

ORDINANCE BOOK
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ORDINANCE NO. 289

AN ORDINANCE OF THE TOWNSHIP OF WILKINS 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 TEN (10) 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 Ten (10) years, from April 1, 1961, 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 ten (10) years, from the following lamps:

152	2500L Incandescent	F1A	B1	3387 feet
83	2500L "	FOA	B1	1053 "
27	2500L "	FOA	B3	
1	6000L "	F9A	B1	
1	6000L "	F8C	B1	
2	10000L "	F10C	B1	
1	20000L Mercury		B3	
<u>267</u>				<u>4440</u> feet

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&R 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.

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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 All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance be and the same are hereby repealed insofar as the same affect this Ordinance.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 June A.D., 1961.

TOWNSHIP OF WILKINS

BY: *Richard B. Rose*
President of the Board
of the Township Commissioners

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 290

AN ORDINANCE PROVIDING FOR THE GRADING, PAVING AND CURBING OF AND THE INSTALLATION OF THE NECESSARY STORM SEWERS AND APPURTENANCES IN LINHART STREET, FROM LARIMER AVENUE NORTHWESTWARDLY, A DISTANCE OF SIX HUNDRED FORTY (640) FEET, AND ON AN UN-NAMED STREET, EXTENDING BETWEEN LINHART STREET AND LANEACKE AVE., IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

Section I. That the grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed in Linhart Street in the Township of Wilkins, from Larimer Avenue to a point six hundred forty (640) feet northwestwardly therefrom; and in an unnamed street and Township right of way extending between Linhart Street and Laneacke Avenue (Laneacke Avenue also known as Lenox Street), a distance of approximately one hundred (100) feet. Said unnamed street being laid out through part of Lot No. 11 in the New York and Cleveland Gas and Coal Co. Plan, Section E, as recorded in P. B. V. 5, page 17, and through Lot 124 in the Oak Ridge Plan of Lots as recorded in P. B. V. 20, pages 188 and 189; said right of way abutting part of Lot 11 in said first named Plan and abutting Lot No. 123 in the latter named Plan.

Section II. That the said improvement shall be made and work done according to the plans and specifications therefor as prepared by the Township Engineer which are on file in the Office of the Secretary of the Township of Wilkins, at the Municipal Building, 110 Peffer Road, Township of Wilkins.

Section III. That the work of construction and purchase of material and labor necessary for the above described improvement, shall be done in accordance with the plans and specifications and proposal therefor by contract with the lowest responsible bidder or bidders, and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with the same.

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Section IV. That the Chairman of the Road Committee is hereby designated as the person in charge of said improvement with full power to act for the Township in all matters connected with said work.

Section V. That any trees, pipes or other materials or structures in the Township rights of way, which interfere with the free and full construction of said work, are hereby declared to be a nuisance, and may be removed or changed by the party or parties with whom the Township contracts, upon direction so to do given by the Township Engineer.

Section VI. That the costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the owners of real estate abutting on the improvement in accordance with Section 2060 of the First Class Township Code, as amended. Three-fourths ($3/4$ ths) of said costs and expenses shall be paid by the Township, and the same is hereby appropriated therefor out of the funds now or hereafter in the Treasury, and one-fourth ($1/4$ th) of said costs and expenses shall be paid by the owners abutting on the improvement, by an equal assessment on the foot front and the same is hereby assessed and assessments appropriated therefor.

Section VII. That whatever curbing and/or guttering shall be necessary in the opinion of the Chairman of the Road Committee or the Commissioners of the Township to make a complete job, shall be likewise constructed.

Section VIII. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

Section IX. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement, by action

of assumpsit; or by a lien to be filed and collected in the same manner as municipal claims.

ORDAINED AND ENACTED into law this 5th day of JUNE, 1961.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

BY: Richard B. Rose
President

ATTEST:

M. J. Martelli
Secretary

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ORDINANCE NO. 291-61

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE RESURFACING AND INSTALLATION OF TILE UNDERDRAIN WHERE REQUIRED IN ELWOOD DRIVE IN THE TOWNSHIP OF WILKINS, FOR A DISTANCE OF APPROXIMATELY ONE THOUSAND FORTY (1040) FEET AND THE GRADING, CURBING, AND BITUMINOUS PAVING AND STORM DRAINAGE OF OLD NORTHERN PIKE FOR A DISTANCE OF APPROXIMATELY TWO HUNDRED EIGHTY (280) FEET AND PROVIDING FOR THE PAYMENT OF THE COST THEREOF.

THE TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. That the resurfacing with one (1) inch bituminous materials and installation of perforated tile under drain where required, is hereby authorized and directed in Elwood Drive, Eastmont Plan No. 8 in the Township of Wilkins, for a distance of approximately One Thousand Forty (1,040) feet.

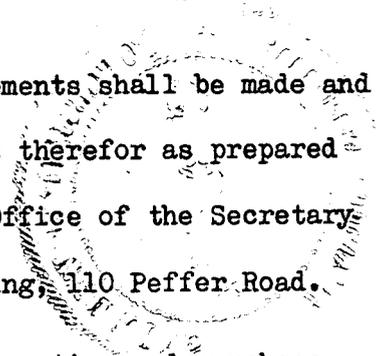
SECTION II. That the grading, curbing and paving with bituminous materials and installation of necessary storm drains and appurtenances where required, is hereby authorized and directed in Old Northern Pike from Gilcrest Drive to Old State Highway Route 22, a distance of approximately two hundred eighty (280) feet.

SECTION III. That the said improvements shall be made and work done according to the Plans and Specifications therefor as prepared by the Township Engineer which are on file in the Office of the Secretary of the Township of Wilkins, at the Municipal Building, 110 Peffer Road.

SECTION IV. That the work of construction and purchase of material and labor necessary for the above described improvements, shall be done in accordance with the Plans and Specifications and Proposal therefor, by contract with the lowest responsible bidder or bidders, and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with the same.

SECTION V. That any trees, walls, pipes, shrubs or other materials or structures in the Township rights of way, which interfere with the free and full construction of the work, are hereby

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declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts, upon direction so to do given by the Township Engineer.

SECTION VI. That the costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins, and the same is hereby appropriated therefor out of the funds now or hereafter in the Treasury.

ORDAINED AND ENACTED into law this 7th day of August, 1961.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

BY Richard B. Rose
President

ATTEST:
M. J. Martelli
Secretary

ORDINANCE NO. 292

AN ORDINANCE DIRECTING AND AUTHORIZING THE PROPER OFFICERS OF THE TOWNSHIP OF WILKINS TO EXECUTE IN BEHALF OF THE TOWNSHIP OF WILKINS AN AGREEMENT BETWEEN THE JOINT SCHOOL BOARD OF CHURCHILL AREA SCHOOLS AND THE BOROUGH OF CHURCHILL PROVIDING FOR THE COLLECTION OF TAXES LEVIED UNDER THE LOCAL TAX ENABLING ACT NO. 481 OF JUNE 25, 1947, AS AMENDED.

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. That the proper officers of the TOWNSHIP OF WILKINS be and they hereby are authorized and directed to execute in behalf of and in the name of the TOWNSHIP OF WILKINS, an agreement with the JOINT SCHOOL BOARD of the CHURCHILL AREA SCHOOLS, and the BOROUGH OF CHURCHILL, in substantially the following form, to-wit:

ARTICLES OF AGREEMENT

MADE and entered into this _____ day of _____, 1961, by and between the TOWNSHIP OF WILKINS, a municipal subdivision, of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Township",

AND

THE JOINT SCHOOL BOARD of the CHURCHILL AREA SCHOOLS, a jointure of political subdivisions of the Commonwealth and County aforesaid, hereinafter called "Joint School Board",

AND

THE BOROUGH OF CHURCHILL, a municipal subdivision of the Commonwealth and County aforesaid, hereinafter called "Borough";

WHEREAS, the Township and Borough are coterminous with one of the school boards of the Joint School Board, and

WHEREAS, the Township, Borough and Joint School Board have, by Ordinance or Resolution duly enacted, imposed taxes on salaries, wages, commissions and other compensation under the authority of the Local Tax Enabling Act No. 481 of June 25, 1947, as amended; and

WHEREAS, said taxes can be collected most efficiently by joint action.

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NOW, THEREFORE, IT IS AGREED BY AND BETWEEN the TOWNSHIP, JOINT SCHOOL BOARD AND BOROUGH as follows:

FIRST: The Township, Joint School Board and Borough agree to employ the same person or agency to collect taxes imposed under the authority of the Local Tax Enabling Act No. 481 as aforesaid.

SECOND: The compensation paid to the person or agency employed to collect taxes shall be paid by the Township, School District and Borough in the proportion as follows:

Township - Thirty-one (31%) per cent.
 Joint School Board - Fifty (50%) per cent.
 Borough - Nineteen (19%) per cent.

Said percentages are computed in relation to the approximate number of accounts collected by the Township, Joint School Board and Borough, which, as of the date of this agreement are as follows:

	<u>Accounts</u>	<u>Percentage</u>
Township	2800	31%
Joint School Board	4500	50%
Borough	<u>1700</u>	<u>19%</u>
	9000	100%

THIRD: All costs and charges which are the obligation of the parties hereto and incurred in the administration of the office of the tax collector shall be pro-rated among the Township, Joint School Board and Borough in the percentages aforesaid.

FOURTH: All taxes collected by the tax collector shall be deposited in a special account and said taxes shall be disbursed monthly by the proper officers of the Joint School Board to the order of the Township, Joint School Board, and Borough, in accordance with the allocation set forth in the monthly report of the tax collector.

FIFTH: The Joint School Board shall pay the tax collector the full compensation due in monthly installments. The Township and Borough shall reimburse the Joint School Board for the pro-rata share of such compensation charged to the Township and Borough, semi-annually, on June 1 and December 1 of each year this agreement remains in effect, the

first said payment to be made June 1, 1962.

SIXTH: The compensation to be paid to the tax collector jointly employed pursuant to this agreement shall commence on January 1, 1962. From the date of this agreement until January 1, 1962, the tax collector employed pursuant to this agreement, shall receive from each of the parties hereto the compensation as provided in the respective ordinances and resolutions in effect prior to the date of this agreement. It is not intended that the percentages set forth in the second paragraph hereof shall apply in the interim between the date of this agreement and January 1, 1962.

SEVENTH: a Committee composed of one person from each the Township, Joint School Board and Borough shall meet in October of each year this agreement remains in effect, to review the provisions herein contained and the administration of the office of tax collector.

EIGHTH: This agreement shall become effective upon execution hereof by all the parties hereto and shall remain in effect until cancelled by any of the parties hereto; provided that cancellation of this agreement shall not be effective until six (6) months after notice of such cancellation shall be delivered, either personally, or by registered or certified mail to the Secretary of the parties affected by such cancellation.

NINTH: The parties hereto shall employ a qualified person or agency to audit the accounts of the tax collector employed hereunder, once a year.

TENTH: The person or agency jointly employed shall be known as the Earned Income Tax Collector.

ELEVENTH: All funds received by the tax collector as tax payments, shall be divided equally between the parties hereto, unless the taxpayer specifically designates the political subdivision to which payment shall be applied. Provided that taxes received from non-residents shall be credited to the political subdivision entitled thereto by law.

TWELFTH: The parties hereto shall, after passage of appropriate resolution or ordinance, enter into a joint agreement with the person or agency employed as tax collector, which agreement shall contain the provisions, terms and conditions as jointly agreed upon by the Board of Commissioners of the Township of Wilkins, the Joint School Board of the Churchill Area Schools, and the Council of the Borough of Churchill.

IN WITNESS WHEREOF, the TOWNSHIP OF WILKINS and The JOINT SCHOOL BOARD of the CHURCHILL AREA SCHOOLS, and the BOROUGH OF CHURCHILL have duly executed this agreement, each by its proper officers thereunto duly authorized, the day and year first above written.

THE TOWNSHIP OF WILKINS

By Richard B. Rose
President of the Board
of Commissioners

ATTEST:

M. J. Martinelli
Secretary

THE JOINT SCHOOL BOARD OF THE
CHURCHILL AREA SCHOOLS

By _____
President of the Joint School Board

ATTEST:

Secretary

THE BOROUGH OF CHURCHILL

By _____
Mayor

ATTEST:

Secretary

SECTION II. That all ordinances or parts of ordinances inconsistent or conflicting with the provisions of this ordinance, be, and the same are hereby repealed insofar as they affect this ordinance.

ORDAINED and enacted into law this 2nd day of OCTOBER, 1961.

TOWNSHIP OF WILKINS

By Richard E. Rose
President of the Board
of Commissioners

ATTEST:

M. J. Martinelli
Secretary

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ORDINANCE NO. 293

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
RE-ENACTING AND RE-ADOPTING ORDINANCE NO.
150, AUTHORIZING A TAX ON MECHANICAL AMUSE-
MENT 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 CITIZENS OF THE TOWN-
SHIP OF WILKINS AND OTHERS EARNING AN INCOME
WITHIN THE SAID TOWNSHIP OF WILKINS

NOW THEREFORE BE IT ORDAINED by the Commissioners of the Town-
ship of Wilkins in regular meeting duly assembled and it is hereby or-
dained 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 earn-
ings 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, 1962 and ending December 31, 1962.

Said Ordinances are hereby re-enacted in full and are incorpor-
ated 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 6th day
of November, 1961, a full quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

BY Richard B. Rose
Richard B. Rose, Pres.

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

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... ..

ORDINANCE NO. 294

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE TRANSFER OF FUNDS APPROPRIATED IN THE 1961 BUDGET TO SUPPLEMENT CERTAIN DEPLETED APPROPRIATIONS

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions, certain appropriations ordained in the 1961 Budget Ordinance (No. 282) have been or are about to be depleted, and;

WHEREAS, other appropriations in the said Budget indicate a surplus of funds needed for the current year.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following transfer of funds in the 1961 Budget be authorized.

Table with columns: Code No., Function, Transfer from Code No., Function, Amount. Rows include categories like Administration, Tax Collection, Municipal Bldg., Police, Health, Sanitation, and Highways.

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Summary of Transfers:

	<u>Code No.</u>	<u>Amount</u>
From	101e1	\$ 200.00
"	101y	200.00
"	103L	350.00
"	303w	50.00
"	304b	300.00
"	401Ab	13,050.00
"	1601	<u>3,200.00</u>
Total:		\$ 17,350.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED and ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 6th day of November, 1961, a full quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

BY: Richard B. Rose
Richard B. Rose, Pres.

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 295

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ELECTING TO JOIN THE MUNICIPAL EMPLOYEES' RETIREMENT SYSTEM; AGREEING TO BE BOUND BY ALL THE REQUIREMENTS AND PROVISIONS OF THE MUNICIPAL EMPLOYEES' RETIREMENT LAW, AS APPLICABLE TO MEMBER MUNICIPALITIES: AND STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE SAID TOWNSHIP OF WILKINS.

THE BOARD OF COMMISSIONERS of the Township of Wilkins, Allegheny County, Commonwealth of Pennsylvania, hereby ordains as follows:

Section 1. The Township of Wilkins having placed all of it's full-time employes, as far as they are eligible, under the Federal Social Security Act, hereby elects to join the Municipal Employees' Retirement System, as established by the Act of June 4, 1943, P.L. 886, as last amended by the act of September 23, 1959, No. 390, and does hereby agree to be bound by all the requirements and provisions of the said act, and to assume all obligations, financial and otherwise, placed upon member municipalities by the said act.

Section 2. Membership for elected officials and for employes of the said Township paid on a per diem basis shall be prohibited.

Section 3. Credit for prior service toward the municipal annuity of each original member shall be limited to ten (10) years and the Township does hereby assume the liability for payment of fifty (50%) percentum of the member's contributions for the prior service of each original member.

Section 4. The Township does hereby incorporate the said Employees' Retirement Law, as last amended by the Act of 1959, No. 390, as part of this Ordinance in so far as the said act, as amended, applies to a member municipality, having accepted the options set out in the first section of this ordinance.

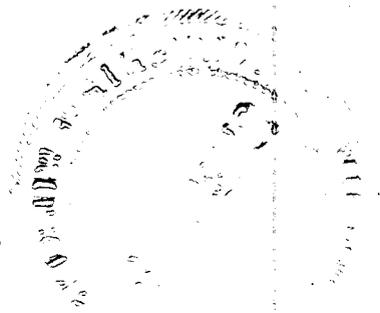
ORDAINED and ENACTED at a special meeting of the Board of Commissioners of the Township of Wilkins, held this 11th day of December, 1961, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY: Richard B. Rose
Richard B. Rose, President

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

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ORDINANCE NO. 296

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 COUNTY OF ALLEGHENY AND COMMONWEALTH OF
 PENNSYLVANIA, REGULATING AND ESTABLISH-
 ING THE PLACE AND TIME OF MEETINGS OF
IT'S 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 1. Regular Meetings:

All regular meetings of the Board of Commissioners of the Township of Wilkins shall be held on the second Monday of each month at 8:00 o'clock P.M. using the then prevailing time whether Eastern Standard Time or Daylight Savings Time. In the event the aforementioned date falls on a legal holiday, the meeting shall be held on the following Wednesday.

Section 2. Special Meetings:

All special meetings of the Board of Commissioners of the Township of Wilkins may be held at any time designated by the President of the Board of Commissioners, pursuant to the provisions of Act 213, approved the 21st day of June, 1957.

Section 3. Organization Meetings:

The Organization meeting which is required by Section 701 of the First Class Township Code, shall be held pursuant to the provisions of the said code; that is- at 7:30 P.M. on the first Monday of January of each even-numbered year except where such Monday is a legal holiday, whereupon the meeting shall be held on the following day.

Section 4. Place of Meeting:

All meetings referred to above, shall be held in the Wilkins Township Municipal Building.

Section 5. Validity.

Any Ordinance or Resolutions, or parts thereof, conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED and ENACTED by the Board of Commissioners of the Township of Wilkins, this 2nd day of January, 1962, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY: George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. 297

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING, APPROVING AND LEVYING THE ASSESSMENTS AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES ABUTTING ON LINHART STREET FROM LARIMER AVENUE, NORTHWESTWARDLY TO THE INTERSECTION OF AN UNNAMED STREET, AND PROPERTIES ABUTTING ON SAID UNNAMED STREET, EXTENDING BETWEEN LINHART STREET AND LANEACKE AVENUE, FOR THE COST AND EXPENSE OF GRADING, PAVING, CURBING AND THE INSTALLATION OF STORM SEWERS AND PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

THE TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. That the Schedule of assessments based on foot front rule of assessments as certified and determined by the Township Engineer against properties abutting on Linhart Street from Larimer Avenue, northwestwardly therefrom to the intersection of an unnamed street and properties abutting said unnamed street which extends between Linhart Street and Laneacke Avenue (also known as Lenox Avenue), for the cost and expense of grading, paving, curbing and the installation of storm sewers, shall be and the same hereby are ratified, approved and levied against the properties abutting said improvements.

SECTION II. That the Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent, or left on the assessed premises.

SECTION III. That the face amount of said assessment shall be due and payable to the Township within thirty (30) days of giving of notice thereof as provided in Section II of this Ordinance.

SECTION IV. If any assessment shall remain unpaid at the expiration of the notice, as provided in Section II hereof, it shall be the duty of the Township Solicitor to collect same with interest as provided by law, by action of 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.

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ORDAINED AND ENACTED INTO law this 2nd day of January, 1962.

COMMISSIONERS OF WILKINS TOWNSHIP

BY: George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

Assessment Schedule - Assessment of costs of Grading, Curbing, Paving and otherwise
improving a part of Linhart Street and Spur connection Linhart Street to Laneacke Avenue.

<u>No.</u>	<u>Owners Name</u>	<u>Lot No.</u>	<u>Plan</u>	<u>Frontage</u>	<u>Assessment</u>
A-1	Anthony Palarino, Jr., and Charlotte R. Palarino, his wife	Part Lot 26 Lot 27 Part Lot 28	N.Y. & Cleveland Gas Coal Co. Plan of Lots Section E	147.19 ft.	\$ 354.72
A-2	Robert J. Shandor and Jacquelyn J. Shandor, his wife	Parts of Lot 26	"	72.00 ft.	173.52
A-3	Mike Suvak and Anna Suvak, his wife	Part Lot 25	"	40.00 ft.	96.40
A-4	Nicholas Kocan and Ann Kocan, his wife	Part Lot 25	"	56.80 ft.	136.89
A-5	John J. Powell and Frances Powell, his wife	Part Lot 24	"	48.48 ft.	116.84
A-6	John J. Powell and Frances Powell, his wife	Part Lot 24	"	50.00 ft.	120.50
A-7	Lawrence Maccagnan un-married	Part Lot 23	"	64.41 ft.	155.23
A-8	Peter Laurito and Theresa Laurito, his wife	Part Lot 22 Part Lot 23	"	40.78 ft.	98.28
A-9	Lucy Morosini	Part Lot 22	"	116.24 ft.	280.13
A-10	John Regrut and Lillian E. Regrut, his wife	Part Lot 21 and a four foot strip of land abutting Lot 21	"	54.00 ft.	130.14
A-11	Daisy McConahy, widow	Part Lot 20	"	50.00 ft.	120.50
A-12	Joseph Damico and Katherine Damico, his wife	Lot 19	"	50.00 ft.	120.50
A-13	Steve Bergely and Anne Bergely, his wife	Lot 18	"	50.00 ft.	120.50

Assessment Schedule (Continued)

<u>No.</u>	<u>Owners Name</u>	<u>Lot No.</u>	<u>Plan</u>	<u>Frontage</u>	<u>Assessment</u>
A-14	William B. Snyder and Mary A. Snyder, his wife	Lot 17	N.Y. & Cleveland Gas Coal Co. Plan of Lots Section E	50.00 ft.	\$ 120.50
A-15	William F. Toomey and Alice Toomey, his wife	Lot 16	"	50.00 ft.	120.50
A-16	Nicholas M. Evanish and Katherine Evanish, his wife	Lot 15	"	50.00 ft.	120.50
A-17	Vasilio Andrikulicis and Mary Andrikulicis, his wife	Lot 14	"	50.00 ft.	120.50
A-18	Mary F. Wilson and Clyde Wilson, her Husband	Lots 13 & 12	"	100.00 ft.	241.00
A-19	Samuel A. Palarino and Irene M. Palarino, his wife	Part Lot 11	"	163.00 ft.	392.83
A-20	Ross Palarino and Concetta Palarino, His wife and Maria Palarino and Helen Palarino as their interests may appear	Part Lot 11	"	22.50 ft.	54.23
A-21	Carmine Parisi and Elizabeth Parisi, his wife	Lot 123	Oak Ridge Plan	<u>75.00 ft.-</u>	<u>180.75</u>
			Totals -----	1400.40 ft.	\$3,374.96

Oak Ridge Plan recorded in P.B. Vol. 20, pages 188, 189.

N. Y. & Cleveland Gas Coal Co. Plan Section E recorded in P.B. Vol. 5, page 18.

ORDINANCE NO. 298

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1962 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HEREAFTER 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 1962, 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 1962 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':

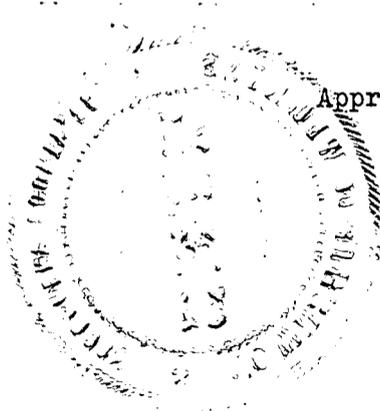
GENERAL OPERATING FUNDS:

Estimated Receipts:

Cash and Securities	\$ 41,953.22
Receipts from Realty Tax	137,246.78
From Taxes of Prior Years	2,500.00
Other Revenue Receipts	87,600.00
Miscellaneous Non-Revenue Receipts	<u>500.00</u>
TOTAL ESTIMATED RECEIPTS AND CASH	\$269,800.00

Appropriations:

General Township Government	\$ 41,535.00
Protection to Persons & Property	64,350.00
Health and Sanitation	15,350.00
Highways (Includes St. Lights)	65,800.00
Miscellaneous	52,200.00
Debt Service	<u>30,000.00</u>
TOTAL APPROPRIATIONS	\$269,235.00
UN-APPROPRIATED BALANCE	\$ 565.00



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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 12th day of March, A.D., 1962, at a regular meeting of the Board of Commissioners, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY:

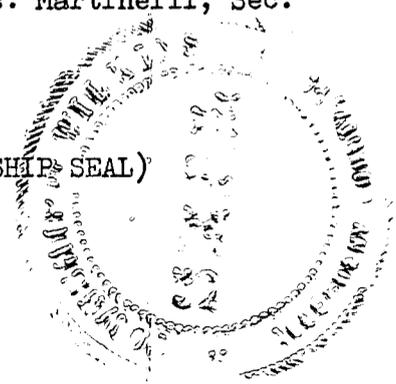
George Forado
George Forado, President

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. 298 enacted by the Commissioners of the Township of Wilkins on the 12th day of March, 1962.

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

(TOWNSHIP SEAL)



ORDINANCE NO. 299

AN ORDINANCE OF THE TOWNSHIP OF WILKINS FOR THE ACQUISITION BY EMINENT DOMAIN FOR TOWNSHIP PURPOSES OF CERTAIN REAL ESTATE LOCATED IN THE OAK-RIDGE PLAN OF LOTS AS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS FOR ALLEGHENY COUNTY, PENNSYLVANIA IN PLAN BOOK VOLUME 20, PAGES 188 AND 189-

WHEREAS, The Township of Wilkins has determined that the real estate hereinafter described is necessary for use as a site for a public park, playground and recreational place and other municipal purposes:

AND WHEREAS, The Township of Wilkins deems the acquisition of the real estate hereinafter described to be in the best interest of the Township;

AND WHEREAS, The Board of Commissioners cannot locate the owners and therefore, cannot agree on the terms of purchase and acquisition of the real estate to be acquired for the purposes as aforesaid,

The Township of Wilkins hereby Ordains as follows:

SECTION I. Pursuant to the authority conferred upon the Township by law, the acquisition of the following described real estate is deemed necessary and desirable for Township purposes, for use as a site for a public park, playground and recreational place and other municipal purposes and is deemed to be for the best interests of the Township:

ALL those certain lots situate in the Township of Wilkins, Allegheny County, Pennsylvania, all being lots in the Oak Ridge Plan of Lots as recorded in the Office of the Recorder of Deeds for Allegheny County, Pennsylvania in Plan Book Volume 20, pages 188 and 189.

