed length of distribution main within the project and at the same time, will pay to Wilkins the sum of FIFTY ($50.00) DOLLARS for each property taking service through the water project for a

period of twenty (20) years after the purchase of said water project by the Authority.

~~19. The connections between the George Street water line and the existing mains of the Authority shall be made by the Authority at is expense.~~ See Paragraph #5 W.T.E

20. Wilkins further agrees that if any monies remain from the aforementioned deposits and monies received by Wilkins from the Authority, it will refund to the signatories three-fourths (3/4) thereof in proportion to the contribution made by each of the signatories to Exhibit "A", however, that all refund shall be made without interest; that the Township shall make the refunds at reasonable intervals but may not be required to make the refunds more often than once each year; that no refund shall be made for any property connected to said water line paid for after the expiration of twenty (20) years from the date of this agreement, and that the total amount refunded shall in no event exceed the amount actually paid hereunder by the aforementioned parties of the first part.

21. The title to the above mentioned cast iron distribution water line shall be and remain in Wilkins until Wilkins shall by appropriate action convey the same to the Authority.

22. That all consumer connections made to the water project shall be made in the manner to be approved by Wilkins, and only after a permit therefore has been issued by Wilkins. All such connections shall be made by and at the cost of the person, firm or corporation, desiring such connection to be made.

23. That the parties of the first part hereby waive and agree to forego any claim for damages because of any activity whatsoever in the construction of this line from Wilkins at any time presently or in the future.

24. The provisions of this agreement shall enure to the benefit of and be binding upon each of the parties hereto, his, her, their and its heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, the Township of Wilkins has caused this agreement to be executed by its President and its official seal to be hereunto impressed, attested by its Secretary pursuant to an ordinance duly adopted by its Board on the 17th day of Nov., 1958, and the Wilkinsburg-Penn Joint Water Authority by its Chairman and its official seal to be hereunto impressed and attested by its Secretary, pursuant to a resolution duly adopted by its Board on the 24th day of November, 1958, and the parties of the first part hereunto set their hands and seals by their duly appointed representatives and trustees the day first above appearing.

ATTEST:

M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard R. Rose
President

ATTEST:

Michael Thomas
Secretary

THE WILKINSBURG-PENN JOINT WATER AUTHORITY

BY
Chairman

ATTEST:

George Keches

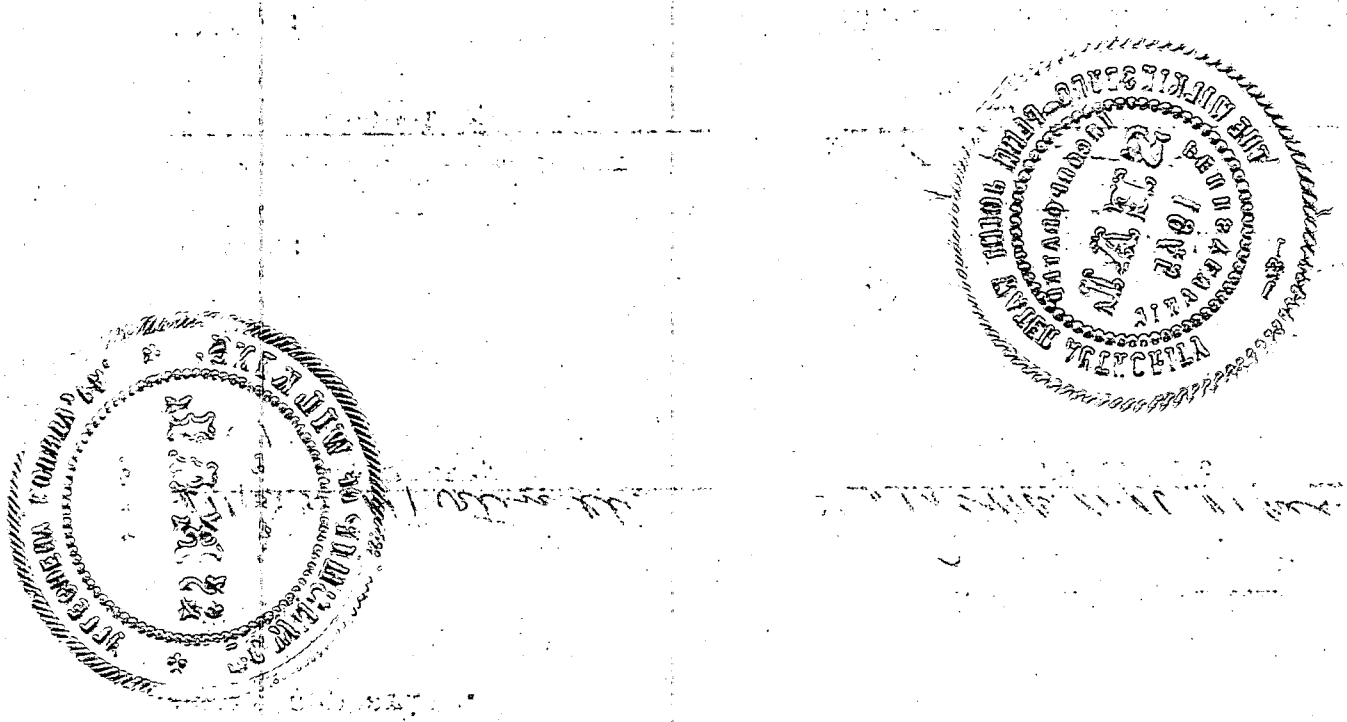
Sophia Martinelli

REPRESENTATIVES AND TRUSTEES

Robert L. Duncan (SEAL)

Walter T. Evans (SEAL)

(SEAL)



APPOINTMENT OF TRUSTEE

We , The undersigned residents of George Street in the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, do hereby make, constitute and appoint Walter T. Evans of 119 George Street, Wilkins Township, Pennsylvania; Robert F. Harrison of Churchill Road, Wilkins Township, Pennsylvania and the Secretary of the Board of Commissioners of the Township of Wilkins our Trustees with full power to enter into a contract with the Township of Wilkins and the Wilkinsburg-Penn Joint Water Authority for the construction of a cast iron water distribution line in George Street and to receive from us our proportionate share of the costs of the same as is hereinafter set forth. The collector of all monies whether the initial deposit, refunds or monies of any source whatsoever shall be received by the Secretary of the Board of Commissioners of the Township of Wilkins.

The total monies to be collected are FIVE THOUSAND FIVE HUNDRED SEVENTY-NINE DOLLARS AND FIFTY CENTS ($5,579.89). Further, if additional monies are necessary, we the undersigned, agree to furnish the same upon request by our Trustees and if the amount deposited by us exceeds the actual cost of the construction the excess amount will be refunded in the same proportionate share as the same was contributed.

WITNESS our hands and seals this 24th day of November, 1958.

WITNESS:	ADDRESS:
Robert F. Harrison	327 Churchill Rd. Wilkins Twp
Hughes Marra	239 James St. Wilkins Twp. Pa.
Erasmo Rubbi	George St.
George Yeager	120 Geo. St. Wilkins Twp
George Becher	135 George St
Walter T. Evans	119 George St. Wilkins Twp.
Joseph Fonti	131 George St. Wilkins Twp
Giuseppe Rivetti	133 George St.

THE WILKINSBURG PENN JOINT WATER AUTHORITY

SKETCH

SHOWING PROPOSED INSTALLATION ON GEORGE & JAMES STS.

WILKINS TWP. - ALLEGHENY CO. - PENNA.

AS SHOWN IN RED.

SCALE 1" = 200'

Feb. 25, 1953

REVISED DEC. 13 1957
" Nov 14 1958

DATE APPROVED [redacted]

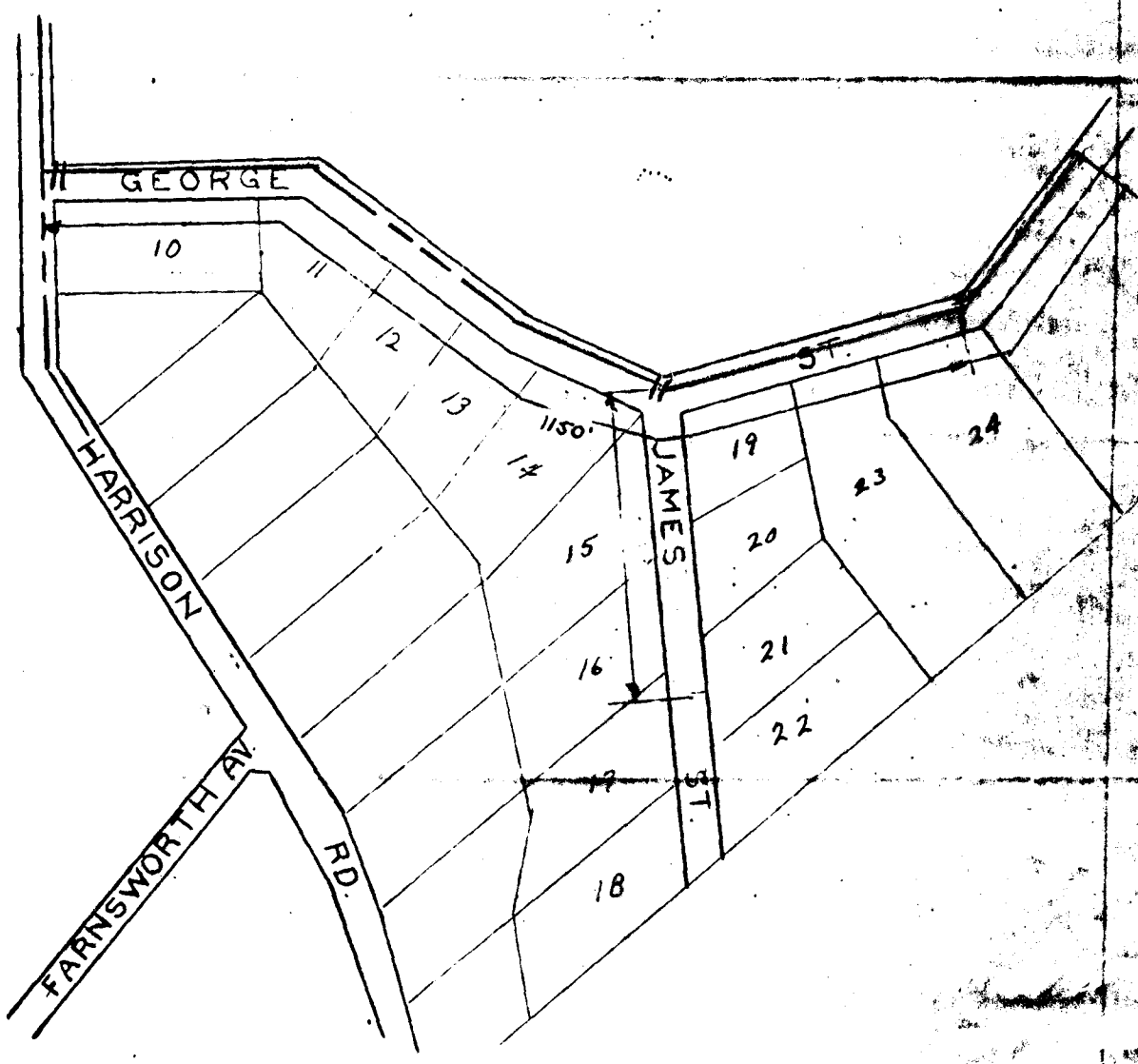


Exhibit "B"

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, insofar as the same affects this ordinance.

ORDAINED AND ENACTED into law this 17th day of Nov. A.D., 1958.

ATTEST:

M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President

(CORPORATE SEAL)

ORDINANCE NO. 254

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE CONSTRUCTION OF AN 8-INCH CAST IRON WATER MAIN AND APPURTENANCES IN GEORGE STREET, IN THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA; AWARDING THE CONTRACT FOR THE SAME TO THE R. F. HARRISON, INC., A CORPORATION, AND PROVIDING FOR THE ASSESSMENT OF COSTS AND EXPENSES THEREOF AGAINST THE PROPERTIES ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Baord of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same.

SECTIONII. That the construction of an 8-inch cast iron water main and appurtenances in George Street, in accordance with the plans and specifications therefore as prepared by the Township Engineer and the Engineer of the Wilkinsburg-Penn Joint Water Authority, be and the same is hereby authorized and directed.

SECTION II. That the proper officers of the Township are hereby directed to execute a contract with R. F. Harrison, Inc., for the construction of said 8-inch cast iron water main and appurtenances in George Street in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part hereof.

SECTION III. That the total cost and expense of said improvement shall be paid as follows: twenty five (25%) percent thereof shall be paid by the Township of Wilkins and seventy five (75%) percent thereof assessed against the properties fronting or abutting thereon and benefitted thereby, said assessment is made in accordance with the front foot rule of assessments.

ORDAINED AND ENACTED into law this 15th day of December, 1958.

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

ATTEST:

M. Jos. Martinelli — BY Richard B. Rose.

M. Jos. Martinelli, Sec. — Richard B. Rose, President

ORDINANCE NO. 255

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDIANANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT U1-A2 RESIDENTIAL CLASSIFICATION AND RECLASSIFYING THE SAME INTO RESIDENTIAL CLASSIFICATION KNOWN AS U1 - A3.

WHEREAS, the owner of property hereinbefore known as the Bock property and presently being owned by the Marwood Corporation have petetioned the Commissioners of Wilkins Township to rezone the hereinafter described property from residential U1-A2 to U1-A3 residential zoning.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I. That the following described property is hereby reclassified from a U1-A2 district to a U1-A3 district.

All that certain tract of ground situate in Wilkins Township, Allegheny County, Pennsylvania, bounded and described as follows:

BEGINNING at a corner common to land now or formerly of Sampson Land Co., land now or formerly of Abe Miller, and tract of land herein described: thence along the tract of land now or formerly of Abe Miller, South 30 degrees 54' West, 825 feet to a point; thence by a line parallel with the northeasterly side of the William Penn Highway as now located and distant 480 feet northwardly therefrom South 58 degrees, 28' East, 643 feet to a point; thence by a line concentric with the northeasterly side of William Penn Highway and distant 480 feet northwardly therefrom, which is the arc of a circle having a radius of 2324.93 feet, a distance of 890 feet to land now or formerly of Sampson Land Co.; thence along the lin of land now or formerly of Sampson Land Co. North 35 Degrees 16' West, 1650 feet to land now or formerly of Abe Miller, the place of beginning.

CONTAINING 16 acres, more or less.

This description is intended to include all of the former Bock propertyexcept as same which abuts on the William Penn Highway being State Highway Route 22 which is zoned Commercially and extends in a Northeasterly direction therfrom for a distance of approximately 480 feet.

SECTION II. Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of this Ordinance as a whole, or any part therof, other than the part so declared to be invalid.

SECTION III. That any ordinance or part of ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law this 19th day of December, 1959.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

TOWNSHIP OF WILKINS

BY Richard B. Rose

Richard B. Rose, President

ORDINANCE NO. 256

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1959 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I. That a tax rate be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes for the fiscal year 1959, as follows:

Tax rate for General Township purposes, the sum of Ten (10) mills on each dollar of assessed valuation, or the sum of One Hundred (100) Cents on each ONE HUNDRED DOLLARS of assessed valuation.

SECTION II. That for the expenses of the Township for the fiscal year 1959 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fully itemized in Budget Form - Schedule'B':

GENERAL OPERATING FUNDS:

Estimated Receipts:

Cash and Securities	$ 56,119.90
Receipts from Realty Tax	108,000.00
From Taxes of Prior Years	6,740.10
Other Revenue Receipts	97,840.00
TOTAL ESTIMATED RECEIPTS AND CASH	$268,700.00

Appropriations:

General Township Government	$ 39,750.00
Protection to Persons & Property	43,900.00
Health & Sanitation	63,800.00
Highways (Includes St. Lights)	76,600.00
Miscellaneous	11,825.00
Debt Service	30,000.00
TOTAL APPROPRIATIONS	$265,875.00

SECTION III. An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION IV. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 2nd day of March, A.D. 1959 at a regular meeting of the Board of Commissioners, a full quorum being present.

COMMISSIONERS of WILKINS TOWNSHIP

BY Richard B. Rose.
Richard B. Rose, President

C E R T I F I C A T I O N

I, M. Jos. Martinelli, Secretary of the Board of Commissioners of the Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 256 enacted by the Commissioners of the Township of Wilkins on the 2nd day of March, 1959.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(TOWNSHIP SEAL)

ORDINANCE NO. 257

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING, APPROVING AND LEVYING THE ASSESSMENT AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST THE PROPERTIES ABUTTING ON PORTIONS OF SAWMILL RUN ROAD, PEFFER ROAD AND MORTIMER AVENUE IN THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, FOR THE COSTS AND EXPENSE OF THE GRADING, PAVING AND CURBING THEREOF AND OTHERWISE IMPROVING THE AFOREMENTIONED PORTION OF SAID ROADS AND AVENUE; PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins and it is hereby ordained and enacted by the authority of the same:

SECTION I. That the schedule of assessments based upon the foot front rule of assessment, as certified and determined by the Township Engineer, against properties abutting on portions of Sawmill Run Road, Peffer Road and Mortimer Avenue, for the costs and expense of grading, paving, curbing and otherwise improving the same, be and the same are hereby ratified, approved and levied against said properties benefited by said improvement.

SECTION II. That the Secretary of the Township shall cause thirty (30) days' notice of the assessment to be given to each party or parties assessed, said notice to be given by service upon said owner, owners or their agents or by posting the assessed premises and publishing the schedule of assessments.

SECTION III. That the face amount of said assessment shall be due and payable to the Township within thirty (30) days of the receipt of said notice thereof, or of the posting or publication as provided in Section II of this Ordinance.

SECTION IV. If any assessment or assessments shall remain unpaid at the expiration of thirty (30) days from the service of notice as provided in Section II hereof, it shall be the duty of the Township Solicitor to collect the same with interest from thirty (30) days after the date of completion of said improvement

by action in assumpsit or by a lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION V. That the schedule of assessments as prepared by the Township Engineer by attached to this ordinance and made a part hereof.

ORDAINED AND ENACTED into law this 16th day of March, 1959.

ATTEST: TOWNSHIP OF WILKINS

M. Jos Martinelli
Secretary

BY Richard B. Rose
President

Note:

Schedule of Assessments is recorded on page 385 &386 of this book.

IAA751

ASSESSMENT SCHEDULE

Assessment of casts for construction of grading, curbing, paving and otherwise improving parts of Sawmill Run Road, Peffer Road and Mortimer Avenue.

Improvement authorized by Wilkins Township Ordinance No. 252

Completion date November 4, 1958

Assess at $2.956 pe front foot.

A No.	Owners Name	Lot No.	Plan	Front	Assessed
A-1	Russel Hall and Anna M. Hall, his wife	28	New York & Cleveland Gas Coal Co. Plan-Section B	23.57ft	$ 69.67
A-2	John L. Fulmer and Nora Fulmer, his wife	Part of 29	" (D.B.2702 P.479)	68.00ft	201.01
A-3	Grace Fulmer	Part of 29	" (D.B.1988 P.596)	86.77ft	256.49
A-4	Felice Sambucco and Phillis Sambucco, his wife	Part of unnumbered lot	" (D.B.2741 P.698)	45.00ft	133.02
A-5	Vincent T. Bentley and Dorothy F. Bentley, his wife	Part of unnumbered lot	" (D.B.3579 P.25)	46.48ft	138.46
A-6	Frank A. Frohlich and Isabella G. Frohlich, his wife	"	" (D.B.3631 P. 160)	148.41 ft	438.70
A-7	John Ostein	9	K.Ostein Plan of Subdivision of Lots 30-31-32 Section B. N.Y. & C.G.C.Co. Plan	7.70 ft. 75% of 202.73- 152.05 ft. 159.75 ft.	472.22
A-8	John A.Ostien and Lila K.Ostein, his wife	9	Ostein Heights Plan of Lots No. 1	51.55 ft 75% of 105.63- 79.22 ft. 130.77 ft.	386.56
A-9	John J. Hartnett and Mary K. Hartnett, his wife	10	"	63.85ft	188.74
A-10	Richard E. Funk and Anna K. Funk, his wife	11	"	65.00ft	192.14
A-11	Thomas Cataldo and Jean F. Cataldo, his wife	12	"	60.00ft	177.36
A-12	Harry C. Wilsman and Murna M. Wilsman, his wife	13	"	55.00ft	162.58

A No.	Owners Name	Lot Not	Plan	Front.	Assessed
A-13	Township of Wilkins	14-15 16-17	Ostein Heights Plan of Lots No.1	182.07ft.	$ 538.20
A-14	Township of Wilkins	Parts 8-7-6 Parts 56-55 44-	" New York & Cleveland Gas Coal Co. Plan Sect.B(D.B.3547P.221)	530.31	1567.60
A-15	Township of Wilkins	Partsof 55-56 Parts of 6-7-8	" Ostein Heights Plan of Lots No. 1 (D.B.3547P.221)	511.19ft	1511.08
A-16	Roy Walker and Claire E. Walker, his wife	Lot 35 and Acreage	Churchill Estates Plan No. 3 (D.B.3689 P.224)	67.00ft	198.05
A-17	Joseph R. Lawler and Catherine R. Lawler, his wife	36	Revised Churchill Estates Plan No. 3	75% of 127.17ft- 95.38 ft.	281.94
A-18	Joseph DiFrango and Catherine DiFrango, his wife	34	Churchill Estates Plan No. 3	63.37ft.	187.32
A-19	Joseph Ventrone and Coral Ventrone, his wife	33	Revised Churchill Estates Plan No. 3	106.26ft.	314.10
			TOTALS	2508.54ft.	$7415.24

Note:

New York & Cleveland Gas Coal Company Plan Recorded P.B. Vol. 5, Pages 10-19

K. Ostein Plan of Subdivision of Lots 30-31-32 Section B. N.Y. & C.G.C.Co. Plan Recorded R. B. Vol. 22 P. 166.

Ostein Heights Plan of Lots No. 1 Recorded P. B. Vol. 41, P. 57.

Churchill Estates Plan No. 3 Recorded P. B. Vol. 45, P. 187.

Revised Churchill Estates Plan No. 3 Recorded P. B. Vol. 47, P. 22

Approved by the Board of Commissioners of the Township of Wilkins this 2nd day of March A.D., 1959.

M Jo Martinelli
Secretary

Richard B Rose
Chairman

Respectfully submitted,

H.A. SHOPE & SON, TWSP. ENGRS.

H. A. Shope, Jr.

ORDINANCE NO. 258

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING ORDINANCE NO. 239 PROHIBITING THE ACCUMULATION AND DUMPING OF GARBAGE, REFUSE, AND ALL OTHER WASTE MATERIAL IN THE TOWNSHIP OF WILKINS AND PRESCRIBING FINES AND PENALTIES FOR VIOLATION OF THE PROVISIONS HEREIN.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same:

SECTION I. That Section 6 of the aforementioned Ordinance No. 239 be amended and made to read as follows:

> "Any personviolating any of the provisions of this Ordinance shall upon convictinn thereof before a Justice of the Peace by subject to a penalty of not less than ten ($10.00) dollars and not more than three hundred ($300.00) dollars and costs, In default of the payment of the fine or penalty and costs, said person may be sentenced to the Township lockup for not more than five (5) days or to the Allegheny County Jail for not more than thirty (30) days."

SECTION 2. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance is hereby repealed.

SECTION 3. If any section or provision of this ordinance be declared invalid, the same shall not effect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

ORDAINED AND ENACTED into law this 6th day of April, 1959.

ATTEST:

M. Jos. Martinelli
Secretary

COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose
President

ORDINANCE NO. 260

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REQUIRING THE REMOVAL OR REPAIR OF DANGEROUS STRUCTURES BY THE OWNERS THEREOF, OR BY THE TOWNSHIP AT THE EXPENSE OF SUCH OWNERS FAILING OR REFUSING TO DO SO AND PRESCRIBING PENALTIES FOR VIOLATIONS.

WHEREAS, the Commissioners of the Township of Wilkins have been advised by various and sundry persons that various structures exist in the Township of Wilkins which because of disrepair and lack of occupancy for other reasons, constitute menaces to the helath and safety of the general public; and

WHEREAS, the Act of 1931, June 24, P.L. 1206, Art. XV, Sec. 1502, XXVI; 1949 May 27, P.L. 1955, Sec., 31, 53 P.S. 56526 entitled "Nuisances" reads as follows:

> "To prohibit and remove any obstruction or nuisance in the streets and highways of the Township; to make regulations respecting pigpens, slaughter houses, manure pits, drains, dumps, cesspools, and similar conditions, to prohibit and remove any noxious or offensive manufacture,art or business, or dangerous structure, or weeds, or any other nuisance whatsoever, on public or private grounds, prejudicial to the public health and safety, or to require the removal of the same by the owner or occupier of such grounds; in default of which, the township may cause the same to be done and collect the cost thereof, together with a penalty of ten per centum of such cost, in the manner provided by law for the collection of municipal claims or by action of assumpsit without the filing of a claim, or may seek relief by bill in equity."

and;

WHEREAS, it has been determined by the Board of Commissioners of Wilkins Township that such structures should be repaired or demolished.

IT IS HEREBY ORDAINED by the Commissioners of Wilkins Township in meeting duly assembled and it is ordained and enacted by the same, a full quorum being present as follows:

SECTION 1. Whenever it shall be reported to the Township Secretary that any structure, completed or in the process of construction, or any portion thereof, is in dangerous condition, the Secretary shall immediate cause an investigation and examination to be made of such structure by the proper employees, officers or officials of the Township. If such investigation or examination indicates such structure to be dangerous in any respect, the Secretary shall report the same to the Township Commissioners, specifying the exact condition of such structure, setting forth in such report whether and in what respect he considers such structure to be dan-

gerous, and, if so, whether such structure is capable of being properly repaired or whether it should be removed as a dangerous structure.

SECTION 2. If any dangerous structure is reported by the Township Secretary, as provided in the first section of this Ordinance, to be in a dangerous condition, the Township Commissioners shall forthwith cause written notice to be served upon the owner of such structure. Such notice shall require the owner of such structure to commence repair or removal of such building within ten (10) days of such notice and to complete such repair or removal within (30) days thereof. Provided: that in any case where the notice prescribes the repair of any structure, the owner thereof shall have the option to remove such structure instead of making the repairs thereto, within the said time limit.

SECTION 3. That the notice required by the second section of this Ordinance shall be served personally upon the owner of a structure, if such owner resides in the Township, or upon the agent of such owner, if such agent has a residence or place of business within the Township. If neither the owner nor the agent thereof can be served within the Township as hereby provided, such notice shall be sent to the owner of such structure by registered mail, return receipt requested at the last known address thereof. Further, if the owner of said structure cannot be located within the Township, the Solicitor shall make a search of the title of the property and determine the name of the last recorded title holder. This last known title holder shall be considered as the owner of said premises and notice to such owner shall be sufficent.

SECTION 4. If the owner of any dangerous structure, to whom or which a notice to repair or remove such structure shallhave been sent under the provisions of this Ordinance, fails to commence or to complete such repair or removal in the time limit prescribed by such notice, he shall be guilty of a violation of this Ordinance, and, upon conviction, thereof, shall be sentenced to pay a fine of not more than Fifty ($50.00) Dollars and costs of prosecution provided: each days continuance of a violation shall constitute a separate offense. Further, said fine shall be recoverable with costs, or be sentenced to undergo imprisonment in the Allegheny County Jail for a period not to exceed thirty (30) days or both, at the discretion of the Justice of Peace imposing sentence. Each day that a violation is permitted to exist after notice in writing shall have been served and the time limit set forth insaid notice shall have expired, shall constitute a separate offense.

SECTION 5. If the owner of any dangerous structure, to whom or which a notice to repair or remove such structure shall be sent under the provisions of this Ordinance, fails to commence or to complete such repair or removal within the time limit prescribed by such notice, the Township Commissioners shall be empowered to cause such work of repair or removal to be commenced and/or completed by the Township, and the costs and expense thereof, with a penalty of ten per centum (10%) shall be collected from the owner of such structure in the manner provided by law. Provided: that the recovery of such costs and expense, together with the penalty, may be in addition to the penalty imposed as provided in the fourth section of this Ordinance.

SECTION 6. Sholud any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the parts so declared to be invalid.

ORDAINED AND ENACTED into law this 4th day of May, 1959.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

ORDINANCE NO. 259

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE COMMISSIONERS OF THE TOWNSHIP OF WILKINS TO PURCHASE CERTAIN PROPERTIES, HEREINAFTER DESCRIBED OF SAMUEL PALARINO AND IRENE PALARINO, HIS WIFE, AND ANGELO PALARINO AND LORETTA PALARINO, HIS WIFE FOR TOWNSHIP PURPOSES AND TO PAY AN AGREED CONSIDERATION FOR THE SAME.

WHEREAS, the Commissioners of Wilkins Township after due study and planning have determined the need and advisability of a connecting road link between Linhart Street and Laneacke Avenue in said Township; and

WHEREAS, the Township is the owner of Lot No. 124 and a portion of Lot No. 11 formerly owned by DiCecco; and

WHEREAS, an additional portion of Lot No. 11 of the New York and Cleveland Gas and Coal Company Plan, Section E, Plan Book Volume 5, page 17, owned by Samuel and Irene Palarino and Angelo and Loretta Palarino is necessary for this construction.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Commissioners of Wilkins Township in meeting duly assembled, a quorum being present and it is ordained and enacted as follows:

SECTION I. That the Commissioners of Wilkins Township by their duly authorized officers are hereby authorized and directed to purchase from Samuel and Irene Palarino and Angelo and Loretta Palarino the following described property:

> ALL THAT certain lot or piece of ground situate in the Township of Wilkins, Allegheny County, Pennsylvania, being part of Lot No. 11 in Section E in a plan of lots laid out by Robert Clugston for the New York and Cleveland Gas and Coal Company, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 5, Page 17 and bounded and described as follows, to-wit:
>
> BEGINNING at a point on the easterly side of Linhart Street (33 feet width) on the dividing line between Lot No. 11 and Lot No. 124; thence along said dividing line North 89° 05' East, 82.92 feet to a point of the dividing line of Properties of the grantor and properties now of the grantee; thence along said dividing line South 33° 20' East, 29.19 feet to a point; thence North 56° 40' East, a distance of 70 feet to the easterly side fo said Linhart Street; thence North 33° 20' West, 73.64 feet to the dividing line between Lot No. 11 and Lot No. 124, being the place of beginning.

SECTION II. That the Commissioners of Wilkins Township agree and are hereby authorized and directed upon the receipt of a warranty deed, free and clear of all encumbrances, to pay to Samuel and Irene Palarino and Angelo and Loretta Palarino, owners of said property, the sum of twelve hundred ($1,200.00) dollars.

SECTION III. That the Solicitor of the Township of Wilkins is hereby authorizedand directed to prepare the necessary documents relative to the purchase of said premises and to cause the title to said premises to be examined and to effectuate legally the necessary procedure and prepare the necessary documents to conclude this purchase.

ENACTED INTO LAW THIS 6th day of July, 1959.

ATTEST:

M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President

(CORPORATE SEAL)

ORDINANCE NO. 261

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND ADDING TO ORDINANCE NO. 247 PRESCRIBING TRAFFIC AND PARKING REGULATIONS AND PROVIDING PENALTIES FOR THEIR VIOLATION.

BE IT ORDAINED AND ENACTED by the Commissioners of the Township of Wilkins in meeting duly assembled, and it is hereby ordained and enacted by authority of the same, a full quorum being present as follows:

SECTION I. Article I is hereby amended by adding thereto Section 14 which reads as follows:

"No motor vehicle, truck or carrier of any nature as described in the Motor Vehicle Code of the Commonwealth of Pennsylvania shall allow to be deposited in unreasonable amounts dirt, debris, refuge or any foreign substance upon the streets and highways of the Township of Wilkins except in the following manner:

1. If an operation or work of any nature is to be undretaken which may be contrary to the foregoing, the owner or operator or such vehicle shall first procure form the Secretary of the Township a license so to do on the payment of a fee of one ($1.00) dollar and the posting of a bond guaranteed by acceptable surety companies that the deposit so made will be removed in the time limitation established by the Secretary of the Township in such permit and further, that such bond or cash deposit in the amount determined by the Secretary will rectify all damage caused to said roads, curbs and drains and the removal of such deposits as is hereinbefore set forth. Any person who shall violate any of the foregoing provisions of this section shall, upon conviction thereof, be sentences to pay a fine not in excess of three hundred ($300.00) dollars and costs of prosecution for each day of such violation, and , in default of the payment thereof, shall undergo imprisonment for not more than thirty (30) days.

SECTION II. Article II of Ordinance No. 247 is hereby amended by adding thereto Section 10 which reads as follows:

"No person shall leave unattended any bicycle, two-wheel carriage, tricycle, motorcycle, motor bike or other such vehicle upon the roads, streets, and on the right of way of roads or streets within the Township of Wilkins after 9:00 o'clock P.M., E.S.T, Any person who shall violate any of the provisions of this article shall, upon conviction thereof, be sentenced to pay a fine of not less than two ($2.00)

dollars or more than ten ($10.00) dollars and costs of prosecution and, in default of payment of such fine and costs, shall undergo imprisonment for not more than five (5) days and if the owner of any such vehicle shall be a child of minor years, then the parent or parents of said minor child shall be presumed to be the owner of such vehicle and shall be liable fo the penalties hereinbefore set forth."

ORDAINED AND ENACTED into law this 6th day od July, 1959.

ATTEST:

M. Jos. Martinelli
Secretary

(CORPORATE SEAL)

TOWNSHIP OF WILKINS

BY Richard B. Post
President, Board of Commissioners.

ORDINANCE NO. 262

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, ACCEPTING FOR MAINTENANCE AND REPAIR AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF THE SAID TOWNSHIP ALL OF LUCINDA DRIVE IN GILMORE ACRES PLAN NO. 12, AS RECORDED BY THE CATRANEL CONSTRUCTION COMPANY, OWNERS, AS THE SAME IS MORE FULLY DESC DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny, and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I. That the Township of Wilkins accepts, and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins the following described street known as Lucinda Drive in Gilmore Acres Plan No. 12:

CENTER LINE OF LUCINDA DRIVE IN GILMORE ACRES PLAN NO. 12.

BEGINNING at a point at the intersection of the center line of State Highway Route 741, locally known as Beulah Road, with the center line of Lucinda Drive in Gilmore Acres Plan No. 12, as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 62 pages 187 and 188; thence in a southwesterly direction along the center line of Lucinda Drive S 36°47' W a distance of 48.49 feet to a point of curve; thence along the same by the arc of a circle deflecting to the left and having a radius of 210 feet an arc distance of 135.61 feet to a point of tangenct; thence along the same S0° 13'E a distance of 431.11 feet to a point of curve; thence along the same by the arc of a circle deflecting to the right and having a radius of 175 feet an arc distance of 174.10 feet to a point at the center of cul-de-sac having a radius of 50 feet.

Maintaining a uniform width of 50 feet throughout with additional width at its intersection with Buelah Road and at its northeasterly terminus as shown on plan of record. The same being a total length of 789.31 feet measured on the centerline.

SECTION 2. Any Ordinance of parts of any Ordinances conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED INTO LAW this 13th JULY, 1959 at a Special meeting of the Board of Commissioners of the Township of Wilkins, a full quorum being present.

COMMISSIONERS of WILKINS TOWNSHIP

BY Richard B. Rose

Richard B. Rose, President

ATTEST: M. Jos. Martinelli

M. Jos. Martinelli, Secretary

ORDINANCE NO. 263

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROHIBITING THE CONVASSING OF SOLICITING OF GOODS, WARES AND MERCHANDISE WITHIN THE TOWNSHIP OF WILKINS BY HAWKERS, PEDDLERS, SOLICITORS, ITINERANT MERCHANTS OR TRANSIENT VENDORS, NOT HAVING BEEN REQUESTED OR INVITED TO DO SO BY THE OWNER OR OWNERS, OCCUPANT OR OCCUPANTS OF PRIVATE RESIDENCES, AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Wilkins hereby ordains as follows:

Section 1. The practice of going in an upon private residences in the Township of Wilkins by solicitors, peddlers, hawkers, itinerant merchants or transient vendors of merchandise not having been requested or invited to do so by the owner or owners, occupant or occupants of said private residences, for the purpose of soliciting orders for the sale of goods, wares and merchandise and/or disposing of and/or peddling of hawking the same is hereby declare to be a nuisance and punishable as such.

Section2.

(a) The word "peddling" as used in the ordinance shall mean engaging in peddling, convassing, soliciting or taking of orders, either by sample or otherwise, for any goods, wares or merchandise including junk, rag and scrap collectors, upon any of the streets of sidewalks or from house to house within the Township of Wilkins. Provided: the word "peddling" shall not apply (1) to farmers selling their own produce, (2) to the sale of goods, wares and merchandise, donated by the owners thereof, the proceeds whereof are to be applied to any charitable of philanthropic purpose, or (3) to any manufacturer, processor or produeer in the sale of bread and bakery products; meat and meat products, or milk or milk products, and sale of insurance or collection of insuranct premiums.

(b) The word "peddler," as used in this ordinance, shall mean any person sho shall engage in peddling, as hereinabove defined.

(c) The word "person," as used in this ordinance, shall mean any natural person, association, partnership, firm or corporation.

(d) In this ordinance, the singular shall include the plural and the masculine shall include the feminine and the neuter.

Section 3. No person shall engage in peddling in the Township of Wilkins without first having taken out a license as herein previded.

Section 4. Every person desiring to engage in peddling in the Township of Wilkins shall first make application to the Secretary for a license. If such person shall also be required to obtain a license from any county officer, he shall, when making such application, exhibit a valid county license. Upon such application, such person shall give his name; address; his previous criminal record, if any; the name of the person for whom he works, if any; the type of goods, wares and merchandise he wishes to peddle; the length of time for which he wishes to be licensed; the type of vehicle he uses, if any; and the number of helpers he has. Provided; where a person makes application for himself and one or more helpers, all applicable personal information specified above shall be given for each helper, and an individual license shall be required for each helper. No license issued under this ordinance shall be transferable from one person to another.

Section 5. No license shall be issued under this ordinance until the proper fee, as follows, shall be paid to the Secretary, which shall be for the use of the Township:

(a) Foot Peddler: one dollar ($1.00) per day; five dollars ($5.00) per month; fifteen dollars ($15.00) per year.

(b) Peddler operating from a horse-drawn or motor vehicle: two dollars ($2.00) per day; ten dollars ($10.00) per month; thirty dollars ($30.00) per year.

(c) Each and every additional peddler employer by or with a foot peddler or peddler operationg from a horse-drawn or motor vehicle: one dollar ($1.00) per day; dive dollars ($5.00) per month; fifteen dollars ($15.00) per year.

Section 6. Upon making application therefor and paying the properfee, as herein specified, a license shall be issued to every peddler. Such license shall contain the information required to be given upon the application therefor. Every peddler shall at all times when engaged in peddling in the Township, carry such license upon his person, and shall exhibit such license, upon request, to all police officer, township officials and citizens. No peddler shall engage in selling any product not mentioned upon such license nor shall any person having a foot peddler's license operate from or with any horse-drawn or motor vehicle.

Section 7. No person licensed as a peddler under this ordinance shall engage in peddling at any time on Sunday, or upon any other day of the week before nine o'clock A.M. or after five o'clock P.M.

Section 8. No person, licensed as a peddler under this ordinance, shall hawk or cry his wares upon any of the streets or sidewalks of the Township, nor shall he use any loud speaker or horn or any other device for announcing his presence by which the public is annoyed.

Section 9. No person, licensed as a peddler under this ordinance, shall park any vehicle upon any of the streets of alleys of the Township in order to sort, re-arrange or clean any of his goods, wares of merchandise; nor may any such person place or deposit any refuse upon any or suchstreets or alleys; nor may any such person maintain or keep a street or surbstone market by parking any vehicle upon any street or alley in the Township for longer than necessary in order to sell therefrom to persons residing in the immediate vicinity.

Section 10. No person, licensed as a peddler under this ordinance, shall occupy any fixed location upon any of the streets, alleys or sidewalks of the Township for the purpose of peddling, with or without any stand or counter.

Section 11. The Secretary shall keep a record of all licenses issued under this ordinance, and the Chief of Police shall apply daily to the Secretary for a list of all licenses issued hereunder since the previous day. The Secretary and the Chief of Police shallsupervise the activities of all holders of such licenses.

Section 12. The Secretary ofthe Township of Wilkins is hereby authorized to suspend any license issued under this ordinance when he deems such suspension to be beneficial to the public health, safety or morals, or for violation of any of the provisions of this ordinance, or for fiving false information upon any application for a license hereunder.

Section 13. Any person who shall violate any of the provisions of this ordinance, shall, upon conviction thereof, be sentenced to pay a fine of not more than fifty dollars ($50.00) and costs of prosecution, and, in default of payment thereof, to imprisonment for not more than thirty (30) days.

Section 14. The provisions of this ordinance shall be severable, and if any provision thereof shall be held to be unconstitutional, invalid or illegal, by any court of competent jurisdiction, such decision shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as a legislative intent that this ordinance would have been enacted had such unconstitutional, invalid or illegal provision not been included therein.

ATTEST:

M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard A. R. Rose
President

Adopted at a regular meeting of the Board of Commissioners of the Township of Wilkins held this third day of August, 1959, a full quorum being present.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 264

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE CENTER LINE GRADE OF MORTIMER AVENUE FROM SAWMILL RUN ROAD TO SPUR 'A' AND FROM SPUR 'A' FROM MORTIMER AVENUE TO BEAVER AVENUE AND FROM BEAVER AVENUE FROM SPUR 'A' TO HAZEL AVENUE

BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS of the Township of Wilkins in meeting duly assembled and it is hereby ordained and enacted by authority of the same.

SECTION I. That the center line grade of Mortimer Avenue from Sawmill Run Road to Spur 'A' and Spur 'A' from Mortimer Avenue to Beaver Avenue and Beaver Avenue from Spur 'A' to hazel Avenue, be ane the same is hereby established as follows:

DESCRIPTION OF THE CENTER LINE GRADE OF MORTIMER AVENUE AND SPUR 'A':

BEGINNING at a point on the center line of Mortimer Avenue in Section 'B' New York and Cleveland Gas and Coal Company as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 5 pages 10 to 19, inclusive, said point of beginning being distant S 22° 10' W a distance of 27.00 feet measured along the center line of Mortimer Avenue from its intersection with the center line of Saw Mill Run Road in said plan; thence along the center line of Mortimer Avenue S 22° 10' W a distance of 615.81 feet to a point at the intersection of the center line of the aforesaid Mortimer Avenue with the center line of Mortimer Avenue in Rose Hill Plan of Lots as the same appears of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Boook Volume 18 page 137, maintaining a uniform width of 33 feet; thence along the center line of the aforesaid Mortimer Avenue S 13° 56' W a distance of 64.62 feet to a point of curve; thence along the arc of a circle deflecting to the right and having a radius of 50 feet an arc distance of 61.51 feet to a point of tangency on the dividing line between lots numbered 112 and 113 in the said Rose Hill Plan of Lots, which lots have been acquired by the Township of Wilkins for street purposes; thence along the dividing line between said lots 112 and 113 and said dividing line produced, S 84° 25' W a distance of 122.59 feet to a point on the center line of Beaver Avenue in the said Rose Hill Plan.

DESCRIPTION OF THE CENTER LINE OF THE BEAVER AVENUE IMPROVEMENT:

BEGINNING at a point at the intersection of the center line of Hazel Street with the center line of Beaver Avenue in Rose Hill Plan of Lots as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 18 page 137; Thence along the center line of Beaver Avenue N. 18° 26' E a distance of 13.29 feet to a point; thence along the same N 5° 35 ' W a distance of 505.86 feet to a point. Maintaining a width of 50 feet throughout lots numbered 112 and 113 in said Rose Hill Plan and a width of 40 feet throughout the second course of this description and a part of the foirst course as shown on the accompanying construction plan.

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 3rd day of August, 1959, a full quorum being present.

ATTEST:

M. Joe Martinelli
Secretary

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose
(President)

ORDINANCE NO. 265

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE GRADE, PAVING, AND INSTALLATION OF SEWERS IN MORTIMER AVENUE FROM SAWMILL RUN ROAD TO SPUR A AND FROM SPUR A AND FROM MORTIMER AVENUE TO BEAVER AVENUE AND BEAVER AVENUE TO SPUR A TO HAZEL AVENUE; AWARDING CONTRACTS FOR SAID IMPROVEMENTS TO THE LAMPL ASPHALT PAVING COMPANY, INC. AND PROVIDING FOR THE ASSESSMENT OF THE COSTS AND EXPENSES THEREOF AGAINST THE PROPERTY ABUTTING SAID IMPROVEMENT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, and it is hereby ordained and enacted by authority of the same:

SECTION I. That the grading, paving and installation of sewers in Mortimer Avenue from Sawmill Run Road to Spur A and from Spur A from Mortimer Avenue to Beaver Avenue and in Beaver Avenue from Spur A to Hazel Avenue, in accordance with the plans and specifications therefore as prepared by the Township Engineer be, and the same is hereby authorized and directed.