FIRST PARCEL - LOT NUMBERS:

One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Twenty-five (25), Seventy-six (76), and Seventy-seven (77).

Owners: D. A. Hotchkiss, his heirs and assigns.

SECOND PARCEL - Lot Numbers:

Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15), Sixteen (16), Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23), and Twenty-Four (24).

Owners: Frank F. Nichol or Lizzie E. Bottorff, their heirs and assigns.

THIRD PARCEL - LOT NUMBERS:

Fifty-three (53), Fifty-four (54), Fifty-five (55), Fifty-six (56), Fifty-seven (57), Fifty-eight (58), Fifty-nine (59), Sixty (60), Sixty-one (61), Sixty-two (62), Sixty-three (63), Sixty-four (64), Sixty-five (65) and Sixty-six (66).

Owners: L. J. Weadock, his heirs and assigns.

FOURTH PARCEL - LOT NUMBERS:

Seventy-two (72), Seventy-three (73), Seventy-four (74), Seventy-five (75), Seventy-eight (78), Seventy-nine (79), Eighty (80), Eighty-one (81), Eighty-two (82), Eighty-three (83), Eighty-four (84), Eighty-nine (89), Ninety (90), Ninety-one (91), Ninety-two (92), Ninety-three (93), and Ninety-four (94).

Owners: M. F. Leatherman and V. D. Shannon, their heirs and assigns. With notice to: James Murtha and P. L. Brisbane, their heirs and assigns.

FIFTH PARCEL - LOT NUMBERS:

Eighty-five (85), Eighty-six (86), Eighty-seven (87), Eighty-eight (88).

Owners Edna O. C. Brown and Mabel E. Watson, heirs of the Estate of Caroline Toudy, Deceased, also known as Caroline Tondy, their heirs and assigns or M. F. Leatherman and V. D. Shannon, their heirs and assigns.

SIXTH PARCEL - LOT NUMBERS:

Ninety-five (95), Ninety-six (96), Ninety-seven (97), Ninety-eight (98), and Ninety-nine (99).

Owners: James L. KLINGENSMITH, his heirs and assigns.

SEVENTH PARCEL -

All that certain lot or piece of ground being an unnumbered lot in said Oak Ridge Plan but referred to as Lot No. 125 in the Oak Ridge Plan in the Deed of Mortgage Banking Co. to Frank Dillon as recorded in said County in Deed Book Volume 1586, page 57, being more particularly bounded and described as follows:

BEGINNING on the westerly side of Laneacke Avenue in said Plan at a point on the line dividing the property herein described and an unnumbered lot in said plan, said point being distant 21.28 feet northwestwardly from the northerly line of Lot No. 88 in said Plan; thence in a northerly direction along the westerly side of Laneacke Avenue, a distance of 250 feet to the northerly line of the said Oak Ridge Plan; thence in a westerly direction along the northerly line of said Oak Ridge Plan and at right angles to the westerly side of Laneacke Avenue, a distance of 200 feet to a point; thence in a southerly direction by a line parallel with the westerly side of Laneacke Avenue, a distance of 250 feet to a point on the line dividing said unnumbered lot and the property herein described; thence in an easterly direction by said last mentioned line, a distance of 200 feet to the westerly side of Laneacke Avenue, the point at the place of beginning.

Owners: Frank Dillon, his heirs and assigns.

SECTION II. The Township of Wilkins hereby appropriates and takes the above described real estate for the Township purposes as aforesaid under the right of eminent domain.

SECTION III. The title to be acquired shall be absolute or in fee simple.

SECTION IV. The proper officers of the Township of Wilkins are hereby authorized and directed to institute such proceedings and enter such bond as may be necessary and desirable to carry out the purpose of this Ordinance.

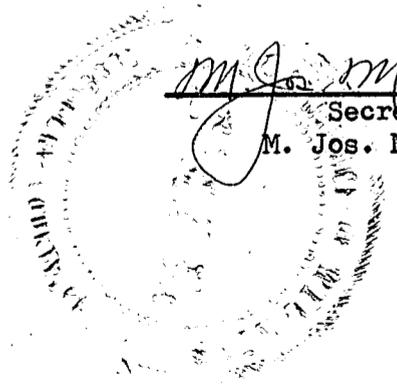
ORDAINED and enacted by the Board of Commissioners of the Township of Wilkins at a regular meeting held the 14th day of May, 1962, a full quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
Secretary
M. Jos. Martinelli



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ORDINANCE NO. 300

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AN AGREEMENT TO BE ENTERED INTO BETWEEN AND AMONG THE TOWNSHIP OF WILKINS, THE BOROUGH OF MONROEVILLE, THE BOROUGH OF TURTLE CREEK, THE BOROUGH OF CHURCHILL AND THE ALLEGHENY COUNTY SANITARY AUTHORITY FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A TRUNK SEWER TO SERVICE THE SANITARY SEWER SYSTEM OF THE TOWNSHIP, EXISTING OR TO BE CONSTRUCTED, CREATING THE THOMPSON RUN SEWER DISTRICT, AND PROVIDING FOR PAYMENT OF THE COSTS OF CONSTRUCTION BY THE OWNERS OF THE PROPERTIES ACCOMMODATED AND BENEFITED THEREBY

THE TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. The proper officers of the Township of Wilkins are hereby authorized and directed to enter into and execute the following agreement:

For Construction of
Trunk Sewer in Thompson Run

THIS AGREEMENT (designated the "Thompson Run Construction Agreement"), dated as of the first day of July 1962 and executed in six copies

by, between and among
BOROUGH OF MONROEVILLE,
TOWNSHIP OF WILKINS,
BOROUGH OF TURTLE CREEK,
BOROUGH OF CHURCHILL,

all located in the County of Allegheny, Pennsylvania and herein called "Monroeville", "Wilkins", "Turtle Creek Borough" and "Churchill", respectively, and referred to individually as "Municipality" and collectively as the "Municipalities",

and

ALLEGHENY COUNTY SANITARY AUTHORITY,

a municipal authority organized and existing under the Municipality Authorities Act of 1945 as amended, herein called the "Sanitary Authority",

WITNESSETH:

WHEREAS, The parties hereto entered into an agreement dated as of February 1, 1961 (herein called the "Design Agreement") under which the Sanitary Authority agreed to prepare, at the expense of the Municipalities, detailed construction plans and specifications (herein

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called "plans") for a trunk sewer in Thompson Run (herein called the "Thompson Run ----- Sewer"); and

WHEREAS, Such plans have been completed and submitted to the State Sanitary Water Board and to the State Water and Power Resources Board (the "State Boards"), and construction can begin as soon as the plans are approved and financing is assured; and

WHEREAS, The Municipalities have requested the Sanitary Authority to construct such sewer for them in accordance with such plans; and

WHEREAS, For the reason, among others, that the Municipalities should have constructed a trunk sewer in Thompson Run prior to June 1, 1959 (when the Sanitary Authority's Sewage Treatment System went into operation), the Sanitary Authority is willing to comply with their request

- (a) provided that it will not in any way financially obligate itself or any of the 67 other municipalities it serves, and
- (b) only if and after it has received the full estimated construction cost from the Municipalities; and

WHEREAS, The Municipalities have agreed to such conditions, and to the allocations of cost to be paid by each of them, as more fully set forth hereinafter,

NOW, THEREFORE, The parties hereto, each intending to be legally bound, covenant and agree as follows:

Section 1. The Design Agreement -- executed pursuant to Monroeville Ordinance No. 294, Wilkins Ordinance No. 288, Turtle Creek Borough Ordinance No. 845, Churchill Ordinance No. 262, and Sanitary Authority Resolution adopted August 10, 1961 -- is by reference incorporated in and made part of this agreement, including particularly the preamble of said Design Agreement which recites the purpose of and need for the Thompson Run Sewer. Reference is also made to the Sanitary Authority's report dated December 18, 1959 as modified (a) by

Wilkins' assumption of the share allocated to Penn Hills Township and (b) by the Municipalities' agreement to limit Turtle Creek Borough's total share of all costs to \$65,000.

Section 2. The Municipalities hereby designate and appoint the Sanitary Authority as their agency to construct, maintain and operate the Thompson Run Sewer for them, and the Sanitary Authority hereby agrees to act as such agency under the terms of this agreement.

Section 3. The Municipalities agree to pay and the Sanitary Authority agrees to accept the sum of \$40,000 as compensation in full (a) for making the plans for the Thompson Run Sewer (i.e. for its services under the Design Agreement) and (b) for supervising the construction thereof (i.e. for its services hereunder except those having to do with operation, maintenance, and repair of the completed Thompson Run Sewer). The Municipalities have already paid \$25,000 to the Sanitary Authority under the Design Agreement in certain agreed proportions, and hereby agree to pay the additional \$15,000 promptly, in the same proportions, namely;

		<u>Paid under Design Agreement</u>	<u>To be paid hereunder</u>
Monroeville	56.52%	\$ 14,130.00	\$ 8,478.00
Wilkins	30.51%	7,627.50	4,576.50
Turtle Creek Borough	10.00%	2,500.00	1,500.00
Churchill	<u>2.97%</u>	<u>742.50</u>	<u>445.50</u>
	100.00%	\$ 25,000.00	\$15,000.00

The Sanitary Authority shall not be required to account for or to return to the Municipalities any portion of the aforesaid \$40,000, and the Municipalities shall not be required to add thereto.

Section 4. Upon receipt of said additional sum of \$15,000, the Sanitary Authority shall advertise for bids for the construction of the Thompson Run Sewer as soon as easements and other prerequisites can be arranged for.

After opening the construction bids, the Sanitary Authority shall submit to the Municipalities a report and recommendation for the award of the construction contract to the lowest responsible bidder. Such report shall set forth the total sum to be advanced to the Sanitary Authority by

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the Municipalities, which sum shall include -- in addition to the contract price of the construction contract and other costs as estimated by the Sanitary Authority such as the cost of necessary real estate and/or easements -- 10% more as a reserve for contract extras and other contingencies. Such total sum shall be reduced by the aggregate amount of contributions received by the Sanitary Authority from the Westinghouse Electric Corporation, the Union Railroad and other industries to be served by the Thompson Run Sewer. Governmental grants-in-aid will be credited to the Municipalities as hereinafter provided.

The total net sum to be advanced by the Municipalities shall be paid as follows: \$61,000 (lump sum) by Turtle Creek Borough and the entire remainder by the other three Municipalities in the following proportions:

Monroeville	62.8%	of the entire remainder
Wilkins	33.9%	" " " "
Churchill	<u>3.3%</u>	" " " "
	100.0%	

Monroeville, Wilkins, Turtle Creek Borough and Churchill agree to advance such moneys to the Authority within thirty (30) days after receipt of the Sanitary Authority's report and recommendation, so that the Sanitary Authority may award its construction contract within sixty (60) days after having opened the bids therefor.

If for any reason the construction contract is not entered into under the original advertisement for competitive bids, the Sanitary Authority shall re-advertise for bids and recommend the award of a new contract. The difference between the amounts to be advanced by the Municipalities to the Sanitary Authority for the new construction contract as compared with the original shall, if the new amounts be higher, be advanced by the Municipalities and, if lower, be refunded to them by the Sanitary Authority.

The Sanitary Authority shall not be obliged to proceed further unless and until all such moneys have been advanced.

Section 5. Promptly after the timely receipt of such moneys from Monroeville, Wilkins, Turtle Creek Borough and Churchill, the Sanitary

Authority shall award the construction contract and supervise the construction work with due diligence until the completion of the Thompson Run Sewer and final acceptance thereof.

The Sanitary Authority shall keep full records of the cost of constructing the Thompson Run Sewer. All moneys received by it for such purpose shall not be expended for any other work, project or purpose.

The Sanitary Authority shall not be obliged to expend any of its own funds to pay any construction costs. If the cost of construction exceeds the total amount received by the Sanitary Authority from the Municipalities and others, the additional cost shall be advanced to the Sanitary Authority by Monroeville, Wilkins and Churchill, in the proportions set forth above in Section 4, to-wit, 62.8%, 33.9% and 3.3% respectively. Similarly, any unexpended funds remaining in the hands of the Sanitary Authority after payment of all construction costs shall be refunded to them in the same proportions. Turtle Creek Borough shall not be called upon to contribute more than \$61,000, nor shall it be entitled to receive any refund.

All grants-in-aid received by the Sanitary Authority in connection with the design and/or construction of the Thompson Run Sewer shall be turned over to the Municipality or Municipalities on whose behalf the grant was made.

Section 6. After the Thompson Run Sewer has been completed, it shall be maintained, repaired, renewed and reconstructed by the Sanitary Authority. If necessary, the Sanitary Authority shall prepare plans and specifications for major repairs or renewals, advertise for and award contracts therefor, and supervise the construction or repair work, in like manner as for the original construction of the Thompson Run Sewer.

It is expressly understood and agreed that the Sanitary Authority shall not be obliged to perform any of such services unless and until all moneys required to pay the cost thereof, as estimated by the Sanitary Authority and requested in writing by it, shall first

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have been received from Monroeville, Wilkins, Turtle Creek Borough and Churchill in the proportions set forth above in Section 3 of this agreement.

To enable the Municipalities' officials to provide therefor in their budgets, the Sanitary Authority shall prepare and submit to Monroeville, Wilkins, Turtle Creek Borough and Churchill annually, or before the first day of October, an estimate of the cost of maintaining the Thompson Run Sewer during the ensuing calendar year, together with an estimate, if the need therefor can be foreseen, of the cost of repairs or renewals to be made during such year.

The Sanitary Authority shall keep records, separate and apart from its other books, records and accounts, of all costs and expenses having to do with operation, maintenance and repair of the Thompson Run Sewer, including the cost of its own personnel's salaries or wages for time spent thereon. All moneys advanced by the Municipalities for such purpose shall not be expended by the Sanitary Authority for any other work, project or purpose.

Section 7. Monroeville, Wilkins, Turtle Creek Borough and Churchill hereby grant to the Authority such easements or rights of way in their streets, public thoroughfares and municipally-owned vacant land as may be required for the construction, maintenance, repair, renewal and reconstruction of the Thompson Run Sewer, and agree to execute, acknowledge and deliver recordable confirmatory documents therefor without charge, upon request of the Authority. The Sanitary Authority shall have the right to enter upon and open such streets, public thoroughfares and vacant land of Monroeville, Wilkins, Turtle Creek Borough and Churchill for such work without obtaining a municipal permit or license or paying any municipal fees or charges; provided, however, that all pavements be restored to substantially their original condition.

Section 8. Monroeville, Wilkins, Turtle Creek Borough and Churchill covenant and agree that they shall be jointly responsible, in the proportions set forth above in Section 3 hereof, for all damages

- that may result from the construction, operation and maintenance of the Thompson Run Sewer, including damages caused by the overflow of surface waters, and they agree to indemnify the Sanitary Authority against and hold it harmless from any liability therefor. If any Municipality is required to pay damages in excess of its said proportion thereof, it shall be entitled to receive from the other Municipalities the portions thereof for which such other Municipalities are hereby made responsible.

Section 9. Monroeville, Wilkins, Turtle Creek Borough and Churchill covenant and agree, with the Sanitary Authority and with each other, to advance to the Sanitary Authority promptly -- within thirty (30) days after the Sanitary Authority's written request -- its share of the cost of constructing, maintaining, repairing, renewing and reconstructing the Thompson Run Sewer.

If, in order to avoid delay in the work, any Municipality advances to the Sanitary Authority part or all of the share owing by one of the other Municipalities, the Municipality advancing such money in behalf of the other shall have the right to recover the same plus interest from the defaulting Municipality.

Section 10. If the \$15,000.00 required under Section 3 hereof is not received by the Sanitary Authority prior to December 31, 1962, this agreement shall thereupon terminate and none of the provisions hereof shall continue in effect after that date. In such event the Sanitary Authority shall refund to the Municipalities all moneys received from them hereunder as well as any sums due them under the Design Agreement. Similarly, if the full construction cost required under Section 4 hereof is not received by the Sanitary Authority by Sept. 1, 1963, this agreement shall thereupon terminate and none of the provisions hereof shall continue in effect after that date. In such latter event the Sanitary Authority shall refund to the Municipalities all moneys received from them hereunder (less expenditures made or expenses incurred) as well as any sums due them under the Design Agreement. In either such event, none of the parties hereto shall incur any liability at law or inequity to any other party hereto.

IN WITNESS WHEREOF this agreement has been executed and delivered by the Borough of Monroeville pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of July, 1962.

Attest: _____ BOROUGH OF MONROEVILLE
By _____
Borough Secretary President of Council

Approved as to form:

Borough Solicitor

by the Township of Wilkins pursuant to its Ordinance No. 300 duly enacted and approved on the 9th day of July, 1962.

Attest: _____ TOWNSHIP OF WILKINS
M. Joe Martinelli BY *George Torado*
Township Secretary President of the Board
of Township Commissioners

Approved as to form:

Township Solicitor

by the Borough of Turtle Creek pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of July, 1962.

Attest: _____ BOROUGH OF TURTLE CREEK
By _____
Borough Secretary President of Council

Approved as to form:

Borough Solicitor

by the Borough of Churchill pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of July, 1962.

Attest:

BOROUGH OF CHURCHILL

Borough Secretary

By _____
President of Council

Approved as to form:

Borough Solicitor

and by Allegheny County Sanitary Authority pursuant to Resolution duly adopted by its Board on the 13th day of June, 1962.

Attest:

ALLEGHENY COUNTY SANITARY AUTHORITY

Secretary

By _____
Chairman

Approved as to form:

Chief Counsel

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Section II. The trunk sewer to be constructed shall be located as shown on the detailed construction plans prepared by The Allegheny County Sanitary Authority which plans are incorporated herein by reference thereto and available for inspection in the office of the Allegheny County Sanitary Authority at 3300 Preble Avenue, Pittsburgh, Allegheny County, Pennsylvania or in the office of the Secretary of the Township of Wilkins, at the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

Section III. The said trunk sewer to be constructed shall service properties in the Township of Wilkins located in the area designated as the Thompson Run Water Shed which area is more specifically described in the detailed plans on file in the offices of The Allegheny County Sanitary Authority and Township of Wilkins and available for inspection therein. The area is hereby designated as the Thompson Run Sewer District.

Section IV. Expenses of the costs of Township of Wilkins for construction of the trunk sewer shall be charged upon the properties accommodated and benefited thereby, as provided by law.

Section V. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance is hereby repealed insofar as the same affects this ordinance.

ORDAINED AND ENACTED into law at a duly assembled meeting
of The Board of Commissioners of The Township of Wilkins, this 9th
day of July, 1962, a full quorum being present.

TOWNSHIP OF WILKINS

BY *Serge Torado*
President of The Board
of Commissioners

ATTEST:

M Jo Martelli
Secretary

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ORDINANCE NO. 301

AN ORDINANCE OF THE TOWNSHIP OF WILKINS CHANGING THE NAME OF PATTERSON STREET IN SAID TOWNSHIP TO CRESTVIEW STREET AND CHANGING THE NAME OF REBECCA STREET IN SAID TOWNSHIP TO RIDGE STREET.

The Township of Wilkins hereby ordains as follows:

SECTION I. The name of that certain street situate in the Township of Wilkins, commonly called Patterson Street located between Short Street and Quarry Street be and the same hereby is changed to Crestview Street and shall hereafter be known as Crestview Street. It is not the intention of This Ordinance to open or accept as a Township street any portion of said street which is not now a Township street.

SECTION II. The name of That certain street situate in the Township of Wilkins commonly called Rebecca Street located between Greensburg Pike and Ridge Street be and the same hereby is changed to Ridge Street and shall hereafter be known as Ridge Street.

SECTION III. All ordinances or parts of ordinances inconsistant with this Ordinance are hereby repealed insofar as they are inconsistant herewith.

Ordained and enacted this 13th day of August, 1962 at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins, a full quorum being present.

ATTEST:

TOWNSHIP OF WILKINS

M. J. Martelli
Secretary

By George Torado
President of the
Board of Commissioners

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ORDINANCE NO. 302

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING THE DEDICATION OF LARCH AVENUE AS A PUBLIC STREET TO BE PART OF THE TOWNSHIP ROAD SYSTEM AND CHANGING THE NAME OF LARCH AVENUE TO ALPINE BOULEVARD

WHEREAS, Stephen Catarinella and Lucia Catarinella dedicated unto Township of Wilkins forever for public use for highway purposes a road designated as Larch Avenue as more particularly described in the Gilmore Plan Number 3, which plan is dated November 7, 1949 and recorded on November 14, 1949 in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 45, pages 3 and 4;

AND WHEREAS, said Gilmore Plan Number 3 was accepted by the Township of Wilkins for recording purposes only and said Larch Avenue has never been opened or maintained as a part of the road system of the Township;

AND WHEREAS, in the judgment of the Board of Commissioners incorporation of Larch Avenue into the public road system of the Township is necessary for public convenience;

NOW, THEREFORE the Township of Wilkins hereby ordains as follows:

SECTION I. The dedication of Larch Avenue as set forth in the plan of record being Gilmore Plan Number 3, pages 3 and 4 as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania is hereby accepted according to the terms of said dedication and Larch Avenue may hereafter be used in any manner for road purposes, and shall be improved and maintained by the Township of Wilkins as part of the Township road system.

SECTION II. The name of Larch Avenue as same is shown on the aforesaid Gilmore Plan Number 3 is hereby changed to Alpine Boulevard and shall hereafter be known as Alpine Boulevard.

SECTION III. All ordinances and parts of ordinances inconsistent with this ordinance are hereby repealed insofar as they are inconsistent herewith.

ORDAINED AND ENACTED at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins this 13th day of August, 1962, a full quorum being present.

ATTEST:

TOWNSHIP OF WILKINS

M. Joe Martielli
Secretary

By George Prado
President of Board of Commissioners

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ORDINANCE NO. 303

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA ORDAINED PURSUANT TO THE ACT OF JULY 10, 1947 (P.L. 1481) AS AMENDED, REGULATING AND RESTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THEIR CONSTRUCTION, ALTERATION, EXTENSION, REPAIR, MAINTENANCE, AND ALL FACILITIES AND SERVICES IN OR ABOUT SUCH BUILDINGS AND STRUCTURES, THE SIZE OF YARDS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, AND THE LOCATION AND USE OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE OR OTHER PURPOSES; DIVIDING THE TOWNSHIP INTO DISTRICTS FOR THE PURPOSE OF CARRYING OUT THESE REGULATIONS; PROVIDING FOR THE AMENDMENT OF THESE REGULATIONS AND THE REVISION OF THE DISTRICT BOUNDARIES; CREATING A BOARD OF ADJUSTMENT AND PRESCRIBING THE POWERS AND DUTIES THEREOF; AND PROVIDING FOR THE ENFORCEMENT OF THE AFORESAID REGULATIONS AND PENALTIES FOR VIOLATION.

WHEREAS the Commissioners of Wilkins Township deem it necessary in order to protect and encourage the most appropriate use of land; to secure safety from fire, panic and other dangers; to insure the provision of adequate light, air and amenity; to prevent undue concentration of population and the crowding of land; to lessen congestion in the streets, roads and highways; to conserve the value of property; to facilitate the provision of public and private development in harmony with these purposes; and to promote the health, safety, welfare and convenience of the community, in accordance with a comprehensive plan; now therefore, be it ordained and enacted by the Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, that from and after the passage of this ordinance, the districts described in this ordinance shall be established and regulations pursuant thereto shall be in full force and effect.

ARTICLE 1 - General

- 1.1 SHORT TITLE. This ordinance shall be known as the "Wilkins Township Zoning Ordinance of 1962" and the map showing the division of the Township into the designated zoning districts shall be an integral part of this ordinance and shall be known as the Zone Map of Wilkins Township.
- 1.2 CONFLICT. Any ordinance or part of any ordinance, in conflict with the provisions of this ordinance, is hereby repealed, insofar as it affects this ordinance. Ordinance Number 101, as amended, is specifically repealed except with respect to uses of land, buildings or structures in violation of Ordinance No. 101, as amended, and penalties imposed thereunder. The provisions of this ordinance shall control wherever they impose greater restrictions (on the use of land, or on the height of buildings, or on

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the density of population) than those imposed by other laws, ordinances, rules, regulations, or permits, or by easements, agreements or covenants.

1.3 VALIDITY. Should the courts declare any portion of this ordinance to be invalid, such declaration shall not affect the validity of the ordinance as a whole or any part thereof, other than the specific portion declared to be invalid.

1.4 INTENT AND PURPOSES. This ordinance is not intended to annul any permits issued prior to the effective date of the ordinance nor to abrogate any easement, covenant, or other private agreement provided that where the regulations of this ordinance are more restrictive than such easements, covenants, or other private agreements, the requirements of this ordinance shall apply. This ordinance is adopted for the following purposes:

1. To promote and to protect the public health, safety and welfare of the inhabitants of Wilkins Township and of the public generally;
2. To encourage and facilitate the orderly growth and development of the municipality;
3. To protect the character and maintain the stability of residential, business and manufacturing areas within the township;
4. To provide adequate light, air, privacy, and convenience of access to property;
5. To divide the township into zones and districts restricting and regulating therein the location, construction, reconstruction, alteration and use of buildings, structures and land for residence, business, manufacturing and other uses;
6. To establish building lines and the location of buildings designed for uses within such lines;
7. To provide uses, buildings or structures which are compatible with the character of development or the permitted uses within specified zoning districts;
8. To regulate such additions to, and alterations or remodeling of existing buildings or structures as would not comply with the restrictions and limitations imposed hereinafter;
9. To encourage efficient circulation in the public streets by providing for off-street parking of motor vehicles and for the loading and unloading of commercial vehicles and so protect the public health, safety and general welfare;
10. To provide protection against fire, explosion, noxious fumes, and other hazards in the interest of the public health, safety, comfort and general welfare;
11. To provide for the gradual elimination of those uses of land, buildings and structures which do not conform with the standards of the districts in which they are located and are adversely affecting the development of other property in each district; and
12. To define and limit the powers and duties of the administrative officers and bodies as provided herein.