SECTION II. That the proper officers of the Township are directed to execute a contract with the Lampl Asphalt Paving Company, Inc. for the aforementioned work in accordance with the plans and specifications and proposal therefore, which by reference thereto are made a part hereof.

SECTION III. That the total cost of such project is estimated to be in the sum of twenty six thousand four hundred eighty nine dollars and fifty cents ($26,489.50) of which the sum of ten thousand ($10,000.00) dollars will be paid from monies received and presently in the Township Motor License Fund and the balance of sixteen thousand four hundred eighty nine dollars and fifty cents ($16,489.50) shall be paid as follows: two-thirds (2/3) of said last mentioned sum of sixteen thousand four hundred eighty nine dollars and fifty cents ($16,489.50) shall be paid by the Township of Wilkins and one-third (1/3) thereof assessed

against the properties fronting or abutting thereon and benefited thereby, said assessments to be made in accordance with the foot-front rule of assessments.

ORDAINED AND ENACTED into law this 3rd day of August, 1959.

ATTEST:

M. Jos. Martinelli
Secretary

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

BY Richard B. Rose
President

ORDINANCE NO. 266

AN ORDINANCE OF THE TOWNSHIP OF WILKINS CREATING A CIVIL SERVICE COMMISSION FOR POLICEMEN AND MAKING THE INITIAL APPOINTMENT THEREOF.

WHEREAS, the First-Class Township Code, 1949 May 27, P.L. 1955, 53 P.S. 55625 requires the establishment of a Civil Service Commission for police and firemen if the First-Class Township has a police force of three (3) or more members; and

WHEREAS, the Township of Wilkins has a police force of three (3) or more members being full time and regular policemen.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED and it is hereby ordained and enacted by the Commissioners of the Township of Wilkins in meeting duly assembled, a quorum being present, as follows:

SECTION I. There is hereby created in the Township of Wilkins a Civil Service Commission which shall consist of three (3) Commissioners who shall be qualified electors of the Township and shall be appointed by the Township Commissioners initially to serve for the terms of 2, 4, and 6 years, and as terms thereafter expire, shall be appointed for terms of 6 years.

SECTION II. Any vacancy occurring in any commission for any reason whatsoever shall be filled for the unexpired term within a period of thirty (30) days after such vacancy occurs. Each member of the Commission, before entering upon the discharge of the duties of his office, shall take an oath or affirmation to support the Constitution of the United States and of the Commonwealth of Pennsylvania and to perform his official duties with fidelity.

SECTION III. No member of this Commission shall at the same time hold an elective or appointed office under the United States Government, the Commonwealth of Pennsylvania, or any political subdivision of the Commonwealth, except that one (1) member of the Commission may be a member of the Board of Township Commissioners.

SECTION IV. The Commission first appointed shall organize within ten (10) days of its appointment and shall elect one of its members as the Chairman and one as the Secretary. The Commission shall thereafter meet and organize on the first Monday of each even numbered year. Each Commissioner shall be notified in writing of each and every meeting. Two (2) members of the Commission shall constitute a quorum and no action of the Commission shall be valid unless it shall have the concurrence of at least two (2) members.

SECTION V. The powers and duties of this Civil Service Commission shall be those set forth and delegated in the First Class Township Code, 1949 May 27, P. L. 1955, Sec. 20, etc.; 53 P.S. 55625, etc. as amended and supplemented.

SECTION VI. The Commissioners of the Wilkins Township hereby appoint as members of said Civil Service Commission the following named persons for the term hereinafter set forth:

Edgar J. Hill -- 2 years

Kenneth S. Miles -- 4 years

George Porado -- 6 years

The Commissioners of the Township of Wilkins have determined that one (1) member of the Commission shall at all times be a duly elected Commissioner of the Township of Wilkins and in the event that the Commissioner of the Township of Wilkins who is an appointed member of the Commission shall cease to be a duly elected Commissioner of the Township of Wilkins for whatever reason, his membership on the Commission shall cease forthwith and the Commissioners of the Township of Wilkins will replace him on the Commission with another member of the Board of Commissioners of the Township of Wilkins. This action is taken in the light of the provision of the Code which allows for the Commissioner of the Township of Wilkins to be a member of the Commission and though the provisions are that all members shall be appointed for a 6 year term following the initial appointments, it would appear that this provision is consistent with the requirements of the statute governing this action.

SECTION VII. If any section or provision of this ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION VIII. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 3rd day of August, 1959.

ATTEST:

M. Jos. Martinelli
Secretary

TOWNSHIP OF WILKINS

BY Richard B. Rose
President

(SEAL)

ORDINANCE NO. 267

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA ACCEPTING FOR MAINTENANCE AND REPAIR, AND MAKING A PART OF THE PUBLIC ROAD SYSTEM OF SAID TOWNSHIP, FRAZIER DRIVE AND CHARNWOOD DRIVE IN EASTMONT PLAN NO. 9, ALSO FRAZIER DRIVE THROUGH LANDS OF EASTMONT CIVIC ASSOCIATION AND THE SANITARY SEWER LINES LAID IN SAID STREETS AS THE SAME ARE MORE FULLY DESCRIBED BELOW.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is ordained and enacted by authority of the same:-

SECTION I: That the Township of Wilkins accepts and the same is hereby accepted for maintenance and repair and made a part of the public road system of the Township of Wilkins, Frazier Drive and Charnwood Drive in Eastmont Plan No. 9, also Frazier Drive through lands of Eastmont Civic Association and the sanitary sewers laid therein as the same are more particularly described as follows:

Description of the center line of Frazier Drive through lands of Eastmont Civic Association is as follows:

BEGINNING at a point on the center line of Frazier Drive at its intersection with the dividing line between Eastmont Plan No. 7 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 52, pages 44 to 47, inclusive, and lands of Eastmont Civic Association set forth in Deed dated August 20, 1954, and of record in the Office of the Recorder of Deeds of the aforesaid County and Sate in Deed Book Volume 3339, page 525; Thence through said lands of Eastmont Civic Association S 42° 37' 08" W a distance of 53.295 feet to a point on the Northerly plan line of Eastmont Plan No. 9 as the same appears on plan of record in the Office of the Recorder of Deeds of the aforesaid County and State in Plan Book Volume 67, pages 46 to 49, inclusive.

Maintaining a uniform width of 50 feet throughout.

Being a total length of 53.295 feet.

Description of the center line of Frazier Drive in Eastmont Plan No. 9 is as follows:

BEGINNING at a point on the center line of Frazier Drive in Eastmont Plan No. 9 as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania, in Plan Book Volume 9, pages 46 to 49, inclusive, said point of beginning being on the dividing line between lands now or formerly of the Eastmont Civic Association and the said Eastmont Plan No. 9; thence along the center line of Frazier Drive in said plan S 42° 37' 08" W a distance of 11.19 feet to a point of curve; thence along the arc of a circle deflecting to the left and having a radius of 165 feet an arc distance of 222.855 feet to a point of tangency; thence along the same S 34° 46' 02" E a distance of 435 feet to a point of curve;

thence along the same by the arc of circle deflecting to the right and having a radius of 1000 feet an arc distance of 434.39 feet to a point of tangency; thence along the same S9° 51' E a distance of 375.00 feet to a point at the center of a cul-de-sac having a radius of 50 feet.

Maintaining a uniform distance of 50 feet with additional width at Lots numbered 11 to 13, inclusive, lots numbered 45 and 46 and at cul-de-sac at its southerly terminus as shown on plan of record.

Being a total length of 1478.435 feet.

DESCRIPTION of the center line of Charnwood Drive in Eastmont Plan No. 9 is as follows:

BEGINNING at a point at the intersection of the center lines of Frazier Drive and Charnwood Drive in the aforesaid Eastmont Plan No. 9; thence along the center line of Charnwood Drive S 55° 13' 58" W a distance of 127.76 feet to a point of curve; thence along the same by the arc of a circle deflecting to the left and having a radius of 175 feet an arc distance of 274.89 feet to a point of tangency; thence along the same 34° 46' o2" E a distance of 75.00 feet to the center of a cul-de-sac having a radius of 50 feet.

Maintaining a uniform width of 50 feet with additional width at its intersection with Frazier Drive and at cul-de-sac at its southerly terminus as shown on plan of record.

Being a total length of 477.65 feet.

SECTION 2 : Any ordinance or parts of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed.

This ordinance approved, passed and ordained by the Board of Commissioners of the Township of Wilkins this 5th day of October, 1959

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY: Richard B Rose

President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

ORDINANCE NO. 268

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN THE TOWNSHIP OF WILKINS AND THE MARWOOD CORPORATION AND THE CONTRACTORS DEVELOPMENT COMPANY, INC. FOR THE CONSTRUCTION AND MAINTENANCE IN THE TOWNSHIP OF WILKINS OF A PORTION OF A SANITARY SEWER SYSTEM TO BE CONSTRUCTED AND TO BE JOINED INTO THE PRESENT SANITARY SEWER SYSTEM IN THE TOWNSHIP OF WILKINS PROVIDING FOR THE PAYMENT OF THE ENTIRE COSTS THEREOF BY MONIES ADVANCED BY THE MARWOOD CORPORATION AND THE CONTRACTORS DEVELOPMENT COMPANY, INC. TO THE TOWNSHIP OF WILKINS.

Section1. Be it ordained and enacted by the Township of Wilkins, in meeting duly assembled, it is hereby ordained and enacted by authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute the following agreement with the Marwood Corporation andthe Contractors Development Company, Inc.

AGREEMENT

THIS AGREEMTNT, made this 28th day of October, 1959, between the TOWNSHIP OF WILKINS (hereinafter referred to as 'WILKINS'), being a municipal sub-division of the Commonwealth of Pennsylvania and being located in the County of Allegheny and Commonwealth of Pennsylvania,

AND

the MARWOOD CORPORATION and the CONTRACTORS DEVELOPMENT CO., INC. corporations with their principal places of business located in Monroeville, Allegheny County, Pennsylvania, (hereinafter referred to as 'DEVELOPER'):

WHEREAS, Developer is the owner and developer of a plan of lots known as Eastmont Plan No. 9, which plan of lots lies North of State Highway Route 22, known as the William Penn Highway, in the Township of Wilkins, and

WHEREAS, Developer desires to install sanitary sewers in said plan of lots and to cause the same to drain ultimately into the Allegheny County Sanitary Sewer Authority System, and

WHEREAS, Wilkins is desirous of extending its Sanitary Sewer System so as to furnish sanitary sewer service in the Thompson Run Water Shed which includes Eastmont Plan No. 9, and

WHEREAS, to extend this Sanitary Sewer System it is necessary that trunk line sewers be installed across the aforementioned William Penn Highway, in Chalfant Run and Thompson Run and connect the same with a trunk line system in Turtle Creek, which ultimately drains into the interceptor system of the Allegheny County Sanitary Sewer Authority, and

WHEREAS, to induce Wilkins to construct such sewer line and the appurtenant facilities, Developer has proposed to advance the funds necessary to meet all of the costs, expenses and financial obligations to be incurred by Wilkins for, in connection with and arising from the construction of said sewer trunk line to Thompson Run and its appurtenant facilities, and

WHEREAS, after careful study Wilkins has determined that it is advantageous and beneficial to have such a sanitary sewer trunk line with appurtenant facilities and is willing to undertake said project upon the terms, provisions, covenants and conditions hereinafter set forth.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH:

ARTICLE I.

DEFINITIONS

The following words of phrases as used in this Agreement, unless the context clearly indicates otherwise, shall have the following meanings:

"Sewer Project" shall mean the construction of a sanitary sewer trunk line together with its appurtenant facilities beginning on the northerly side of United States Highway 22 at its intersection with Rodi Road (State Highway Route 395) being on the dividing line between Churchill Borough and Wilkins Township; thence in said Rodi Road in a general southerly direction to Thompson Run Creek, and also beginning on the northerly side of United

States Highway 22 on line of land now or late of Venturini at the sewer easement shown on a drawing prepared by Thompson Survey Service dated December, 1958 and Numbered E-885A; thence in a southerly direction across said Highway; thence along the southerly line of said Highway in a westerly direction to a right of way through private property to Rodi Road to connect the sewer described hereinbefore, all of which is shown on drawings for said sewerline prepared by H. A. Shope and Son, Township Engineer, which said plan is attacked hereto, made a part hereof and marked Exhibit "A". Any conflict between the description herein contained and Exhibit "A" shall be resolved and controlled by Exhibit "A".

"COsts and Expenses of the Project" shall mean the labor and materials for the construction of the sewer project; engineering fees for the engineers of Wilkins and Developer; solicitors' fees of Wilkins, advertising of the necessary Notices, Ordinances and Resolutions by Wilkins; recording fees for this Agreement, right of way grants of acquisitions and other documents; permit fees of any and all nature; cost of acquiring rights of ways over public and private property by purchase and/or condemnation, including court costs, attorneys fees and awards for damages; damage claims; insurance premiums; inspection fees; costs, fees and expenses for legal proceedings which may be brought by or against Wilkins; and all other costs, fees and expenses incurred for, in connection with and arising from the Sewer Project.

"Chalfant Run Sewer Construction Bank Account" shall mean an account of Wilkins to be known as "Chalfant Run Sewer Construction Bank Account" in such bank or banks as Wilkins Shall determine, wherein shall be deposited all moneys received for the construction of the Sewer Project under this Agreement from Developer.

"Chalfant Run Sewer Administrative Account" shall mean an account of Wilkins to be known as "Chalfant Run Sewer Administrative Account" in such bank or banks as Wilkins Shall designate, wherein shall be deposited all moneys received by Wilkins in accordance with the provisions of this Agreement, except, the moneys to be deposited in the "Chalfant Run Sewer Construction Bank Account".

"Building" shall mean a single family residence and structures accessory and appurtenant to such residence. In the event that any structure other than a single family residence is to be served, the tapping-in charge therefore shall be determined as follows: Each 12,000 cubic feet of space in such structure shall be deemed equivalent to one "Building", and for each such unit of 12,000 cubic of fraction thereof the tapping-in charge for a "building" in such area shall be paid, but in no event shall the tapping-in charge be less than the charge fixed for a "building" at that location.

"Sewer Committee" shall mean a committee established by Wilkins consisting of three commissioners who shall be appointed by the Commissioners of the Township of Wilkins and one member representing the Developer.

"Chalfant Sanitary Sewer" shall mean the completed sewer system to be constructed pursuant to this Agreement.

"Project Owner" shall meant the Township of Wilkins.

ARTICLE II.

Wilkins covenants and agrees as follows:

1. To construct the Sewer Project as is shown on Exhibit "A", to and to connect it with the Thompson Run sewer line if and when the same is installed.

2. The Sewer Project shall be constructed in accordance with plans and specifications prepared by the Engineer of Wilkins.

3. The construction of the Sewer Project is to be undertaked on bids to be advertised under the direction and supervision of the Engineer of Wilkins and shall be in one or more sections, which sections shall be determined by the said Engineer. All contracts shall be awarded for the one or more sections, after due public bidding as required by law, and all contracts shall be executed by the proper officers of Wilkins.

5. All matters relating to the construction of the Sewer Project shall be referred to the Sewer Committee for its determination an all decisions of the Sewer Committee shall be by agreement of at least two of the members of said Committee. The Sewer Committee shall keep minutes of its meeting and copies thereof shall be filed with Wilkins and the Developer.

4. All moneys advanced by the Developer shall be deposited in the Chalfant Run Sewer Construction Bank Account and shall be subject to withdrawal only upon the signatures of the properly authorized officials of Wilkins.

6. All requisitions for payments to any contractor or for other costs arising from matters subject to the inspection of the Engineer of Wilkins shall first be approved by said Engineer and then by the Sewer Commistee before submission to Wilkins. All other requisitions for payments shall be first approved by the Sewer Committee before submission to Wilkins.

7. Notwithstanding the authority vested in the Sewer Committee under paragraphs "5" and "6" immediately preceding, Wilkins reserves the right to make all decisions and authorize all payments notwithstanding any decisions of the Sewer Committee or any failure of the Sewer Committee to render any decision or grant approval, or without submitting any matter for decision of or authorization by the Sewer Committee.

8. After completion of the construction of the Sewer Project the same shall be repaired, maintained and reconstructed by Wilkins and all costs and expenses therefore shall be borne by Wilkins.

9. Wilkins shall have the right to connect and tap into the Sewer Project for the servicing of any and all properties in Wilkins.

10. Wilkins agrees to take all action and do all things necessary to prohibit any surface drainage into the Sewer Project from properties within Wilkins.

11. Wilkins shall grant ar acquire by purchase or condemnation the necessary rights of ways and easements and releases if any, and grant such permits and licenses as are now required by it within its municipality. The cost and expenses or acquiring any such rights of ways or easements shall be paid for out of the "Chalfant Run Sewer Construction Bank Account".

12. Wilkins agrees that before it will approve any Subdivision Plan within its municipality and within the area to be served by the Sewer Project, it will require the owner or owners of suchSubdivision Plan either to pay the tapping-in charges for all ofthe lots laid out in such

Subdivision Plan on the basis of one building for each lot or to furnish a bond in the total amount of such tapping-in charges with corporate surety for the payment of such tapping-in charges within a period of two (2) years from the date of the approval of such Subdivision Plan for recording purposes only. If more than a building (as defined herein) shall be constructed on any such lot, the owner or owners therof shall be liable for the payment of any a additional tapping-in charge which may become payable therefore.

13. Wilkins shall do all things, acts, deeds, enact Ordinances and resolutions, execute all documents and instruments, necessary and incident to the construction, completion, maintenance, operation and reconstruction of the Sewer Project and the performance of all of the terms, covenants and provisions of this Agreement.

14. Wilkins reserves the right to directly or indirectly impose sewer rental charges upon any and all properties in the Thompson Run Watershed wherein this Sewer Project lies. Further, such charges may be in such amounts as Wilkins or the Allegheny County Sanitary Sewer Authority may determine. Collection of the same may be by Wilkins or the Allegheny County Sanitary Sewer Authority.

ARTICLE III.

Wilkins and Developer covenant and agree as follows:

1. Concurrently with the execution of this Agreement, Developer shall deposit with Wilkins the sum of $10,000.00, which sum shall be deposited in the Chalfant Run Sewer Construction Bank Account, for the purposes and subject to the provisions of this Agreement, The balance of the estimated cost and expenses of the Sewer Project in the amount of $98,500.00 shall be deposited by the Developer with Wilkins at the time of the awarding of the bids for the construction of the Sewer Project and such money shall also be deposited and used as is hereinbefore provided. The estimated cost of construction being $85,500.00; if after the bids are received, the Township Engineer determines that this estimated cost is higher than is necessary to meet the bids, then the estimated cost may be revised downward by the Township Engineer and the balance to be paid of $98,500.00 reduced by such reduction of the estimated construction costs.

2. Wilkins shall have the right, but shall not be obligated, to

invest the moneys in the Chalfant Run Sewer Construction Bank Account in obligations of the United States of America at such times and in such amounts as it iniits sole discretion shall determine, provided that the maturity dates of such obligations shall be such as to make available funds as needed for the payment of the obligations to be incurred for and in connection with the Sewer Project. The income from such investments shall be retained in the Chalfant Run Sewer Construction Bank Account and shall be added to and become a part of the deposit of the Developer. If any losses result from any such investments, such losses shall be borne by developer. Wilkins nor any persons making said investments shall not be liable therefore.

3. It is hereby declared to be the intent of all of the parties hereto that all Costs and Expenses of the Project shall be borne and paid for by Developer, subject to the right of Developer only, to be reimbursed to the extent, from the sources and in the manner hereinafter provided, and that Wilkins shall not be required to pay or become obligated to pay any of such Costs and Expenses of the Project from its own funds. It is agreed by the parties hereto that the initial deposit madeby Developer is based on a preliminary estimate of all costs and expenses of the Sewer Project, and by reason thereof and of the foregoing intent, it is agreed as follows:

(a) In the event, that after bids have been received and prior to entering into the contract or contracts for the Sewer Project, Wilkins shall determine that the total sum deposited by Developer may be leas than will be required for the payment of all Costs and Expenses of the Sewer Project, Developer agrees thatupon demand of Wilkins to deposit such additional sums as Wilkins shall determine. If Developer shall fail to deposit with Wilkins such additional sums requested within the time fixed by Wilkins, then Wilkins shall have the right to reject all bids and terminate this Agreement and abandon the Sewer Project. In the event of such termination and abandonment, Wilkins shall pay all Costs and Expenses of the Sewer Project incurred and/or paid and the balance remaining thereafter in the Chalfant Run Sewer Construction Account shall be repaid to Developer and thereupon all of the parties hereto shall be released and discharged from any and allliabilities and obligations under this Agreement.

(b) In the event that during construction of the Sewer Project Wilkins shall determine that all sums deposited by Developer may be insufficient to pay the Costs and Expenses of the Project, including extras occurring during construction, Developer agrees upon demand of the Project Owners, to deposit such additional sums as Wilkins shall request.

(c) In the event that the Project Owner shall elect to advance, or shall be compelled to pay any of the Costs and Expenses of the Project, all sums so advanced or paid shall be repaid as soon as sufficient moneys are available from the Chalfant Run Sewer Construction Bank Account, and if not available therefrom, shall be repaid from the Chalfant Run Sewer Administrative Account as soon as sufficient moneys for such repayment are available in either of said accounts and before Developer shall be entitled to receive any reimbursement from said Chalfant Run Sewer Administration Account, notwithstanding anything which may be contained in this Agreement to the contrary.

(d) After the completion of the Sewer Project as determined by Wilkins, and after the payment in full of all Costs And Expenses of the Project, any balance remaining from the sums deposited by Developer, with any income from investments as aforesaid, shall be distributed to Developer.

4. Wilkins will enact an ordinance or ordinances requiring permits to be obtained for connecting to or draining into said sanitary sewer and fixing a tapping-in charge required to be paid by all, including Developer, its successors and assigns, or buildings, who shall desire to connect to or to drain into the said Chalfant Sanitary Sewer. In addition to the tapping-in charges hereinbefore determined, Wilkins shall impose a front-foot assessment charge on all properties fronting on the Sewer Project and the monies received from such assessments shall be deposited in the Chalfant Run Sewer Administrative Account. The Project Owner shall use reasonable efforts to enforce such ordinances. The tapping-in charges and assessments to be required shall be in accordance with the schedule to be prepared by the Engineer of the Project Owner and approved by the Project Owner subject to such changes, reductions or increases of such charges from time to time as the Project Owner shall deem equitable due to special circumstances in individual cases, provided, however, that the total amount of tapping in charges and assessments fixed in the aforesaid schedule for existing and

anticipated buildings within the areas to be served by the Chalfant Sanitary Sewer, as estimated by the Project Owner, shall not be less than the total of all of the Costs and Expenses of the Project. The tapping-in charge and/or assessment for each building erected and to be erected on the property of Developer which shall be connected to or which shall drain into the said Chalfant Sanitary Sewer need not be paid by Developer but shall be charged against and treated as part payment of Developer's reimbursement of the amount deposited by Developer under this Agreement as hereinafter provided, subject to the limitations hereinafter set forth.

5.5. All moneys received in payment of said tapping-in charges and the front-foot assessments shall be deposited in the Chalfant Run Sewer Administrative Account. After payment of all costs and expenses for and in connection with collection, handling and disbursement of such tapping-in and assessment charges, and the keeping or records thereof and after payment of all costs and expenses, if any, under paragraph "I" of ARTICLE IV. herein, ninety (90%) perdent of the balance of the moneys in the Chalfant Run Sewer Administrative Account shall be distributed semi-annually to Developer.

The right of Developer to set-off tapping-in and assessment charges against its said reimbursements in lieu of payment, as aforesaid, shall be subject to the limitations that no such setoffs shall be allowed and no reimbursement payment shall be payable to Developer after the total amount received by Developer by reimbursements and by set-offs, shall equal the total sum deposited by Developer less $22,500.00 under this Agreement, or after the expiration of 15 years from the date of the completion of the construction of said Sewer Project as certified by the Engineer of the Project Owner, whichever shall first occur; and thereafter the Project Owner shall be released and discharged from all further obligations and liabilities to Developer and all rights and claims of Developer including all rights and claims to any funds in the Sewer Administrative Account shall terminate.

5. All of the foregoing is subject to the understanding and agreement that the developer will be charged and there will be deducted by Wilkins from the monies advanced by the Developer no less than the sum of $22,500.00 which shall leave as the maximum reimbursable monies to the Developer the sum of $86,000.00 plus such interest as the deposits of the Developer may earn. This $22,500.00 shall include all tap-in fees and assessments due

from the Developer as the result of the construction of buildings in Eastmont Plan No. 9. Further, these buildings nor the Developer shall not be liable for any charges of any nature, except sewer rental charges, in connection with the Thompson Run Sewer yet to be constructed.

7. That the Project Owner shall not be liable to Developer for the repayment of any sum deposited by Developer under this Agreement except by set-offs allowed as aforesaid or from tapping-in charges and assessments actually paid to and received by the Project Owner as hereinbefore provided and subject to the limitations as hereinbefore and hereinafter set forth, except that if Wilkins undertakes to furnish sewer service through the Sewer Project to residents of Churchill Borough and Wilkins receives payment for permission so to do from Churchill Borough or its residents, then one-half of such monies so received will be deposited in the Chalfant Run Sewer Administrative Account and be used as reimbursement to the Developer, again subject to the limitations hereinbefore and hereinafter set forth.

8. Developer upon request of the Project Owner shall grant and convey to the Project Owner all rights of ways of easements through properties of Developer, which the Project Owner deems necessary for the construction of the Sewer Project.

ARTICLE IV.

All of the parties hereto further agree as follows:

1. That nothing contained in this Agreement shall be construed (1) to impose any general obligation upon the Project Owner, for the repayment of the sums deposited by Developer hereunder from any funds of the Project Owner other than from the moneys deposited hereunto and the moneys to be received for tapping-in charges, assessments and money from Churchill Borough which shall be used and disbursed for the purposes and in the manner set forth in this Agreement, and the obligations and liabilities of the Project Owner shall be limited and restricted to the funds actually received hereunto and deposited in the bank accounts established under this Agreement and as such obligations and liabilities are expressly and specifically imposed by the provisions of this Agreement; or (2) to subject the Project Owner to any liability for failure to collect and receive any tapping-

in charges and assessments for any reason or cause whatsoever, or for the invalidity of any liens, assessments orother claims which may be filed or for failure to collect the same. In the event Wilkins shall elect to file any such liens, assessments or institute any legal proceedings to enforce collection of any tapping-in charge or shall be require to defend such tapping-in charges in any legal proceedings instituted against Wilkins, all costs and expenses incurred by Wilkins for and in connection therewith shall be paid out of the Chalfant Run Sewer Administrative Account.

2. That in no event shall any interest be payable or become due and owing to Developer for moneys deposited or collected hereunder, except as hereinabove specifically provided.

3. The Project Owner is and shall be the sole owner of the Sewer Project konwn as the Chalfant Run Sanitary Sewer.

4. The Project Owner shall have the right at any time and from time to time to impose and collect sewer rental charges insuch amounts and upon such basis as it shall determine for the use of the Chalfant Run Sanitary Sewer.

5. The Project Owner shall have the right at any time to sell,convey, transfer or assign the Chalfant Run Sewer or any portion thereof to any municipal authority created under the laws of the Commonwealth of Pennsylvania or to any public or governmental agency subject to the obligations imposed upon the Project Owner under this Agreement.

6. That all connections to be made to the Chalfant Run Sanitary Sewer shall be made in a manner approved by the Engineer of Wilkins and only after a permit therefore has been issued by Wilkins. All such connections shall be made by and at the cost of the person, firm or corporation, icluding Developer, desiring to make such connection.

7. Wilkins shall have the right to make a charge for the inspection of any connection to the Chalfant Run Sanitary Sewer and for the issuance of a permit to make such connection. Said charges shall belong to Wilkins and shall be payable upon the filing of the application for such permit or as otherwise determined by the Project Owner. Further, said charges shall be paid by the Developer independently of this Agreement and Developer shall have no right or claim to such charge or part thereof.

The provisions of this Agreement shall enure to the benefit of and be binding upon each of the parties hereto, its successors and assigns.

IN WITNESS WHEREOF, the Township of Wilkins has caused this Agreement to be executed by its President and its official seal to be set hereunto impressed and attested by its Secretary, pursuant to an Ordinance duly adopted by its Board on the 5th day of October, 1959; and the Marwood Corporation has caused this Agreement to be executed and its corporate seal to be hereto affixed by its proper officers pursuant to a Resolution of its Board of Directors duly adopted by its Board on the 5th day of October, 1959 and Contractors Development Company, Inc. has caused this Agreement to be executed and its corporate seal hereto affixed by its proper officers pursuant to a Resolution of its Board of Directors duly adopted by its Board on the 28th day of October, 1959.

ATTEST:

M. Joe Martinelli
(Secretary)

(SEAL)

TOWNSHIP OF WILKINS

BY Richard B. Rose
(President)

ATTEST:

(Secretary)

(SEAL)

MARWOOD CORPORATION

BY
(President)

ATTEST:

(Secretary)

(SEAL)

CONTRACTORS DEVELOPMENT COMPANY, INC.

BY
(President)

COMMONWEALTH OF PENNSYLVANIA)
) ss:
COUNTY OF ALLEGHENY)

I hereby certify that on this 28th day of October ,1959, before me, the subscriber, a Notary Public, in and for the County of Allegheny and Commonwealth of Pennsylvania, personally appeared M. Jos. Martinelli, the Secretary of the Township of Wilkins and by virtue and in pursuance of the authority conferred upon him acknowledged the said Agreement to be the act of the said Township of Wilkins to the end that it may be recorded as such.

WITNESS my hand and notarial seal the day and year aforesaid.

_____

COMMONWEALTH OF PENNSYLVANIA)
) ss;
COUNTY OF ALLEGHENY)

I hereby certify that on this _____ day of _____, 1959, before me, the subscriber, a Notary Public, in and for the County of Allegheny and Commonwealth of Pennsylvania, personally appeared _____ the _____ of the Marwood Corporation and by virtue and in pursuance of the authority conferred upon him acknowledged the said Agreement to be the act of the said Marwood Corporation to the end that it may be recorded as such.

WITNESS my hand and notarial seal the day and year aforesaid.

_____

COMMONWEALTH OF PENNSYLVANIA)
) ss;
COUNTY OF ALLEGHENY)

I hereby certify that on this _____ day of _____, 1959, before me, the subscriber, a Notary Public, in and for the County of Allegheny and Commonwealth of Pennsylvania, personally appeared _____ the _____ of the Contractors Development Company, Inc. and by virtue and in pursuance of the authority conferred upon him acknowledged the said Agreement to be the act of the said Contractors Development Company, Inc. to the end that it may be recorded as such.

WITNESS my hand and notarial seal the day and year aforesaid.

_____

ESTIMATED COST OF SEWER PROJECT

Construction Costs.....	$85,500.00
Engineering Costs	17,500.00
Legal and Miscellaneous Costs	5,500.00
TOTAL	$108,500.00

EXIBIT "B"

Section 2. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same affects this ordinance.

ORDAINED AND ENACTED into law this 5th day of October, A. D. 1959.

ATTEST:

M. Joe Martinelli
(Secretary)

TOWNSHIP OF WILKINS

BY Richard A. B. Rose
(President)

(CORPORATE SEAL)

ORDINANCE NO. 269

AN ORDINANCE ESTABLISHING A POLICE PENSION PLAN FOR THE TOWNSHIP OF WILKINS, TO BE MAINTAINED BY A CHARGE AGAINST EACH MEMBER OF THE POLICE DEPARTMENT AND BY RECEIPTS FROM THE COMMONWEALTH OF PENNSYLVANIA.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of same.

SECTION 1. That pursuant to an actuarial evaluation and analysis report, the Township of Wilkins hereby establishes the Township of Wilkins Police Pension Plan. Said Plan is to be maintained by a charge against each full time employee of the Police Department and by receipts from the Commonwealth of Pennsylvania.

SECTION 2. The Township of Wilkins Police Pension Plan shall be operated as a combination self-administered auxilliary fund insured plan under the direction of a Retirement Plan Board, the members of which shall also act as Trustees of the Plan, consisting of three members to be appointed by the Board of Commissioners of the Township of Wilkins under the terms of a trust indenture hereafter referred to as the Township of Wilkins Police Pension Plan Agreement of Trust. At least one of which shall be a duly elected Commissioner of said Township of Wilkins.

The initial members of the Retirement Plan Board shall be appointed by separate resolution.

SECTION 3. Definitions.

EFFECTIVE DATE January 1, 1960

ELIGIBLE EMPLOYEES

Each person who is a permanent employee of the Police Department shall be required to join the Plan as of January 1, 1960, and shall authorize a monthly deduction from his compensation as specifically provided under the paragraph relating to contributions shown below.

Each person who becomes an employee after January 1, 1960 shall become a participant in the plan as of the last day of the month coinciding with or next following his date of employment.

RETIREMENT DATE

Any member of the Police Department who, on or after January 1, 1960 shall have a minimum period of total service of not less than 20 years and shall have attained or passed the age of 60 years shall be eligible to retire as of the first of the months next following the date on which he shall have completed these

requirements, all in accordance with the requirements of Act No. 600 of 1955 and Act No. 358 of 1957, and their amendments, of the Commonwealth of Pennsylvania.

RETIREMENT BENEFITS

The amount of the monthly retirement benefits shall be equal to one-half the monthly average compensation during the last 60 months of employment of each employee of the Police Department, including Social Security Benefits.

CONTRIBUTIONS

A participant shall contribute monthly an amount equal to not less than 2% of that portion of monthly compensation on which Social Security allowances are payable, and 5% on any monthly compensation in excess of that on which Social Security allowances are payable. The remainder of the needed annual contribution, as determined by the Actuary, will be paid by the allocation received from the Commonwealth of Pennsylvania. In the event these two sources do not produce sufficient revenue to maintain the fund, any additional amounts needed will be contributed by an annual appropriation from the General Fund of the Township.

DEATH BENEFITS

In the event an employee dies prior to retirement, the beneficiary shall receivea death benefit equal to the sum of the contribution made by the employee into the fund.

In addition, in the event of the death of a participant prior to retirement, the proceeds of any and all contracts of life insurance which may be in force on his life by reason of his participation in the Township of Wilkins Police Pension Plan, will be payable as a death benefit to his designated beneficiary. In the event an employee dies subsequent to retirement, but before he has received all his contributions paid into the fund in the form of a pension, the balance of such contributions, or the commuted value thereof at the discretion of the Retirement Plan Board, shall be payable to his disignated beneficiary.

BENEFICIARY

Upon joining the Plan, each employee shall designate a beneficiary to receive any death benefits which may be payable. The employee may change such beneficiary from time to time by written notice to the Retirement Plan Board.

TERMINATION OF EMPLOYMENT

A participant whose employment with the Township of terminated for any reason other than retirement, shall receive an amount equal to the sum of contributions madeby him into the fund.

SECTION 4. The pension payments provided herein shall not be subject to attachment, execution by garnishment or other legal process, and shall be payable only to the member or his designated beneficiary and shall not be subject to assignment or transfer.

SECTION 5. The expense of the administration of this Ordinance, including fees of the Actuary and Legal Counsel, shall be paid by the Township.

SECTION 6. The proper officers of the Township of Wilkins are hereby authorized and empowered to execute and deliver on behalf of the Township, such documents as the Solicitor shall determine to be necessary and proper to effectuate and implement the Township or Wilkins Police Pension Plan.

SECTION 7. That any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED this 18th day of December, 1959.

TOWNSHIP OF WILKINS

BY Richard B. Rose

Richard B. Rose, Pres.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Secretary

ORDINANCE NO. 270

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1960 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I. That a tax rate be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes forthe fiscal year 1960, as follows:

Tax rate for General Township purposes, the sum of Ten (10) mills on each dollar of assessed valuation, or the sum of One Hundred (100) Cents on each One Hundred Dollars of assessed valuation.

SECTION II. That for the expenses of the Township for the fiscal year 1960 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fully itemized on Budget Form - Schedule 'B':

GENERAL OPERATING FUNDS:

Estimated Receipts:	
Cash and Securities	$ 97,443.86
Receipts from Realty Tax	127,650.00
From Taxes of Prior Years	3,800.00
Other Revenue Receipts	102,300.00
TOTAL ESTIMATED RECEIPTS AND CASH	$ 331,193.86
Appropriations:	
General Township Government	$ 431,150.00
Protection to Perons&Property	51,100.00
Health and Sanitation	105,750.00
Highways (Includes St. Lights)	81,100.00
Miscellaneous	17,446.01
Debt Service	30,000.00
TOTAL APPROPRIATIONS	$ 328,546.01
UN-APPROPRIATED BALANCE	$ 2,647.85

SECTION III. An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION IV. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 7th day of March, A.D. 1960 at a regular meeting of the Board of Commissioners, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
Richard B. Rose, President

C E R T I F I C A T I O N

I, M. Jos. Martinelli, Secretary of the Board of Commissioners ofthe Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 270 enacted by the Commissioners of the Township of Wilkins on the 7th day of March, 1960.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(TOWNSHIP SEAL)

ORDINANCE NO. 271

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 101 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT U1 - A 2 ZONING CLASSIFICATION AND RECLASSIFYING THE SAME TO A U - 2 RESIDENTIAL CLASSIFICATION.

BE IT ORDAINED AND ENACTED by the Board of Commissioners, Township of Wilkins, County of Allegheny and State of Pennsylvania, and is hereby ordained and enacted by authority of the same:

Section 1: That the following described property is hereby reclassified from its present Zoning classification of classifications being generally U1 - A2 to a U-2 Residential classification.

BEGINNING at a point on the dividing line between Lot 287 in Gilmore Plan No. 8 as the same appears on the plan of record in the Office in the Recorder of Deeds of Allegheny County, Pennsylvania in PBV 50 Pages 166 & 167, and Lot 438 in Gilmore Plan No. 11 as the same appears on plan or record in the office of the Recorder of Deeds of the aforementioned county and State, in PBV 55 Pages 74 to 76 inc. Said point of beginning being distant S. 48° 31' West a distance of 85.70 ft. measured along said dividing line from its intersection with the easterly ling of Roland Rd. in said plan. Thence from said point of beginning and along said dividing line S. 48° 31' West at a distance of 64.30 ft. to a point. Thence through Lot No. 438 in said Gilmore Plan No. 11, S. 41°29' East, d distance of 45.91 Ft. to a point. Thence continuing through the same and also through Lot No. 439 to 442 inc. in said Gilmore Plan of Lots No. 11, S. 22°24' 50" East a distance of 199.31 ft. to a point. Thence continuing through Lot 442 S.57°49' East a distance of 21.89 ft. to a point; thence through the same N. 72° 27' 50" East a distance of 120.08 ft. to a point. Thence through Lots 442 to 439 inc. in a Northwesterly direction being the arc of a circle deflecting to the left and having a radius of 1107.69 ft., as arc distance of 173.39 ft. to a point of tangency. Thence continuing through Lot 439 and also through Lot 438 in said Gilmore Plan No. 11 N. 41°29' 15" West a distance of 131.36 ft. to a point at the plane of beginning.
THE last two mentioned courses and distances being on a line parallel to a distant 325.00 ft. from center line of State Highway Route 741, 50 ft. in width and locally known as Beulah Road.

THE same being the property of Lucia and Stephen Catarinella.

Section 2: Should any Section of Provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the parts so declared to be invalid.

Section 3: Any Ordinance or any part of any Ordinance conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law, this 7th day of March, 1960.

ATTEST:

THE BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

M. Jos. Martinelli
Secretary

BY Richard R. Rose
President

ORDINANCE NO. 272

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND ADDING TO THE PROVISIONS OF ORDINANCE NO. 101, AS AMENDED, BY PERMITTING THE USE OF LAND AND BUILDINGS IN A U-2 DISTRICT FOR PRIVATE SPORTING OR SWIMMING CLUBS; ESTABLISHING MINIMUM REQUIREMENTS OF LOT AREAS OF LAND USED FOR PRIVATE SPORTING AND SWIMMIMG CLUBS; PROHIBITING THE USE OF STRUCTURES AND AREAS OF PRIVATE SPORTING AND SWIMMING CLUBS IN THE PROXIMITY OF DWELLINGS; PROHIBITING HOUSE TRAILERS IN INDUSTRIAL DISTRICTS; AND PROVIDING FOR CERTIFICATES BY THE ROAD COMMITTEE REGARDING THE USE OF ROADS IN CONNECTION WITH PRIVATE SPORTING AND SWIMMING CLUBS.

BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, AND IT IS HEREBY ORDAINED AND ENACTED BY THE AUTHORITY OF THE SAME.

SECTION I. That Article IV, Section 5 of Ordinance No. 101, which reads as follows:

> "In Multiple-Dwelling Districts (District U-2), buildings may be erected, constructed or altered and land may be used for the uses and purposes permitted in Single Family Dwelling Districts, and for the following additional uses only:
>
> (a) Double Houses and Duplexes.

be amended to read as follows:

> In Multiple-Dwelling Districts (District U-2), buildings may be erected, constructed or altered and land may be used for the uses and purposes permitted in Single Family Dwelling Districts, and for the following additional uses only:
>
> (a) Double Houses and Duplexes.
> (b) Private Sporting or Swimming Clubs.

(1) No lot or parcel of land containing less than one hundred seventy four thousand, two hundred forty (174,240) square feet, shall be used for a Private Sporting or Swimming Club, provided further that no club house, swimming pool, structure or sporting area used by or capable of use by more than ten (10) persons shall be placed or erected, on land used for a Private Sporting or Swimmimg Club, nearer to an existing Dwelling than two hundred fifty (250) feet without the consent of the owner thereof, and no other structure or sporting area shall be placed or erected on land used for a Private Sporting or Swimmimg Club nearer to an existing Dwelling than two hundred (200) feet, without the consent of the owner thereof. Provided further that no land shall be used in furtherance of any Private Sporting or Swimming Club which does not provide off street parking areas adequate for the persons making use of the facilities provided therein.

(2) No building permit shall be issued and no land shall be used as a Private Sporting or Swimming Club until the Road Committee, appointed by the Township Commissioners shall have certified that the public roads or streets used for approach to the Private Sporting or Swimming Club are suitable for use in connection with such Clubs, or that provisions for the improvement of such roads pursuant to the Township's minimum requirements have been made. The Road Committee in determining the suitability of such public roads or streets, shall take into consideration the number of persons using or likely to use such Private Sporting or Swimming Club, the surface of such access roads or streets, and the maintenance of such roads or streets.

SECTION II. That Article IV, Section 9, of Ordinance No. 101, which lists twenty-two (22) prohibited uses of land shall be amended to add a twenty-third prohibition to read as follows:

> 23. House trailers occupied as dwellings and house trailer camps or land used for parking of house trailers occupied as dwellings.

SECTION III. Should any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

ORDAINED and ENACTED into law on this 4th day of April, 1960 at a regular meeting of the Board of Commissioners of the Township of Willkins, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY: Richard B. Rose
Richard B. Rose, President.

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(TOWNSHIP SEAL)

ORDINANCE NO. 273

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING, APPROVING AND LEVYING THE ASSESSMENT AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES ABUTTING PORTIONS OF MORTIMER AVENUE, BEAVER AVENUE AND 'SPUR A' FOR THE COSTS AND EXPENSES OF GRADING, PAVING AND CURBING THEREOF AND OTHERWISE IMPROVING THE SAME, PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins and it is hereby ordained and enacted by the authority of the same:

SECTION I. That the schedule of assessments based upon the foot front rule of assessments as certified and determined by the Township Engineer, against properties abutting on portion of Mortimer Avenue, Beaver Avenue and 'Spur A' for the costs and expense of grading, paving, curbing and otherwise improving the same be and the same are hereby ratified, approved and levied against said properties benefitted by the improvement.

SECTION II. That the Township Secretary shall cause thirty (30) days notice of the said assessment to be given to each party or parties assessed, said notice to be given by serving upon said owner, owners or their agents or by posting the assessed premises and publishing the schedule of assessments.

SECTION III. That the face amount of said assessments shall be due and payable to the Township within thirty (30) days of the receipt of said notice thereof, or of the posting or publication as provided in Section II of this Ordinance.

SECTION IV. If any assessment or assessments shall remain unpaid at the expiration of thirty (30) days notice as provided in Section II, hereof, it shall be the duty of the Township Solicitor to collect the same with interest from thirty (30) days after the completion of said improvement by action in Assumpsit or by a lien filed and collected in the manner provided by law for the collection of municipal liens.

SECTION V. That the schedule of assessments as prepared by the Township Engineer be attached to this Ordinance and made part hereof.

ORDAINED AND ENACTED into law this 2nd day of May, 1960 at a regular meeting of the Board of Commissioners, a full quorum being present.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose

Richard B. Rose, President

TOWNSHIP OF WILKINS

Assessment of costs for construction of grading, curbing, paving and otherwise improving parts of Mortimer Avenue and Beaver Avenue, and 'Spur A'.