ARTICLE 2 - DEFINITIONS

For the purpose of this ordinance, certain terms are herein defined. Words used in the present tense include the future tense; the singular number includes the plural and vice versa; the words "used for" include the meaning "designed for."

2.1 ACCESSORY BUILDING OR USE: A building or use which:

- 1. Is subordinate to and serves a principal building or use;
- 2. Is subordinate in area, extent, or purpose to the principal building or use;
- 3. Is located on the same zoning lot as the principal building or use served.

2.2 BUILDING: Any structure having a roof.

Main: The building housing the principal use of the land.

Unit group: Two (2) or more buildings, other than dwellings, grouped upon a single tract, such as universities, hospitals, institutions, or industrial plants.

2.3 BUILDING HEIGHT: The vertical distance measured from the average elevation of the proposed finished grade at the front of the building to the highest point of the roof for flat roofs, to the deck line of mansard roofs, and to the mean height between the eaves and ridge for gable, hip and gambrel roofs.

2.4 BUILDING LINE: The line parallel to the street line at distance therefrom equal to the depth of the front yard required for the district in which the lot is located.

2.5 DWELLING: Any building which is designed for or occupied in whole or in part as the home, residence, or sleeping place of one or more persons either permanently or transiently.

SINGLE FAMILY DWELLING: A separate building designed for or occupied exclusively by one family.

TWO FAMILY DWELLING (DUPLEX): A separate building designed for or occupied exclusively by two families, one above the other.

DOUBLE HOUSE: A dwelling designed for or occupied exclusively by two families with separate entrances for each, but under one roof and with a wall or party wall between, but no interior connection between the two.

2.6 FAMILY: An individual alone or together with one or more persons related to him by blood, marriage, or adoption, as a single housekeeping unit.

2.7 GARAGE: A building used for the storage and/or service of motor vehicles.

Private: A detached accessory building, or portion of a main building, for the parking or temporary storage of automobiles belonging to occupants of the premises.

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Community: A structure or series of structures, one story in height, arranged in a row or surrounding a common means of access, and erected for the storage of automobiles of residents of the premises and not used for the making of repairs.

Public: Any garage not included within the definition of a Private or Community garage.

- 2.8 **LOT:** A parcel of land fronting on a street or highway, which is or may be occupied by a main building, or a unit group of buildings, and accessory buildings, with the open spaces required under this ordinance.
- 2.9 **LOT WIDTH:** The horizontal distance between the side lot lines, measured along the building line.
- 2.10 **LOT AREA:** The total area within the lot lines of a lot, provided that the area shall be measured to street right-of-way line only, and shall not include any part of an alley or areaway used in common with the owner or occupier of other lots.
- 2.11 **LOT LINE, FRONT:** That boundary of a lot which is along the right-of-way line of an existing or dedicated public street, or where no public street exists, is along a public way.
- 2.12 **LOT, BUILDABLE AREA:** That portion bounded by the required front, side and rear yards.
- 2.13 **MOBILE HOME PARK:** A "mobile home park" is any premises on which are parked two or more vehicles designed, intended, arranged, or used for living and sleeping purposes, or any premises used or held out for the purpose of supplying to the public a parking space for two or more such vehicles, whether such vehicles stand on wheels or rigid supports.
- 2.14 **MULTIPLE FAMILY DWELLING:** A building or portion thereof, containing three (3) or more dwelling units.
- 2.15 **NONCONFORMING USE:** Any use of land, buildings, or structures which does not comply with all of the regulations of this ordinance zoning use for the zoning district in which such use is located.
- 2.16 **PLANNED DEVELOPMENT:** A tract of land at least two (2) acres in area which is developed as a unit under single ownership or control and which includes two or more principal buildings.
- 2.17 **SIGN:** A "sign" is a name, identification, description, display, or illustration which is affixed to, or painted, or represented directly or indicated upon a building, structure, or piece of land which directs attention to an object, product, place, activity, person, institution, organization, or business.

- 2.18 SIGN-ADVERTISING: A sign which directs attention to a business or profession conducted or to a commodity or service sold or offered elsewhere than upon the premises where such sign is located, or to which it is affixed.
- 2.19 SIGN, BUSINESS: A sign which directs attention to a business or profession conducted or to a commodity or service sold or offered upon the premises where such sign is located, or to which it is affixed.
- 2.20 STREET: A public right-of-way which affords a primary means of access to abutting property.
- 2.21 STRUCTURE: Anything built, constructed, or erected, which requires location on the ground or attachment to something on the ground.
- 2.22 YARD: An open space adjacent to a lot line, open and unobstructed from the ground to the sky, except as otherwise provided herein.

Front: A yard extending across the full width of the lot and extending back in depth the required minimum distance from the front lot line to a line parallel thereto on the lot.

Rear: A yard extending across the full width of the lot and extending forward in depth the required minimum distance from the rear lot line to a line parallel thereto on the lot.

Side: A yard between the building and the adjacent side line of the lot extending from the front yard to the rear yard.

ARTICLE 3 - DISTRICTS

- 3.1 The Township of Wilkins is hereby divided into four (4) classes of districts for the purpose of applying the provisions of this ordinance.

These districts are:

- "U-1" Single Family Dwelling District
- "U-2" Double Dwelling District
- "C" Commercial District
- "M.I." Manufacturing and Industrial District

- 3.2 ZONE MAP: The boundaries of the districts listed above are designated on the Zone Map, which, together with all the information recorded thereon is hereby made a part of this ordinance.

- 3.3 BOUNDARIES OF DISTRICTS: Where uncertainty exists with respect to the boundaries of the various districts, as shown on the Zone Map, the following rules shall apply:

Where the indicated boundaries on the Zone Map are approximately lot lines or property lines, said lines shall be construed to be the boundaries of such district, unless otherwise indicated.

Where the indicated boundaries on the Zone Map are approximately public rights-of-way, the center lines of said public rights-of-way shall be construed to be the boundaries.

Where the indicated boundaries are dimensioned on the Zone Map, such dimensions shall determine the boundaries.

Where the indicated boundaries are not approximately lot or property lines or public rights-of-way, and where said boundaries are not dimensioned, the boundaries shall be determined by scaling on the Zone Map.

ARTICLE 4 - "U-1" SINGLE FAMILY DWELLING DISTRICT

4.1 PERMITTED USES: In this district the land, buildings, and structures may be used, and the buildings and structures may be erected, altered, enlarged and maintained for the following uses only:

- (a) Single family dwelling
- (b) Golf Clubs and golf courses
- (c) Church, Cathedral, or Temple (Religious use)
- (d) Private Garages
- (e) School
- (f) General Gardening
- (g) Public Parks and Buildings and Structures incident thereto.
- (h) Recreational Area

4.2 HEIGHT: The maximum height of buildings and structures in the "U-1" district shall be:

Thirty (30) feet, not exceeding two (2) stories, for a single family dwelling.

Forty-five (45) feet, not exceeding two (2) stories, for other main buildings.

Twelve (12) feet, not exceeding one (1) story, for accessory buildings.

4.3 AREA DISTRICTS: The land within said Single Family Dwelling District (District "U-1") is further hereby divided into three (3) AREA DISTRICTS in order to regulate and determine the areas of lots, yards, courts and other open spaces in connection with buildings hereafter erected, altered or used within said District. The land within said area districts and the location and boundaries thereof are hereby established as shown on the Zone Map which accompanies this ordinance.

The Area Districts into which said Single Family Dwelling District is hereby divided and designated as AREA 1 (A-1) District AREA 2 (A-2) District and AREA 3 (A-3) District.

4.4 A-1 DISTRICT

AREA: Each lot in this district shall comply with the following minimum requirements:

Front yard depth -	(40) feet.
Side yard width = each of two (2) required	(15) feet.
A side yard abutting a street shall be at least 40' wide.	
Rear yard depth -	(25) feet.
Lot area per family -	(15,000) square feet
Lot width -	(80) feet.

4.5 A-2 DISTRICT

AREA: Each lot in this district shall comply with the following minimum requirements:

Front Yard depth -	30 Feet
Side yard width - each of two (2) required	10 Feet
A side yard abutting a street, minimum	30 Feet
Rear yard depth -	20 Feet
Lot area per family -	10,000 Sq. Feet
Lot width -	65 Feet

4.6 A-3 DISTRICT

AREA: Each lot in this district shall comply with the following minimum requirements:

Front yard depth -	30 Feet
Side yard width - each of two (2) required	8 Feet
A side yard abutting a street shall be at least	30 Feet wide.
Rear yard depth -	20 Feet
Lot area per family -	7,500 Sq. Feet
Lot width -	50 Feet

4.7

RECREATIONAL AREA: Recreational Area shall mean the use of land, not commercially, by persons, non-profit corporations, or associations for outdoor; swimming pools, tennis courts, ball fields, basketball courts, shuffleboard courts, slides, swings, horse shoe courts and none other. Any lot or parcel of land used as a Recreational Area shall contain not less than one hundred thirty thousand six hundred eighty (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 abutting lot line. No recreational facility shall be erected, constructed or placed on land used as a Recreational Area nearer to an existing dwelling, located on an abutting or adjoining property or lot, than one hundred and fifty (150) feet.

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 building permit shall be issued and no land shall be used for this purpose until the Road Committee, appointed by the Township Commissioners, shall have certified that the public roads, or streets, used for approach to the lands to be used as aforesaid, are suitable for use in connection with such clubs, or that provisions for the improvement of such roads have been made pursuant to the Township's minimum requirements. The Road Committee, in determining the suitability of such roads or streets, shall take into consideration the number of persons using or likely to use such clubs, the surface of such access roads or streets, and maintenance of such roads or streets.

No land shall be used for a Recreational Area which does not provide off street parking areas adequate for persons making use of the facilities provided therein.

Building permits and occupancy permits must be obtained in connection with any use of land for a Recreational Area.

This Section (4.7) is not intended to apply to or regulate recreational facilities placed or constructed upon any land as an accessory use to a dwelling.

ARTICLE 5 - "U-2" DOUBLE DWELLING DISTRICT

5.1 PERMITTED USES: In this district, the land, buildings, and structures may be used, and the buildings and structures maybe erected, altered, enlarged, and maintained for the following uses only:

- (a) Any use permitted in "U-1" district.
- (b) Double houses and duplexes.
A continuous row of houses having party walls shall not be construed as a double house or duplex and such buildings are prohibited.
- (c) Non-profit sporting or swimming clubs.

5.2 HEIGHT: The maximum heights of buildings and structures in this district shall be:

Thirty (30) feet, not exceeding two (2) stories, for a one-family dwelling or double house.

Thirty-five (35) feet, not exceeding two (2) stories for duplexes.

Forty-five (45) feet, not exceeding two (2) stories for other main buildings.

5.3 AREA: Each lot in this district shall comply with the following minimum requirements:

Front yard depth -	Thirty (30) feet
Side yard width - Each of two required -	Five (5) feet
Side street -	Twenty (20) feet
Rear yard depth -	Twenty (20) feet
Lot area per Dwelling - Single, Double or Duplex -	(7500) sq. ft.
Lot width -	Fifty (50) feet

5.4 NON-PROFIT SPORTING OR SWIMMING CLUBS shall mean the use of land by persons, non-profit corporations or associations primarily for sports or swimming activities. Any lot or parcel of land used for this purpose shall contain not less than one hundred seventy-five thousand (175,000) square feet.

No club house, swimming pool, or other sporting or recreational facility shall be erected, constructed or placed on land used for this purpose nearer than fifty (50) feet from any abutting lot line. No club house swimming pool or other sporting or recreational facility shall be erected, constructed or placed on land used for this purpose, nearer to

an existing dwelling located on an abutting or adjoining property or lot, than one hundred (100) feet.

No building permit shall be issued and no land shall be used for this purpose until the Road Committee, appointed by the Township Commissioners, shall have certified that the public roads or streets, used for approach to the land to be used as aforesaid, are suitable for use in connection with such clubs, or that provisions for the improvement of such roads have been made pursuant to the Township's minimum requirements. The Road Committee, in determining the suitability of such roads or streets, shall take into consideration the number of persons using or likely to use such clubs, the surface of such access roads or streets, and maintenance of such roads or streets.

No land shall be used for this purpose which does not provide off street parking areas adequate for persons making use of the facilities provided therein.

ARTICLE 6 - "C" COMMERCIAL DISTRICT

6.1 PERMITTED USES: In this district, the land, buildings, and structures may be used, and the buildings and structures may be erected, altered, enlarged, and maintained for the following uses only, provided that each enterprise not be objectionable because of odor, smoke, dust, vibration, or similar causes;

Shop for sale of any of the following commodities; books, beverages, confections, drugs, farm equipment and machinery, feed and grain, electrical appliances, flowers, foodstuffs, hardware, notions, novelties, periodicals, shoes, sundry household articles, tobacco, wearing apparel; provided that there be no manufacturing or processing except that which is incidental and essential to an enterprise in which merchandise is sold at retail primarily on the premises.

- Automobile sales agency.
- Apartment Buildings
- Barber shop or beauty parlor
- Bowling Alley
- Funeral home
- Gasoline Service Stations
- Hotel
- Laundry agency, or hand laundry.
- Multiple Family Dwelling
- Public garage
- Post Office
- Office for recognized profession.
- Real estate office
- Sporting and Swimming Clubs - subject to the provisions of 5.4 of article five.
- Restaurant
- Shoe repair shop
- Tailor shop, clothes pressing and repair, dry cleaning
- Tennis Courts
- Theater (Indoor Only)
- Tourist home or motel
- Other uses similar to the above (when permitted as a special

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exception by the Board of Adjustment) see Article Twelve, Section 4.

Public parking lot

Accessory use or building (see definition)

- 6.2 HEIGHT: The maximum height of buildings and structures in this district shall be:

Forty-five (45) feet, not exceeding three (3) stories for main buildings.

- 6.3 AREA: Each lot in this district shall comply with the following minimum requirements:

Front yard depth - fifty (50) feet
Side yard width - none required except in the following instances:

For a use other than a dwelling - fifty (50) feet on a side abutting a dwelling district, whether said district is situate in the Township of Wilkins or an adjoining municipality.

A side yard abutting a street shall be not less in width than the depth of front yard required on the adjoining lot on that street.

Rear yard depth - thirty (30) feet
Lot area:

For commercial use, the yard, parking, loading and other applicable requirements shall govern the size of the lot.

ARTICLE 7 - "M.I." - MANUFACTURING AND INDUSTRIAL DISTRICT

- 7.1 STATEMENT OF INTENT: No land or building shall be used or occupied in any manner as to create any dangerous, injurious, noxious, or otherwise objectionable fire, explosive, radioactive or other hazard; noise or vibration; smoke, dust, odor, or other form of air pollution; heat, cold, dampness, movement of air, electrical or other disturbance; glare; liquid or solid refuse or wastes, or conditions conducive to the breeding of rodents or of insects; or other substance, condition or element in a manner or amount as to adversely affect the surrounding area.
- 7.2 PERMITTED USES: In this district, the land, buildings, and structures may be used, and the buildings and structures may be erected, altered, enlarged, and maintained for the following uses only:

- (a) The uses permitted in a "C" Commercial District.
- (b) Bakeries, wholesale.
- (c) Beverage bottling and distributing stations.
- (d) Building equipment, building materials, lumber, sand and yards for contracting equipment, maintenance or operating equipment of public agencies, or public utilities.
- (e) Clothing and dress manufacture.
- (f) Electrical appliances and electronic instrument assembly.
- (g) Furniture manufacture.
- (h) Greenhouses, wholesale growers.
- (i) Heating and sheet metal fabrications.
- (j) Laboratories for scientific experiments.
- (k) Machine shops and metal products manufacture, when not equipped with heavy punch presses, drop forges, screw

- (k) machines, riveting machines or any other equipment which may create vibrations or noise disturbing to adjacent or surrounding property occupants.
- (l) Printing, binding and publishing of periodicals, books and reading matter.
- (m) Telephone exchange.
- (n) Tool and die shops.
- (o) The manufacture of cosmetics and pharmaceuticals.
- (p) The manufacture of pottery and figurines or any similar ceramic products using only previously pulverized clay and kilns fired only by electricity or gas.

7.3 PROHIBITED USES: In addition to those uses prohibited in Article 8 of this ordinance, the following are prohibited in the "M. I." District:
Single Family Dwelling and Double Houses and Duplexes.

7.4 PERFORMANCE STANDARDS:

- (1) All activities and all storage of inflammable and explosive materials at any point shall be prohibited unless provided with adequate safety devices against the hazards of fire and explosion.
- (2) No activities which emit dangerous radioactivity at any point are permitted.
- (3) No electrical disturbance adversely affecting the operation at any point of any equipment other than that of the creator of such disturbance shall be permitted.
- (4) No emission at any point, from any chimney or otherwise of visible smoke in excess of that permitted by the smoke control laws of Allegheny County shall be permitted.
- (5) No fly ash, dust, fumes, vapors, gases, and other forms of air pollution emissions which can cause any damage to health, to animals or vegetation, or other forms of property, or which can cause any excessive soiling at any point shall be permitted.
- (6) No discharge at any point into any private sewage disposal system, or stream, or into the ground of any materials in such a way or in such nature or temperature as can contaminate any water supply, or otherwise cause the emission of dangerous or objectionable elements, or any accumulation of solid wastes conducive to the breeding of rodents or insects is permitted.
- (7) No vibration which is discernible to the human sense of feeling for 3 minutes or more duration is permitted in any hour of the day between 7 A. M. and 7 P.M., or for 30 seconds or more between the hours of 7 P.M. and 7 A.M.
- (8) No activities producing heat, cold, dampness or movement of air are permitted which shall produce any material effect on the temperature, motion, or humidity of the atmosphere at the lot line or beyond.
- (9) No industry which by the nature of it's use, operation or activity produces noise of objectionable character or volume will be permitted.
- (10) No emission of odorous gases or other odorous matter in such quantities as to be detectable to the human sense of smell when measured at the lot line will be permitted.
- (11) No direct or sky reflected glare, whether from flood-lights or from high temperature processes such as combustion or welding or otherwise which is detectable

(11) from any point on the lot line is permitted. This restriction shall not apply to signs or floodlights otherwise permitted by Township ordinance.

7.5 HEIGHT: The maximum height of buildings and structures in this district shall be:

Forty-five (45) feet, not exceeding three (3) stories for main buildings.

7.6 AREA: Each lot in this district shall comply with the following minimum requirements:

Front yard depth -	Fifty (50) feet
Side yard width -	None required except when abutting a street and as stated in Section 7.8 hereunder. A side yard abutting a street shall be not less in width than the depth of front yard required on the adjoining lot of that street.
Rear Yards -	Thirty Feet (30) feet
Lot Width -	Fifty (50) feet

LOT AREA - There shall not be lot area limitation except to reserve the required yards and that portion of the lot area required for off-street parking and loading facilities.

7.7 ACCESSORY BUILDING AREA REQUIREMENTS: All buildings accessory to the main structure shall be subject to the provisions provided herein for front, side and rear yards, except that the accessory buildings physically connected to the main structure shall be considered a part of the main structure.

7.8 INDUSTRIAL USES ABUTTING DWELLING DISTRICTS: Whenever an industrial lot adjoins a dwelling district, whether situate in the Township of Wilkins or an adjoining municipality, a yard shall be provided at least fifty (50) feet wide, as measured perpendicular to the common district boundary, and there shall be placed within ten (10) feet of and parallel to the common boundary, a masonry wall or tight hedges at least six (6) feet, but not more than ten (10) feet in height. Said wall or hedge shall extend the full length of the boundary except that it may be omitted within twenty-five (25) feet of a street line.

ARTICLE 8 - PROHIBITED USES

8.1 STATEMENT OF INTENT: It is the intent of these prohibited uses to maintain the Township free from uses which may be noxious, offensive, or dangerous by the reason of the emission of odor, dust, smoke, gas, vibration or noise, and which would be detrimental to the public health, safety and general welfare.

8.2 PROHIBITED USES: The following uses are prohibited and are hereby excluded from the entire Township, and no permitted use shall be

construed to permit any of the following:

1. Abattoir
2. Acid manufacture
3. Amusement Parks or Recreation Facilities - except as otherwise specifically provided.
4. Vehicle wrecking area or storage of wrecked or abandoned vehicles.
5. Blast furnaces, rolling mills, smelters or foundries
6. Coke ovens.
7. Cement, lime, gypsum or plaster of paris manufacture
8. Stock yards, slaughter of animals
9. Acetylene Gas (Manufacture of Compound Acetylene in excess of 15 pounds pressure per square inch.)
10. Asphalt manufacture or refining.
11. Boiler works
12. Cellulose manufacture or storage.
13. Liquor or spirits; brewing distillation.
14. Creosote manufacture or treatment
15. Disinfectant or insecticide manufacture
16. Distillation of coal, wood or bones.
17. Dyestuff manufacture; dyeing plants.
18. Emery cloth and sandpaper manufacture.
19. Fat rendering, soap, tallow, grease or lard; manufacture or refining.
20. Gas, manufacture or storage in excess of 10,000 cubic feet.
21. Gasoline, storage in excess of an amount necessary for use on the premises or to supply retail trade at service stations.
22. Glue, size or gelatin; manufacture.
23. Junk, scrap metal, paper or rags; storage, sorting or bailing.
24. Match manufacture.
25. Oil cloth and linoleum; manufacture.
26. Ore reduction and general smelting operations.
27. Outdoor (Drive-in) Theaters.
28. Paint, oil, shellac, turpentine or varnish manufacture.
29. Paper and pulp; manufacture.
30. Petroleum refining.
31. Petroleum and Petroleum by-products; storage in excess of an amount necessary for use on the premises.
32. Potash manufacture.
33. Rock crushing.
34. Rubber, caoutchouc or gutta percha; manufacture or treatment.
35. Soda-Ash, caustic soda and washing compound; manufacture.
36. Tanning, curing or storage of raw hides or skins.
37. Tar distillation or manufacture.
38. Tar roofing or tar waterproofing; manufacture.
39. Brick, tile or terra cotta; manufacture.
40. Coal or coke storage.
41. Oiled or leather goods; manufacture.
42. Strip mining.
43. Farm animals or domestic pets, when kept in such number or, if alone, in such condition as to create undue noise, odor, or disturbance to other residents of the township.
44. Mobile Home Parks.
45. Used Car lots unless maintained in connection with the sale of new cars.

ARTICLE 9 - GENERAL PROVISIONS AND EXCEPTIONS

- 9.1 ANNEXATIONS: All land purchased by, or annexed to, the township after the effective date of this ordinance shall be classified automatically as "A1" Residential District. The Township Commissioners shall enact appropriate zoning for the annexed area within six (6) months after the date of annexation.

9.2 NON-CONFORMING USES AND BUILDINGS:

- (a) Continuing Existing Uses. Except as otherwise provided, the lawful use of land or building existing as of the date of adoption of this Ordinance may be continued even though such use or building does not conform to the regulations specified by this Ordinance for the district in which such land or building is located.
- (b) Expansion. A non-conforming building may be enlarged to an extent not exceeding fifty (50) per cent of the ground floor area of the original building provided:
 - (1) The yard and height requirements of the district are adhered to, and;
 - (2) If the non-conforming use is commercial, manufacturing or industrial in nature, the building line, parking, and loading requirements applicable to commercial or manufacturing and industrial districts, are adhered to.
- (c) Restoration. Any non-conforming building or use which has been destroyed by fire, explosion, flood, windstorm or other Act of God, shall be considered partially destroyed if the cost of restoration equals one hundred (100%) per cent or less than one hundred (100%) per cent of the tax assessed value, as recorded in the County Office of the Board of Property Assessment, Appeals and Review, and such building or use may be rebuilt, restored or repaired, provided such restoration is started within one year and completed within two years. If the damage is greater than as aforesaid, the building or use shall be considered completely destroyed, and shall not be rebuilt, restored or repaired.
- (d) Conversion to a Permitted Use. Any non-conforming building or use which has been changed to a conforming use shall not be changed back again to a non-conforming use.
- (e) Abandonment. A non-conforming use shall be considered to be abandoned if such non-conforming use or activity on the part of the owner or tenant shall cease for a period of one (1) year; and any future use of said building or premises shall be in conformity with the provisions of this Ordinance.

9.3 SEWAGE DISPOSAL: Outdoor toilets or privies with open vaults, or other use of land for disposal of sewage and liquid refuse from any building or structure is prohibited except said disposal be conducted into a septic tank of adequate capacity for the volume of sewage or waste carried into it, located not closer than fifteen (15) feet to any dwelling, and properly constructed so as to purify sewage emptied into it and with adequate drainage system so as to secure distribution and absorption of the overflow upon the property. In all instances, sewer installations and sewage disposal must conform to the Township ordinance and regulations of the Allegheny County Health Department.

9.4 REAR DWELLINGS RESTRICTED: No building in the rear of a principal structure and on the same lot not exceeding through a block from street to street shall be used in whole or in part as a dwelling, unless there is provided for such structures an unobstructed easement of access at least twenty (20) feet wide to a street, and within the lines of such easement shall be constructed a gravelled or other paved way sufficient in width and thickness to accommodate fire apparatus or other emergency equipment. Such building shall conform to all density district requirements for a principal building, and the rear line of the required rear yard for the principal building in front shall be considered the street lot line for the building in the rear. This provision does not apply to multiple family dwellings in commercial areas.

9.5 REMOVAL OF TOP SOIL: No soil, loam, sand or gravel shall be removed from any parcel of land in any district not in public use.

- (1) Nothing herein shall prevent the construction of a building for which an unexpired permit has been issued or the landscaping of the lot or lots upon which a building has been erected.
- (2) If a building is being constructed or altered, material excavated in connection with such construction may be sold.
- (3) Natural production uses, such as the excavation and sale of sand and gravel, clay, shale or other natural mineral deposit, or the operation of a stone quarry, may be permitted on approval of the Township Commissioners, after review by the Planning Commission.

9.6 GENERAL HEIGHT PROVISIONS AND EXCEPTIONS: In any district, the height limit may be exceeded by chimneys, flag poles, sky lights, towers, or penthouses or other structures to the extent required for the enclosure of equipment necessary to the operation of the building.

A basement shall not be counted as a story for the purposes of height measurement unless more than half of its height is above the average level of the adjoining ground or unless it contains living quarters.

On a corner lot the permitted building height shall be measured from the mean of both frontages; on a through lot each frontage shall control the permitted height.

9.7 GENERAL AREA PROVISIONS AND EXCEPTIONS:

- A. Any portion of a lot once used as a yard or as lot area per family in compliance with the area requirements of the district regulations of this ordinance, shall not be counted again as required yard or lot area per family for another building.
- B. The lot area per family or lot width or yard requirements of this ordinance shall not be held to prohibit the erection of a one-family dwelling upon any parcel or lot in separate ownership at the time of passage of this ordinance. The yard requirements shall be set as authorized by the Board of Adjustment as a special exception.
 - (1) Any lot which did not meet the requirements of any prior zoning ordinance at the time of acquisition of said lot or any lot which was subdivided so as not to conform with the provisions of any prior ordinance shall not be entitled to use as a special exception.
- C. Parcels of land held in single and separate ownership which are composed of contiguous lots originally subdivided into lots having areas or widths less than those permitted in the district in which the parcel of land is located shall be re-subdivided to conform to the area and width regulations imposed by this Ordinance, provided, however, that where such re-subdivision will result in undue hardship, in the case of substantial improvements, having been made to the property under and subject to any then existing regulations, which improvements render re-subdivision impracticable or unusually burdensome, the Board of Adjustment may grant a Special Exception for the use of such lots as non-conforming lots.

- D. An unenclosed porch no more than one (1) story or fifteen (15) feet in height and twelve (12) feet in depth may be erected in the front or rear yard, provided that no portion of said porch shall be closer to a side lot line than the required width of side yard.
- E. A buttress, chimney, cornice, pier or pilaster, projecting no more than twelve (12) inches from the wall of the building, may project into a required yard.
- F. In the "C" Commercial district, service roads may be constructed within the front and rear yards of the building lot.
- G. A screening wall or fence, no more than sixty inches in height, may be erected in any yard or within the buildable area. A fence not exceeding ten (10) feet in height may be built in any yard used for schools, playgrounds, parks, recreational areas or industrial plants. Solid fences are prohibited, except under 7.8 of Article Seven. Solid fences shall not be construed to include hedges. On corner lots - no fence, enclosure or hedge exceeding 3 feet in height may be erected within fifty feet of the intersection of the corner curb lines.

9.8 PARKING REQUIREMENTS: An off-street automobile parking space, located either in an open lot or garage, each space being not less than ten (10) feet wide and twenty (20) feet long, shall be provided for all main buildings, as follows:

Residence - one (1) space for each dwelling unit.
 Church, high school auditorium, elementary school auditorium or meeting room, general auditorium, stadium or similar place of assembly - one (1) space for every twelve (12) seats.

Hospital, philanthropic institution, educational institution (excluding dormitories) - one (1) space for each six hundred (600) square feet of floor area.

Hotel, rooming house, dormitory, club - one (1) space for every two (2) sleeping rooms or suites.

Commercial buildings - two (2) spaces for every two hundred (200) square feet of floor area.

Industrial buildings - one (1) space for every two (2) employees, per largest shift.

In lieu of parking space on the same lot, parking space for multi-family dwellings may be provided in a community parking area or garage within three hundred (300) feet of the building; and parking space for places of assembly, as prescribed above, may be provided in any parking area within five hundred (500) feet of the building; provided that certification is made to the officer issuing the building permit that the required number of spaces shall be available for the building during the normal hours of its use.

School - one (1) parking space for every employee. For every use not covered by the above listing, parking space shall be provided as required by the Township Commissioners consistent with the intent of this ordinance as implied by the above listed parking requirements.

All drives and parking areas shall be surfaced with a bituminous or other dust-free surface.

9.9 LOADING REQUIREMENTS: For the following uses, when permitted in Residential, Business, or Industrial Districts, off-street loading facilities shall be provided as follows:

Any Production, Processing, Cleaning, Servicing, Testing or Repair of Materials, Goods or Products; Warehousing and Storage.

In an Industrial or Commercial District space for the unloading of one truck for each 10,000 square feet of industrial or commercial floor area or fraction thereof shall be provided.

Auditoriums, Convention Halls, Sports Arenas, Exhibition Halls, and Other Similar Uses.

One off-street loading space shall be provided for buildings having 10,000 to 100,000 square feet of floor area, plus additional loading space, as determined by the Planning Commission, for buildings with over 100,000 square feet of floor area.

Retail Stores. Loading berths shall be provided in accordance with the following schedule:

<u>GROSS FLOOR AREA OF ESTABLISHMENT</u>	<u>REQUIRED NUMBER & SIZE BERTHS</u>
5,000 to 10,000 sq. ft.	1 - (10 ft. x 25 ft.)
10,000 to 20,000 sq. ft.	2 - (10 ft. x 25 ft. each)
20,000 to 40,000 sq. ft.	2 - (10 ft. x 50 ft. each)

Location. All required loading berths shall be located on the same zoning lot as the use served. No loading berth for vehicles over two-ton capacity shall be closer than 30 feet to any property in a Residence District unless completely enclosed by building walls, or a uniformly painted wall or fence, or any combination thereof, not less than 5 feet in height.

No permitted or required loading space shall be located within 50 feet of the nearest point of intersection of any 2 streets.

No loading berth shall be located in a required front or side yard and any loading berth located in a required rear yard shall be open to the sky.

Size. Unless otherwise specified a required loading berth shall be at least 25 feet in length by at least 10 feet in width, exclusive of aisle and maneuvering space.

Access. Each required off-street loading space shall be designed with appropriate means of vehicular access to a street in a manner which will least interfere with traffic movements.

Surfacing. All drives and loading berths shall be surfaced with a bituminous or other dust-free surface.

Repair and Service. No motor vehicle repair work or service shall be permitted in conjunction with loading spaces.

Space allocated to off-street loading shall not be used to satisfy the space requirements for off-street parking. For special uses other than prescribed for hereinafter, loading berths adequate in number and size, shall be provided, as determined by the Planning Commission.

9.10 This Ordinance shall not apply to land or building owned or leased by the Township of Wilkins or any municipal authority created by said Township.

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ARTICLE 10 - SIGNS

10.1 Advertising signs or signboards shall be prohibited in all parts of the Township with the following exceptions:

In Commercial and Industrial Districts, signs or signboards may be used to advertise goods made or sold on the premises; provided, however, that in Commercial Districts such signs or signboards shall not exceed fifty (50) square feet in size.

After submission to the Planning Commission and approval of the Board of Commissioners, signs in excess of fifty (50) square feet may be permitted if:

They are attached to the main building and do not extend more than twelve (12) inches outward therefrom. They may extend above the main building.

In all districts, signs or signboards used by churches or institutions may be erected, provided that they are not over twenty (20) square feet in size.

In all districts, signs, or signboards, not exceeding eight (8) square feet in size, advertising for sale or for rent, the real estate upon which they are erected.

In all districts, not more than two (2) temporary signs or signboards, not exceeding thirty-six (36) square feet in size, used to indicate the location of real estate developments, may be erected upon the premises for a period not exceeding one (1) year.

Small signs, not exceeding eight (8) square feet in size, for the seasonal sale of farm produce raised on the premises.

In all districts, official traffic signs.

Permits shall be required for the erection of signs or signboards in any part of the township and a permit fee shall be paid in an amount as provided by Resolution of Board of Commissioners.

Signs or signboards as permitted herein shall be so erected that they do not interfere with traffic nor restrict a clear view of any highway nor constitute a nuisance to adjoining property owners or tenants.

ARTICLE 11

SPECIAL USES PERMITTED BY TOWNSHIP COMMISSIONERS

Because of changing technology and unusual circumstances, certain uses may not be adjusted to their environment with a maximum of mutual protection by a rigid application of the district regulations of this ordinance which apply uniformly and in detail to the great majority of properties within any particular district. The following regulations shall define and govern such special uses and planned developments which may be permitted, by the Township Commissioners after review by the Planning Commission:

11.1 SPECIAL USES: Special uses may be authorized by the Township Commissioners provided that no application for special use shall be acted upon by the Commissioners until after a written report is prepared and filed by the Planning Commission.

The Planning Commission may give notice and hold a public hearing if it deems such hearing necessary or advisable before passing on a special use.

An application for special use shall be filed with the Zoning Officer. Said application shall be upon such form and accompanied by such information as shall be established from time to time by the Township Commissioners. The Township Commissioners shall process such applications in the manner prescribed herein for amendments to this ordinance, including the holding of a public hearing.

No special use shall be granted by the Commissioners unless the Special Use:

- (1) if commercial or industrial shall be located only in the commercial or industrial district.
- (2) a. is necessary for the public convenience at that location;
b. is so designed, located and proposed to be operated that the public health, safety and welfare will be protected; and
- (3) Will not cause substantial injury to the value of other property in the neighborhood in which it is to be located; and
- (4) except as may be otherwise recommended by the Planning Commission solely in the case of Planned Developments, shall conform to the applicable regulations of the district in which it is to be located.
- (5) Involves a tract of land containing not less than 2 acres.

The Planning Commission may recommend and the Township Commissioners may provide such conditions or restrictions upon the construction, location and operation of a Special use, including but not limited to provisions for off-street parking and loading, as shall be deemed necessary to secure the general objectives of this ordinance and to reduce injury to the value of property in the neighborhood.

Planned Residential and Commercial Developments. Planned Developments, as hereinbefore defined are of such substantially different character from other special uses that specific and additional standards and exceptions are hereby set out to govern the recommendations of the Planning Commission and the action of the Township Commissioners.

- (1) that the uses permitted by such exception are necessary and desirable and are appropriate with respect to the primary purpose of the development;
- (2) that the uses permitted by such exception are not of such a nature or so located as to exercise a detrimental influence on the surrounding neighborhood.
- (3) that such exception to any height and area regulations shall be solely for the purpose of promoting an integrated site plan no less beneficial to the occupants of such development as well as of neighboring properties than would obtain under the regulations of this ordinance for buildings developed on separate zoning lots.
- (4) that along the periphery of such planned developments, yards shall be provided as required by the regulations of the district in which said development is located.

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11.2 PLANNED INDUSTRIAL DEVELOPMENTS, as hereinbefore defined, are of such substantially different character from either typical industrial lots and other special uses that specific and additional standards and exceptions are hereby set out to govern the recommendations of the Planning Commission and the action of the Township Commissioners.

1. That exceptional uses proposed as part of a planned industrial development are necessary and desirable and are appropriate with respect to the primary purpose of the development;
2. that the uses permitted by such exception are not of such a nature or so located as to exercise a detrimental influence on the surrounding neighborhood;
3. that the exception to any bulk regulations shall be solely for the purpose of promoting an integrated site plan no less beneficial to the occupants of such development as well as of neighboring properties than would obtain under the regulations of this ordinance for buildings developed on separate zoning lots;
4. that such additional uses allowed by exception must conform with the performance standards of this zoning ordinance listed in Article 7, Section 4;
5. that along the periphery of such planned developments, yards shall be provided as required by the regulations of the district in which said development is located;
6. that the overall building coverage of the development shall not exceed that prescribed in this ordinance for the industrial district; and
7. that the parking, access and loading requirements of the overall industrial floor space shall not be less than that prescribed in this ordinance for an individual zoning lot.

11.3 FILING FEES: Before accepting for filing an application for a Special Use the Township Commissioners shall charge and collect a fee in such amount as enacted by Resolution of the Board of Commissioners.

ARTICLE 12 - BOARD OF ADJUSTMENT

12.1 CREATION: MEMBERSHIP. A Board of Adjustment is hereby established. The word "Board" when used in this ordinance shall be construed to mean the Board of Adjustment. The Board shall consist of three (3) members to be appointed by the Township Commissioners; one of whom shall be designated to serve until the first day of January following the adoption of this ordinance, one until the first day of the second January thereafter, and one until the first day of the third January thereafter. Their successors shall be appointed on the expiration of their respective terms to serve three years. The members of the Board shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

12.2 MEETINGS: Meetings of the Board shall be held at the call of the chairman and at such other times as the Board may determine. All meetings other than executive sessions shall be open to the public. Quarters for the Board (office space with light and heat, necessary supplies, clerical and other services required) shall be provided by the Township Commissioners. The Board shall appoint a Secretary who shall keep its records. The Board shall adopt its own rules of procedure and keep a record of its proceedings showing the action of the Board and the vote on each question considered; all of which shall be filed and become a public record.

12.3 APPEAL: Any order, requirement, decision or determination made by the Zoning Officer in the administration or enforcement of the provisions of zoning ordinance may be appealed to the Board by any person aggrieved, any taxpayer, or any Commission Member. The taking of an appeal shall stay proceedings in the matter appealed from and until the determination of the appeal. The appellant shall file with the Zoning Officer and with the Board, a notice of appeal specifying the grounds thereof. The Zoning Officer shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken. Upon receipt of the record, the Board shall set the matter for public hearing, shall serve notice on the parties, and shall not adjudicate until such hearing has been held. The notice of the time and place of the public hearing shall state the location and general nature of the question involved, and shall be made in the same manner as that prescribed for notice of public hearing on Amendment to this ordinance under Section 13.4.

12.4 POWERS: The Board of Adjustment shall have the following powers:

To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by the zoning officer in the enforcement of this ordinance.

To hear and act upon applications for commercial uses not included under Article 6, but "similar to" those uses listed under Article 6.

To hear and act upon requests for variations from the specific regulations of this ordinance, where there are proven practical difficulties or particular hardship in the way of carrying out the strict letter of the regulations of this ordinance, provided that the Board of Adjustment shall not vary the regulations of this ordinance, unless it shall make a finding of fact based upon the evidence as presented to it in each specific case that all of the following factors apply:

- (1) the particular physical surroundings, shape, or topo-

graphical condition of the specific property involved would result in a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of the regulations were carried out;

- (2) the conditions upon which the petition for a variation is based are unique and would not be applicable, generally, to other property within the same zoning classification;
- (3) the alleged difficulty or hardship has not been created by any person presently having an interest in the property;
- (4) the granting of the variation will not be materially detrimental to the public welfare or injurious to other property for improvements in the neighborhood in which the property is located.

The Board of Adjustment may impose such conditions and restrictions upon the premises benefited by a variation as may be necessary to comply with the standards set out in this Section to reduce or minimize the injurious effect of such variation upon other property in the neighborhood, and better to carry out the general intent of this ordinance.

In exercising the above mentioned powers, the Board may, in conformity with the provisions of this Article, reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision or determination as ought to be made. Notice of such decision shall forthwith be given to all parties in interest. If, after a permit has been authorized by the Board of Adjustment, the improvement so authorized has not been started within six (6) months from that date, the said authorization shall be null and void.

Action on appeals shall be taken within forty-five (45) days, after which time the appeal, if no decision has been reached, shall be deemed to have been acted upon favorably.

- 12.5 FILING FEE: Before accepting for filing, any application for appeal to the Board, the Zoning Officer shall charge and collect a fee in such amount as enacted by Resolution of the Board of Commissioners.

ARTICLE 13 - ADMINISTRATION

- 13.1 ZONING OFFICER: The duty of administering and enforcing the provisions of this ordinance is hereby laid upon a Zoning Officer, who shall have the authority to establish from time to time, by and with the consent of the Township Commissioners, such rules and regulations as may be deemed necessary to properly exercise the authority and powers conferred upon said Zoning Officer under the provisions of this ordinance. The duties of the Zoning Officer may be performed by the Township Secretary,

Building Inspector, or by any other person specifically assigned to such service by the Township Commissioners.

13.2 BUILDING PERMITS: No building or structure shall be constructed, reconstructed, altered or extended and no excavation or landfill shall be done until a building permit authorizing such construction, reconstruction, alteration or extension or excavation or landfill shall first have been applied for, obtained, and issued. Application for building permits may be made by the owner or the contractor to the Zoning Officer on printed forms to be furnished by the Zoning Officer. Said application form shall be accompanied by the proper fee as established by Resolution of the Township Commissioners and shall contain accurate information as to the size and location of the lot, the size and location of the buildings and structures on the lot, the dimensions of all yards and open spaces, and such other information as may be necessary to provide for the enforcement of this ordinance. A file of all applications and permits shall be kept in the office of the Zoning Officer, and a duplicate copy of the building permit shall be kept at the building at all times during construction. Any building or construction permit shall become null and void after six (6) months unless substantial construction under said permit has been started. All buildings or structures for which permits have been issued must be completed within two (2) years.

13.3 CERTIFICATES OF OCCUPANCY: No use of land shall be made and no buildings hereafter erected or structurally altered shall be occupied or used until a certificate of "use, occupancy, and compliance" shall have been issued by the Zoning Officer. A similar certificate of occupancy and compliance shall be applied for and shall be issued before an existing use of a building, structure or land shall be changed. A record of all certificates shall be kept on file in the office of the Zoning Officer and copies shall be furnished, on request, to any persons having a proprietary or tenancy interest in the building or land affected. A fee for occupancy permit shall be paid as established by Resolution.

13.4 AMENDMENTS: The Township Commissioners may from time to time, amend, supplement, change modify or repeal this ordinance or the Zoning Map by processing in the manner set forth herein. The Commissioners by resolution at a stated meeting shall fix the time and place of a public hearing on the proposed amendment and cause notice thereof to be given as follows:

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(a) Notice of the time and place of such hearing shall be published in an official paper or a paper of general circulation in the township once a week for two weeks, the first insertion of said notice to be at least fifteen days prior to the date fixed for such hearing.

13.5 USE OF ZONING FEES: The fees for Special Uses, appeals to the Board of Adjustment shall be used for the following purposes: to compensate for the services by the Zoning Officer, to defray the cost of Advertisement and administration of the Zoning Ordinance, and for the use of the Township in such pro-rata amounts as the Commissioners may designate.

13.6 VIOLATION, PENALTY: Any person, firm, or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined not to exceed one hundred (100) dollars for any one offense, recoverable with costs, judgement or imprisonment, not exceeding thirty (30) days, if the amount of such judgment and cost shall not be paid. Each day that a violation is permitted to exist shall constitute a separate offense.

Proceedings for the violation hereof, may be instituted by the proper Officer of the Township on information before a Justice of the Peace, and may be commenced by issuing either a summons or a warrant after information has been made.

Ordained and enacted on the 8th day of October,
1962.

BOARD OF COMMISSIONERS OF
THE TOWNSHIP OF WILKINS

By: George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

ORDINANCE NO. ~~304-2~~

AN ORDINANCE OF THE TOWNSHIP OF WILKINS TO CONTROL AIR POLLUTION BY REGULATING BURNING OF COMBUSTIBLE RUBBISH

BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS AS FOLLOWS:

SECTION 1. From and after the effective date of this ordinance, no person or corporation may burn any materials in the open except readily combustible rubbish from single or two-family dwellings in accordance with this ordinance.

SECTION 2. Combustible rubbish includes domestic refuse which can be readily burned, such as paper, wood, leaves, and similar materials, but does not include garbage, glass crockery, dishes, bottles, floor sweepings, metals, cans, ashes, cinders, rubber, linoleum, asphalt or tarry products, grease, and animal or vegetable wastes.

SECTION 3. No person shall cause to be emitted into the open air from any open fire for a period of longer than two minutes smoke the appearance, density, or shade of which is darker than No. 2 of the Ringelmann Chart.

SECTION 4. Burning shall be conducted only on private property.

SECTION 5. Combustible rubbish, except leaves, may be burned only in a suitable metal or masonry container or receptacle. Such burning site shall be located a safe distance from any structures so as to prevent any fire hazard. The burning must be carried out in such a manner as to prevent the emission of noxious or offensive smoke or odor. Rubbish must be burned in such a way as to prevent ashes and unburned material from being scattered outside the container or receptacle. A competent person shall be in attendance at all times when burning is taking place.

SECTION 6. Burning may be conducted every day, other than Sunday and Monday, between 9:00 A.M. and 6:00 P.M. during the months of June, July and August, and from 10:00 A.M. to 5:00 P.M. during other times of the year, except that no person may burn rubbish on any property for more than one and one-half (1 1/2) hours during one (1) day. The above period of burning shall include the lighting and extinguishing of the fire.

SECTION 7. This ordinance shall not be construed to prevent the burning of other combustible materials, such as brush, tree limbs, and demolition materials, in open fires under a permit from the Bureau of Air Pollution Control of the Allegheny County Health Department, as provided for in Section 1309.4(b)3 of the County Health Department's Rules and Regulations.

SECTION 8. Any person or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than ONE HUNDRED (\$100.00) DOLLARS and costs of prosecution and in default of payment of such fine and costs, to imprisonment for not more than thirty (30) days.

SECTION 9. All ordinances and parts of ordinances inconsistent with this ordinance are hereby repealed insofar as they are inconsistent herewith.

ORDAINED AND ENACTED THIS 10th day of December, 1962 at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins, a full quorum being present.

TOWNSHIP OF WILKINS

By George Pasado
President of the
Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

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ORDINANCE NO. 305

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 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, 1963 and ending December 31, 1963.

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 12th day of November, 1962, a full quorum being present.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

By George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

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ORDINANCE NO. 306

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REQUIRING THAT PROPERTIES BE CONNECTED TO ACCESSIBLE PUBLIC SEWERS: REGULATING THE MANNER OF MAKING SUCH CONNECTIONS AND PRESCRIBING A FEE FOR THE SAME; AUTHORIZING THE TOWNSHIP TO MAKE CONNECTIONS AT THE EXPENSE OF ANY PROPERTY OWNER FAILING TO DO SO; PROHIBITING THE CONNECTION OF PRIVY VAULTS, CESS-POOLS, STORM WATER DRAINS AND SIMILAR RECEPTACLES TO ANY TOWNSHIP SEWER; PROHIBITING THE DRAINAGE OF DETRIMENTAL SUBSTANCES INTO PUBLIC SEWERS; FIXING THE CHARGES FOR TAPPING OR DRAINING INTO TRUNK SEWERS AND PRESCRIBING THE PENALTIES FOR VIOLATION OF THIS ORDINANCE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The word "person" as used in this ordinance shall mean any natural person, association, partnership, firm, or corporation. The singular shall include the plural and the masculine shall include the feminine and the neuter.

SECTION II. Every building or structure erected on any property in the Township of Wilkins, adjoining or abutting or fronting upon any street or alley or right of way in which a public sewer is now or shall hereafter be located, shall be connected with such sewer in such manner and within such time as the Township shall order, for the purpose of the discharge of all fecal matter, human excrement, kitchen and laundry waste and other sewage from such premises. All such sewage shall after such connection, be conducted into such sewer. Every such building, duplexes, office and apartment buildings excepted, shall be connected separately and independently with the sewer through the lateral connection branch directly opposite the building or nearest in a downstream direction. Groupings of buildings upon one lateral sewer shall not be permitted, except under special circumstances, and for good sanitary reasons, with special permission granted by the Township Commissioners upon recommendation of the Township Engineer.

SECTION III. If the owner of any property, after forty-five days notice from the Township to make connection of such property with a Township sewer shall fail to make such connection, the Township may make such connection and may collect the cost thereof from such owner by a municipal claim or in an action of assumpsit, as provided by law.

SECTION IV. No person shall make or cause to be made any connection of his property with any of the Township sewers until he has fulfilled all of the following conditions:

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(a) He shall obtain a permit for a sanitary sewer connection and, when necessary a street opening permit, at the office of the Township Secretary in the Township Municipal Building and shall pay a sewer permit fee of TEN (\$10.00) DOLLARS and, if necessary, obtain a street opening permit as provided by the applicable ordinance.

(1) Information as to the location of Y Branches and Lateral Sewers which have been installed to service the property is available at the office of the Township Secretary.

(b) After securing the necessary permits and obtaining the necessary information as to the location of the Y Branch, he shall lay out and plainly mark on the ground the location and extent of the proposed connecting sewer and he shall notify the Building Inspector, giving him 24 hours notice, in order that the Building Inspector may inspect and approve the layout of the proposed connection before any excavation is made.

(c) After inspection and approval of the layout by the Building Inspector the trench may be opened at which time the owner shall notify the Building Inspector 24 hours in advance, as to the date and time of day when he may inspect the opened trench and the necessary materials.

(d) After inspection and approval by the Building Inspector of the opened trench and materials, the owner shall lay the pipe and make the joints in accordance with the specifications and requirements hereinafter set forth but he shall not backfill any part of the trench until he shall have notified the Building Inspector and secured his final inspection and approval of the pipe, joints and connection.

SECTION V. All work of making connections to any of the Township sewers shall be done according to the procedures set forth in Section IV of this ordinance and shall conform to the following specifications and requirements:

(a) Only new, vitrified clay pipe, thoroughly burned, glazed over the entire inner and outer surfaces, first quality free from cracks and other imperfections, bell and spigot type and 6 inches in diameter, shall be used in construction of sanitary sewer connections from the trunk line sewer to a point 5 feet outside the walls of the building being connected. No bend greater than a 45 degree angle shall be used. All connections between different diameter pipes shall be made with proper fittings. In no case will it be permissible to slide a small diameter pipe into a larger diameter pipe.

(b) Whenever the bell end of the existing Y-Branch or Lateral pipe at the point of connection, has been broken by excavating operations, such pipe or Y-Branch shall be removed and replaced in a manner satisfactory to the Building Inspector and Township Engineer.

Pipe shall be laid with the bell ends up-grade and shall start at the low end of the sewer, and shall be laid in as straight a line as conditions will permit, with even and uniform grade of the invert and with a minimum slope of one fourth ($1/4$) inch to the foot from the building toward the trunk line sewer.