Improvement authorized by Wilkins Township Ordinance No. 265.
Completion date December 16, 1959.
Assess at $ 2.83 per front foot.

ASSESSMENT SCHEDULE

A. No.	NAME	Lot No.	Plan	Alleg. Co. Ident. No. Block	Lot	Frontage	Assessment
A-1	Paul Yurigan and Camella Yurigan, His wife	145-146	Rose Hill Plan of Lot, Rec.P.V.B. 18, P. 137.	454N	180	34.50 Ft.	$ 97.64
A-2	George Beda	147	"	454N	179	13.00 Ft.	36.79
A-3	David H. Keating and Hazel E. Keating, his wife	114-115 116-½117	" D.B. 3163 P.545	454N	242	80.88 Ft.	228.89
A-4	Edward J. Butler, unmarried	111	"	454N	245	120.69 Ft.	341.55
A-5	Bertha Klein	110	"	454N	246	26.52 Ft.	75.05
A-6	Lincoln J. Gruber and Gertrude J. Gruber, his wife	109-108 107-106	"	454N	252	39.63 Ft.	112.15
A-7	George Seath and Robert Seath	Part Lot 34	New York & Cleveland Gas Coal Co. Plan Sec. B. Rec. P.B.V.5, Pgs. 10-19 D.B.2830P.583	454J	73	100.00 Ft.	283.00
A-8	Margaret Bowman and George S.H. Bowman, her husband	Part Lot 34	" D.B.2467 P. 517	454J	76	100.00 Ft.	283.00

A. No.	NAME	Lot No.	Plan	Alleg. Ident. Block	Co. No. Lot	Frontage	Assessment
A-9	Joseph Ostien, George Ostien Barbara Davis, Mary Henderson Heirs of Christine Boden, viz:) Edward Boden, Eleaner Boden,) Ethel Boden, Kathleen Boden,) Mildred Boden, Clarence Boden) John Boden) Heir of John Ostien - viz:) Elizabeth Ostien, widow) Heirsof August Ostien-viz:) Lena A. Ostien, widow, Helen) M. George)	33	D.B.2467 P. 517	454J	79	108.90 Ft.	$ 308.19
A-10	George Seath Jr. and Helen B. Seath, his wife	1	K. Ostein Plan of Sub-Div. of Lots, 30,31-32, Sec. B. New York and Cleveland Gas Coal Co. Plan, Rec. P.B.V. 22, P. 166	454J	83	35.00 Ft.	99.05
A-11	Carl H. Bailey and Audrey K. Bailey, his wife	2&3	"	454J	85	70.00 Ft.	198.10
A-12	Carl Bailey and Audrey Bailey, his wife	4	"	454J	89	35.00 Ft.	99.05
A-13	Theodore Petrosky and Clara C. Petrosky, his wife	5	"	454J	91	35.00 Ft.	99.05
A-14	John Halley and Toni Halley, his wife	6	" "	454J	93	35.00 Ft.	99.05

A. No.	NAME	Lot No.	Plan	Alleg. Co. Ident. No. Block	Lot	Frontage	Assessment
A-15	John L. Fulmer and Nora E. Fulmer, his wife	7	K. Ostein Plan of Sub-Div. of Lots, 30,31-32, Sec. B. New York & Cleveland Gas Coal Co. Plan, Rec. PVB.22P. 166	454J	95	35.00 Ft.	$ 99.05
A-16	Paul Helster and Sadie J. Helster, his wife	8	"	454J.	97	35.00 Ft.	99,05
A-17	Elizabeth Ostein, Survivor of Entireties, estate, with John Ostein	9	"	454J	99	23.16 Ft.	65.54
A-18	Russel Hall and Anna M. Hall, his wife	Part of Lot 28	New York & Cleveland Gas Coal Co.'s Plan, Sec. B. Rec. PBV5,Pgs. 10-19 D.B. 3008 P. 547	454J	51	85.33 Ft.	241.48
A-19	Alexnader Tokarsky and Galina Tokarsky, his wife	Part of Lot 27	New York & Cleveland Gas Coal Co.'s Plan.Sec.B.Rec.PVB 5, Pgs. 10-19 D.B. 3111 P.472	454J	57	108.90 Ft.	308.19
A-20	Alexander Tokarsky and Galina Tokarsky, his wife	Part of Lot 26	" D.B.3733 P.117	454J	63	108.90 Ft.	308.19
A- 21	Russell S. Anderson	25	"	454J	69	108.90 Ft.	308.19

A. No.	NAME	Lot No.	Plan	Alleg. Co. Ident. No. Block	Lot	Frontage	Assessment
A-22	Bernard Jack Lindsey and Louise Lindsey, his wife	24	D.B.3733 P. 117	454N	262	108.90 Ft.	$ 308.19
A-23	Sanford B. Reed, Son and Marion N. Reed, his wife	Part of Lot 23	" D.B.3694 P.481	454N	254	75.01 Ft.	212.28
A-24	Margaret L. Reed, widow (Samuel Brice Reed, her husband, died 9-17-44)	Part of Lot 23	" D.B.2371 P.421	454N	270	32.24 Ft.	91.24
A-25	Annie E. Meley (Clarendon, Pa. by assessment)	17-18-19	Thomas McMasters Rec.P.B.V.5, Pgs. 314-315 D.B.2523 P. 11	454N	300	117.73 Ft.	333.17
				TOTALS		1673.19 Ft.	$4,735.13

TOWNSHIP OF WILKINS

Approved by the Board of Commissioners of the Township of Wilkins this 2nd day of May, A.D., 1960.

M. Jos. Martinelli
Secretary

Richard B. Rox
Chairman

Respectfully submitted,

H.A. SHOPE & SON, TOWNSHIP ENGINEERS

H. A. Shope, Jr.

ORDINANCE NO. 274

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING AND ADDING TO THE PROVISIONS OF ORDINANCE NO. 101 AS PREVIOUSLY AMENDED BY PERMITTING THE USE OF LAND IN DISTRICT U-1 FOR RECREATIONAL PURPOSES, ESTABLISHING MINIMUM AREA FOR LAND SO USED AND REGULATING THE SIZE, LOCATION AND TYPE OF STRUCTURES ERECTED ON LAND SO USED.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same:

SECTION I. That Article IV, Section I, of Ordinance No. 101, as amended by Ordinance No. 135, which as amended reads as follows:

"Land in the district designated as Single Family Dwelling District (District U-1), may be used, and buildings thereon may be erected, constructed, altered or used only for the following permitted uses:

(a) Single Family Dwelling Houses.
(b) Golf Clubs and Golf Courses.
(c) Churches and Educational Institution Buildings.
(d) Private Garages.
(e) Public Parks.
(f) Water Towers and Reservoirs.
(g) Public or Private Cemeteries."

be amended to permit an additional use and read as follows:

"Land in the district designated as Single Family Dwelling District (District U-1), may be used, and buildings thereon may be erected, constructed, altered or used only for the following permitted uses:

(a) Single Family Dwelling Houses.
(b) Golf Clubs and Golf Courses.
(c) Churches and Educational Institution Buildings.
(d) Private Gararges.
(e) Public Parks.
(f) Water Towers and Reservoirs.
(g) Public or Private Cemeteries.
(h) Recreational Areas."

SECTION II. That Article IV, Section 4, of Ordinance No. 101 as amended, which contains five paragraphs be amended to add a sixth paragraph to read as follows:

(6) Recreational areas as set forth in (h) above shall mean the use of land by private persons, corporations or associations for outdoor; swimmimg pools, tennis courts, ball fields, basketball courts, shuffleboard courts, slides, horse shoe courts, swings and none other. Any lot or parcel of land used as a recreational area shall contain not less than 130,680 square feet. No recreational facility shall be erected, constructed or placed on land used as a Recreational Area nearer than fifty (50) feet from any adjoining and abutting property line. No recreational facility shall be erceted, constructed or placed on land used as a Recreational Area nearer to an ex-

isting dwelling than 150 feet, without the consent of the owner thereof. No buildings, other than those used for dressing rooms in connection with swimming pools and those used for storage of sporting equipment, shall be erected upon land used as a "Recreational Area".

No land shall be used for "Recreational Area" which does not provide off street parking areas adequate for persons making use of the facilities provided therein.

Any person, corporation or association intending to use any land as a "Recreational Area" shall obtain a building permit and otherwise abide by the regulations set forth in Article VII of Ordinance No. 101, and the said regulations shall apply to any structure to be placed upon the land.

This amendment is not intended to apply to or to regulate recreational facilities placed or constructed upon any land as an accessory use to a dwelling erected thereon.

SECTION III. Sholud any section or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

ORDAINED AND ENACTED into law this 6th day of June, 1960.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

BOARD OF COMMISSIONERS
OF WILKINS TOWNSHIP

BY Richard B. Rose

President

ORDINANCE NO. 275

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REGULATING THE SUBDIVISION OF LAND AND DEVELOPMENT OF LAND, THE REVISION OF EXISTING SUBDIVISIONS AND DEVELOPMENTS OF LAND, THE LAYING, OUT, CONSTRUCTING, OPENING AND DEDICATION OF ROADS, STREETS, DRAINAGE FACILITIES, SEWERS AND OTHER PUBLIC IMPROVEMENTS INCIDENT TO THE SUBDIVISION AND DEVELOPMENT OF LAND IN THE TOWNSHIP OF WILKINS OR OTHER FACILITIES IN CONNECTION THEREWITH; PROVIDING FOR THE ISSUANCE OF PERMITS PRESCRIBING PENALTIES FOR VIOLATIONS.

WHEREAS, by virtue of Section 3061 to 3068, inclusive, of the First Class Township Code as amended, Act of May 27, ~~1949~~ P.L. 1955, power was granted to First Class Townships to adopt by ordinance land subdivisions regulations for the purpose of assuring sites suitable for building purposes and human habitations and to provide for the harmonious development of townships; for the co-ordination of existing streets with proposed streets, parks or other features of the township's official plan of street; for adequate open spaces for traffic, recreation, light and air and for proper distribution of the population; and

WHEREAS, said Act of Assembly provides that such regulations made include definitions, designs, standards, plan requirements, plan processing, procedures, improvements, construction, requirements and conditions or acceptance of public improvements; and

WHEREAS, existing regulations of the township relating to said matters and things have been found inadequate to create conditions favorable to the health, safety, morals and general welfare, or to insure adequate streets and other public improvements,

NOW, THEREFORE, the Township of Wilkins hereby ordains as follows:

ARTICLE I

Title and Purpose

Section 100. Short Title

This Ordinance shall be known and may be cited as "Township of Wilkins Subdivision Ordinance."

Section 101. Purpose

This Ordinance and the regulations herein contained are adopted for the following purposes:

1. To assist orderly, efficient, integrated and harmonious development of the Township.

2. To assure sites suitable for building purposes and human habitation.

3. To coordinate proposed streets with existing streets or other proposed streets, parks, or other features of the Township Plan of Streets and Alleys.

4. To provide adequate open spaces for traffic, recreation, light and air, and for proper distribution of population.

5. To ensure conformance of subdivision plans with the public improvement plans of the Township, and co-ordination of inter-municipal public improvement plans and programs which include the countys and the State.

6. To secure equitable handling of all subdivision plans by providing uniform procedures and standards for observance both of subdividers and the Board of Commissioners.

ARTICLE II

D E F I N I T I O N S

Section 200. General

Unless otherwise expressly stated, the following terms shall have the meanings indicated:

Words used in the singular include the plural and words in the plural include the singular. The word "person" includes a corporation and a partnership as well as an individual. The word "building" includes "structure":and shall be construed as if followed by the words "or part thereof." The word "street" includes "road" and "lane" and "watercourse" includes "drain", "ditch" and "stream".

Section 201. Definitions

ALLEY: a strip of land over which there is a right-of-way, municipally or privately owned, on which no dwellings or stores front, serving as the secondary means or access to two or more properties.

BUILDING SETBACK LINE: a line within a lot, so designated on a subdivision plan, between which line and the right-of-way line of the street on which the lot abuts, a building may not be erected.

CUL-DE-SAC: a street with one end open for public vehicular and pedestrian access and the other end terminating in a vehicular aturnaround.

LAND SUBDIVISION COMMITTEE: the committee composed of the Township Commissioners and the Township Engineer and such other persons as the President of the Board of Commissioners may appoint.

EASEMENT: a right granted to use certain land for a special purpose not inconsistent with the general property rights of the owner.

IMPROVEMENT: grading, paving, curbing, street lights, street signs, fire hydrants, water mains, gas mains, sanitary sewers, on-site sewage disposal facilities, storm drains, bridges, sidewalks, munuments, and street shade trees.

LOT: a parcel of land intended for transfer of ownership or building development.

PLAN:

(a) Improvement Construction: a plan prepared by a registered engineer or surveyor showing the horizontal details, profile and typical cross-section of a street and its appurtenances to be constructed or installed.

(b) Lot Location: a plan prepared by a registered engineer or surveyor showing lot lines and areas, right-or-way lines, easements, deed restrictions, existing buildings, applicable zoning limitations, and any other relevant information pertaining to the lots and streets on which the lot abuts.

(c) Preliminary: a plan prepared by a registered engineer or surveyor showing existing features of the land andproposed street and lot layout within and adjacent to a subdivision.

(d) Record: a plan for recording prepared by a registered engineer or surveyor showing right-of-way lines, easements, building line, lot lines, and any other relevant information pertaining to the streets of a sub-division.

(e) Tentative: see definition of tentative sketch below.

PLANNING COMMISSION: a five (5) man board appointed by the Commissioners.

RIGHT -OF-WAY; land opened or intended for use as a street or alley.

STREET: a general term used to describe a right-of-way, municipally or privately owned, serving as a means of vehicular and pedestrian travel, furnishing access to abutting properties, and space for sewers and public utilities.

SUBDIVISION: subdivision (as a verb) is the division of a single lot, tract or parcel of land or a part thereof into two or more lots, tracts or parcels of land, including changes in street lines or lot lines for the purpose, whether immediate or future, or transfer of ownership or of building development. Subdivision (as a noun) is a tract of land intended for building development. In this connection any subdivision of land for mortgage purposes shall comply with the requirements of this Ordinance and the Township of Wilkins Zoning Ordinance, as amended.

SUBDIVIDER: a person who is the registered owner or authorized agent of the registered owner of land to be subdivided. Written evidence of authorization satisfactory in form to the Township Solicitor shall be filed with the application and plan when signed by an agent of the registered owner.

TENTATIVE SKETCH: a rough draft showing proposed streets and lots, preferably prepared by a registered engineer, surveyor, or qualified site planner, to be used as the basis of informal discussion between representatives of the Township and the subdivider.

ARTICLE III

SUBDIVISION CONTROL

Section 300. Subdivision of a Lot or Construction, opening or Dedication of a street.

No subdivision of any lot shall be effected, and no street, alley, sanitary sewer, storm drain, water main, or other facilities in connection therewith, shall be laid out, constructed, opened, or dedicated for public use or travel, or for the common use of occupants of buildings abutting thereon, except in strict accordance with the provisions of this Ordinance and the regulations set forth herein.

Section 301. Sale of Lots, Issuance of Building Permits, or Erection of Building.

No lot in a subdivision may be sold, no permit to erect, alter or repair any building on land in a subdivision may be issued, and no building may be erected in a subdivision unless and until a subdivision plan has been approved, and where required recorded, and until the required improvements in connection therewith, along the lot or lots to be sold or built upon and to an existing improved street, have either been constructed or the Township has been assured by means of a proper completion guaranty in the form of a bond,or the deposit of funds or securities in escrow sufficient to cover the costs of the required improvements,as estimated by the Township Engineer, that the improvements will subsequently be installed.

Where owing to special conditions, a literal enforcement of the foregoing requirement would result in unnecessary hardship, such reasonable exception thereto may be made by the Board of Commissioners as will not be contrary to the public interest, and the sale of a lot, issuance of a building permit, or the erection of a building may be permitted subject to such conditions as may be imposed by the Board of Commissioners which are considered necessary by the Board to assure adequate streets and other improvements.

ARTICLE IV.

PLAN PROCESSING PROCEDURES

Section 400 General

The procedures set forth in this Article shall be strictly followed by all subdividers.

Section 401. Tentative Sketch

The tentative sketch may be submitted to the Township Engineer for informal discussion and suggestions as to general layout and preparation of the Preliminary Plan. The sketch may be used as the basis for preparing the Preliminary Plan.

Section 402. Preliminary Plan

(a) SUBMISSION: Two advance copies of the Preliminary Plan may be submitted for review of the Sub-Division Committee, if accompanied with an application and filing fee, in order that subdivider may ascertain recommended conditions of approval prior to submission to the Board of Commissioners. One copy will be returned to the applicant for preparation of a final Preliminary Plan.

Five copies of the Preliminary Plan shall be submitted to the Township Secretary accompanied by an application for approval. The final Preliminary Plan will be reviewed by the Sub-Division Committee and the PlanningCommission wi within (30) days after submission. The plan will be transmitted to the Board of Commissioners with the Recommendations of both bodies and the Board may arrange for a public hearing thereon if the plan affects other properties and the Board is of the opinion that this would serve a useful purpose. The copies with Township's certification of approval shall be distributed as follows:

1. One copy will be returned to the Subdividers registered engineer or surveyor.
2. Two copies to the subdivider.
3. One copy will be retained in the Subdivision File of the Township.
4. One copy will be retained by the Township Engineer.

(b) APPROVAL: If the Board approves the plan, the Township Secretary will so certify thereon.

1. The approved preliminary plan shall then be submitted to the Allegheny County Planning Commission.

(c) DISAPPROVAL: If the Board disapproves the plan, the reasons therefor will be set forth in writing and given to the subdivider who may within thirty (30) days thereafter appeal to the Court of Quarter Sessions of Allegheny County.

(d) EFFECT OF APPROVAL:

1. Approval of the plan by the Board shall be regarded as a plotting of the streets shown on the plan.

2. After approval of the Plan by the Board, no street shall be changed, relocated or removed from the approved Plan, unless a new plan is submitted by the owners of all land over which the street was originally laid out. Such revised Plan must be approved by the Board.

Section 403 — Improvement Construction Plan

(a) SUBMISSION:

1. An advance copy of the Improvement Construction Plan may be filed in duplicate with the Township Secretary accompanied by an application for approval. These will be reviewed and returned to the applicant for preparation of the final plans.

2. Six copies of final road and drainage plans and three copies of final sanitary sewer plans shall be submitted to the Township Secretary for acceptance.

3. The sanitary sewer plans will be reviewed by the sanitary Committee and acted upon by the Sanitary Committee, and the road and drainage plans will be reviewed by the Highway Committee and acted upon by the Highway Committee.

(b) APPROVAL OF WATER POWER AND RESOURCES BOARD: Whenever the storm drainage area in higher territory above a contemplated storm drainage improvement contains one-half of one square mile or more, a permit must be obtained from the Water and Power Resources Board of the Commonwealth before and Improvement Construction Plan Permit can be issued by the Township.

(c) APPROVAL: Upon approval of the plan by the Subdivision Committee, the Township Engineer will so certify thereon and the Township Secretary will issue and Improvement Construction Permit authorizing the construction of the improvements. The copies with the Township's certification of approval shall be distributed as follows:

1. One copy of plan and permit to the applicant.

2. One copy of plan will be retained in the Departmental File.

3. One copy will be used by the Township inspector.

4. One copy of road plan will be forwarded to the Wilkinsburg-Penn Joint Water Authority.

5. One copy will be returned to the Subdividers registered engineer or surveyor.

(d) DISAPPROVAL: If the Sub-Division Committee disapproves the Plan, the reasons therefor will be set forth in writing and given to the sub-divider who may within 30 days thereafter appeal to the Board of Commissioners. The appeal will be considered at the next regular meeting of the Board and its decision will be final.

(e) EFFECT OF APPROVAL: An Improvement Construction Permit does not constitute approval of the work to be performed thereunder.

The permit will become void if work is not commenced within six(6) months, provided that an extension of six (6) months may be granted by the Township Secretary upon written request therefor.

(f) COMPLETION CERTIFICATE: After satisfactory completion of the work, the quarantees will be released, the completion certificate on the Permit endorsed by the Township Secretary and the Township Engineer will endorse the plan accordingly.

Section 404. Record Plan

(a) SUBMISSION:

1. One copy of the Record Plan on linen tracing cloth of the sizes as specified by the Recorded of Deeds of Allegheny County shall be submitted to the Township Commissioners along with two paper prints accompanied by an application for approval.

(b) APPROVAL: Upon approval by the Board of Commissioners, the President of the Board of Commissioners and the Township Secretary will sign it and certify that it was approved by the Board of Commissioners on the date shown.

1. Any record plan approved by the Board of Commissioners shall be submitted to the Allegheny County Planning Commission for approval by that body. The approved record plan shall then be recorded in the Office of the Recorder of Deeds of Allegheny County. Three paper prints indicating recordation shall be filed with the Township Secretary after the plan has been recorded. No Township permits of any nature shall be issued in furtherence of said subdivision until said three paper prints are filed.

(c) EFFECT OF APPROVAL: The plan will not be approved by the Board of Commissioners unless the required improvements have been installed in strict accordance with Township Standards and Specifications, or the Township is assured by means of a proper completion guaranty that the improvements will subsequently be installed and in either instance the approval shall be for recording purposes only.

Section 405. Lot Location Plan

(a) SUBMISSION: The lot location plan shall be submitted to the Township Secretary accompanied by an application for approval. If the plan provides for a transfer of a portion of a lot or shows but two lots, three paper prints shall be submitted. If three or more lots are shown, four paper and one linen tracing cloth prints shall be submitted.

(b) APPROVAL: Upon approval of the plan by the Sub-Division Committee the Township Engineer will so certify thereon.

The approved copies of the lot location plan will be distributed as follows:

1. One paper print will be returned to the subdivider.
2. One paper print will be retained in the Department File of the Township.
3. One paper print will be retained by the Superintendent of Building Inspection or other proper official or employee of the Township.
4. The appropriate number of prints shall be forwarded to the Allegheny County Planning Commission by the Subdivider.

(c) DISAPPROVAL: If the Sub-Division Committee disapproves the Plan, the reasons therefor will be set forth in writing and given to the subdivider who may within thirty (30) days thereafter appeal to the Board of Commissioners. The appeal will be considered at the next regular meeting of the Board and its decision will be final.

ARTICLE V

DESIGN STANDARDS

Section 500. General

(a) In reviewing subdivision plans submitted, the Board of Commissioners may refer such plans to the Township Planning Commission for recommendations concerning the adequacy of existing and proposed community facilities to serve the additional dwellings proposed by the subdivision.

(b) Subdividers shall give earnest consideration to the desirability of providing or reserving areas and easements for facilities normally required in residential sections, including churches, libraries, schools and other publicbuildings; parks, playgrounds, and playfields; shopping and local business centers; and easements for storm and sanitary sewer

facilities in those areas that cannot be immediately joined to the existing storm and sanitary sewer systems of the Township.

(c) Areas provided or reserved for such community facilities should be adequate to provide for building sites, landscaping, and off-street parking as appropriate to the proposed. The Board of Commissioners reserves the right to accept or refuse offers of dedication for public uses.

Section 501. Application

(a) The standards included in these regulations are the minimum design requirements; however, the Township reserves the right in any case to increase same if conditions so warrant.

(b) Where literal compliance with the standards hereinafter specified is clearly impractical, the Board of Commissioners may modify or adjust the standards to permit reasonable utilization of property while securing substantial conformance with the objectives of these regulations.

Section 502. Streets

(a) ARRANGEMENT: Streets shall be arranged in conformity with the Township Plan of Streets and Alleys, considered in relation to both existing and planned streets, and located so as to allow proper development of surrounding properties. Inter-community service or secondary streets and through highways shall be connected with such existing streets and highways so as to form continuations thereof. Local residential streets shall be laid out so as to discourage their use as secondary streets or through highways.

(b) CONFORMITY WITH TOPOGRAPHY: Streets shall be adjusted to the contour of the land so as to produce usable lots and streets of reasonable grade, alignment and drainage.

(c) GRADING: The shoulders shall be graded to the full width of the right-of-way and provisions made for slopes beyond the right of way.

(d) RIGHT-OF-WAY WIDTH AND PAVING WIDTH:

1. Street. The minimum widths of the right-of-way and the paving shall not be less that the following:

Minimum Width (in feet)

Right-of-Way	Paving
50	24 between curbs

2. Cul-de-Sac. The minimum widths of the right-of-way shall not be less than eighty (80) feet, and the paving width shall not be less than sixty (60) feet.

(e) TERMINATION OF STREETS - TURNING AREA:

1. Street
   a. In the case of a temporary termination of a street exceeding four hundred (400) feet, in length, a temporary cul-de-sac with a circular turn-around shall be constructed so that the paving within the right-of-way of the street, shall have and outer radius of thirty (30) feet.

2. Cul-de-Sac.

   a. A cul-de-sac, permanently terminated, will not be approved when a through street is practicable. The subdivider shall have the burden of showing the impracticability of the through street in order to justify a cul-de-sac.

   b. A cul-de-sac, permanently terminated, of minimum width, shall not be more than six hundred (600) feet long, except as hereinafter provided.

   c. A cul-de-sac, permanently terminated, exceeding six hundred (600) feet in length, may be approved provided that extra width of paving be installed as may be determined necessary by the Township.

(f) INTERSECTIONS:

1. Right-of-Way. Wherever practicable, right-of-way lines shall intersect at right angles, and shall be rounded by a tangential arc having a minimum radius of twenty-five (25) feet.

2. Curb. Wherever practicable, curb lines shall be rounded by a tangential arc and shall maintain a uniform width of sidewalk area.

3. Primary or Major Thoroughfare. Wherever practicable, the number of intersections with through highways shall be kept to a minimum.

4. Sight Distance or Limit of Daylighting. Proper sight lines shall be maintained at intersections of streets. There shall be, measured along the center line, a minimum clear sight triangle of seventy-five (75) feet from the point of intersection. No building or present Or future obstruction will be permitted in this area. Obstruction to sight shall be removed at the time the street is graded, or at the time a building or structure is erected on the adjacent lot, whichever shall first occur.

(g) ALIGNMENT:

L. Sight Distance. A minimum sight distance of one hundred (100) feet for streets measured at the center line and at driver's eye height of four (4) feet shall be provided with respect to alignment, unless engineering necessity requires less.

2. Horizontal Curves. Horizontal curves shall be used at all changes in alignment in excess of two (2) degrees. Long radius curves shall be used rather than a series of curves connected by short tangents. Minimum radius curves at the end of long tangents will not be approved.

   a. Minimum Radii - horizontal curves shall have a minimum radius on the center line of one hundred (100) feet.

   b. Reverse Curves - reverse curves shall be separated by tangents of twenty-five (25) feet or more.

3. Vertical Curves. Vertical curves shall be used at changes in grade. Over summits or in sumps vertical curves shall not produce excessive flatness in grade.

4. Grade.
   a. Maximum - minimum

      (1) The minimum grade shall be one percent (1%).

      (2) Grades in excess of fifteen (15) percent are to be avoided on all streets.

   b. Length of Steep Grades. Excessive length of steep grades will not be approved.

   c. Where Measured. The grade shall be measured along the center line of the street.

5. Curve-grade Combinations. A combination of minimum radius horizontal curves and mazimum grades will not be approved.

(h) STREET NAMES AND SIGNS: Names for all new streets must be approved by the Township. No street name will be approved which will duplicate or be confused with the name of an existing street. Existing street names shall be projected whenever possible. Signposts and name plates approved by the Township shall be placed at street intersections, at the expense of the subdivider.

(i) OBSTRUCTIONS: No fences, hedges, shrubbery, walls, planting, or other obstructions shall be located within the right-of-way. Sight at intersection shall not be obscured by such obstructions.

Section 503. Alleys

(a) WHERE REQUIRED: Alleys shall be provided in Commercial Districts and in Manufacturing and Industrial Districts to provide access to off-street parking, loading and unloading facilities. Alleys in Residence Districts will not be approved in absence of special conditions.

(b) RIGHT-OF-WAY WIDTH AND PAVING WIDTH: The width of the right-of-way shall not be less than twenty (20) feet in Residential Districts and thirty (30) feet in Commercial, Manufacturing or Indurtrial Districts. Paving shall be the full width in all cases. Greater widths will be required if justified by proposed use.

(c) TURNING AREA: An alley terminating in a permanent barrier will not be approved unless the turning area has a minimum width of sixty (60) feet.

(d) INTERSECTIONS: Intersections of right-of-way lines shall be rounded by a tangential arc the minimum radius of which shall be twenty (20) feet, and the edge of paving at intersections shall be rounded by a tangential arc the minimum radius of which shall be twenty (20) feet.

(e) OBSTRUCTIONS: No fences, hedges, shrubbery, walls, planting, or other obstructions shall be located within the right-of-way. Reasonable sight distance shall be provided at intersections with streets.

The terms and provisions of Ordinance No. 148 and Ordinance No. 177 as amended, are incorporated herein and made a part hereof and continued in effect so long as the same is not inconsistent with, contradictory to or of a lesser standard than is herein set forth. If the provisions of said Ordinance is in any degree of a lesser standard than is herein set forth in this Ordinance in any respect than the provisions of this Ordinance are to prevail.

Section 504. Sidewalks

(a) WHERE REQUIRED. Sidewalks shall be provided throughout the entire plan.

(b) WIDTH: Sidewalks shall not be less than four (4) feet in width.

(c) LOCATION: Sidewalks shall be located in the shoulder strip of the right-of-way. A grass strip of two (2) feet in width shall exist between surb and sidewalk. The grade and baving of the sidewalk shall be continuous across dirveways, except in certain cases where heavy traffic volume dictates special treatment. The grade and alignment of all sidewalks shall be approved by the Township Engineer.

The terms and provisions of Ordinance No. 240 are incorporated herein and made a part hereof continued ineffect so long as the same is

not inconsistent with, contradictory to or of a lesser standard than is herein set forth. If the provisions of said Ordinance is in any degree of a lesser standard than is herein set forth in this Ordinance in any respect then the provisions of this Ordinance are to prevail.

Section 505. Blocks

(a) LENGTH: Blocks in excess of six hundred sixty (660) feet in length will not be approved in absence of special conditions requiring a greater length.

(b) WIDTH: Whenever practicable, blocks shall be of such width as to provide two (2) tiers of lots of the minimum size permitted under the applicable zoning classification.

Section 506 Lots

(a) DEPTH: Lots excessively deep in relation to width or lots excessively irregular in shape are to be avoided. A proportion of 2 1/2 in depth to 1 in width is generally regarded as a proper maximum.

(b) WIDTH: The minimum width of a lot shall be that specified for the applicable district as provided in the Zoning Ordinance.

(c) FRONTAGE: Every lot hereafter created by subdivision shall have a frontage along the right-of-way line of a street or cul-de-sac.

(d) SIDE LINES: Wherever practicable, the side lines of a lot shall be at right angles or radial to the right-of-way line.

(e) HOUSE NUMBERS: House numbers shall be assigned by the United States Postal Department, or the Township Secretary.

(f) EXISTING BUILDINGS: The following regulations shall apply as they affect parcels upon which buildings exist at the time of the subdivision;

1. Non-conforming Yard Requirements. A subdivision which creates non-conforming side and rear yard requirements for existing buildings will not be approved. Front yards which are non-conforming may be allowed to continue.

2. Alterations. Alterations and replacements will be permitted within the existing structure, but exterior extensions of the building must conform to the requirements of the Zoning Ordinance.

3. Conversions. In cases where the principal building use has not been as a dwelling, its conversion to a dwelling shall comply with all of the requirements of the Zoning Ordinance of the Township of Wilkins as amended.

Section 507. Recreation Areas and Community Assets

Whenever practicable, provision shall be made by the subdivider for suitable open spaces for parks, playgrounds and recreational areas. Due consideration shall be given to the preservation of natural features, including large trees, groves, waterways, scenic and historic points and other community assets.

Section 508 Reserve Strips

Reserve Strips restricting access to streets or alleys will not be approved.

Section 509 Survey Monuments

1. PERMANENT SURVEY: Monuments shall be of concrete and located on the plan outline corners, at angle points and as otherwise required on a five (5) foot parallel to property line. Monuments shall be indicated on the record plan. They shall be placed after a new street has been completed. The top of the monument must be no less than six (6) inches below grade of street and covered with adequate cast iron box whose elevation shall be that of the curb.

2. All contours and elevations shown on plans must be based on Sandy Hook Datum.

Section 510. Storm Drains

(a) LOCATION: Wherever practicable storm drains shall be located behind the curb and within the right-of-way of the street. They shall be protected by a cover of at least thirty-six (36) inches.

(b) SIZE AND GRADE: Storm drains shall be adequate for the anticipated runoff, when the area is fully developed as permitted by zoning. They shall have a minimum diameter of fifteen (15) inches for trunk lines and twelve (12) inches for connections to storm inlets and a minimum grade of 0.5 per cent.

(c) CHANGE IN DIRECTION: Special storm drain sections of a minimum radii of ten (10) to fifteen (15) feet shall be used where abrupt changes are made in alignment and one manhole provided at each change in alignment and as otherwise required by engineering expediency.

(d) MANHOLES: Manholes shall be located at intervals of approximately four hundred (400) feet where pipe sizes of twenty-four (24) inches or less are used, and approximately six hundred (600) feet apart where larger sizes are installed and at all changes in alignment and grade as approved by the Township Engineer. Inlets should be substituted for manholes where they will serve a useful purpose.

(e) INLETS: Standard open mouth inlets shall be used. Inlets at street intersections shall be placed at the low point. The gutter adjacent to and just upgrade from the inlet shall be so warped to direct the water into the inlet.

(f) CASTINGS: Manhole and inlet castings shall be approved by the Township Engineer.

(g) STORM WATER ROOF DRAINS: Storm water roof drains and pipes shall not discharge water over a sidewalk but shall extend under the sidewalk to the gutter. Where accessible, the roof drain shall be connected with the storm drainage system.

(h) UNNATURAL DRAINAGE: Whenever construction stops or concentrates the natural flow of storm drainage in such a way as toaffect adjoining properties, right-of-ways of the owners should be obtained in writing and recorded. Approval of plans by Township does not authorize or sanction same, nor is it an acceptance.

(i) DRAINAGE. FROM NON-NATURAL SOURCES: Water originating from other than natural sources such as swimming pools, air conditioning units, sump pumps, or other dry weather flow, shall be conveyed to natural watercourses on the property or connected to the storm drainage system wherever possible, provided the drainage is not polluted.

(k) WATERCOURSES: No open watercouses shall be permitted within the right-of-way of any street.

Section 511. Bridges and Culverts

Bridges and culverts shall be designed to meet current Pennsylvania State Highway Department Standards to support expected loads and to carry expected flows. They shall be constructed to the full width of the

(j) PARKING LOTS: Parking lots and other paved areas shall be so designed as to intercept run off behind the right-of-way or street Line and convey it to a storm drain.

paved cartway plus the berm area of the minimum width of six (6) feet on both sides of the cartway.

(Reference - The Water Power and Resources Board of the Commonwealth requires a permit for construction or changes in a water course which drains from more than a one-half square mile area.)

Section 512. Sanitary Sewers

(a) WHERE REQUIRED: Wherever practicable sanitary sewers shall be installed and connected to the Township Sanitary Sewer System. If outfall sewers are not available, but are planned within a reasonable time, a system of sewers, together with all necessary laterals extending from the main sewer to the street right-of-way line shall be installed and capped. If sanitary sewers are not to be installed, easements shall be shown across private property to provide for later construction and maintenance.

(b) SIZE AND GRADE: Sanitary sewers shall have a minimum inside diameter of eight (8) inches and a minimum grade of 0.5 per cent or greater if required by the Township Engineer.

(c) MANHOLES: Manholes shall be located at intervals of no more than four hundred (400) feet and at each change of line or grade. Manhole frames, covers and steps shall be approved by the Township Engineer.

(d) LATERALS: Lateral connections to each lot shown on the improvement Plan shall be installed to the right-of-way line of the street prior to road paving. Each dwelling, duplex or apartment house or its equivalent shall have a separate connection to the Township sewer on the lot, or in the abutting street, except that sanitary facilities in garages accessory to dwellings may be connected to the dwelling line.

(e) ON-SITE SEWAGE DISPOSAL FACILITIES: Wherever it is impracticable to connect with Township sewers, on-site sewage disposal facilities may be permitted upon application and approval by the Township Commissioners, after approval has been obtained from the Allegheny County Department of Health. When necessary, approval should also be obtained from the Sanitary Water Board of the Commonwealth of Pennsylvania. Such facilities shall be so located as to permit easy and economical connection to the sewer system

when the same is installed. The type of private sewage disposal system to be installed shall be determined on the basis of location, topography, available area, soil characteristics and permeability, and ground water elevation. The disposal area to be provided shall be determined by the results of percolation tests, soil classification and depth of water table. Proof of the adequacy of such facilities shall be furnished by a registered professional engineer, or other person qualified to the satisfaction of the Township Engineer. The reports of such tests shall be required at each disposal area, except for large tracts involving more than one disposal system, in which case the prescribed tests shall be made in the amount of one (1) per acre, or a designated by the Township Engineer.

Section 513 Public Utilities

A plan of the fire hydrants, water and gas mains and other underground facilities shall be filed with a copy of the approved improvement plans and shall be installed prior to road paving, at locations approved by the Township Engineer. Lateral connections to each lot shall be extended beyond the curb lines whenever their need can be anticipated.

Section 514 Specifications

The minimum requirements for all improvements shall be in accordance with the "Township Specifications for Highway Improvements" and applicable Township Ordinances.

Section 515 Private Driveways

Private driveways shall be so located, designed and constructed as to provide a reasonable sight distance at intersections with streets. Excessive driveway grades that may create a hazard at either street or interior terminal will not be permitted. Where difficult problems of driveway curvature and grades are likely to be present, the subdivider shall submit for approval details of driveway location and grade before lot lines and house location and grade are finally determined.

Section 516 Fire Hydrants

Developers shall install fire hydrants as shown on the utility plan at such intervals as shall be determined by the Township Engineer and in such places as shall be determined by the Township Engineer at the cost and expense of the developer.

ARTICLE VI

PLAN REQUIREMENTS

Section 600 General

Plans are required for any subdivision of land in accordance with the procedures, plan requirements, and design standards set forth in these regulations. The subdivider is urged to consider preliminary plans and studies made by the Planning Commission and others.

Section 601 Tentative Sketch

In order to save unnecessary work it is recommended that before preparing final plans, that a tentative sketch showing proposed roads and lots be submitted to the Board of Commissioners or the Township Engineer for review. It may be in pencil and need not be to scale.

Section 602 Preliminary Plan

(a) WHEN REQUIRED:

L. Whenever lots abut existing streets of insufficient width.

A Preliminary Plan may be dispensed with when a Record Plan is filed establishing sufficient width for existing streets and alleys.

2. Whenever a new street may be required in a subdivision.

3. Whenever any parcel in a subdivision is of such size that it may be further sibdivided under existing area requirements of the Township of Wilkins Zoning Ordinance, as amended, for the district in which the lot is located.

(b) DRAFTING STANDARDS:

1. The scale shall be one hundred (100) feet to the inch, and shall be accurate to within one (1) part in three hundred (300).

2. Dimensions of outline of property shall be in feet and decimals, and bearings in degrees, minutes, and seconds. Dimensions of proposed layout may be scaled.

3. Each sheet shall be numbered to show its relation to the total number of sheets in the plan, as "Sheet No. 1 of 5 sheets." Where there are four(4) or more sheets, a key map on a scale sufficient to show their relationship shall be furnished.

4. Where any revision is made, dotted lines shall be used to show the abandoned plan and solid lines the new plan.

5. The tracing from which prints are made shall show existing features in india ink and proposed layout in pencil.

(c) EXISTING FEATURES OF THE LAND: The plan shall set forth:

1. The location, names, and widths of streets, and alleys, including those in existence, the location and names of railroads, the location or property lines and names of owners, and the location of watercourses, sanitary sewers, storm drains and similar features abutting the land to be subdivided.

2. Street widths, dimensions of existing sanitary sewers and storm drains, water courses and drainage flows and recreational areas within the land to be subdivided.

3. The contour lines at intervals of not to exceed five (5) feet vertically based on Sandy Hook Datum.

4. The location and character of existing buildings by measurement to property and street lines, and the location of quarries, marshlands, areas subject to inundation, and other topographical features which may affect the location of proposed streets or alleys or structures. Also the location of all survey monuments with reference to them.

5. The courses and distances of the boundary line survey of the land to be subdivided. The survey shall not have an error of closure greater than one (1) part in 10,000.

6. If on-site sewage disposal will be required on any portion of the land, certification on the plan will be made by the Allegheny County Department of Health, as to the adequacy of the soil to handle such facilities in accordance with Article V, Section 512 (e) of this Ordinance.

(d) PROPOSED STREET AND LOT LAYOUT: The plan shall also contain the following information:

1. A title consisting of the name and address of the subdivider, and the registered engineer or surveyor, the location and area of the subdivision, the date, scale, and north point, and an indication that the elevation is based on Sandy Hook Datum.

2. The layout of streets, including names and widths of streets, and widths of alleys.

3. The layout and approximate dimensions of lots.

4. The applicable zoning requirements for lot area and width with an indication that each lot is equal to or in excess of these requirements, and the location of zoning district boundary lines affecting the subdivision.

5. A reference to any land dedicated for public use, or offered for dedication for parks, recreation areas, schools and additional right-of-way of streets.

6. Tentative grades of streets extended to an existing street or to a point four hundred (400) feet beyond the boundaries of the subdivision.

7. The location and size of storm drains, sanitary sewers, on-site sewage disposal facilities, gas mains, water mains, and other underground conduits or structures.

8. Building setback lines, established by zoning and deed restrictions, with distances from the right-of-way line.

9. Indication of any lots in which other than a residential use is intended.

10. The location of existing survey monuments.

11. Easements across private property for the construction and maintenance of sanitary sewers, so located that they make available separate connections for each lot. This is required regardless of availability of outfall sewers.

(e) CERTIFICATES: An approved Preliminary Plan shall contain:

1. The signature of the subdivider certifying his adoption of the Plan.

2. The signature of the Township Secretary certifying that the Board of Commissioners approved the plan on the date shown.

3. The signature of Professional Engineer or Surveyor who prepared the Plan.

Section 603. Improvement Construction Plan.

(a) WHEN REQUIRED: An Improvement Construction Plan is required whenever an improvement is tobe constructed or installed. All matters relating to sanitary sewers shall be on separate Plans and attached as part of the Improvement Construction Plan.

(b) DRAFTING STANDARDS: The same standards shall be required for an Improvement Construction Plan as for a Preliminary Plan except that the horizontal scale of the plan and profile shall be fifty (50) feet to the inch, and the vertical scale of the profile shall be ten (10) feet to the inch. The center and right-of-way lines of streets approved on a Preliminary Plan shall be treated as existing features. All drawings shall be 24" x 36" in size. All dimensions shall be calculated.

(c) INFORMATION TO BE SHOWN: The plan shall contain sufficient information to provide working plans for the layout and construction of the proposed streets, or any portion thereof, including all appurtenances, sewers, and utilities, shown on the approved Preliminary Plan, from one existing or approved street to another, or in the case of a cul-de-sac, to its dead end, and shall include:

1. HORIZONTAL PLAN: The horizontal plan shall show details of the horizontal layout as follows:

   a. Specific information pertaining to the street to be constructed.

   b. Beginning and end of the proposed immediate contruction.

   c. Stations corresponding to those shown on the profile.

   d. Elevations of the center lines at tangent points of horizontal and vertical curves and at street or alley intersections.

   e. Location and size of sanitary sewers and lateral connections with distances between manholes, shall be shown on a separate plan and attached to the Improvement Construction Plan. Location of fire hydrants, water and gas lines, electric lines and other utility pipes and conduits shall be shown on a separate plan or plans and attached to the Improvement Construction Plan.

   f. Location, type and size of curbs, and widths of paving and storm drainage structures.

   g. Course and distance to existing public roads.

2. PROFILE: The profile shall be verticle section of the street with details of verticle alignment as follows:

   a. Profiles and elevations at the fifty (50) foot stations along the present ground surface over the center line, and profiles at the right-of-way lines or buildings setback lines or both when required. The profile of any existing intersecting roads shall be shown for a distance of approximately one hundred (100) feet or as much as may be necessary.

   b. Profile and grades along the new center line. Grade elevations to be at the fifty (50) foot stations, and at tangent points. On vertical curves the elevations to be at regular intervals.

c. Profile of the flow line of sanitary sewer with a profile over the sewer of the present and finished ground surface showing manhole locations and elevations.

d. Profile of storm drain showing manhole and inlet locations and elevations.