In all cases where there is a question as to the grade of the sewer the grades shall be checked by use of a builders spirit level.

Joints shall be thoroughly and tightly caulked with oakum and sealed with a collar of newly mixed sand and portland cement mortar. The use of precast bituminous joints will not be permitted.

(c) Laterals in rock trench shall be laid on a six-inch earth or sand cushion.

(d) Sanitary sewer laterals or building connections within the right-of-way lines of any street or road, must be laid at a depth of not less than 5 feet and 6 inches below the established grade of the street or road and at a minimum depth of 3 feet in areas outside the street or road right-of-way lines.

(e) A trap shall be installed on the building lateral outside the building within four feet of the outer wall of the building, in the event there is no existing trap. The installation of such trap complete with vent is mandatory.

(f) The installation of a cleanout on the building lateral either outside or inside the basement of all buildings is recommended for the property owners convenience in the event there is no existing cleanout on the building lateral.

All work pertaining to the connection with the Township sewers shall be financially and otherwise the responsibility of the owner of the property with which connection is made, subject to the right of supervision hereby reserved by the Township.

SECTION VI. No person shall connect or cause to be connected with any of the public sewers in the Township, directly or indirectly any steam exhaust, boiler blow-off, sediment drip, or any pipe carrying or constructed to carry hot water, or acid, germicide, grease, brewery mash,

gasoline, naphtha, benzine, oil or any other substance detrimental to sewers or to the operation of the sewerage system or sewage disposal plant of the Township.

SECTION VII. No downspouts or other pipes collecting storm water or water from underground springs and no privy vault, cesspool or similar receptacle for human excrement shall at any time now or hereafter be connected with any of the Township sewers, nor shall sewage from any property other than that for which a permit was issued.

SECTION VIII. Any connection to the Township sanitary sewer system which has been backfilled without receiving final inspection and approval of the Building Inspector or Township Engineer or his authorized agent will be declared unsatisfactory and the owner will be required to uncover the trench for the necessary inspection and upon failure to do so the Township may do the necessary work and recover the cost thereof from such owner by a municipal claim or in an action of assumpsit, as provided by law or the Township may proceed against such owner as provided for violations in Section X hereof.

SECTION IX. (a) There is hereby fixed and established a tap-in charge of ONE HUNDRED (\$100.00) DOLLARS for each building or structure which shall hereafter be tapped or drained into any of the sanitary sewer trunk lines of the Township, directly or indirectly. A building is 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 constitute one "Building."

(b) The tap-in charge fixed in paragraph (a) of this Section, 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.

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SECTION X. Any person violating any of the provisions of the Ordinance shall upon conviction before any Justice of the Peace pay a fine of not less than TWENTY-FIVE (\$25.00) DOLLARS nor more than THREE HUNDRED (\$300.00) DOLLARS for each and every week such violation has continued and in default of payment of the fine and costs, be committed to the 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 Building Inspector shall be and hereby is authorized to cause to be disconnected any such unlawful connection or drainage and the person committing such violation shall be liable to the Township of Wilkins for the payment of all costs and expenses incurred in disconnecting any connection or drainage made in violation of the provisions of this Ordinance.

SECTION XI. Any Ordinance or part of any Ordinance which is in conflict with any of the provisions of this Ordinance be and the same hereby is repealed to the extent that such Ordinance is in conflict with any provisions of this Ordinance.

SECTION XII. The provisions of this Ordinance are severable, and, if any of its provisions shall be held illegal or unconstitutional, the decision of the court shall not affect or impair any of the remaining portions of this Ordinance.

Ordained and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 10th day of December, 1962, a full quorum being present.

TOWNSHIP OF WILKINS

By George Torado
President of the Board of
Commissioners

ATTEST:

M. J. Martelli
Secretary



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MUSEUM OF COMPARATIVE ZOOLOGY
AND ANATOMY
HARVARD UNIVERSITY
CAMBRIDGE, MASS.

ORDINANCE NO. 307

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE APPROPRIATION OF FUNDS IN EXCESS OF ESTIMATED RECEIPTS TO CERTAIN DEPLETED 1962 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1962 Budget Ordinance (No. 294) have been or are about to be depleted to the extent of the total sum of \$9,022.00 and;

WHEREAS, the actual receipts for the year 1962 are ascertained to be more than \$10,500.00 in addition to the \$565.00 un-appropriated in the said 1962 Budget.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following additional appropriations be authorized:

	<u>Function</u>	<u>Code No.</u>	<u>Amount</u>
Administration:	Secretary Salary	101A3	\$ 2.00
	Office Equipment	101e1	130.00
	Telephone	101G	65.00
	Other Legal Expenses	101N2	705.00
	Other Expenses of Tax Coll.	102y2	975.00
Municipal Building:	Materials and Supplies	103d	75.00
	Utilities	103L	75.00
Police:	Salaries (Regular)	201A	700.00
	Wages, (Part-Time)	201b	550.00
	Uniform Allowance	201d2	45.00
	Traffic Signals	201e4	400.00
Sanitary:	Materials & Supplies	304d	875.00
Highway:	Engineering Services	401Aa	450.00
	Materials	401Ad2	2,750.00
	Tar Surface	401M3	1,050.00
	Street Lighting	403	175.00

Total additional appropriations. \$9,022.00

BE IT FURTHER ORDAINED that any Ordinance of part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED and ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 10th day of December, 1962, a full quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

By George Porado
George Porado, President

ATTEST:

M. Jos. Martinelli
M. Jos. Martinelli, Sec.

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10/11/1964

ORDINANCE NO. 308

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING SECTION FOUR (4) OF ORDINANCE NO. 237 WHICH PROVIDED FOR INSTALLATION OF SANITARY SEWERS IN THE GREENSBURG PIKE SANITARY SEWER DISTRICT NO. ONE (1) FROM A POINT 150 FEET SOUTH OF REBECCA STREET, TO A POINT NORTHWARD FROM SAME REBECCA STREET A DISTANCE OF 860 FEET, A TOTAL DISTANCE OF 1,030 FEET AND PROVIDING FOR ASSESSMENT OF A PORTION OF THE COST THEREOF AGAINST THE PROPERTY OWNERS ABUTTING SAID IMPROVEMENT; AMENDING ORDINANCE 237 TO PROVIDE FOR ASSESSMENT OF THE ENTIRE COST THEREOF AGAINST THE 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 I. That Section 4 of Ordinance No. 237 which reads as follows:

"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 benefitted thereby, said assessment is to be made in accordance with the front foot rule of assessments."

be amended to read as follows:

SECTION 4. The entire cost of said sanitary sewer shall be assessed to and collected from the owners of the properties fronting or abutting thereon and benefitted thereby, said assessment to be made in accordance with the foot front rule of assessments.

ORDAINED AND ENACTED INTO LAW at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins this 14th day of January, 1963, a full quorum being present.

ATTEST:

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

M. J. Martinelli
Secretary

By George Torado
President

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ORDINANCE NO. 309

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1963 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HERINAFTER 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 1963, 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 1963 the following amounts are hereby appropriated from the revenues available for the current year and 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	\$ 19,451.30
Receipts from Realty Tax	141,468.70
From Taxes of Prior Years	5,000.00
Other Revenue Receipts	89,350.00
Miscellaneous Non-Revenue Receipts	500.00
TOTAL ESTIMATED RECEIPTS AND CASH	\$255,770.00

Appropriations:

General Township Government	\$ 41,430.00
Protection to Persons & Property	70,550.00
Health and Sanitation	13,400.00
Highways (Includes St. Lights)	62,900.00
Miscellaneous	38,850.00
Debt Service	24,000.00
TOTAL APPROPRIATIONS	\$254,630.00
UN-APPROPRIATED BALANCE	\$ 1,140.00

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.

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ORDINANCE NO. 310

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING, APPROVING, AND LEVYING ASSESSMENTS AS CERTIFIED BY THE TOWNSHIP ENGINEER AGAINST PROPERTIES FRONTING OR ABUTTING ON GREENSBURG PIKE IN SAID TOWNSHIP, FOR THE COST AND EXPENSE OF INSTALLING AND CONSTRUCTING A SANITARY SEWER LINE FROM THE NORTHERLY SIDE OF RIDGE STREET (FORMERLY REBECCA STREET) TO A POINT 1029.33 FEET NORTHWARD THEREFROM, AND PROVIDING FOR NOTICE AND COLLECTION OF SAID ASSESSMENTS.

SECTION I. That the Schedule of Assessments based upon the front foot rule of assessments as certified and determined by the Township Engineer against properties fronting or abutting on Greensburg Pike, for the cost and expense of installing and constructing a sanitary sewer line from a point on the northerly side of Ridge Street (formerly Rebecca Street) to a point 1029.33 feet Northward therefrom, be and the same are hereby ratified, approved and levied against the 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 owner or owners assessed, said notice to be given by service upon said owner or owners as provided by law.

SECTION III. That the face amount of the said assessment shall be due and payable to the Township within thirty (30) days of service of the notice thereof.

SECTION IV. If any assessment or assessments shall remain unpaid at the expiration of thirty (30) days from the service of the notice as provided herein, it shall be the duty of the Township Solicitor to collect the same with interest from the date of completion of the 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 property of Jack M. Seese and Lila L. Seese identified as A-16 on the assessment schedule shall not be assessed and the cost thereof paid for by the Township of Wilkins, inasmuch as said property is a corner lot not benefited by the installation of the said sanitary sewer on Greensburg Pike, and said property being served by and subject to assessment for a sanitary sewer installed in Ridge Street (formerly Rebecca Street), the latter sanitary sewer being located in the Area 'J' Sanitary Sewer District.

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SECTION VI. That the cost of the front footage abutting the Alley identified as A-8 in the assessment schedule be paid for by the Township of Wilkins.

SECTION VII. 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 11th day of March, 1963.

TOWNSHIP OF WILKINS

BY George Torado
President of the
Board of Commissioners

ATTEST:

M. J. Martinelli
Secretary



Project Costs:

Assessment of costs for construction of sanitary sewers in Greensburg Pike Sanitary Sewer District No. 1, Brown Run Watershed. Work and Assessment authorized by Wilkins Township Ordinance No. 237, approved October 14, 1957 and by Ordinance No. 308, approved January 14, 1963. Completion date November 23, 1962.

Costs of Sanitary Sewer.

Amount paid Nardulli & Sons Company, Inc.	
Under construction contract -----	\$ 10,474.11
Advertising Costs -----	31.30
Legal Fees for Ordinances -----	300.00
Allegheny County Highway Occupancy Permit -----	42.00
Engineering Costs: Surveys, Construction Plans, Specifications and Proposals for Bids, Construction Layout, Supervision and Inspection of construction, Assessment Plans and Assessment -----	<u>1,657.21</u>
Total Costs of Construction -----	\$ 12,504.62

To be assessed against Properties fronting or Abutting thereon and benefitted thereby in accordance with the Front Foot Rule.

Total frontage of property to be assessed ---- 1,102.7 Feet
or \$ 11.34 per foot front

Total amount to be assessed 1,102.7 X \$ 11.34 ----- \$ 12,504.62

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Assessment Schedule - Assessment of costs of construction of sanitary sewer in Greensburg Pike Sanitary Sewer District No. 1, Brown Run Watershed. Work authorized by Wilkins Township Ordinances numbered 237 and 308. Completion date November 23, 1962. Assessment rate \$ 11.34 per front foot.

<u>No.</u>	<u>Owners names</u>	<u>Lot No.</u>	<u>Plan</u>	<u>Frontage</u>	<u>Assessment</u>
A-1	James I. Delaney and Helen Vance Delaney, his wife	Acreage		57.2 Ft.	\$ 648.65
A-2	Joseph Papinchak and Agnes Papinchak, his wife	Acreage		51.6 Ft.	585.14
A-3	Arthur S. Tacker and Lois C. Tacker, his wife	10	Pennwood Farms	78.8 Ft.	893.59
A-4	Jack Trafford and Ada B. Trafford, his wife	9	"	60.0 Ft.	680.40
A-5	John J. Lawlor, Jr.	8	"	60.0 Ft.	680.40
A-6	Catherine Braunger	7	"	60.0 Ft.	680.40
A-7	James E. O'Brien and Eleanor Irene O'Brien, his wife	6	"	55.0 Ft.	623.70
A-8	10 Foot Alley - Unnamed Wilkins Township	10 Foot Alley	"	10.0 Ft.	113.40
A-9	George F. Lund and Isabella F. Lund, his wife	5	"	55.3 Ft.	627.10
A-10	Daniel M. Benning and Mary Alice Benning, his wife	4	"	60.0 Ft.	680.40
A-11	Margaret Whitner Moriarty	3	"	60.0 Ft.	680.40
A-12	Frank Frantz and Mary Grace Frantz, his wife	2	"	60.0 Ft.	680.40

Continued on Page 2

Assessment Schedule continued

<u>No.</u>	<u>Owners Names</u>	<u>Lot No.</u>	<u>Plan</u>	<u>Frontage</u>	<u>Assessment</u>
A-13	Josephine Nocivelli, widow and Mary Magdalene Nocivelli, her daughter	1	Pennwood Farms	57.7 Ft.	\$ 654.32
A-14	Fernand Dowd and Jean R. Dowd, his wife	Acreage		67.7 Ft.	767.72
A-15	Leon C. Kuberski and Wilhelmine Kuberski, his wife	Acreage		122.0 Ft.	1,383.48
A-16	Jack M. Seese and Lila L. Seese, his wife	Acreage		110.0 Ft.	1,247.40
A-17	Greenyoung, Inc.	Acreage		<u>77.4 Ft.</u>	<u>877.72</u>
Totals				1,102.7 Ft.	\$12,504.62

Note: Pennwood Farms Plan is recorded in Plan Book Vol. 26, Pages 136 and 137.

Note: Assessment No., A-8 to be paid by Wilkins Township by virtue of provisions of Section 6 of Ordinance No. 310

Assessment No., A-16 to be paid by Wilkins Township by virtue of provisions of Section 5 of Ordinance No. 310.

Approved by the Board of Commissioners of the Township of Wilkins this 11th day of March A.D., 1963.

M. J. Martinelli
Secretary

George Torado
Chairman

Respectfully Submitted,

H. A. SHOPE & SON, TOWNSHIP ENGINEERS

by H. A. Shope, Jr.

ORDINANCE NO. 311

AN ORDINANCE PROVIDING FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN ALPINE BOULEVARD FROM STEVEN-DALE DRIVE SOUTHWEST APPROXIMATELY TWO HUNDRED FORTY FOUR FEET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF BY THE TOWNSHIP OF WILKINS.

WHEREAS, the Township of Wilkins having accepted for maintenance an unopened section of Alpine Boulevard (formerly Larch Street)

AND WHEREAS, the purpose of accepting for maintenance and opening said unopened section of Alpine Boulevard is to provide a connecting street between Greensburg Pike and the Gilmore Acres Plans, thus relieving traffic congestion;

AND WHEREAS, the dwellings erected on the properties abutting the section of Alpine Boulevard hereinafter described do not face the proposed improvement; and the properties are not benefited thereby.

The Township of Wilkins ordains as follows:

SECTION I. That the grading, paving, curbing and installation of the necessary storm sewers and appurtenances is hereby authorized and directed in Alpine Boulevard from Stevendale Drive Southwest approximately two hundred forty-four feet, in the Township of Wilkins.

SECTION II. That the said improvements shall be made and work done according to the plans and specifications prepared by the Township Engineer which are on file in the office of the Secretary of the Township of Wilkins, at the Municipal Building, 110 Peffer Road. The work performed hereunder shall also be done in accordance with Pennsylvania Department of Highway specifications or specifications approved by said department.

SECTION III. That the work of construction and purchase of material and labor necessary for the above described improvement shall be done in accordance with the plans and specifications and proposal therefore by contract with the lowest responsible bidder or bidders and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. That the Township Engineer is hereby designated as the person in charge of said improvement with full power to act for the Township in all matters connected with said work.

SECTION V. That any trees, pipes, or other materials or structures in the Township rights of way, which interfere with the free and full construction of said work, are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township Engineer.

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SECTION VI. That the costs and expenses of the entire work hereby authorized shall be paid by the said Township of Wilkins and the same is hereby appropriated therefore out of funds now or hereafter in the Township Treasury.

Ordained and Enacted into law this 13th day of May, 1963.

TOWNSHIP OF WILKINS

By George Torado
President of the
Board of Commissioners

ATTEST:

M. J. Martinelli
Secretary



ORDINANCE NO. 312

AN ORDINANCE PROVIDING FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF THE NECESSARY STORM SEWERS AND APPURTENANCES IN JOHN STREET FROM DOROTHY STREET WEST, A DISTANCE OF APPROXIMATELY ONE HUNDRED FIFTY SIX FEET AND PETER STREET FROM DOROTHY STREET NORTHWEST, A DISTANCE OF APPROXIMATELY ONE HUNDRED NINETY FIVE FEET; BOTH STREETS IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF BY THE TOWNSHIP OF WILKINS AND ASSESSMENT OF OWNERS BY FRONT FOOT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. That the grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed in John Street in the Township of Wilkins from Dorothy Street, West a distance of approximately one hundred fifty-six (156) feet and in Peter Street in the Township of Wilkins from Dorothy Street Northwest, a distance of approximately one hundred ninety-five (195) feet.

SECTION II. That the said improvements shall be made and work done according to the plans and specifications prepared by the Township Engineer which are on file in the office of the Secretary of the Township of Wilkins, at the Municipal Building, 110 Peffer Road. The work performed hereunder shall also be done in accordance with Pennsylvania Department of Highway specifications or specifications approved by said department.

SECTION III. That the work of construction and purchase of material and labor necessary for the above described improvement shall be done in accordance with the plans and specifications and proposal therefore by contract with the lowest responsible bidder or bidders and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. That the Township Engineer is hereby designated as the person in charge of said improvement with full power to act for the Township in all matters connected with said work.

SECTION V. That any trees, pipes, or other materials or structures in the Township rights of way, which interfere with the free and full construction of said work, are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township Engineer.

SECTION VI. That the costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the owners of real estate abutting on the improvement in accordance with Section 2060 of the First Class Township Code, as amended. Three-fourths ($\frac{3}{4}$'s) of said costs

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and expenses shall be paid by the Township and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury, and one-fourth ($\frac{1}{4}$) of said costs and expenses shall be paid by the owners abutting or fronting on the improvement, by an equal assessment on the foot front and the same is hereby assessed and assessments appropriated therefore.

SECTION VII. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

SECTION VIII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement together with a penalty of five (5%) per cent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

Ordained and enacted into law this 13th day of May, 1963.

TOWNSHIP OF WILKINS

By

George Torado
President of the
Board of Commissioners

ATTEST:

SM J. Martinelli
Secretary

ORDINANCE NO. 313

AN ORDINANCE PROVIDING FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF THE NECESSARY STORM SEWERS AND APPURTENANCES IN DOROTHY STREET FROM GREENSBURG PIKE IN A SOUTHERLY DIRECTION APPROXIMATELY NINE HUNDRED TEN FEET, IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF BY THE TOWNSHIP OF WILKINS AND ASSESSMENT OF OWNERS BY FRONT FOOT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. That the grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed in Dorothy Street in the Township of Wilkins. Said improvement shall be made in Dorothy Street in the Belvedere Plan of Lots as recorded in the Office of the Recorder of Deeds for Allegheny County, Pa. in Plan Book Volume 23, pages 62 and 63 from Greensburg Pike in a southerly direction approximately nine hundred ten (910) feet to the said Belvedere Plan line.

SECTION II. That the said improvement shall be made and work done according to the plans and specifications therefore as prepared by the Township Engineer and approved by the Department of Works of the County of Allegheny, said plans and specifications being on file in the Office of the Secretary of the Township of Wilkins at the Municipal Building, 110 Peffer Road.

SECTION III. That the work of construction and purchase of material and labor necessary for the above described improvement shall be done in accordance with the plans and specifications and proposal therefore by contract with the lowest responsible bidder or bidders and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. That the Township Engineer is hereby designated as the person in charge of said improvement with full power to act for the Township in all matters connected with said work.

SECTION V. That any trees, pipes, or other materials or structures in the Township rights of way, which interfere with the free and full construction of said work, are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township Engineer.

SECTION VI. That the costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the owners of real estate abutting on the improvement in accordance with Section 2060 of the First Class Township Code, as amended. Three-fourths ($\frac{3}{4}$'s) of said costs and expenses shall be paid by the Township and the same is hereby appropriated

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therefore out of funds now or hereafter in the Treasury, and one-fourth (1/4) of said costs and expenses shall be paid by the owners abutting or fronting on the improvement, by an equal assessment on the foot front and the same is hereby assessed and assessments appropriated therefore.

SECTION VII. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

SECTION VIII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement together with a penalty of five (5%) per cent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

Ordained and enacted into law this 13th day of May, 1963.

TOWNSHIP OF WILKINS

By

George Torado
President of the
Board of Commissioners

ATTEST:

m. Jos. Martelli
Secretary

ORDINANCE NO. 314

AN ORDINANCE PROVIDING FOR THE INSTALLATION OF STORM SEWERS AND APPURTENANCES IN CURRY AVENUE AND FARNSWORTH AVENUE IN THE TOWNSHIP OF WILKINS, AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF BY THE TOWNSHIP OF WILKINS.

The Township of Wilkins ordains as follows:

SECTION I. That the installation of storm sewers and necessary appurtenances is hereby authorized and directed in Curry Avenue from a point located 900 feet southeastwardly from the intersection of Curry Avenue and Negley Avenue along Curry Avenue southeastwardly, approximately 460 feet to Farnsworth Avenue, as presently located and in Farnsworth Avenue from the intersection of Curry Avenue and Farnsworth Avenue as presently located, along Farnsworth Avenue, as presently located, in a northeasterly direction, approximately 1,360 feet, in the Township of Wilkins.

SECTION II. That the work of construction and labor necessary for the above described improvement shall be done by the employees of the Road Department of the Township of Wilkins under the direction and supervision of the Chairman of the Road Committee.

SECTION III. That the purchase of material necessary for the above described improvement shall be made in accordance with the proposal therefore by contract with the lowest responsible bidder or bidders, and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. That the costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury.

ORDAINED AND ENACTED into law this 13th day of May, 1963.

TOWNSHIP OF WILKINS

By George Porado
President of the
BOARD of COMMISSIONERS

ATTEST:

M. J. Martinelli
Secretary

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ORDINANCE NO. 315

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING, AND CHANGING THE PROVISIONS OF ORDINANCE NUMBER 303 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT ZONING DISTRICT DIVISION OF DISTRICT U-1 AREA 1 AND RECLASSIFYING THE SAME AS ZONING DISTRICT DIVISION U-1 AREA 2.

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

SECTION I. The following described property is hereby reclassified from its present zoning classification of Zoning District U-1 Area 1 as described in Article 4, Paragraph 4.4 in Ordinance No. 303, to Zoning District U-1 Area 2, as described in Article 4, Paragraph 4.5 in said Ordinance No. 303.

All that tract of land situate in the Township of Wilkins, County of Allegheny, Commonwealth of Pennsylvania, being bounded and described generally as follows:

On the Westerly side by Lougeay Road; on the Northerly side by the boundary line dividing the Township of Wilkins from the Township of Penn Hills and the Penn Lincoln Parkway; on the Easterly side by the Eastmont School property, Jefferson Heights Road, Laurel Drive and Hawthorne Drive; on the Southerly side by property now or formerly of Charles Hall, et al, and the new William Penn Highway.

The said tract is more particularly bounded and described as shown in the plan prepared by H. A. Shope and Son, Township Engineer, which plan is dated August 9, 1963, and adopted as part of this ordinance, said plan is on file at and may be examined at the Office of the Secretary, Township of Wilkins, Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION II. The Zone Map which is a part of Ordinance 303 shall be amended to indicate that the aforesaid tract has been reclassified by this Ordinance.

SECTION III. 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 at a duly assembled meeting of the Board

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of Commissioners of the Township of Wilkins, held this 12th day of August, 1963, a full quorum being present.

BOARD OF COMMISSIONERS OF
THE TOWNSHIP OF WILKINS

By: George Torado
President

ATTEST:

M. Gio. Martinelli
Secretary

ORDINANCE NO. 316

AN ORDINANCE AUTHORIZING AN AGREEMENT BY AND AMONG THE BOROUGH OF MONROEVILLE, THE TOWNSHIP OF WILKINS, THE BOROUGH OF CHURCHILL, THE BOROUGH OF TURTLE CREEK, AND THE ALLEGHENY COUNTY SANITARY AUTHORITY PROVIDING FOR THE CONSTRUCTION, MAINTENANCE AND REPAIR OF A JOINT INTERCEPTING SEWER IN THOMPSON RUN, AND AUTHORIZING PAYMENT THEREFOR.