3. CROSS SECTION: The cross section shall comply with the "Township Specifications and Standards of Construction for Highway Improvements" as minimum requirements. It shall show a typical cross section across the street or alley with details of grading and construction as follows:

a. Right-of-way width and the location and width of paving within the right-of-way.

b. Type, thickness, and crown of paving.

c. Type and size of curbing.

d. Grading of right-of-way shall be carried to the full width of the right-of-way and slopes of one to one for cuts and 1 1/2 to 1 for fill extended beyond the right-of-way.

e. Location, width, type, and thickness of sidewalks.

f. Typical location, size, and depths of drains, sewers and utilities.

(d) CERTIFICATES: An approved Improvement Construction Plan shall contain:

The signature of the Township Engineer certifying that the Highway Committee and the Sanitary Committee approved the plan on the dates shown.

Section 604 Record Plan

(a) WHEN REQUIRED:

1. When any land is to be subdivided into two or more parcels.

2. Whenever lots abut existing streets of insufficient width, a Record Plan is filed to establish new street lines of sufficient width for the existing street based on existing Township Plans of Streets and Alleys showing whether such additional width is dedicated, offered for dedication, or plotted but not offered for dedication.

3. Whenever a new street may be laid out through unimproved land and whether such street is dedicated, offered for dedication, or plotted but not offered for dedication.

4. Whenever a Record Plan is submitted all improvements must be constructed or guaranteed.

(b) DRAFTING STANDARDS: The standards required for a record plan are those of the Allegheny County Planning Commission and such additional information as may be required by the Township Engineer.

(c) INFORMATION TO BE SHOWN: The plan - which may constitute a portion of an approved Preliminary Plan - shall show:

1. A title, as required for a Preliminary Plan.

2. Courses and distances sufficient for the legal description of all the lines shown on the plan. The error of closure shall not be greater than one part in 10,000.

3. Rear lot lines with courses and distances shall be shown. The Record Plan need not show future lot lines that may be established by Lot Location Plan procedure.

4. Names of abutting owners, names, locations, widths, and other dimensions of streets, descriptive data of right-of-way lines, and easements, and recreational areas and other public improvements, within the land to be subdivided.

5. Location of survey monuments with references to them.

6. Building setback lines established by zoning and deed restriction with distances from the right-of-way lines.

7. Existing building and their use - Refer to Section 506 (f).

(d) CERTIFICATES: An approved Record Plan shall contain:

1. Signature and seal of the registered engineer or surveyor, certifying that the plan represents a survey made by him, and that all dimensional and geodetic details are correct.

2. The signature of the subdivider acknowledged by a notary public certifying his adoption of the plan.

3. The signature of the Township Engineer certifying that the plan conforms with the approved Preliminary Plan.

4. Signature of the Township Secretary certifying that the Board of Commissioners approved the plan on the date shown.

Section 605 Lot Location Plan

(a) WHEN REQUIRED:

L. Whenever lots in a subdivision abut existing improved streets of sufficient width.

2. Before lots are sold or application made for a building permit.

(b) DRAFTING STANDARDS: The same standards shall be required for a Lot Location plan as for a Preliminary Plan, except that when lots have an area of 10,000 square feet or less, the scale may be forty (40) feet or less to the inch and except that the tracing from which prints are made shall be entirely in ink.

(c) INFORMATION TO BE SHOWN: The Plan - which may constitute a portion of an approved Preliminary Plan - shall show:

1. Information required to be shown on a Record Plan.

2. Lines of each lot with courses and distances.

3. Net lot area to the right-of-way line of the street.

4. Existing buildings and their use - Refer to Section 506 (f).

(d) CERTIFICATES: An approved Lot Location Plan shall contain:

1. The signature of the subdivider acknowledged by a notary public certifying his adoption of the Plan.

2. Signature of the Township Engineer certifying that the Plan conforms with the approved Preliminary Plan.

3. Signature and seal of the Registered Engineer or surveyor, certifying that the Plan represents a survey made by him and that all dimensional and geodetic details are correct.

4. Signature of the Township Secretary certifying that the Board of Commissioners approved the Plan on the date shown.

Section 700. General

FEES AND COSTS: The subdivider of land in the Township shall pay fees and costs to the Township for filing and provessing the various Plans, preparing land subdivision agreement, necessary inspections, material tests, escrow agreements and bonds, and pay for permits, storm drains and watercourses, street openings, sidewalks and curb cuts as provided by the applicable resolution passed by the Board of Commissioners of the Township of Wilkins.

ARTICLE VII.

V A L I D I T Y

Should any section or provision of this Ordinance or the regulations set forth herein be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance or regulations as a whole, or of any other part thereof.

ARTICLE VIII.

P E N A L T Y

Any person who shall violate any of the provisions of this Ordinance or the regulations set forth therein shall be guilty of a misdemeanor, and upon conviction thereof, such person shall be sentenced to suffer imprisonment not exceeding two (2) years, or pay a fine not exceeding ONE THOUSAND ($1000.00) DOLLARS, or both, in the discretion of the Court.

ARTICLE IX

R E P E A L

Provide all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED into law this 6th day of June, 1960.

ATTEST:

M. Jo Martinelli
Secretary

(CORPORATE SEAL)

TOWNSHIP OF WILKINS

By Richard B. Rose
President, Board of Commissioners

ORDINANCE NO. 276

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE CENTER LINE GRADE OF COAL ALLEY FROM THE CENTER LINE OF CURRY AVENUE TO THE CENTER LINE OF ORCHARD STREET TO THE WESTERLY PROPERTY LINE OF MEADOW STREET.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins in meeting duly assembled and it is hereby ordained and enacted by the authority of the same.

SECTION I. That the center line grade of Coal Alley to the center line of Curry Avenue to the center line of Orchard Street to the westerly property line of Meadow Street be and the same is hereby established as follows:

BEGINNING at a point at the intersection of the center line of Curry Avenue with the center line of Caol Alley in Farnsworth Place Plan of Lots as the same appears on plan of record in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Vol. 23 Page 126 at an elevation of 1110.08 feet, Sandy Hook Datum; thence southwesterly along the center line of Coal Alley by a level grade for 15:00 feet to a point at an elevation of 1110.08 feet; thence by a convex parabolic curve for 20 feet to a point at an elevation of 1107.11 feet; thence by a uniform falling grade for 190.01 feet to a point at an elevation of 1050.72 feet; thence by a concave parabolic curve for 20 feet to a point at an elevation of 1047.25 feet; thence by a uniform falling grade for 30 feet to a point at an elevation of 1045.75 feet; thence by a convex parabolic curve for 30 feet to a point at an elevation of 1041.22 feet; thence by a uniform falling grade for 170.01 feet to a point at an elevation of 998.38 feet; thence by a concave parabolic curve for 30 feet to a point at an elevation of 993.85 feet; thence by a uniform falling grade of 35 feet to apoint on the center line of Coal Street at its intersection with the westerly line of Meadow Street produced N 46° 50' W a distance of 20.00 feet at an elevation of 992.10 feet per above Datum.

SECTION II. That any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 6th day of July, 1960, a quorum being present.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose

Richard B. Rose, President

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

ORDINANCE NO. 277

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY PENNSYLVANIA, PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN FOR TOWNSHIP SANITARY SEWER PURPOSES OF NECESSARY EASEMENTS ACROSS, THROUGH, AND UNDER CERTAIN PRIVATE PROPERTIES IN SAID TOWNSHIP; SETTING FORTH THE DESCRIPTIONS OF PROPERTIES AND NAMES OF THE OWNERS THEREOF; AND PROVIDING FOR THE FURNISHING OF A BOND IN ACCORDANCE WITH THE LAW.

WHEREAS, the Township of Wilkins has determined that the easements hereinafter described are necessary for use in the constructing, laying and maintenance of sanitary sewers, manholes, trunk line and laterals;

AND WHEREAS, the Township of Wilkins deems the acquisition of said easements to be necessary for the public health, safety and in the best interest of the Township and residents therein;

AND WHEREAS, the following persons are the owners of record of said real estate:

WILLIAM YOCCA, ALFRED YOCCA, ALBERT YOCCA, FRANCIS YOCCA, THEODORE YOCCA, JULIA PANTALONE AND ROSE DEKLEVER
ROBERT J. FROST AND CATHERINE B. FROST, his wife
CHARLES BUKOVAC, JR. AND SHEILA E. BUKOVAC, his wife
ALBERT C. JANZEF
ALFRED G. FRELICHE AND ALICE G. FRELICHE, his wife
GERTRUDE M. MEASE, widow
CHARLES M. FLAGO AND ELIZABETH L. FLAGO, his wife
CAROLINE TREICHEL
WALTER C. ROBOSKY AND STELLA J. ROBOSKY, his wife
MICHAEL GODULA AND ANNABELLE GODULA, his wife
ADOLPH FROEHLICH AND GERTRUDE FROEHLICH, his wife
MARIE EDWARDS AND JACKSON K. EDWARDS, her husband
JOHN E. KAPCICH AND CATHERINE K. KAPCICH, his wife
BENNY J. STRALEY AND FRANCES STRALEY, his wife
THOMAS KYNASTON AND ALICE KYNASTON, his wife
CYRUS G. WINTERS AND ANNA WINTERS, his wife
ROBERT W. BROOKY AND LORETTA G. BROOKY, his wife
JOSEPH RIZZO AND ANN E. RIZZO, his wife
FRANK FRANKOFSKY AND MARIE FRANKOFSKY, HIS WIFE
HENRY W. NEW AND RITA S. NEW, his wife
ARTHUR J. DOLL AND FLORENCE M. DOLL, his wife
WILLIAM A. McGUIRE AND LYDA T. McGUIRE, his wife
JOSEPH NOVAK AND MARGARET L. NOVAK, his wife
CHESTER JEZNACH AND PATRICIA JEZNACH, his wife
ALEC ORAREC AND ELIZABETH ORAREC, his wife
WILLIAM DROST AND AGNES DROST, his wife
PETER PERSON AND MINNIE PERSON, his wife
WILLIAM R. CAMPBELL AND MARTHA JANE CAMPBELL, his wife
JOSEPH N. FELDMAN AND MOLLIE FELDMAN, his wife
PAUL A. RUTTER AND LAILA O. RUTTER, his wife
PETER A. PETRULO AND CATHERINE A. PETRULO, his wife
JOSEPH L. MAZZIOTTI AND LOUISE M. MAZZIOTTI, his wife

AND WHEREAS, the Board of Commissioners cannot agree with the owners on the terms of purchase and acquisition of said easements, which have been selected for Township purposes as aforesaid:

THE TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. Pursuant to the authority conferred upon the Township by the First Class Township Code, the acquisition of easements and rights

of way, across, through, and under the property of the persons hereinbefore mentioned, and as described and set forth in the descriptions and plans on file in the office of the Secretary of the Township of Wilkins at the Municipal Building, 110 Peffer Road, Wilkins Township, which descriptions and plans are incorporated herein by reference thereto, are deemed necessary and desirable for Township purposes for use in the construction, laying, operation, replacement, removal and maintenance of sanitary sewers, manholes, trunk lines and laterals.

SECTION II. The Township of Wilkins hereby appropriates and takes the easements and rights of ways, situate in the properties of the persons above named and as described and set forth in the descriptions and plans on file in the Office of the Secretary, as aforesaid, for Township purposes as aforesaid, under the right of eminent domain.

SECTION III. The proper officers of the Township are hereby authorized and directed to execute a bond without surety on behalf of the Township and tender same to the owners as aforesaid for each property, conditioned for the payment of such amount of damages as the said owners shall be entitled to receive by reason of the taking of the said easements as aforesaid. If the acceptance of said bond is refused, the township solicitor is hereby authorized and directed to present the same to the Court in accordance with law; and upon acceptance of the said bond, or if the same be not accepted, upon approval of a bond by the Court, the Township is authorized to enter and take possession of the said property in accordance with the law.

ORDAINED AND ENACTED into law this 7th day of September, 1960

ATTEST:

M. Jo Martinelli
Secretary

TOWNSHIP OF WILKINS

By Richard B. Rose
President of
Board of Commissioners

ORDINANCE NO. 278

AN ORDINANCE OF THE TOWNSHIP OF WILKINS VACATING PORTIONS OF TONGALUCAS AVENUE AND WILKINSBURG STREET.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, AND IT IS HEREBY ORDAINED AND ENACTED, THAT:

SECTION I. A portion of Tongalucas Avenue, situate in the Township of Wilkins, Allegheny County, Pennsylvania, be vacated, said portion being more particularly bounded and described as follows:

ALL that portion of Tongalucas Avenue as shown on the Rock Glen Plan of Lots as the same appears of record in the Office of the Recorder of Deeds for Allegheny County, Pennsylvania, in Plan Book Volume 25, page 184;

BEGINNING at a point on the center line of Tongalucas Avenue at its intersection with the westerly side line of Wilkinsburg Street and extending S 18° 37' W a distance of 206 feet more or less to a point which is N 71° 23' W 15.00 feet from the intersection of the easterly side line of Tongalucas Avenue with the dividing line between lots numbered 3 and 4 in the aforesaid Plan.

SECTION II. A portion of Wilkinsburg Street in the Township of Wilkins, Allegheny County, Pennsylvania, be vacated, said portion being more particularly bounded and described as follows:

ALL that portion of Wilkinsburg Street as shown on the Rock Glen Plan of Lots, recorded as aforesaid;

BEGINNING at that point on the westerly side line of said Beulah Road which is a point common to the westerly side line of said Beulah Road the easterly side line of Lot No. 10 and the westerly side line of Wilkinsburg Street in the aforesaid plan and extending in a northwesterly direction along said Beulah Road to a point at the intersection of the westerly line of Wilkinsburg Street with the northerly line of Lot No. 72 in the aforesaid Rock Glen Plan.

SECTION III. Said descriptions are prepared from the plan prepared by H. A. Shope and Son, dated July, 1960; the portions of said Tongalucas Avenue and Wilkinsburg Street which are vacated being shown in red on the plan. The plan is incorporated herein by reference thereto and is on file in the Office of the Clerk of the Court of Quarter Sessions of Allegheny County, Pennsylvania at No. 6 June Term, 1960. Road Docket

SECTION IV. The Township of Wilkins reserves and accepts from the said vacation of Wilkinsburg Street an easement and right of way for the maintenance, operation, repair and relaying of a sanitary sewer as presently located in Wilkinsburg Street, said easement and right of way

being ten (10) feet in width, the centerline of which is shown on the plan of H. A. Shope and Son, aforementioned.

SECTION V. Any Ordinance or part thereof conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as it conflicts with this Ordinance.

Ordained and Enacted into law this 7th day of Sept., 1960, at a regular meeting of the Board of Commissioners, a full quorum being present.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By Richard R. Rose
President

ATTEST:

M. J. Martinelli
Secretary

THE TOWNSHIP OF WILKINS

Ordinance No. 279

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS IN CERTAIN STREETS AND ACROSS, THROUGH AND UNDER CERTAIN PRIVATE PROPERTY IN SAID TOWNSHIP; SETTING FORTH THE LOCATION OF SAID SEWERS AND PROVIDING FOR THE ASSESSMENT OF COSTS, BENEFITS AND DAMAGES ARISING FROM THE CONSTRUCTION OF SAID SEWER TO BE KNOWN AS SEWER WATERSHED J.

WHEREAS, the municipal authorities of the Township of Wilkins deem it necessary in the interest of public health, to lay and construct a sanitary sewer to be located as hereinafter set forth, and;

WHEREAS, by Ordinance No. 277, certain private property as described therein has been taken by eminent domain for the purposes of constructing said sanitary sewer;

The Township of Wilkins hereby ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, trunk lines and laterals is hereby authorized to be laid and constructed in the Township of Wilkins along Cline Street, Rebecca Street, Wallace Avenue, Greensburg Pike, Ivy Street, Moss Street, Tongalucas Avenue, Ridge Street and Washington Avenue and across, through and under the properties now or formerly owned by the following persons:

WILLIAM YOCCA, ALFRED YOCCA, ALBERT YOCCA, FRANCIS YOCCA, THEODORE YOCCA, JULIA PANTALONE AND ROSE DEKLEVER
ROBERT J. FROST AND CATHERINE B. FROST, his wife
CHARLES BUKOVAC, JR. AND SHEILA E. BUKOVAC, his wife
ALBERT C. JANZEF
ALFRED G. FRELICHE AND ALICE G. FRELICHE, his wife
GERTRUDE M. MEASE, widow
CHARLES M. FLAGO AND ELIZABETH L. FLAGO, his wife
CAROLINE TREICHEL
WALTER C. ROBOSKY AND STELLA J. ROBOSKY, his wife
MICHAEL GODULA AND ANNABELLE GODULA, his wife
ADOLPH FROEHLICH AND GERTRUDE FROEHLICH, his wife
MARIE EDWARDS AND JACKSON K. EDWARDS, her husband
ALEC ORAREC AND ELIZABETH ORAREC, his wife
WILLIAM DROST AND AGNES DROST, his wife
PETER PERSON AND MINNIE PERSON, his wife
WILLIAM R. CAMPBELL AND MARTHA JANE CAMPBELL, his wife
JOHN E. KAPCICH AND CATHERINE K. KAPCICH, his wife
BENNY J. STRALEY AND FRANCES STRALEY, his wife
THOMAS KYNASTON AND ALICE KYNASTON, his wife
CYRUS G. WINTERS AND ANNA WINTERS, his wife
ROBERT W. BROOKY AND LORETTA G. BROOKY, his wife
JOSEPH RIZZO AND ANN E. RIZZO, his wife
FRANK FRANKOFSKY and MARIE FRANKOFSKY, his wife
HENRY W. NEW AND RITA S. NEW, his wife
ARTHUR J. DOLL and FLORENCE M. DOLL, his wife
WILLIAM A. McGUIRE AND LYDA T. McGUIRE his wife
JOSEPH NOVAK AND MARGARET L. NOVAK, his wife
CHESTER JEZNACH AND PATRICIA JEZNACH, his wife
JOSEPH N. FELDMAN AND MOLLIE FELDMAN, his wife
PAUL A. RUTTER AND LAILA O. RUTTER, his wife
PETER A. PETRULO AND CATHERINE A. PETRULO, his wife
JOSEPH L. MAZZIOTTI AND LOUISE M. MAZZIOTTI, his wife

SECTION II. The said sanitary sewer shall be located in said streets and through said private property in accordance with the plans and specifications prepared by the Township Engineer which plans and specifications are incorporated herein by reference thereto and available for inspection in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township. The whole of the work of construction shall be done in accordance with the provisions of the First Class Township Code.

SECTION III. The contract or contracts for the construction of said sanitary sewer shall be let after due advertisement to the lowest responsible bidder or bidders according to law and the proper township officials be and they hereby are authorized to enter into a contract for the same with the successful bidder.

SECTION IV. The said sanitary sewer shall be known as sewer watershed J and upon completion and construction of said sanitary sewer system, the expense and cost thereof together with damages, if any, incurred thereby shall be levied and assessed against the several properties abutting on said sewer by a board of view to the extent and in the manner provided by law.

ORDAINED and enacted into law this 3rd day of October, 1960.

TOWNSHIP OF WILKINS

By Richard R. Rose
Chairman of the Board

ATTEST:

M. Jos. Martinelli
Secretary

ORDINANCE NO. 280

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RE-ENACTING AND RE-ADOPTING ORDINANCE NO. 150, AUTHORIZING A TAX ON MECHANICAL AMUSEMENT DEVICES, ORDINANCE NO. 202, AUTHORIZING A TAX ON THE TRANSFER OF REAL ESTATE AND ORDINANCE NO. 224 AUTHORIZING A TAX ON THE EARNED INCOME TAX OF CITIZENS OF THE TOWNSHIP OF WILKINS AND OTHERS EARNING AN INCOME WITHIN THE SAID TOWNSHIP OF WILKINS.

NOW THEREFORE BE IT ORDAINED by the Commissioners of the Township of Wilkins in regular meeting duly assembled and it is hereby ordained by the authority of the same as follows:

SECTION I. Ordinance No. 150 authorizing a tax on Mechanical Amusement Devices, Ordinance No. 202 authorizing a tax on the Transfer of Real Estate and Ordinance No. 224 authorizing a tax on the Earned Income of residents of the Township of Wilkins and others whose earnings are earned within the corporate limits of the said Township of Wilkins, are hereby re-enacted and re-adopted for the fiscal year commencing with January 1, 1961 and ending December 31, 1961.

Said Ordinances are hereby re-enacted in full and are incorporated herein by reference thereto as though fully set forth.

SECTION II. The Secretary of the Board of Commissioners of the Township of Wilkins is hereby directed to advertise the fact that the said Board of Commissioners has re-enacted Ordinances numbered 150, 202 and 224 pursuant to the laws of the Commonwealth of Pennsylvania.

Ordained and Enacted into law at a regular meeting of the Board of Commissioners of the Township of Wilkins held this 7th day of November, 1960, a full quorum being present.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

BY Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

[redacted] [redacted] [redacted]

ORDINANCE NO. 281

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN TOWNSHIP OF WILKINS AND BOROUGH OF FOREST HILLS FOR INTEGRATION OF THEIR POLICE AND FIRE COMMUNICATIONS SYSTEM, PROVIDING FOR PAYMENT TO FOREST HILLS FOR THE COST OF ADDITIONAL EQUIPMENT AND FOR THE OPERATION OF SAID SYSTEM

SECTION I. Be it ordained and enacted by the Township of Wilkins in meeting duly assembled, and it is hereby ordained and enacted by the authority of the same, that the proper officers of the Township of Wilkins are hereby authorized and directed to enter into and to execute an agreement with the Borough of Forest Hills in substantially the following form:

AGREEMENT

MADE this _____ day of _____, 1960 by and between THE BOROUGH OF FOREST HILLS, A MUNICIPAL CORPORATION situate in the County of Allegheny, Commonwealth of Pennsylvania, hereinafter called "Forest Hills",

-and-

THE TOWNSHIP OF WILKINS, a municipal corporation situate in the County of Allegheny, Commonwealth of Pennsylvania, hereinafter called "Wilkins".

WHEREAS, Forest Hills and Wilkins are adjoining municipalities;

AND WHEREAS, Forest Hills has in existence a POLICE AND FIRE COMMUNICATIONS SYSTEM which is capable of integration with the POLICE AND FIRE COMMUNICATION SYSTEM of Wilkins;

AND WHEREAS, in order to provide more efficient and dependable service to its citizens, Wilkins is desirous of integrating its Police and Fire Communications System with that of Forest Hills;

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS HEREINAFTER SET FORTH, THIS AGREEMENT WITNESSETH:

ARTICLE I

Purpose and General Procedure

Forest Hills agrees that it's existing Police and Fire Department Communications Center shall provide Police and Fire Communication service for both Forest Hills and Wilkins, subject to the following conditions and regulations to be effective throughout the existence of this agreement or any renewal thereof.

1. Forest Hills' obligation hereunder is limited to the receiving of telephone messages relating to police and fire service in Wilkins and the prompt and diligent transmittal of the same to the Wilkins Police or Fire Departments as more particularly set forth hereunder.

2. Forest Hills shall have no responsibility under this agreement to provide police or fire service within Wilkins Township. It is intended that, to the extent arrangements for cooperation between the Police and Fire Departments of the parties hereto now exist, such cooperation continue without change.

3. It is not intended that the Forest Hills communications center receive or accept telephone messages relating to services, lights, streets or general service calls in Wilkins.

4. Wilkins agrees to obtain a separate telephone directory listing for all calls other than those relating to police and fire services.

5. One telephone number shall be used by both municipalities for both police and fire calls. To make this practical and to reduce delay in answering service, Forest Hills agrees to install a four-consecutively numbered telephone system so arranged that any incoming call to the first number, should that be "busy", would be transferred automatically to each successive number until a free line is reached. It is understood and agreed that both municipalities shall use and list the first of the series of four numbers for police and fire calls. The other three numbers will be reserved for other uses by Forest Hills.

6. The integrated communications system may be used for communications between the Police and Fire Chiefs of both municipalities.

7. It is intended that the fire warning system in the various fire department stations in Wilkins shall be integrated into the communications system contemplated herein. It is understood and agreed that the fire warning procedure shall be as follows:

Upon receipt of a request for service requiring action of any Wilkins fire department, Forest Hills will sound the fire siren located at the proper Wilkins fire station by activating push buttons in accordance with directions to be furnished by Wilkins clearly identifying the areas of Wilkins Township respectively served by the several fire stations. Immediately after activating the proper siren, as aforesaid, Forest Hills shall then alert the Wilkins police by radio and then call the proper fire station by telephone.

(a) Wilkins agrees that it's obligation hereunder incluses the cost of procurement and installation of said push button system and in addition, Wilkins agrees to furnish and maintain a Street Index which shall indicate thereon the various streets of Wilkins and the proper fire station to be alerted in connection with fire service required on any given street.

8. Forest Hills agrees that the communications center and service contemplated herein shall be operated and maintained by Forest Hills continuously, that is, twenty-four hours per day, every day.

ARTICLE II

Equipment and Payment

1. Wilkins agrees, at its sole expense, to provide and install all equipment in Wilkins Township necessary to implement the integration of the communications systems in the manner set forth in Article I.

2. Wilkins agrees at its sole expense to pay for any modifications of or additions to the Forest Hills system or equipment which are or may be required to implement the integration of the communications systems in the manner set forth in Article I. Payment for same to be made within thirty days of billing by Forest Hills.

3. The modifications of or additions to Forest Hills equipment required to implement this agreement shall be as agreed upon by joint report of the Chairman of the Police and Fire Committee of Forest Hills and the Chairman of the Safety Committee of Wilkins and as approved by the respective Council and Board. Such required additions or modifications shall include those specified initially or subsequently found necessary.

5. Wilkins agrees to pay Forest Hills for the communications service contemplated herein a total annual cost as follows, to-wit;

(a)	For each fixed and stationary communications unit situate in the Township of Wilkins, including installations in the Municipal Building or in any fire station	Five Hundred ($500.00) Dollars per annum
(b)	For each communications unit installed in a Wilkins police vehicle	Five Hundred ($500.00) Dollars per annum
(c)	For all communications units attached to fire trucks regardless of the number of fire trucks in any fire station	Two Hundred ($200.00) Dollars per fire station per annum

6. All sums due Forest Hills shall be payable quarterly on or before the following dates after this agreement becomes effective: January 15, April 15, July 15, and October 15 of each year.

7. A list of the number of communications units contemplated to be serviced in and paid for by Wilkins for the year 1961 is attached hereto and marked Exhibit "A".

Wilkins agrees to promptly notify Forest Hills of any future additions or removals of communications units and the said list and payments due shall be revised accordingly. Payment shall be due only for units in operation on and after the effective date of this agreement.

8. It is understood and agreed that the schedule of costs as above set forth is made without prior experience and that it shall be the policy of each municipality to give consideration to a revision of same upon request of the other, it being agreed that any revision must be mutually agreed upon before becoming effective.

ARTICLE III

Duration and Termination

1. This agreement shall become effective January 1, 1961.

2. This agreement shall be binding on the parties hereto and shall remain in full force and effect until December 31, 1963 and this agreement and all its terms, provisions and conditions shall be renewed thereafter from year to year unless written notice by registered mail of intention to terminate and cancel the agreement shall be sent by either party at least six months prior to December 31, 1963 or six months prior to any annual termination date after renewal.

Witness the due execution hereof the day and year first above written.

ATTEST:

COUNCIL OF THE
BOROUGH OF FOREST HILLS

_____
Secretary

By _____
President

ATTEST:

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

M. Jo Martinelli
Secretary

By Richard B. Rox
President

EXHIBIT "A"

Contemplated communications units to be serviced in Wilkins Township during 1961:

	Annual Cost
One Municipal Building	$ 500.00
Two police cars	$ 500.00 each
Mobile equipment in three fire stations	$ 200.00 each

Total annual fee due Forest Hills for 1961 for the above equipment is contemplated to be $2,100.00.

SECTION II. Any Ordinance or part of any ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this ordinance.

ORDAINED AND ENACTED into law this 5th day of December, 1960.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

BY Richard B. Rose
Richard B. Rose, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 282

(PLEASE REFER TO PAGE 493)

ORDINANCE NO. 283

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER IN LINHART STREET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR PAYMENT OF THE COSTS OF CONSTRUCTION BY ASSESSMENT OF ABUTTING PROPERTIES IN PROPORTION TO FRONTAGE.

The TOWNSHIP OF WILKINS hereby ordains as follows:

Section I. The construction of a sanitary sewer and its necessary appurtenances is hereby authorized, directed and ratified, along Linhart Street in the Township of Wilkins, from the intersection of the center lines of Larimer Avenue and Linhart Street along Linhart Street, in a general northerly direction, a distance of 950 feet to a point opposite Lot 27 in Section E of the New York and Cleveland Gas and Coal Co. Plan, PBV 5, page 18.

Section II. The said sanitary sewer shall be of eight (8) inch and six (6) inch diameter.

Section III. The work of the construction of such sewer and the purchase of material and labor necessary may be done or furnished, or caused to be done or furnished by contract to the lowest responsible bidder or bidders on specifications of the Township Engineer.

Section IV. Upon the construction and completion (as such completion is contemplated in law) of said sewer along Linhart Street, the cost thereof shall be assessed to and collected from the owners of property adjacent or abutting upon said improvement, by an equal assessment of the feet front to be estimated by the Township Engineer, on the foot-front rule, and he shall certify the same in writing showing the date of completion of said improvement, the names of the abutting land owners, the assessable feet frontage of each and the amount of the assessment against each parcel of land and shall file the same with the Township Secretary; and the Secretary shall present the same for approval at the next meeting of the Board of Commissioners.

Section V. All ordinances or parts of ordinance in conflict with this Ordinance are hereby repealed.

ATTEST:

M. Jo Martinelli
Secretary

BOARD OF COMMISSIONERS OF
THE TOWNSHIP OF WILKINS

By George Torado
Vice President

ORDINANCE NO. 284

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER IN NEGLEY AVENUE AND CURRY AVENUE IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR PAYMENT OF THE COSTS OF CONSTRUCTION BY ASSESSMENT OF ABUTTING PROPERTIES IN PROPORTION TO FRONTAGE.

The TOWNSHIP OF WILKINS hereby ordains as follows:

Section I. The construction of a sanitary sewer and its necessary appurtenances is hereby authorized and directed along Negley Avenue in the Township of Wilkins, from the intersection of the center-lines of the Churchill Road and Negley Avenue, thence along Negley Avenue in a northeasterly direction, a distance of 410 feet and along Curry Avenue from the intersection of the center-lines of Negley Avenue and Curry Avenue as shown in the New York and Cleveland Coal and Gas Company Plan, PBV. 5, page 18, thence along Curry Avenue in a Southeasterly direction, a distance of 790 feet.

Section II. The said Sanitary Sewer shall be of eight (8) inch and six (6) inch diameter.

Section III. The work of the construction of such sewer and the purchase of material and labor necessary may be done or furnished, or caused to be done of furnished by contract to the lowest responsible bidder or bidders on specifications of the Township Engineer.

Section IV. Upon the construction and completion (as such completion is contemplated in law) of said sewer along Negley Avenue and Curry Avenue, the cost thereof shall be assessed to and collected from the owners of property adjacent or abutting upon said improvement, by an equal assessment of the feet front to be estimated by the Township Engineer, on the foot-front rule, and he shall certify the same in writing, showing the date of completion of said improvement, the names of the abutting land owners, the assessable feet frontage of each and the amount of the assessment against each parcel of land and shall file the same with the Township Secretary; and the Secretary shall present the same for approval at the next meeting of the Board of Commissioners.

Section V. All ordinances or parts of ordinance in conflict with this ordinance are hereby repealed.

Ordained and enacted this 6th day of February, 1961.

BOARD OF COMMISSIONERS of
Township of Wilkins

By George Porado
Vice President

ATTEST:

M. Jos. Martinelli
Secretary

ORDINANCE NO. 285

AN ORDINANCE PROHIBITING THE OPERATION OF COMMERCIAL MOTOR VEHICLES UPON DESIGNATED HIGHWAYS SITUATE IN, MAINTAINED BY AND UNDER THE JURISDICTION OF THE TOWNSHIP OF WILKINS.

WHEREAS, the highways hereinafter named are situate in, maintained by and under the jurisdiction of the Township of Wilkins;

AND WHEREAS, the highways hereinafter named are situate primarily in residential zones of the Township of Wilkins;

AND WHEREAS, said highways are not abutted by sidewalks or curbs;

AND WHEREAS, the roadways hereinafter named are not abutted by sufficient berm or useable passageway for pedestrians;

AND WHEREAS, said highways are used by school buses, school children and other pedestrians;

AND WHEREAS, sections of said highways are of steep grade and contain abrupt turns;

AND WHEREAS, said highways were designed for the kinds and classes of vehicles incidental to residential zones and not for the kinds and classes of traffic incidental to commercial zones or inter-municipal highways;

AND WHEREAS, the operation of commercial motor vehicles on said highways has damaged and may seriously damage or destroy said highways, by reason of deterioration, rain, snow, and other climatic conditions;

AND WHEREAS, the operation of commercial motor vehicles on said highways, for the reasons and conditions aforesaid, is dangerous to the safety of the persons and property of the public using said highways.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP OF WILKINS, and it is hereby ordained and enacted by the authority of the same:

SECTION I. The words "commercial motor vehicle", "highway", "person" and "roadway" shall be defined as set forth in "The Vehicle Code" of the Commonwealth of Pennsylvania.

SECTION II. The operation of commercial motor vehicles, except for the purpose of making local deliveries or pickups, is prohibited on the following highways:

Jefferson Heights Rd.	Roland Road
Dunbar Drive	Lucia Road
Kingston Drive	Gardenia Drive
Sunset Drive	Kline Street
Elizabeth Street	Powell Street
Stevendale Drive	Old William Penn Hwy.

SECTION III. The prohibition herein shall not apply to any motor vehicle of the bus type and used for the transportation of school children.

SECTION IV. Any person violating the provisions of this Ordinance, upon summary conviction before a Magistrate, shall be sentenced to pay a fine of FIFTY DOLLARS ($50.00) and costs of prosecution, and in default of the payment thereof, shall undergo imprisonment for not more than five (5) days.

SECTION V. All Ordinances or parts of Ordinances in conflict with this ordinance are hereby repealed.

ORDAINED AND ENACTED INTO LAW by the Board of Commissioners of Wilkins Township, this 13th day of February, 1961.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By: Richard B. Rose
President

ATTEST:

M. Joe Martinelli
Secretary

ORDINANCE NO. 282

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1961 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREINAFTER SET FORTH, DURING THE CURRENT FISCAL YEAR.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION I. That a tax rate be and the same is hereby levied on all real property within the said Township subject to taxation for Township purposes for the fiscal year 1961, as follows:

Tax rate for General Township purposes, the sum of Ten (10) mills on each dollar of assessed valuation, or the sum of One Hundred (100) Cents on each One Hundred Dollars of assessed valuation.

SECTION II. That for the expenses of the Township for the fiscal year 1961 the following amounts are hereby appropriated from the revenues available for the current year for the specific purposes set forth below which amounts are more fully itemized on Budget Form - Schedule 'B':

GENERAL OPERATING FUNDS:

Estimated Receipts:	
Cash and Securities	$ 29,487.52
Receipts from Realty Tax	129,712.48
From Taxes of Prior Years	4,000.00
Other Revenue Receipts	98,500.00
Miscellaneous Non-Revenue Receipts	500.00
TOTAL ESTIMATED RECEIPTS AND CASH	$ 262,200.00
Appropriations:	
General Township Government	37,400.00
Protection to Persons & Property	56,600.00
Health and Sanitation	13,100.00
Highways (Includes St. Lights)	68,800.00
Miscellaneous	55,900.00
Debt Service	30,000.00
TOTAL APPROPRIATIONS	$ 261,800.00
UN-APPROPRIATED BALANCE	$ 400.00

SECTION III. An estimate of the specific items making up the amounts appropriated to the respective departments is on file in the Office of the Secretary of the Township of Wilkins.

SECTION IV. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

ADOPTED this 6th day of March, A. D. 1961 at a regular meeting of the Board of Commissioners, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY Richard B. Rose
Richard B. Rose, President

C E R T I F I C A T I O N

I, M. Jos. Martinelli, Secretary of the Board of Commissioners of the Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 282 enacted by the Commissioners of the Township of Wilkins on the 6th day of March, 1961.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(TOWNSHIP SEAL)

ORDINANCE NO. 286

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REGULATING AND ESTABLISHING THE COMPENSATION OF THE TOWNSHIP TREASURER FOR HIS DUTIES AS TREASURER AND TAX COLLECTOR OF THE TOWNSHIP.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins and it is hereby ordained and enacted by the Authority of the same:

Section I. That the Township Treasurer on and after January 1, 1962, shall receive for his duties as Treasurer and Tax Collector for the Township, a sum equal to two and one half (2-1/2%) per centum of all Township real estate taxes received or collected; provided, that the total compensation to be paid for the collection of said Township taxes, shall not exceed the sum of Three Thousand ($3,000.00) Dollars in any one year.

Section II. That in addition to the compensation set forth in Section I hereof, the Township Treasurer shall receive a sum equal to one (1%) per centum on all other monies received or collected by him for the Township excepting monies received or collected from the following sources on which the Treasurer shall receive no compensation:

1. Earned income tax collections.
2. Monies borrowed by the Township by any means whatsoever.
3. Monies acquired by the Township by gift.
4. Monies paid for Assessments on Municipal Improvements.
5. Monies received by the Township, for any reason whatsoever, from the United States Government, the Commonwealth of Pennsylvania, or any other political subdivision.

Provided, that the total compensation to be paid for monies collected or received under Section II hereof shall not exceed the sum of Five Hundred ($500.00) Dollars in any one year.

Section III. That the intent of this Ordinance is to limit the compensation of the Township Treasurer to the total sum of Three Thousand, Five Hundred ($3,500.00) Dollars in any one year.

Section IV. That the Township Treasurer as collector of Township taxes shall be allowed such actual printing and postage expenses as shall be incurred in performing the duties required in the collection of Township Taxes and shall be furnished office space in the Township Municipal Building.

Section V. Any ordinance or part of any ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 6th day of March, 1961.

BOARD OF COMMISSIONERS
TOWNSHIP OF WILKINS

Richard B. Rose
President

ATTEST:

M. Jos. Martinelli
Secretary

ORDINANCE NO. 287

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AUTHORIZING, ORDERING AND DIRECTING THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS IN PORTIONS OF NEGLEY AVENUE AND CURRY AVENUE, AND PROVIDING FOR PAYMENT THEREFOR.

BE IT ORDAINED AND ENACTED by the BOARD OF COMMISSIONERS of the Township of Wilkins, and IT IS HEREBY ORDAINED AND ENACTED by authority of the same:

SECTION I. That the grading, paving, curbing and installation of storm sewers is hereby authorized and directed along Negley Avenue, from the intersection of Churchill Road and Negley Avenue along Negley Avenue in a northeasterly direction, a distance of 395 feet, and along Curry Avenue from the intersection of Negley Avenue and Curry Avenue along Curry Avenue in a southeasterly direction a distance of 1059 feet.

SECTION II. That said improvements be made in accordance with the plans and specifications therefor as prepared by the Township Engineer and according to the specifications of the Pennsylvania Department of Highways.

SECTION III. That the work of the construction of said improvements and the purchase of material and labor necessary may be done or furnished or caused to be done or furnished by a contract to be awarded to the lowest responsible bidder after due advertisement according to law. The proper officers of the Township are hereby authorized and directed to execute a contract with the lowest responsible bidder as aforesaid.

SECTION IV. That the cost and expense of the entire work hereby authorized shall be paid in part through funds available from the Commonwealth of Pennsylvania Road Aid Program in an amount determined by the Commissioners of the Township of Wilkins and in part by funds paid to the Township of Wilkins by the Riviera Country Club, Inc., pursuant to an agreement dated the 2nd day of May, 1960, between the Township of Wilkins and the Riviera Country Club, Inc. and the balance to be paid by the Township of Wilkins.

ORDAINED AND ENACTED into law this 3rd day of April, 1961.

BOARD OF COMMISSIONERS OF WILKINS TOWNSHIP

BY: Richard B. Rose
President

ATTEST:
M. Joe Martinelli
Secretary

ORDINANCE NO. 288

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE PROPER OFFICERS TO EXECUTE AN AGREEMENT WITH THE ALLEGHENY COUNTY SANITARY AUTHORITY FOR THE PREPARATION OF DETAILED CONSTRUCTION PLANS AND SPECIFICATIONS FOR THE THOMPSON RUN SANITARY SEWER.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins that the proper officers are hereby authorized and directed to execute the following agreement with the Allegheny County Sanitary Authority:

AGREEMENT

For Preparing Construction Plans For Trunk Sewer in Thompson Run

THIS AGREEMENT, executed in six copies and effective as of the first day of February, 1961

by and between

BOROUGH OF MONROEVILLE, TOWNSHIP OF WILKINS, BOROUGH OF TURTLE CREEK and BOROUGH OF CHURCHILL, all located in the County of Allegheny, Pennsylvania and hereinafter referred to individually as "Monroeville", "Wilkins", "Turtle Creek Borough" and "CHURCHILL", respectively, and together as the "Municipalities",

and

ALLEGHENY COUNTY SANITARY AUTHORITY, a municipal authority organized and existing under the Municipality Authorities Act of 1945 as amended, hereinafter called the "Sanitary Authority",

WITNESSETH:

WHEREAS, The Municipalities, which are located in the Turtle Creek Valley, have entered into separate but substantially similar long-term agreements with the Sanitary Authority under which they are obtaining sewage treatment and disposal service from the Sanitary Authority's Sewage Disposal System; and

WHEREAS, Under said agreements it is the obligation of each Municipality to convey its sewage to an approved point or points of connection with the Sanitary Authority's intercepting sewer located along the bank of Turtle Creek; and

WHEREAS, The sewage from those portions of the Municipalities which border on Thompson Run, a tributary of said Turtle Creek, is being discharged untreated into the said Run; and

WHEREAS, Each of the Municipalities is obligated by State law to abate the discharge of untreated sewage and by its agreement with the Sanitary Authority to convey its sewage to the Sanitary Authority's Turtle Creek intercepting sewer; and

WHEREAS, A single trunk sewer in Thompson Run of adequate capacity to serve all the Municipalities would obviate the need for constructing multiple trunk sewers, one by each Municipality; and

WHEREAS, The Municipalities are not yet in a position to finance construction of such a trunk sewer but have agreed to share the cost of preparing detailed construction plans and specifications therefor; and

WHEREAS, The Municipalities have requested the Sanitary Authority to prepare such plans and specifications for the sum of approximately $25,000, and the Sanitary Authority is willing to do so upon condition that it will not thereby obligate itself in any way to construct or to finance construction of such sewer,

NOW, THEREFORE, The parties hereto, each intending to be legally bound, agree as follows:

1. The Municipalities hereby engage the Sanitary Authority to prepare detailed construction plans and specifications (hereinafter called "plans") for a trunk sewer in Thompson Run adequate to serve the portions of the Municipalities (and of the Township of Penn Hills) which drain toward Thompson Run, such plans to receive the approval of the State Sanitary Water Board.

2. The parties agree that the reasonable cost of preparing such plans is approximately $25,000, and the Municipalities agree to advance such aggregate sum immediately to the Sanitary Authority as follows:

Monroeville	$ 14,130.00
Wilkins	7,627.50
Turtle Creek Borough	2,500.00
Churchill	742.50
Total	$ 25,000.00

Any surplus shall be returned to each of the four Municipalities in the same proportion as its contribution and any additional sum required shall be assessed each of the four Municipalities on the same basis as its contribution.

The Sanitary Authority shall have the right to deposit the Municipalities' checks in the above-listed exact amounts previously received from them in connection with a proposal which did not materialize, such $25,000 (together with additional moneys advanced by the Municipalities, if necessary, or minus the unexpended portion of such $25,000, as the case may be) to be the Sanitary Authority's compensation under the instant agreement.

3. The Sanitary Authority agrees to begin the preparation of such plans immediately upon receipt of said sum of $25,000; to complete such plans promptly (only, however, if sufficient moneys have been advanced by the Municipalities); to obtain approval thereof by the State Sanitary Water Board; and to submit to each Municipality two copies of the completed and approved plans.

4. This agreement shall not in any way obligate the Sanitary Authority to construct the said Thompson Run trunk sewer or to finance construction thereof.

IN WITNESS WHEREOF this agreement has been executed and delivered by the Township of Wilkins pursuant to its Ordinance No. 288 duly enacted and approved on the 1st day of May, 1961.

Attest:

M. Jos. Martinelli
Township Secretary

TOWNSHIP OF WILKINS

By Richard B. Roe
President of the Board
of the Township Commissioners

Approved as to form:

John M. Means
Township Solicitor

5. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ADOPTED this 1st day of May, 1961, at a regular meeting of the Board of Commissioners, a full quorum being present.

TOWNSHIP OF WILKINS

Richard B. Rose, Pres.

ATTEST:

M. Jos. Martinelli

M. Jos. Martinelli, Sec.

Certification

I, M. Jos. Martinelli, Sec. of the Board of Commissioners, of the Township of Wilkins, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 288, adopted the 1st day of May, 1961.

M. Jos. Martinelli

M. Jos. Martinelli, Sec.