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

SECTION 1. The President of the Board of Township Commissioners and the Township Secretary are hereby authorized, empowered and directed to enter into, execute and deliver, for and in behalf of the Township of Wilkins, an agreement with the Boroughs of Monroeville, Churchill and Turtle Creek and the Allegheny County Sanitary Authority in substantially the following form:

Thompson Run Intercepting Sewer and Appurtenances

A G R E E M E N T

THIS AGREEMENT, dated as of the first day of August 1963 and executed in six copies

by, between and among
BOROUGH OF MONROEVILLE,
TOWNSHIP OF WILKINS,
BOROUGH OF CHURCHILL,
BOROUGH OF TURTLE CREEK,

all located in the County of Allegheny, Pennsylvania and herein called "Monroeville", "Wilkins", "Churchill" and "Turtle Creek Borough", respectively, and referred to individually as "Municipality" and collectively as the "Municipalities",

and

ALLEGHENY COUNTY SANITARY AUTHORITY,
a municipal authority organized and existing under the Municipality Authorities Act of 1945 as amended, herein called the "Sanitary Authority",

WITNESSETH:

WHEREAS, the parties hereto entered into an agreement dated as of February 1, 1961 (herein called the "Design Agreement") under which the Sanitary Authority has prepared, at the expense of the Municipalities, detailed construction plans and specifications (herein called "plans") for an intercepting sewer and appurtenances in Thompson Run (herein called the "Thompson Run Sewer"); and

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WHEREAS, such plans have been approved by the State Sanitary Water Board, and construction can begin as soon as financing is assured; and

WHEREAS, the Municipalities have requested the Sanitary Authority to construct such sewer for them in accordance with such plans; and

WHEREAS, for the reason, among others, that the Municipalities should have constructed an intercepting sewer in Thompson Run prior to June 1, 1959 (when the Sanitary Authority's Sewage Treatment System went into operation), the Sanitary Authority is willing to comply with their request

- (a) provided that it will not in any way financially obligate itself or any of the 67 other Municipalities it serves to pay any part of the cost of the Thompson Run Sewer, and
- (b) only if and after it has received, or been adequately assured of receiving, the full estimated construction cost;

and

WHEREAS, the Thompson Run Sewer will connect into the Sanitary Authority's Turtle Creek intercepting sewer at the mouth of Thompson Run, and will be used as follows:

- (a) from Station 0 + 00 to Station 44 + 52--by all four Municipalities,
- (b) from Station 44 + 52 to Station 88 + 13--by Churchill, Wilkins and Monroeville,
- (c) from Station 88 + 13 to Station 151 + 36--by Wilkins and Monroeville, and
- (d) from Station 151 + 36 to Station 199 + 50--by Monroeville alone;

and

WHEREAS, a Federal grant in the amount of \$324,472 has been approved under the Accelerated Public Works Act in behalf of Turtle Creek Borough, Churchill and Wilkins for 50% of the estimated construction cost of the portion of the sewer that extends from Station 0 + 00 to Station 151 + 36, and a second Federal grant in the amount of \$35,141.10 is being applied for under the Water Pollution Control Act in behalf of Monroeville for 30% of the estimated construction cost of the portion of the sewer that extends from Station 151 + 36 to Station 199 + 50; and

WHEREAS, certain corporations that will be served by the Thompson Run Sewer have promised to make contributions toward its construction cost;

and

WHEREAS, the Municipalities have agreed that all grants-in-aid shall be applied in reduction of the gross cost of the entire sewer, and have agreed to pay the remaining cost in proportion to each Municipality's use of entire sewer, as more fully set forth hereinafter,

NOW, THEREFORE, the parties hereto, each intending to be legally bound, covenant and agree as follows:

SECTION 1. The Design Agreement--executed pursuant to Monroeville Ordinance No. 294, Wilkins Ordinance No. 288, Turtle Creek Borough Ordinance No. 845, Churchill Ordinance No. 262, and Sanitary Authority Resolution adopted August 10, 1961--is by reference incorporated in and made part of this agreement, including particularly the preamble of said Design Agreement which recites the purpose of and need for the Thompson Run Sewer. Reference is also made to the Sanitary Authority's report dated December 18, 1959, as modified by Wilkins' assumption of the share allocated to Penn Hills Township.

SECTION 2. The Municipalities hereby designate and appoint the Sanitary Authority as their agency to construct, maintain and repair the Thompson Run Sewer for them, and the Sanitary Authority hereby agrees to act as such agency under the terms of this agreement.

SECTION 3. The Municipalities agree that the Thompson Run Sewer is a joint project that will benefit all of them; that such benefit will be in proportion to each Municipality's use of the entire sewer; and that each Municipality's proportion of the total cost of the entire sewer, based upon such use, is as follows:

Monroeville	70.64%
Wilkins	23.91%
Churchill	2.05%
Turtle Creek Borough	<u>3.40%</u>
Total	100.00%

The Municipalities therefore agree:

- (a) that all grants-in-aid (from any source) received by the Sanitary Authority in behalf of any one or more of them for any portion of the Thompson Run Sewer shall benefit all of them in said proportions;
- (b) that any grant or contribution received by any of them from any source toward the cost of the sewer shall be turned over to the Sanitary Authority, which shall credit

all the Municipalities for the amount thereof in the percentages above set forth; and

(c) that each Municipality will bear and pay its aforesaid percentage of all remaining costs and expenses relating in any way to any and every portion of the sewer.

SECTION 4. The Municipalities agree to pay to the Sanitary Authority, and the Sanitary Authority agrees to accept as compensation in full for all its services performed under the Design Agreement and to be performed by it hereunder until the completion of construction of the Thompson Run Sewer, the sum of Sixty Thousand Dollars (\$60,000), as follows:

	\$40,000.00 for engineering services
	5,000.00 for legal services
	<u>15,000.00 for administrative and fiscal services</u>
Total	\$60,000.00

The Municipalities shall pay said sum of \$60,000 to the Sanitary Authority not later than ten (10) days after the execution of this agreement, in the proportions set forth above in Section 3, less sums previously paid by them under the Design Agreement, namely:

		<u>Gross Amount</u>		<u>Am't paid under Design Agreement</u>	=	<u>Net Amount to be paid</u>
Monroeville	70.64%	\$42,384.00	-	\$14,140.00	=	\$28,254.00
Wilkins	23.91%	14,346.00	-	7,627.50	=	6,718.50
Churchill	2.05%	1,230.00	-	724.50	=	487.50
Turtle Creek Borough	<u>3.40%</u>	<u>2,040.00</u>	-	<u>2,500.00*</u>	=	<u>0.00</u>
	100.00%	\$60,000.00		\$25,000.00		\$35,460.00

* This \$460.00 overpayment shall be deducted from the amount to be paid by Turtle Creek Borough under Section 5 below.

The parties agree that the Sanitary Authority shall not be required to account for or to return to the Municipalities any portion of the aforesaid \$60,000.00, and that the Municipalities shall not be required to add thereto.

SECTION 5. Upon receipt of said additional sum of \$35,460.00, the Sanitary Authority shall promptly advertise, and if necessary readvertise, for bids for the construction of the Thompson Run Sewer.

As soon as possible after opening the construction bids, the Sanitary Authority shall submit to the Municipalities a report and recommendation for the award of the construction contract to the lowest responsible bidder. Such report shall set forth the total cost of the project and the portion thereof to be advanced to the Sanitary Authority by the Municipalities.

The total cost will include--in addition to the contract price of the construction contract and other costs as estimated by the Sanitary Authority--10% more as a reserve for contract extras and unforeseeable expenditures. The amount to be advanced by the Municipalities shall be such total cost minus the aggregate of (a) the \$60,000.00 mentioned above in Section 4, (b) the estimated total amount of approved Federal grants-in-aid and (c) any amounts actually received by the Sanitary Authority as contributions from others toward the cost of the Thompson Run Sewer.

The Municipalities agree to advance the total net sum to the Authority, in the proportions set forth above in Section 3, within thirty (30) days after receipt of the Sanitary Authority's report and recommendation, so that the Sanitary Authority may award the construction contract within sixty (60) days after having opened the bids therefor.

The Municipalities understand the need for speedy payment of the sums provided for in Sections 3 and 4 hereof (In order to assure the receipt of the 50% APW Federal grant, which is conditioned upon the start of construction within 120 days after the receipt by the Sanitary Authority of the APW Grant Offer). If any Municipality fails to pay its share promptly, one or more of the other Municipalities shall have the right to advance such share and receive repayment thereof from the delinquent Municipality.

The Sanitary Authority shall not be obliged to proceed further unless and until the Municipalities have advanced all such moneys in time to assure the complete financing of the entire construction cost.

SECTION 6. Promptly after the timely receipt of such moneys from the Municipalities, the Sanitary Authority shall award the construction contract and supervise the construction work with due diligence until the completion of the Thompson Run Sewer.

The Sanitary Authority shall keep full records of all costs of constructing the Thompson Run Sewer (except those of the Sanitary Authority itself, for which the Municipalities have agreed to pay \$60,000.00 as provided above in Section 4). All moneys received by it for such purpose shall not be expended for any other work, project or purpose.

The Sanitary Authority shall not be obliged to expend any of its own funds to pay any construction costs. If the cost of construction exceeds the total amount received by the Sanitary Authority from the Municipalities and others, the additional cost shall be advanced to the Sanitary Authority by the Municipalities, in the proportions set forth above in Section 3. Similarly, any unexpended funds remaining in the hands of the Sanitary

Authority after payment of all construction costs shall be refunded to them in the same proportions (except the unexpended portion, if any, of the aforementioned \$60,000.00).

SECTION 7. All real estate and easements required for the Thompson Run Sewer shall be acquired promptly by the Municipalities so that construction may proceed without delay. Each Municipality shall at its own cost and expense purchase or condemn such thereof as may be located within its corporate limits, but the total cost of all the required land and easements shall be borne by all the Municipalities in the proportions set forth above in Section 3; any overexpenditure by any Municipality shall be reimbursed to it by the others in order to accomplish the proper sharing of such total cost. The Sanitary Authority will assist the Municipalities by providing each Municipality with legal descriptions of the required land and easements within its corporate limits.

SECTION 8. Upon completion, the entire Thompson Run Sewer shall be owned jointly by all the Municipalities. Each Municipality shall have the percentage ownership interest listed above in Section 3, and each shall be responsible for the payment of its said share of the total cost of maintaining, repairing and renewing the sewer regardless of the location of the portion of the sewer that may require maintenance, repair or renewal. If any Municipality shall at any time expend more than its share of the cost thereof, by reason of the failure or refusal of any other Municipality to pay its own share promptly, such first Municipality shall be entitled to reimbursement of its overexpenditure from the delinquent Municipality or Municipalities.

SECTION 9. After the Thompson Run Sewer has been completed, it shall be maintained, repaired, renewed and reconstructed by the Sanitary Authority. If necessary, the Sanitary Authority shall prepare plans and specifications for major repairs or renewals, advertise for and award contracts therefor, and supervise the construction or repair work, in like manner as for the original construction of the Thompson Run Sewer.

It is expressly understood and agreed that the Sanitary Authority shall not be obliged to perform any of such services unless and until all moneys required to pay the cost thereof, as estimated by the Sanitary Authority and requested in writing by it, shall first have been received from the Municipalities. Monroeville, Wilkins, Churchill and Turtle Creek Borough hereby agree to advance such cost to the Sanitary Authority promptly, in the proportions set forth above in Section 3.

To enable the Municipalities' officials to provide therefor in their budgets, the Sanitary Authority shall prepare and submit to Monroeville, Wilkins, Churchill and Turtle Creek Borough annually, on or before the first day of October, an estimate of the cost of maintaining the Thompson Run Sewer during the ensuing calendar year, together with an estimate, if the need therefor can be foreseen, of the cost of repairs or renewals to be made during such year.

The Sanitary Authority shall keep records, separate and apart from its other books, records and accounts, of all costs and expenses having to do with operation, maintenance and repair of the Thompson Run Sewer, including the cost of its own personnel's salaries or wages for time spent thereon. All moneys advanced by the Municipalities for such purpose shall not be expended by the Sanitary Authority for any other work, project or purpose.

SECTION 10. The Municipalities covenant and agree that they shall be jointly responsible, in the proportions set forth in Section 3 hereof, for all damages that may result from the construction, operation and maintenance of the Thompson Run Sewer, including damages caused by the overflow of surface waters. The Sanitary Authority shall in no event be liable therefor, and the Municipalities jointly and severally covenant to indemnify the Sanitary Authority for, defend it against, and hold it harmless from all loss, cost, damage and expense. If any Municipality is required to pay damages in excess of its said proportions thereof, it shall be entitled to receive from the other Municipalities the portions thereof for which such other Municipalities are hereby made responsible.

SECTION 11. The Municipalities understand and agree that the Sanitary Authority shall in no event be obliged or forced to expend any of its own funds for or in connection with the Thompson Run Sewer, and they jointly and severally covenant to indemnify the Sanitary Authority for, defend it against, and hold it harmless from any and all loss, cost, damage and expense resulting from or arising out of its performance of any services relating to the Thompson Run Sewer.

Monroeville, Wilkins, Churchill and Turtle Creek Borough covenant and agree, with the Sanitary Authority and with each other, to advance to the Sanitary Authority promptly their respective shares of the cost of constructing, maintaining, repairing, renewing and reconstructing the Thompson Run Sewer.

If, in order to avoid delay in the work, any Municipality advances to the Sanitary Authority part or all of the share owing by one of the other Municipalities, the Municipality advancing such money in behalf of the other shall have the right to recover the same plus interest from the defaulting Municipality.

SECTION 12. This agreement incorporates the final understanding and agreement of the parties regarding the Thompson Run Sewer. It shall supersede all prior agreements, including particularly the Design Agreement, to the extent of any inconsistency with the provisions hereof.

IN WITNESS WHEREOF this agreement has been executed and delivered by the Borough of Monroeville pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of August, 1963.

Attest: BOROUGH OF MONROEVILLE

Borough Secretary By _____
President of Council

Approved as to form:

Borough Solicitor

by the Township of Wilkins pursuant to its Ordinance No. 316 duly enacted and approved on the 12th day of August, 1963.

Attest: TOWNSHIP OF WILKINS

M. Joe Martinelli
Township Secretary By George Torado
President of the Board
of Township Commissioners

Approved as to form:

Township Solicitor

by the Borough of Churchill pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of August, 1963.

Attest: BOROUGH OF CHURCHILL

Borough Secretary By _____
President of Council

Approved as to form:

Borough Solicitor

by the Borough of Turtle Creek pursuant to its Ordinance No. _____ duly enacted and approved on the _____ day of August, 1963.

Attest:

BOROUGH OF TURTLE CREEK

Borough Secretary

By _____
President of Council

Approved as to form:

Borough Solicitor

and by Allegheny County Sanitary Authority pursuant to Resolution duly adopted by its Board on the _____ day of August, 1963.

Attest:

ALLEGHENY COUNTY SANITARY AUTHORITY

Secretary

By _____
Chairman

Approved as to form:

Chief Counsel

SECTION 2. All sums required by the foregoing agreement to be paid by the Township of Wilkins are hereby authorized and appropriated for such purposes.

SECTION 3. 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 this 12th day of August, 1963.

ATTEST:

M. J. Martinelli
Township Secretary

George Torado
President of the Board of
Township Commissioners

Recorded in Ordinance Book Volume 3,
page 115 this 13th day of August, 1963.

M. J. Martinelli
Township Secretary

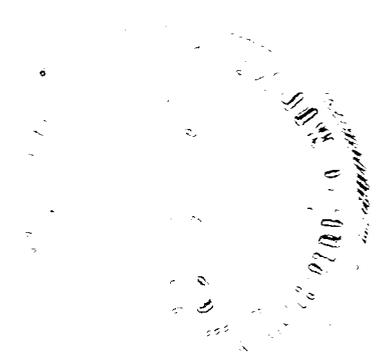
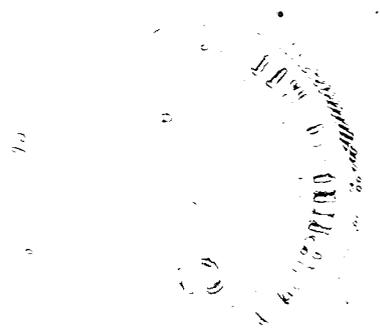
Certification

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 316 duly and regularly adopted by the Board of Township regular Commissioners of the Township of Wilkins at a special meeting held on August 12, 1963, a full quorum being present.

BBG491

Witness my signature and the official seal of the Township of
Wilkins this 13th day of August, 1963.

M. Joe Martinelli
Township Secretary



ORDINANCE NO. 317

AN ORDINANCE PROVIDING FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS IN AN UNNAMED STREET KNOWN AS RAILROAD STREET FROM LARIMER AVENUE IN A SOUTHEASTERLY DIRECTION APPROXIMATELY TWO HUNDRED FEET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF BY THE TOWNSHIP OF WILKINS.

The Township of Wilkins hereby ordains as follows:

SECTION I. An unnamed street sometimes known as Railroad Street in the Township of Wilkins from Larimer Avenue, southeasterly therefrom for a distance of approximately two hundred feet shall be paved to a width of twenty-four (24) feet and the necessary grading, curbing and storm drainage facilities installed.

SECTION II. The whole of the work necessary for said improvement shall be done by the Township Road Department under the supervision of the Road Committee.

SECTION III. The costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the same is hereby appropriated therefore out of the funds now or hereafter in the Treasury.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 9th day of September, 1963, a full quorum being present.

BOARD OF COMMISSIONERS
OF THE TOWNSHIP OF WILKINS

By George Torado
President

ATTEST:

M. Joe Mastinelli
Secretary

BBG491

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ORDINANCE NO. 318

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 224 AS RE-ENACTED BY ORDINANCE NO. 305 BY CHANGING THE PROVISIONS RELATING TO FINES AND PENALTIES FOR VIOLATIONS OF SAID ORDINANCE BY FAILURE TO FILE PROPER TAX RETURNS OR MAKE PAYMENTS OF TAXES WHEN DUE.

BE IT ORDAINED AND ENACTED BY THE AND IT IS HEREBY ORDAINED AND ENACTED BY THE TOWNSHIP OF WILKINS:

SECTION I: That sub section (a) of section X of Ordinance 224 as re-enacted by Ordinance 305 be and hereby is amended to read as follows:

(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 any thing 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, but not less than TEN DOLLARS (\$10.00) for the first offense, TWENTY FIVE DOLLARS (\$25.00) for the second offense, FIFTY DOLLARS (\$50.00) for the third offense and SEVENTY FIVE DOLLARS (\$75.00) for the fourth offense, 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.

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

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 11th day of November, 1963, a quorum being present.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

ATTEST:

M. Joe Martinelli
Secretary

BY George Torado
President

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ORDINANCE NO. 319

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RE-ENACTING AND READOPTING ORDINANCE NO. 305 WHICH BY REFERENCE RE-ENACTED 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 AS AMENDED AUTHORIZING A TAX ON THE EARNED INCOME OF CITIZENS OF THE TOWNSHIP OF WILKINS AND OTHERS EARNING AN INCOME WITHIN THE SAID TOWNSHIP OF WILKINS.

KNOW 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. 305 re-enacting by reference Ordinance No. 150 authorizing a tax on Mechancial Amusement Devices, Ordinance No. 202 authorizing a tax on the Transfer of Real Estate and Ordinance No. 224 as amended 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, 1964 and ending December 31, 1964.

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 as amended 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 11th day of November, 1963, a quorum being present.

ATTEST:

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

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

BY George Porado
George Porado, President of the Board of Commissioners

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ORDINANCE NO. 320

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
REQUIRING THE REMOVAL OR REPAIR OF DANGEROUS
STRUCTURES TITLED IN THE NAME OF FELIX
VALMAGINI AND MARY VALMAGINI, GEORGE WAGNER
AND MILDRED E. WAGNER, PETER PAYNE AND MARY
PAYNE, MARTHA MCINTYRE, JOHN O'BRIEN AND
CHARLES R. TREVASKIS, PROVIDING FOR THE
DEMOLITION THEREOF BY THE TOWNSHIP OF WILKINS
AND FOR THE FILING OF A MUNICIPAL CLAIM.

WHEREAS, investigation by officials of the Township of Wilkins, officials of the Township's Volunteer Fire Company's and by officials of the Health Department of the County of Allegheny, has revealed that structures located on the properties hereinafter described are dilapidated, vacant, dangerous to health and safety and deemed nuisances within the meaning of the Act of Assembly of the Commonwealth of Pennsylvania, June 24, 1931, P.L. 1206 Art. XV, Section 1502, cl XXVI, as supplemented and amended:

AND WHEREAS it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition.

It is hereby ordained and enacted by the Township of Wilkins as follows:

Section I. The following structures situate in the Township of Wilkins, Allegheny County, Pennsylvania are hereby declared to be dangerous structures and nuisances:

(a) One and one-half story frame bungalow erected upon property situate on Wallace Avenue; said property being identified as Lot Nos. 35 and 36 in the Pennwood Farms Plan, PBV 26, pp. 136-137 and designated as Block 373-L, Lot 174 in the Deed Registry Records of Allegheny County, Pa. Owner of Record: Felix Valmagini (also known as Valmagina) and Mary Valmagini, his wife.

(b) Two story frame and shingle house erected upon property situate on Beaver Avenue, said property being identified as Lot No. 212 in the Rose Hill Plan, PBV 18, p. 137 and designated as Block 454-N Lot 209 in the Deed Registry Records of Allegheny County, Pennsylvania. Owner of Record: George Wagner and Mildred E. Wagner, his wife.

(c) Two story frame house and one story frame shingle house erected upon property situate on Highland Avenue, said property being identified as Lot Nos. 125 and 126 in the Trevaskas Terrace Plan, PBV 23, page 25 and designated as Block 445-E Lot 263 in the Deed Registry Records of Allegheny County, Pennsylvania. Owner of Record: Peter Payne and Mary Payne, his wife.

(d) Two story frame house erected upon property situate on the corner of Farnsworth Road and Coal Stree, said property being identified as Lot No. 63, Section D in New York and Cleveland Gas and Coal Company Plan, PBV 5, p. 16-17 and designated as Block 454-C Lot 72 in the Deed Registry Records of Allegheny County, Pennsylvania. Owner of Record: Martha McIntyre.

(e) Two story frame house erected upon property situate on Curry Avenue; said property being identified as Lot No. 50, Section D, in the New York and Cleveland Gas and Coal Company Plan, PBV 5, p. 16-17 and designated as Block 454-G Lot 255 in the Deed Registry Records of Allegheny County, Pennsylvania. Owner of Record: John O'Brien or his heirs.

(f) Two story frame house erected upon property situate on Clugston Avenue; said property being identified as Lot No. 232 in the Trevaskis Terrace Plan P.B.V. 23, Page 25 and designated as Block 455-E Lot 182 in the Deed Registry Records of Allegheny County, Pennsylvania. Owner of Record: Charles R. Trevaskis.

SECTION II. The owners of the structures above described must commence the repair or removal of said structures within ten days of notice so to do and must complete the repair or removal within thirty (30) days thereof.

SECTION III. The notice to repair or remove shall be given to said owners in writing by registered or certified mail to their last known address and where no address is known the notice shall be posed upon the property declared to have a nuisance erected thereon.

SECTION IV. In the event the owner of any dangerous structure fails to commence or complete repairs or removal, after notice, within the time limits prescribed by such notice the proper Township officials are hereby authorized to advertise for bids for demolition of such structure and the restoration of the land to its natural state and to enter into a contract with the lowest responsible bidder or if feasible the work may be done in shole or in part by Township employees.

SECTION V. The proper Township officials and Solicitor are hereby authorized and directed to file a Municipal Claim and lien against the lot or lots appurtenant to any structure razed by the Township of Wilkins, said Municipal Claim to be for the costs and expenses incurred by the Township of Wilkins in connection therewith together with a penalty of ten (10) per cent as provided by law or the said costs and expenses may be collected by action in assumpsit against the owners of said dangerous structures.

SECTION VI. Any ordinance or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 9th day of December, 1963.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

BY George Forado
President

ATTEST:

M. J. Martinelli
Secretary



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ORDINANCE NO. 321

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE APPROPRIATION OF FUNDS IN EXCESS OF ESTIMATED RECEIPTS TO CERTAIN DEPLETED 1963 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1963 Budget Ordinance (No. 309) have been or are about to be depleted to the extent of the total sum of \$4,120.00 and;

WHEREAS, the actual receipts for the year 1963 are ascertained to be in excess of \$10,000.00 over and above the total amount estimated in addition to the \$1,140.00 un-appropriated.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following additional appropriations be authorized:

<u>Function</u>	<u>Code No.</u>	<u>Amount</u>
<u>Administration:</u>		
General Liability Insurance	101i3	\$ 365.00
Other Administration Expenses	101y	100.00
<u>Municipal Building:</u>		
Fire Insurance	103i1	5.00
<u>Police:</u>		
Uniform Allowance	201d2	200.00
<u>Sanitary:</u>		
Rubbish Disposal	303w	300.00
<u>Highway:</u>		
Wages of Employees	401Ab	100.00
Materials	401Ad2	2,600.00
Fuel	401Ae3	150.00
Compensation Insurance	401Ai2	300.00
Total additional appropriations.		\$4,120.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 9th day of December, 1963, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

By George Prado
George Prado, President

ATTEST:

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

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ORDINANCE NO. 322

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 266 BY ELIMINATING THE REQUIREMENT THAT ONE MEMBER OF THE POLICE CIVIL SERVICE COMMISSION SHALL AT ALL TIMES BE A TOWNSHIP COMMISSIONER.

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. Section VI of Ordinance No. 266 which reads as follows:

SECTION VI. The Commissioners of Wilkins Township hereby appoint as members of said Civil Service Commission the following named persons for the terms 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;

is hereby deleted from Ordinance No. 266.

SECTION II. Deletion of said Section VI of Ordinance No. 266 shall not affect the appointment, tenure and actions of those persons initially appointed in said Ordinance.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of January, 1964.

ATTEST:

TOWNSHIP OF WILKINS

M. J. Martinelli
Secretary

By *Harry M. Fergall*
President of the
Board of Commissioners

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ORDINANCE NO. 323

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING SECTION 1 OF ORDINANCE NO. 296
RELATIVE TO THE REGULAR MEETING OF THE
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 the authority of the same that Section 1 of Ordinance No. 296 adopted on the 2nd day of January, 1962 which reads as follows:

'All regular meetings of the Board of Commissioners of the Township of Wilkins shall be held on the second Monday of each month at 8:00 o'clock P. M. using the then prevailing time whether Eastern Standard Time or Daylight Savings Time. In the event the aforementioned date falls on a legal holiday, the meeting shall be held on the following Wednesday.'

is hereby amended to read as follows:

'All regular meetings of the Board of Commissioners of the Township of Wilkins shall be held on the first Monday of each month at 8:00 o'clock P. M. using the then prevailing time whether Eastern Standard Time or Daylight Savings Time. In the event the aforementioned date falls on a legal holiday, the meeting shall be held on the following Wednesday.

BE IT FURTHER ORDAINED AND ENACTED that any Ordinances, Resolutions, or parts thereof, conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, this 6th day of January, 1964, a quorum being present.

TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

M. J. Martinelli
Secretary

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ORDINANCE NO. 324

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
PROHIBITING THE DISCHARGE OF FIRE ARMS
OR AIR GUNS AND PROHIBITING HUNTING
WITHIN THE TOWNSHIP OF WILKINS AND
PROVIDING PENALTIES FOR THE VIOLATION
THEREOF.

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

SECTION I. The purpose of this ordinance is to prohibit the hunting of game and discharge of firearms in the Township of Wilkins thereby creating conditions promoting the health, safety, morals and general welfare of the residents of the Township of Wilkins.

SECTION II. Definitions.

A. Game: Any wild birds or wild animals or reptiles whether protected or unprotected under the Game Laws of the Commonwealth of Pennsylvania.

B. Firearm: Any rifle, shotgun, carbine, revolver, pistol or any other mechanism capable of firing a percussion cartridge and ejecting a projectile therefrom.

C. Air Gun: Any gun which discharges metal missiles through a smooth barrel and derives its force from a spring which is set by a cocking device.

D. Hunting: Any searching for, stalking, pursuing or attemptint to kill, with fire arms or bow and arrow, any game.

E. Person: Every natural person, corporation, partnership or association.

SECTION III. No person shall fire or discharge any firearm or air gun anywhere within the Township of Wilkins.

SECTION IV. The hunting of game in the Township of Wilkins is hereby prohibited. This section shall not be construed to prohibit any person from trapping game in such manner as permitted by the Game Laws of the Commonwealth of Pennsylvania.

SECTION V. The parent or legal guardian of any person within the jurisdiction of the Juvenile Court of Allegheny County, Pennsylvania, who knowingly permits such child to violate the provisions of this ordinance, shall upon conviction be subject to the penalties herein provided.

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SECTION VI. It shall be the duty of the municipal police employed by the Township of Wilkins to enforce the provisions of this Ordinance and to make informations and arrests for violation thereof.

SECTION VII. For each and every violation of the provisions of this Ordinance, any person violating same, shall upon summary conviction before any Justice of the Peace of the said Township, be sentenced to pay a fine of not less than Ten (\$10.00) Dollars nor more than Three Hundred (\$300.00) Dollars and costs of prosecution and in default of the payment thereof shall be sentenced and committed to imprisonment for a period not exceeding thirty (30) days.

SECTION VIII. If any provision of this Ordinance be declared invalid the same shall not affect the validity of the Ordinance as a whole and to this end the provisions of this Ordinance are declared to be severable.

SECTION IX. All Ordinances or parts of ordinances conflicting with this ordinance are hereby amended or repealed insofar as they are inconsistent therewith.

ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of March, 1964.

TOWNSHIP OF WILKINS

By Harry McFezell
President of the Board of
Commissioners

ATTEST:

M. J. Martelli
Secretary

ORDINANCE NO. 325

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1964 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HERINAFTER 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 1964, 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 1964 the following amounts are hereby appropriated from the revenues available for the current year and 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	\$ 30,923.24
Receipts from Realty Tax	141,576.76
From Taxes of Prior Years	6,500.00
Other Revenue Receipts	92,700.00
Miscellaneous Non-Revenue Receipts	<u>3,200.00</u>
TOTAL ESTIMATED RECEIPTS AND CASH	\$274,900.00

Appropriations:

General Township Government	\$ 48,455.00
Protection to Persons & Property	80,650.00
Health and Sanitation	14,800.00
Highways (Includes St. Lights)	68,500.00
Miscellaneous	44,100.00
Debt Service	<u>18,000.00</u>
TOTAL APPROPRIATIONS	\$274,505.00
UN-APPROPRIATED BALANCE	<u>\$ 395.00</u>

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.

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ORDINANCE NO. 326

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
LAYING OUT, OPENING AND ADOPTING AS A
PUBLIC STREET, A STREET TO BE DESIGNATED
AS RAILROAD STREET, AND FIXING AND RE-
GULATING THE WIDTH AND GRADES THEREOF.

The Township of Wilkins hereby ordains as follows:

SECTION I. The following street, which is hereby designated as Railroad Street, is hereby laid out, opened and ordained as a public street in the Township of Wilkins; the centerline of the improved surface being more particularly described as follows:

BEGINNING at a point on the southerly right of way line of Larimer Avenue in Section C., New York and 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, Pa. in Plan Book Volume 5, pages 14 and 15, said point of beginning being distant North 48° 20' East 24.19 feet measured along the Southerly right of way line of Larimer Avenue from its intersection with the dividing line between lots numbered 3 and 4 in said plan; thence from said point of beginning through lots numbered 4 and 25 South 32° 08' East a distance of 100.05 feet to a point of curve; thence continuing through lots numbered 25 and 26 and extending into an unimproved 30 foot street locally known as Railroad Street by the arc of a circle deflecting to the left and having a radius of 109.50 feet, an arc distance of 132.30 feet to a point of tangency; thence continuing through said unimproved 30 foot street North 66° 50' East, a distance of 9.73 feet to a point which is distant 242.08 feet southeastwardly from Larimer Avenue.

The improved surface having a variable width of from 24.50 feet to 26.50 feet plus widening at its intersection with Larimer Avenue and occupying parts of lots numbered 4, 25, 26 and 27 and a part of an unimproved 30 foot street locally known as Railroad Street, all as shown on the accompanying plan, which plan is on file in the office of the Secretary of the Township of Wilkins, Municipal Building, 110 Peffer Road, Wilkins Township, Pennsylvania.

SECTION II. The grade of the Center line of said Railroad Street is established as follows:

BEGINNING at a point at the intersection of the above described Railroad Street with the southerly right of way line of Larimer Avenue at an elevation 773.54 feet, Sandy Hook Datum; thence for 23.98 feet of the convex parabolic curve which is formed by the intersection of a falling grade of 6.00 feet per 100 feet with a falling grade of 11.00 feet per 100 feet to a point at an elevation 771.38 feet; thence by a uniform falling grade for 58.00 feet to a point at an elevation 765.00 feet; thence by a concave parabolic curve for 30 feet to a point at an elevation 762.78 feet; thence by a uniformly falling grade for 40.00 feet to a point at an elevation 761.26 feet; thence by a concave parabolic curve for 30 feet to a point at an elevation 760.38 feet; thence by a uniformly falling grade for 60.10 feet to a point which is 242.08 feet southeastwardly from Larimer Avenue at an elevation 759.14 feet above Datum.

Ordained and enacted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of March, 1964.

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TOWNSHIP OF WILKINS

By Harry M. Feazell
President of Board of Commissioners

ATTEST:

M. J. Martenelli
Secretary

ORDINANCE NO. 327

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RESTRICTING THE USE OF COMMERCIAL MOTOR VEHICLES HAVING EXCESSIVE GROSS WEIGHTS AND PROHIBITING THE USE OF COMMERCIAL MOTOR VEHICLES UPON DESIGNATED HIGHWAYS; PROVIDING FOR SPECIAL PERMITS AND BONDS AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP OF WILKINS AND IT IS HEREBY ORDAINED AND ENACTED BY THE AUTHORITY OF THE SAME:

BRG491

75 PS 102 SECTION I. The words "commercial motor vehicle", "highway", "peace officer" and "person" shall be defined as set forth in "The Vehicle Code" of the Commonwealth of Pennsylvania.

75 PS 1101 SECTION II. Commercial motor vehicles shall not be used or operated on any highway maintained by the Township of Wilkins, having a gross weight, including chasis, body and load in excess of 8 tons (16000 gross pounds).

SECTION III. Commercial motor vehicles having a gross weight including chasis, body and load in excess of 6 tons (12000 gross pounds) shall not be used or operated on any highway maintained by the Township of Wilkins when such highway traverses a bridge or when any portion of such highway is protected, supported or abutted by a wall, cribbing or other structure designed to protect or support any portion of the highway.

75 PS 904 SECTION IV. Any peace officer who shall be in uniform having reason to believe that the gross weight of a vehicle or combination of vehicles is in excess of the limits provided herein is authorized to arrest the progress of such vehicle to prevent damage or deterioration of the highway and upon finding excess weight to require the person operating same to unload excess weight.

75 PS 1103 SECTION V. Commercial motor vehicles, regardless of weight, shall not be used or operated except for local service on the following highways:

- | | |
|-------------------------|------------------|
| Jefferson Heights Drive | Lucia Road |
| Dunbar Drive | Lucinda Drive |
| Kingston Drive | Cline Street |
| Sunset Drive | Powell Street |
| Elizabeth Street | Dorothy Street |
| Alpine Boulevard | Quarry Street |
| Stevendale Drive | Grandview Avenue |
| Roland Road | Gardenia Drive |
| | Hawthorne Drive |

Local service is hereby defined as being the operation and use of commercial motor vehicles upon trips which originate in or terminate in the Township of Wilkins.

75 PS 905

SECTION VI. The Board of Commissioners may, at their discretion, upon good cause being shown therefore, upon application in writing accompanied by a fee as provided by resolution of the Board of Commissioners, issue special permits in writing, authorizing the applicant to operate or, move upon any highway maintained by the Township of Wilkins, a commercial vehicle exceeding the maximum weight specified in this act or a commercial vehicle on a highway upon which it is otherwise prohibited.

Any such permit shall be subject to such rules and regulations and any other conditions or restrictions, including the obligation on the part of the permittee to restore or replace any section of highway or bridge or wall, cribbing or other structure designed to protect or support any highway, damaged as a result of such movement, whether or not the same was attributable to negligence on the part of the permittee, as shall be deemed necessary by the Board of Commissioners. The Board of Commissioners may in their discretion require from the permittee a bond, guaranteeing the replacement or restoration of such highway damage, with sufficient surety in such amount as the Board of Commissioners shall, in their discretion, find necessary.

Every such permit shall be carried in the vehicle to which it refers, shall be open to inspection by any peace officer and shall be revocable at any time at the discretion of the Board of Commissioners.

75 PS 1101

SECTION VII. There shall be erected and maintained by the Township of Wilkins, official signs designating the applicable provisions of this ordinance, whether weight restrictions or commercial vehicle prohibition, at each end of the highway affected thereby and at intersections thereof.

75 PS 1215

SECTION VIII. Any person refusing to unload excess weight when so by a peace officer in uniform or violating any of the other provisions of this ordinance shall, upon summary conviction before a Justice of the Peace, be sentenced to a fine of \$50.00 and costs of prosecution, and in default of the payment thereof, shall undergo imprisonment in the Allegheny County Jail for a period not exceeding ten days.

SECTION IX. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby amended or repealed insofar as they are inconsistent therewith.

SECTION X. The provisions of this Ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance.

ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of March, 1964.

TOWNSHIP OF WILKINS

By Harry M. Fessell
President of the Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

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[Faint, illegible handwriting]

[Faint, illegible handwriting]



ORDINANCE NO. 328

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING AND DIRECTING THE PROPER
OFFICERS TO EXECUTE AND DELIVER TO
WILKINS TOWNSHIP VOLUNTEER FIRE COMPANY
#1 A DEED FOR CERTAIN REAL ESTATE.

BE IT ORDAINED AND IT HEREBY IS ORDAINED BY THE TOWNSHIP OF WILKINS:

SECTION 1. The proper officers of the Township of Wilkins are hereby authorized and directed to execute and deliver a deed to the Wilkins Township Volunteer Fire Company #1 for the following property:

ALL that certain lot or piece of ground situate in the Township of Wilkins, Allegheny County, Pennsylvania being part of Lot No. 5, part of Lot No. 25 and part of Lot No. 26 in the New York and Cleveland Gas Coal Company Plan of Lots, Section C, as recorded in Plan Book Volume 5, pages 14 and 15 and more particularly bounded and described as follows:

BEGINNING at the point of intersection of the dividing lines between Lots Nos. 5, 6, 26 and 27 in said Plan; thence along the line dividing Lots Nos. 26 and 27, South 28° 45' East, a distance of 88.74 feet to a point on said dividing line; thence by a curved line through Lot No. 26 and through Lot No. 25 which line is the arc of a circle curving to the right having a radius of 92.50 feet, an arc distance of 99.79 feet to a point of tangency in Lot No. 25; thence continuing through Lot No. 25 North 32° 08' East, a distance of 6.69 feet to a point on the line dividing Lots Nos. 25 and 4; thence along said dividing line and the line dividing Lots Nos. 26 and 5 North 57° 29' East a distance of 16.95 feet; thence North 28° 45' West a distance of 2.53 feet to a point in Lot No. 5; thence North 57° 29' East a distance of 26.50 feet to a point; thence South 28° 45' East a distance of 2.53 feet to a point on the line dividing Lots Nos. 26 and 5; thence along said dividing line North 57° 29' East a distance of 10.61 feet to the point at the place of beginning.

TOGETHER with and subject to easements set forth in prior deeds of record.

HAVING erected thereon a fire house.

SECTION II. The Wilkins Township Volunteer Fire Company #1 shall use the property above described primarily for municipal purposes; namely, a fire station and no consideration shall be paid for the property.

ORDAINED and ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of April, 1964.

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TOWNSHIP OF WILKINS

BY Harry M. Feazell
President of the Board of
Commissioners

ATTEST:

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

ORDINANCE NO. 329

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, CREATING THE OFFICE OF THE TOWNSHIP MANAGER AND PROVIDING THE MANNER OF FILLING SAID OFFICE, THE AMOUNT OF BOND, METHOD OF COMPENSATING SUCH OFFICER AND THE POWERS AND DUTIES OF SAID OFFICE.

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 as follows:

SECTION 1. CREATION OF THE OFFICE: The Office of Township Manager is hereby created by the Township of Wilkins.

SECTION 2. APPOINTMENT AND REMOVAL: The Manager shall be appointed for an indefinite term by a majority of all members of the Board of Commissioners. The Manager shall serve at the pleasure of the Board of Commissioners and he may be removed at any time by a majority vote of all its members. At least thirty days before such removal is to become effective, the Board of Commissioners shall furnish the Manager with a written statement setting forth its intention to remove him and the reasons therefore. The Manager shall give the Board of Commissioners at least thirty days notice of his intention to resign.

SECTION 3. QUALIFICATIONS: The Manager shall be chosen solely on the basis of his executive and administrative abilities, with special reference to the duties of his office as herein outlined. The Manager need not be a resident of the Township of Wilkins or of the Commonwealth of Pennsylvania at the time of his appointment, but during the tenure of his office he may reside outside the Township of Wilkins only with the approval of the Board of Commissioners. If the Board of Commissioners fails within a reasonable time, not to exceed sixty days after the appointment, to approve the Manager's residence outside the Township of Wilkins he must immediately become and during his tenure remain, a resident of the Township of Wilkins.

SECTION 4. BOND: Before entering upon his duties, the Manager shall give a bond to the Township of Wilkins with a bonding company as surety, to be approved by the Board of Commissioners, in the sum of \$5,000.00 conditioned upon the faithful performance of his duties, the premium for said bond to be paid by the Township of Wilkins.

SECTION 5. MANAGER'S COMPENSATION: The salary of the Township Manager shall be fixed from time to time by Ordinance.

SECTION 6. POWERS AND DUTIES: Subsequent to his appointment and after assuming office, the Manager shall be the Chief Administrative Officer of the Township of Wilkins. He shall be responsible to the Board of Commissioners as a whole for the proper and efficient administration of the affairs of the Township of Wilkins. The powers and duties of administration of all Township business shall be vested in the Manager, unless expressly imposed or conferred by statute upon other Township Officers.

Subject to recall by ordinance of the Board of Commissioners, the powers and duties of the Township Manager shall include the following:

1. He shall be the Township Secretary, Building Inspector and Zoning Officer.
2. He shall supervise and be responsible for the activities of all municipal departments.
3. He shall hire and when necessary for the good of the service, shall suspend, any employee under his supervision, provided that persons covered by the Township Personnel Ordinance and the Civil Service provision of the Township Code shall be hired, suspended or discharged in accordance with such provisions, and provided further that the Manager shall report, at the next meeting thereafter of the Board of Commissioners, any action taken by authority of this subsection.
4. He shall have the power to fix wages and salaries of all personnel under his supervision, within a range previously determined by the Board of Commissioners.

5. He shall prepare and submit to the Board, before the close of each fiscal year, an explanatory budget message. In preparing the budget, the Manager, shall obtain from the head of each department, agency or board, or any qualified officer thereof, estimates of revenues and expenditures and such other supporting data as he requires. The Manager shall review such estimates with the Finance Committee Chairman and may revise them before submitting the budget to the Board of Commissioners.

6. He shall be responsible for the administration of the budget after its adoption by the Board of Commissioners.

7. He shall, with the Finance Committee, and in conjunction with the preparation of the yearly budget, develop long-range fiscal plans for the municipality, such plans to be presented annually to the Board of Commissioners for its review and adoption.

8. He shall hold such other municipal offices and head such municipal departments as the Board of Commissioners may from time to time direct.

9. He shall attend meetings of the Board and upon request, its committees with the right to take part in the discussions and he shall receive notice of all special meetings of the Board and its committees.

10. He shall prepare the agenda for each meeting of the Board of Commissioners and supply facts pertinent thereto.

11. He shall keep the Board informed as to the conduct of Township affairs submit periodic reports on the condition of the Township finances and such other reports as the Board requests; and make such recommendations to the Board as he deems advisable.

12. He shall submit to the Board of Commissioners, as soon as possible after the close of the fiscal year, a complete report on the finances and the administrative activities of the Township for the preceding year.

13. He shall see that the provisions of all franchises, leases, permits and privileges granted by the Township are observed.

14. He may employ, by and with the approval of the Board, experts and consultants to perform work and to advise in connection with any of the functions of the Township.

15. He shall attend to the letting of contracts in due form of law, and he shall supervise the performance and faithful execution of the same except insofar as such duties are expressly imposed by statute upon some other Township Officer.

16. He shall see that all money owed the Township is promptly paid and that proper proceedings are taken for the security and collection of all the Township's claims.

17. He shall be the Purchasing Officer of the Township and he shall purchase in accordance with the provisions of the Township Code, all supplies and equipment for the agencies, boards, departments and other offices of the Township. He shall keep an account of all purchases and shall, from time to time or when directed by the Board, make a full written report thereof. He shall also issue rules and regulations, subject to the approval of the Board, governing the procurement of all municipal supplies and equipment.

18. All complaints regarding Township services shall be referred to the Office of the Manager. He or any Department Head designated by him, shall investigate and dispose of such complaints, and the Manager shall report thereon to the Board of Commissioners.

SECTION 7. PROCEDURAL LIMITATIONS ON THE BOARD OF COMMISSIONERS: Neither the Board, its members, nor its committees shall dictate or influence or attempt to dictate or influence the hiring of any person to, or his discharge from, municipal employment by the Manager, or in any manner take part in the hiring, suspending or discharging of employees in the administrative service of the Township except as required by the civil service provisions of the First-Class Township Code. Other than for the purposes of inquiry, the Board of Commissioners or any of its members or any of the Board's committees or its members shall deal with the administrative service solely through the Township Manager and neither the Board nor any of its members, not any of the

ORDINANCE NO. 330

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AN AMENDMENT TO THE AGREEMENT ENTERED INTO BETWEEN THE BOROUGH OF FOREST HILLS AND THE TOWNSHIP OF WILKINS PURSUANT TO ORDINANCE NO. 281.

The Township of Wilkins hereby ordains as follows:

Section 1. The proper officers of the Township of Wilkins are hereby authorized and directed to enter into and execute an agreement with the Borough of Forest Hills amending Article II, Paragraph 5 of the Agreement heretofore entered into between said municipalities dated December 21, 1960, so that said Paragraph shall read substantially as follows:

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.
4. 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
 - (d) For one communications unit installed in the Road Department Jeep Fifty (\$50.00) Dollars per annum
 - (e) For not more than four walkie-talkie units for use by the Police Department Fifty (\$50.00) Dollars per annum for each unit

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Section 2. Any Ordinance or part of any Ordinance conflicting with the provisions of this Ordinance is hereby repealed insofar as it affects this Ordinance.

ORDAINED AND ENACTED into law this 4th day of May, 1964.

TOWNSHIP OF WILKINS

BY Harry M. Fezell
President of the Board
of Commissioners

ATTEST:

M. Joe Martonelli
Secretary

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.....

ORDINANCE NO. 331

AN ORDINANCE AUTHORIZING AND DIRECTING THE ACCEPTANCE OF A DEED OF DEDICATION FROM THE EASTMONT CIVIC ASSOCIATION, INC. TO THE TOWNSHIP OF WILKINS, FOR CERTAIN LAND SITUATE IN THE TOWNSHIP OF WILKINS TO BE USED BY THE TOWNSHIP OF WILKINS FOR CIVIC AND RECREATIONAL PURPOSES.

WHEREAS, the Eastmont Civic Association, Inc. is the owner of the property hereinafter described;

AND WHEREAS, the Eastmont Civic Association, Inc., through its duly authorized representatives offered to dedicate said property to the Township of Wilkins for civic and recreational purposes without consideration;

NOW THEREFORE, BE IT ORDAINED AND IT HEREBY IS ORDAINED by the Township of Wilkins as follows:

SECTION I. The Township Solicitor shall make or cause to be made a title examination of the land offered to the Township by the Eastmont Civic Association, Inc. and shall report thereon to the Board of Commissioners.

SECTION II. After consideration of the report of said title examination by the Board of Commissioners and upon motion duly made and passed by the Board of Commissioners, the proper Township officers are authorized and directed to accept and record in the Office of the Recorder of Deeds for Allegheny County, a deed from the Eastmont Civic Association, Inc. to the Township of Wilkins dedicating the tract of land situate in the Township of Wilkins and more particularly bounded and described as follows:

BEGINNING at a point on the southeasterly corner of Lot No. 602 in Eastmont Plan of Lots No. 6, as recorded in the Recorder's office of Allegheny County, Pennsylvania, in Plan Book Vol. 52, page 43, which point is a corner common to Lots Nos. 602 and 603 in said plan, and a tract of land conveyed by deed dated February 21, 1958, to Kathleen M. Schwenkenberg; thence along the line of said Eastmont Plan of Lots No. 6 North 5° 01' 10" West 138.21 feet to the line of Eastmont Plan of Lots No. 3, as recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 87 and 88; thence along said Eastmont Plan of Lots No. 3, North 34° 57' 53" East, 216.47 feet to a point; thence continuing along the same in an easterly direction by the arc of a circle curving to the right and having a radius of 167.36 feet a distance of 106.49 feet to a point; thence continuing along the same, North 71° 25' 23" East 205.50 feet to a point on line of Eastmont Plan of Lots No. 2, as recorded in the Recorder's Office of Allegheny County, Pennsylvania, in Plan Book Vol. 51, pages 8, 9 and 10; thence along said Eastmont Plan of Lots No. 2,

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South 42° 29' 07" East, 150 feet to a point; thence continuing along the same in a southeasterly direction by the arc of a circle curving to the right and having a radius of 270 feet, a distance of 57.02 feet to a point; thence continuing along the same South 30° 23' 07" East, 512.03 feet to a point; thence continuing along the same in a southeasterly direction by the arc of a circle curving to the left and having a radius of 380 feet, a distance of 254.52 feet to a point; thence continuing along the same South 3° 11' 22" East, 609.61 feet to a point on line of Eastmont Plan of Lots No. 7 as recorded in the Recorder's Office of said County in Plan Book Vol. 52, pages 44, 45, etc.; thence along the line of said Eastmont Plan of Lots No. 7, South 59° 15' 39" West, 239.45 feet to a point; thence continuing along the same in a southwesterly direction by the arc of a circle, curving to the left and having a radius of 500 feet, a distance of 145.23 feet to a point; thence continuing along the same South 42° 37' 08" West, 393.11 feet to a point; thence continuing along the same South 47° 22' 52" East, 150 feet to the Northwesterly line of Frazier Drive shown on said Eastmont Plan of Lots No. 7; thence along the northwesterly line of said Frazier Drive, South 42° 37' 08" West, 8.78 feet to a point; thence across Frazier Drive, South 47° 22' 52" East, 25 feet to the center line extended of said Frazier Drive on the line of land heretofore conveyed to Eastmont Civic Association; thence along the center line extended of said Frazier Drive and along the line of land of Eastmont Civic Association, South 42° 37' 08" West, 53.295 feet to line of land now or late of Bock; thence along the line of land now or late of Bock in a northwesterly direction 228 feet, more or less, to line of land now or late of Abe Miller; thence along the line of land now or late of Abe Miller in a northeasterly direction, 860 feet, more or less, to line dividing land now or late of Sampson Land Co. (Formerly of Villa Corporation) and land now or late of Abe Miller; thence along the line of land now or late of Abe Miller and along the line of land now or late of Young in a northwesterly direction, 722 feet, more or less, to line of land now or late of Bishoff; thence along the line of land now or late of Bishoff, northeastwardly 250 feet more or less, to an angle in said line; thence by lands heretofore conveyed to Arthur F. Oakes and Kathleen M. Schwenkenberg, North 11° 02' 14" East, 267.895 feet to the projection of the dividing line between Lots Nos. 602 and 603 in said Eastmont Plan of Lots No. 6; thence along the projection of said line, which is the line of land heretofore conveyed to Kathleen M. Schwenkenberg, South 84° 58' 50" West, 200 feet to the southeasterly corner of said Lot No. 602 in said Eastmont Plan of Lots No. 6, at the place of beginning.

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.

SUBJECT to water drainage from other land as the same now exists.

SUBJECT to unpaid taxes, if any.

BEING the same property which Churchill Valley Shopping Center, Inc. by deed dated March 3, 1958 granted and conveyed to the Eastmont Civic Association, Inc., the same being recorded in DBV. 3737, page 645.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of May, 1964.

TOWNSHIP OF WILKINS

BY Harry M. Feagell
President of the Board of
Commissioners

ATTEST:

M. J. Martinelli
Secretary

ORDINANCE NO. 332

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERAL JOINTS IN WASHINGTON AVENUE AND PROVIDING FOR THE ASSESSMENT OF THE COSTS OF CONSTRUCTION UPON THE PROPERTIES ACCOMMODATED OR BENEFITED IN ACCORDANCE WITH THE FOOT FRONT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes and lateral joints is hereby authorized and directed to be done along the easterly side of Washington Avenue in the Township of Wilkins. The whole of the work to be done subject to the provisions of the First Class Township Code.

SECTION II. The said sanitary sewer shall be eight inches in diameter, of terra cotta pipe and shall be located as follows:

BEGINNING at the existing manhole on the Brown Run Sanitary Sewer Trunk Line in the intersection of Washington Avenue and Beulah Road; thence extending across said intersection in a northerly direction a distance of approximately 40 feet; thence in a northerly direction a distance of approximately 68 feet; thence in a northerly direction along the easterly side of Washington Avenue a distance of approximately 372 feet to a point opposite center line station 1340 in Washington Avenue. The total length of said sanitary sewer to be approximately 482 feet.

SECTION III. The said sanitary sewer shall be constructed 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, Township of Wilkins.

SECTION IV. The work of the construction of said sanitary sewer and the purchase of material and labor necessary shall be done and furnished by contract to the lowest responsible bidder after due advertisement according to law and the proper township officers are hereby authorized and directed to enter into a contract for the same, on behalf of the Township with the successful bidder.

SECTION V. Any trees, pipes, or other materials or structures in the Township rights of way, which interfere with the free and full construction of said work, are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts, upon direction so to do given by the Township engineer.

SECTION VI. Upon the completion and construction of said sanitary sewer in Washington Avenue, the costs and expenses thereof shall be assessed to and collected from the owners of properties accommodated or benefited by an assessment, pursuant to Township ordinance, based on the foot front rule as provided by law.

ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of May, 1964.

TOWNSHIP OF WILKINS

By Harry M. Fessell
President of the
Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

ORDINANCE NO. 333

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN WASHINGTON AVENUE, IVY STREET, MOSS STREET AND TONGALUCAS STREET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR PAYMENT OF THE COSTS THEREOF FROM THE OWNERS OF THE REAL ESTATE, FRONTING OR ABUTTING ON THE IMPROVEMENT BY AN ASSESSMENT ON THE FOOT FRONT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed to be done in the following Township streets:

(a) Washington Avenue from a point which point is approximately 750 feet northwardly from the center line of Cedar Street in Turtle Creek Borough; thence from the true place of beginning in a northerly direction, a distance of approximately 578 feet to a point.

(b) Ivy Street from a point at the intersection of Ivy Street and Beulah Road, westwardly a distance of approximately 342 feet to the intersection of Tongalucas Street and Ivy Street.

(c) Moss Street from a point at the intersection of Moss Street and Beulah Road, westwardly a distance of approximately 145 feet to a point.

(d) Tongalucas Street from a point which is 13 feet southwardly of the center line of Fern Street; thence in a northeasterly direction along Tongalucas Street, a distance of approximately 184 feet, to a point.

The said streets shall be improved to width of 25 feet.

SECTION II. The said improvements shall be made and the work done according to the plans and specifications prepared by the Township Engineer which are incorporated herein by reference thereto and are available for inspection in the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Township of Wilkins. If the Commonwealth of Pennsylvania contributes to the costs of the improvement then the work performed hereunder shall also be done in accordance with the Pennsylvania Department of Highways specifications or specifications approved by said department.

SECTION III. The work of construction and purchase of labor and material necessary for the above described street improvements shall be done and furnished by contract with the lowest responsible bidder after due advertisement according to law and the proper township officers are hereby authorized and directed to enter into a contract for the same, on behalf of the Township with the successful bidder.

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SECTION IV. Any trees, pipes or other materials or structures in the Township rights of way which interfere with the free and full construction of said work are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township engineer.

SECTION V. Upon completion and construction of the improvements as above set forth, the costs and expenses thereof shall be paid by the Township of Wilkins and the owners of the real estate abutting or fronting on the improvements in accordance with Section 2060 of the First Class Township Code as amended. Three-fourths ($3/4$'s) of the said costs and expenses shall be paid by the Township and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury and one-fourth ($1/4$) of said costs and expenses shall be paid by the owners of real estate abutting or fronting on the improvement, by an equal assessment on the foot front rule.

SECTION VI. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

SECTION VII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement together with a penalty of five (5%) per cent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of May, 1964.

TOWNSHIP OF WILKINS

By Harry M. Fazzell
President of the
Board of Commissioners

ATTEST:

M. J. Martinielli
Secretary

ORDINANCE NO. 334

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING CERTAIN BENEFITS FOR THE EMPLOYEES OF THE TOWNSHIP, TO PROMOTE EMPLOYEE MORALE, AND TO ASSURE THE RECRUITMENT AND CONTINUING SERVICE OF CAPABLE AND QUALIFIED PERSONNEL.

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ORDINANCE NO. 334

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING CERTAIN BENEFITS FOR THE EMPLOYEES OF THE TOWNSHIP, TO PROMOTE EMPLOYEE MORALE, AND TO ASSURE THE RECRUITMENT AND CONTINUING SERVICE OF CAPABLE AND QUALIFIED PERSONNEL.

I. General Provisions

This ordinance shall be known as the Personnel Ordinance of Wilkins Township and its declared intent is that:

- A. Employment in the Township government shall be based entirely on merit and personal fitness and shall be free of personal, religious, racial and political considerations.
- B. The ordinance shall be uniformly, equitable and fairly administered to the end that high employee morale is maintained, the deserving employee's career in the Township's service is enhanced, the unfit employee is not maintained on the Township payroll, and that the interests and rights of the public and the Township are properly preserved and protected.

II. Scope

- A. All offices and positions of the Township are divided into the classified service and the exempt service.
- B. The exempt service shall include the following:
 1. Board of Commissioners, Township Manager, Township Soliciter, Township Engineer and all elected officials.
 2. Members of boards, commissions and committees.
 3. Part-time Police, Auxiliary Police, Special Police, Volunteer Firemen and Volunteer Personnel who serve without pay.
 4. Consultants and counsel rendering temporary professional service.
 5. Temporary positions of less than six consecutive months duration.
- C. The Classified service shall include all Township government offices and positions not specifically placed in the exempt service by this ordinance.
- D. The following provisions of this ordinance shall apply only to the classified service unless otherwise specifically provided:
 1. Any provision of this ordinance in conflict with provisions of the Wilkins Township Police Civil Service Ordinance, present or future as amended, shall be superceded by the Police Civil Service Ordinance.

III. Administration

The personnel program established by this ordinance shall be administered by the Township Manager, or in his absence the President of the Wilkins Township Board of Commissioners.

IV. Classification and Pay Plan

- A. The Township Manager shall recommend to the Board of Commissioners at or prior to submission of each annual budget whether the rates of pay and compensation of employees should remain unchanged, be increased or be decreased for the next fiscal year, all to the end that all positions in the Township service requiring similar qualifications and having similar duties and responsibilities are equally compensated.
- B. Compensation to be paid positions covered by classified employees shall be set by Resolution of the Board of Commissioners annually.

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C. Compensation to be paid emergency, seasonal, temporary and part-time personnel not covered by this ordinance and whose compensation has not been specifically set by the Board of Commissioners shall be determined by the Township Manager. The rate of pay so determined shall not be greater than the rate of pay in the area for similar work.

V. Appointments, Promotions, Separations

- A. Appointments to, promotions in and separations from all classified positions in the Township service coming under the jurisdiction of the Township Manager except full time Police Personnel shall be by action of the Township Manager. No appointment or promotion shall be made to a paid office or position not previously created by the Board of Commissioners.
- B. Appointments to all classified positions shall be solely on the basis of merit, which shall be determined by evaluation of the person's (1) training, experience and personal fitness, (2) oral interview and (3) whenever practicable, a written examination. Preference shall be given to residents of Wilkins Township in cases where all other considerations are equal.
- C. Appointments to, and separations from all classified positions in the Township service coming under the jurisdiction of the Township Manager, except full time Police Personnel shall be reviewed by a Wilkins Township Personnel Board, members of which shall be the Wilkins Township Civil Service Commission.
1. The Personnel Board shall advertise in a newspaper or newspapers of general circulation, once, giving notice of the position to be filled.
 2. The Personnel Board shall interview applicants in a manner consistent with paragraph B above.
 3. The Personnel Board shall recommend three persons whom they find to be qualified, to the Township Manager and if less than three persons apply and are found to be qualified, then those applicants shall be recommended to the Township Manager.
 4. The Township Manager may hire any of the persons recommended by the Personnel Board.
 5. Separations cannot be made until the affected employee has had the opportunity to appeal his suspension by the Township Manager to the Township Personnel Board. Appeals must be filed in writing to the Chairman of the Personnel Board within ten (10) days after written notice of separation has been given.

VI. Residence Requirements

All employees serving in the classified service of the Township must be residents of the Township of Wilkins, Allegheny County, Pennsylvania, but not be residents of either the Township or the County at the time of their appointment. They must become residents of Wilkins Township within sixty (60) days of their appointment unless an extension is granted by the Board of Commissioners.

VIII. Hours of Work

- A. Hours of work shall be set by Resolution of the Board of Commissioners annually.
- B. Department heads shall schedule their work and the hours of work of their respective employees, subject to approval of the Township Manager.

- C. The Township Manager is authorized and shall, in cases of emergency and/or in instances where the protection, convenience or welfare of the public may be of substantial concern, alter any of the hours of work heretofore specified to cope with such contingency.

VIII. Holidays

- A. Designation of and number of paid holidays shall be set by Resolution of the Board of Commissioners annually.
- B. For the purpose of this computation, when a holiday falls on Sunday, the following Monday shall be observed as a holiday and when a holiday falls on Saturday, the preceding Friday shall be observed as a holiday.
- C. No employee shall be expected to work on the designated holidays, except when it is necessary to meet operating requirements and to maintain essential service.

IX. Annual Leave (vacation)

- A. All regular full-time employees shall receive paid annual leave (vacation) as follows:
- One week per year - up to two years service.
 - Two weeks per year - three to fourteen years service.
 - Three weeks per year - fifteen to twenty-five years service.
 - Four weeks per year - after twenty-five years service.
- B. The Manager and Department Heads shall determine the time of year at which such annual leave may be taken.
- C. No employee shall be permitted to waive annual leave for the purpose of receiving double pay.
- D. Annual leave shall be computed from the day a person becomes an employee of the Township, but the employee shall not take any paid annual leave before completing twelve months service. Additional vacation weeks earned by service anniversary cannot be taken until after the anniversary employment date. Anniversary weeks may be combined with previous earned vacation weeks.
- E. Paid holidays falling in an employee's vacation period shall not count as a part of the annual leave.

X. Sick Leave

- A. Sick leave, unlike annual leave (vacation) is not something to which the employee is automatically entitled but is provided by the Township in an attempt to keep the employee from being seriously handicapped financially if he is unable to work because of illness. For the purpose of this Ordinance "personal illness" shall include disability due to sickness, injury or accident which is not compensable under the Workmen's Compensation Laws of Pennsylvania.
- To be entitled to the benefits of this Ordinance, employees who are off duty sick, more than three days, shall file with the Manager a physician's certificate certifying to the illness of such employee, the nature thereof, its cause and such additional information as may be required.
- B. All regular full-time employees shall be granted paid sick leave time at the rate of one day for each full month worked. Sick leave time shall be accumulative up to 60 days as of the first day of January each year, at which time all sick leave time accumulated in excess of 60 days shall be forfeited.
- C. On the first day of January each year all unused sick leave time

accumulated by each employee shall be credited to him, following which he may use in the following manner:

1. When he is too ill to perform his duties.
 2. In the event of a death in the employee's immediate family up to three (3) days sick leave shall be allowed. "Immediate Family" being defined as mother, father, mother-in-law, father-in-law, husband, wife, son or daughter, brother or sister.
- D. No employee of the Township shall be entitled to the benefits of this Ordinance for any disability which shall result from any of the following:
1. The use of drugs or intoxicants.
 2. Illness or injury intentionally self-inflicted.
 3. Illness or injury which shall be the result of the employee's own misconduct or gross negligence.
 4. Disability which existed and which was known to the employee at the time of his employment.
 5. Disability or illness which shall occur while an employee is on leave of absence, furlough or suspension from work, other than on regularly earned vacation.
- E. Sick leave time shall be computed from the day a person becomes an employee of the Township, but the employee shall not receive any paid sick leave time before completing six months Township service.
- F. Saturdays and Sundays occurring during an employee's illness shall not count as a part of the sick leave time. Holidays occurring during a sick leave period shall not be compensated for separately.
- G. Absences covered by Workman's Compensation insurance shall be compensated at the employee's regular salary less Workmen's Compensation insurance received by the employee.
- H. The Manager shall require an employee to file competent written certification that his absence was for an authorized reason. If he has been incapacitated for the period of his absence or major part thereof, he shall be required to provide evidence that he is again physically able to perform his duties. Claiming sick leave or benefits under any conditions other than those permitted by this Ordinance, may be cause for disciplinary action, including suspension, demotion or dismissal.
- I. The falsification of any sick leave certificate by any employee of the Township shall constitute grounds for dismissal of such employee, and he shall be subject to all actions and remedies at law for the recovery of all monies paid to such employee by reason of said false certificate or certificates.

XI. Training and Conferences

Training and conference attendance expense incurred in the development of an employee's skills, knowledge and abilities to assist him in staying abreast with his field and to better perform the duties of his position in the Township government shall be paid by the Township, subject in all cases to Township Manager approval and budget appropriations.

XII. Political Activity

No Township employee shall actively advocate or oppose the candidacy of any individual for nomination or election to any Township of Wilkins or School District public office, but may participate in political affairs at other levels of government provided such participation does not adversely affect his

performance as an employee of the Township of Wilkins. No Township employee shall hold an elective office in the Township of Wilkins or School District.

XIII. Discrimination

There shall be no discrimination because of religious or political opinions, beliefs or affiliations or because of race, color, creed or national origin in the recruitment, promotion, disciplining, treatment or dismissal of employees nor in the furnishing or failure to furnish any municipal service to the residents of the Township.

XIV. Outside Employment

- A. No regular full time employee in the classified service shall accept outside full time employment where the hours of work are equal to or greater than the scheduled hours for the Township of Wilkins.
- B. No regular full-time employee in the classified service shall accept outside employment, whether it is part-time, temporary or permanent, without the Township Manager's prior written approval. Each change in outside employment shall require separate approval.
- C. The test in all cases as to whether approval shall or shall not be given for outside employment is whether or not such outside employment conflicts or interferes with or is likely to conflict or interfere with the employee's usefulness to the Township.

XV. Rules and Regulations

- A. The Township Manager with the approval of the Board of Commissioners shall make administrative rules and regulations, not inconsistent with law or the ordinances of the Township of Wilkins, he deems desirable for the good of the service and to effectively carry out the intent and purposes of this Ordinance and shall make available to all present and future Township employees a copy of this Personnel Ordinance, rules and regulations, and any other information he considers essential for the proper guidance and information of the employee.
- B. Employees of the Township serve the citizens of Wilkins Township. It is their obligation to be courteous, efficient and loyal at all times. They are Township taxpayers as well as Township employees. They will serve their own best interest by helping to maintain a high standard of public service.
- C. Township employees shall not disseminate or issue any official information to newspapers, public officials or anyone without direct consent of the Township Manager. At no time will employees discuss official business with anyone not previously authorized.
- D. Before any employee presents a formal or informal speech concerning Township Government and activities to an organized group, the Township Manager shall be notified.

XVI. Jury Duty

Any employee who serves on jury duty or in court in the interests of Wilkins Township shall be compensated in the amount which will be necessary to equal the difference between the employee's regular pay and the compensation he receives for jury duty.

XVII. Active Service

Any employee called into the active service of any branch of the armed forces of the United States shall be granted leave of absence for the period of such service. He shall be reinstated without loss of service continuity to his

former position provided that he applies for reinstatement within ninety (90) days after honorable discharge. The application for reinstatement shall be addressed to the Manager.

Section XVIII
See below

XIX. Separation

Any employee wishing to leave the service of the Township in good standing shall file with the Manager, at least 14 days before leaving a written resignation stating the effective date of resignation and the reason for leaving. Failure to comply with the provisions of this section may be considered cause for denying such employee future employment, and for denying him such benefits as have been made available. Unauthorized absence from work for a period of 3 working days may be considered as a resignation without benefits.

XX. Effective Date

For the purpose of computing annual leave and sick leave, the provisions of this Ordinance shall be effective beginning January 1, 1965. All other Provisions shall be effective with the enactment of this Ordinance.

XXI. Disciplinary Action

- A. Violation of any provisions of this Ordinance or of the Rules and Regulations established by the Township Manager with the approval of the Board of Commissioners shall be subject to disciplinary action by the Township Manager, including reprimand, demotion, suspension or dismissal.
- B. Any employee who feels that the disciplinary action is unfair or unwarranted may appeal such action to the Township Personnel Board. Appeals must be filed in writing to the Chairman of the Personnel Board within (10) days after notice of disciplinary action.

XXII. Repeal

All Ordinances or Resolutions or parts thereof, in so far as they are inconsistent herewith, be and the same are hereby repealed.

Ordained and Inacted into law this 1st day of June, 1964 by the Board of Commissioners of the Township of Wilkins.

XVIII. Leave of Absence

Any employee may be granted a leave of absence without pay for a period not to exceed 60 calendar days in any one calendar year for sickness, disability or other good and sufficient reasons which are considered in the best interests of the Township. Leave without pay shall require advance written approval of the Township Manager.

Commissioners of Wilkins Township

By Harry M. Feazell
President

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

ORDINANCE NO. 335

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRADING, PAVING, CURBING, AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN RAILROAD STREET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF FROM THE OWNERS OF THE REAL ESTATE FRONTING OR ABUTTING ON THE IMPROVEMENT BY AN ASSESSMENT ON THE FOOT FRONT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed to be done in Railroad Street in the Township of Wilkins beginning at the easterly terminus of Railroad Street as shown in the New York and Cleveland Gas and Coal Company Plan of Lots, Section C. as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 5 pages 14 and 15; thence extending in a westerly direction a distance of approximately 720 feet. The improvement shall be to a width of 24 feet.

SECTION II. The said improvements shall be made and the work done according to the plans and specifications prepared by the Township Engineer which are incorporated herein by reference thereto and are available for inspection in the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Township of Wilkins. If the Commonwealth of Pennsylvania contributes to the costs of the improvement then the work performed hereunder shall also be done in accordance with the Pennsylvania Department of Highways specifications or specifications approved by said department.

SECTION III. The work of construction and purchase of labor and material necessary for the above described street improvements shall be done and furnished by contract with the lowest responsible bidder after due advertisement according to law and the proper township officers are hereby authorized and directed to enter into a contract for the same, on behalf of the Township with the successful bidder.

SECTION IV. Any trees, pipes or other materials or structures in the Township rights of way which interfere with the free and full construction of said work are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township engineer.

SECTION V. Upon completion and construction of the improvements as above set forth, the costs and expenses thereof shall be paid by the Township of Wilkins and the owners of the real estate abutting or fronting on the improvements in accordance with the First Class Township Code as amended. Three-fourths ($\frac{3}{4}$'s) of the said costs and expenses shall be paid by the Township and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury and one-fourth ($\frac{1}{4}$) of said costs and expenses shall be paid by the owners of real estate abutting or fronting on the improvement, by an equal assessment on the foot front rule.

SECTION VI. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

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SECTION VIII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Soliciter to collect same, with interest from the time of the completion of the improvement together with a penalty of five (5%) per cent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of July, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board of Commissioners

ATTEST:

M. J. Martinielli
Secretary

ORDINANCE NO. 336

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING FROM THE LIONS CLUB OF WILKINS TOWNSHIP A PURCHASE OPTION FOR CERTAIN REAL ESTATE AND AUTHORIZING THE PURCHASE OF SAID REAL ESTATE UNDER THE PROJECT 70 LAND ACQUISITION AND BORROWING ACT.

WHEREAS, the Lions Club of Wilkins Township has offered to assign to the Township of Wilkins a purchase option agreement between the Lions Club of Wilkins Township and O. H. Benintend for the purchase of the real estate herein-after described for the sum of \$8,000.00 upon the terms and conditions set forth in said agreement which is attached hereto and incorporated herein;

AND WHEREAS, the Board of Commissioners of the Township of Wilkins has determined that the acquisition of said real estate for recreational purposes will benefit the health, prosperity and general welfare of the citizens of the Township of Wilkins;

The Township of Wilkins ordains as follows:

SECTION I. The Township of Wilkins accepts the assignment of the attached agreement between the Lions Club of Wilkins Township and O.H. Benintend for purchase of the real estate situate in the Township of Wilkins, Allegheny County, Pennsylvania and more particularly described as follows:

BEGINNING at a post on the easterly side of a public road known as Greensburg Pike at the southwesterly corner of land late of George F. Dowling; thence North 58° 17' East 934.65 feet to a point; thence along land late of J. Gilmore South 27°40' East 282.30 feet to a point; thence along same South 62°17' East 546.776 feet to a point; thence still along same South 41°28' East 343.20 feet to a stone; thence South 62°30' West along line of Sarah McCall Heirs 1210.91 feet more or less to a point on line of Amelia Petrovich; thence along line of Amelia Petrovich North 20°27'30" West 315.31 feet to a point; thence along same North 28°38'30" West 650.58 feet to a point; thence along same South 59°17'23" West 192.07 feet to a point on the east side of Greensburg Pike; thence along said Greensburg Pike northwesterly 50.07 feet to the point at the place of beginning.

SECTION II. The proper township officials are hereby authorized and directed to do all things necessary to acquire said real estate under the terms of the said agreement and the necessary funds and hereby appropriated from the Township Treasury for these purposes.

SECTION III. The acquisition of the above described property shall be made and done under the Project 70 Land Acquisition and Borrowing Act and the necessary applications to the Bureau of Community Development of the Department of Commerce shall be filed by the proper Township officials.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of July, 1964.

TOWNSHIP OF WILKINS

By

Harry M. Feazell
President of the Board of Commissioners

ATTEST:

M. J. Martinelli
Secretary

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LEASE AND PURCHASE OPTION

THIS AGREEMENT WITNESSETR: That O.R. BENINTEND as lessor, hereby leaves to the LIONS CLUB OF WILKINS TOWNSHIP, a non-profit corporation, as Tenant, for the term of one year commencing on the first day of August, 1963 and ending on the 31st day of July, 1964 for a total rental consisting of payment by the tenant of the County, School and Township realty taxes assessed for the year 1963, the following real estate in the Township of Wilkins, Allegheny County, Pennsylvania, viz:

BEGINNING at a post on the easterly side of a public road known as Greensburg Pike at the southwesterly corner of land late of George F. Dowling; thence North 58°17' East 934.65 feet to a point; thence along land late of J. Gilmore South 27°40' East 282.30 feet to a point; thence along same South 62°17' East 546.776 feet to a point; thence still along same South 41°28' East 343.20 feet to a stone; thence South 62°30' West along line of Sarah McCall Heirs 1210.91 feet more or less to a point on line of Amelia Petrovich; thence along line of Amelia Petrovich North 20°27'30" West 315.31 feet to a point; thence along same North 28°38'30" West 650.58 feet to a point; thence along same South 59°17'23" West 192.07 feet to a point on the east side of Greensburg Pike; thence along said Greensburg Pike northwesterly 50.07 feet to the point at the place of beginning.

BEING part of the same property which East Wilkinsburg Improvement Co. conveyed to W. F. Vegler and O.H. Benintend by its deed of record at DBV 3058. page 625.

EXCEPTING therefrom a part of the above described property containing 6.90 acres conveyed to Stephen Catarinella by deed recorded at DBV 3240, page 246.

The said W. F. Vegler, et ux conveyed all their right title and interest in said premises to O. H. Benintend by deed recorded at DBV 3777, page 113.

SUBJECT to coal and mining rights and easements excepted and reserved in prior instruments of record.

This lease is subject to the following conditions:

1. Tenant agrees to use the premises only for recreational purposes.
2. Lessor shall have the right to use the premises for dumping of clean fill together with the right of ingress, egress and regress for such purposes.

In consideration of this lease and intending to be legally bound hereby the lessor hereby grants and gives the tenant, its successors or assigns the option to purchase the above described property at any time during the term of the lease for the price of \$8,000.00 upon the following terms and conditions:

1. Realty transfer taxes shall be divided equally between the parties.
2. The premises shall be used by the purchaser only for recreational purposes.

3. O. H. Benintend may reserve the right to use the premises for dumping clean fill for a period of five years from the date hereof together with the right of ingress, egress and regress for said purpose provided said dumping is made at points designated by the purchaser.

Upon notice of election of tenant to exercise the aforesaid option the Lessor agrees to convey said premises to the tenant, its successors or assigns by general warranty deed. Lessors wife executes this agreement for the purpose of providing a valid option agreement.

This agreement shall be binding on the parties hereto, and their respective heirs, administrators, executors, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this agreement this 25th day of July, 1963.

/s/ O. H. Benintend

O. H. Benintend

/s/ Marie E. Benintend

Marie E. Benintend

ATTEST:

LIONS CLUB OF WILKINS TOWNSHIP

/s/ Joseph M. Deriggi
Secretary

By /s/ Harry G. Davis
President

ORDINANCE NO. 337

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ACCEPTING A DEED OF DEDICATION FOR CERTAIN
REAL ESTATE FROM THE COUNTY OF ALLEGHENY AND
THE CHURCHILL AREA SCHOOL DISTRICT FOR
MUNICIPAL PURPOSES

The Township of Wilkins hereby ordains as follows:

SECTION I. The Township of Wilkins hereby accepts tender of a deed from the County of Allegheny and the Churchill Area School District dedicating the following real estate to the Township of Wilkins for municipal purposes, for a consideration of \$1.00.

All those certain lots situate in the Township of Wilkins, Allegheny County, Pennsylvania in the Oak Ridge Plan of Lots, recorded in the Recorders Office of Allegheny County, Pennsylvania in Plan Book Volume 20 pages 188 and 189 and being lots numbered as follows:

- 67, 68, 69, 70 and 71;
- 128, 129, 130, 131, 132, 133, 134, 135 and 136;
- 139, 140, and 141;
- 146, 147, 148, 149, and 150;
- 181, 182 and 183.

SECTION II. The Township Soliciter is authorized and directed to record said deed in the Office of the Recorder of Deeds of Allegheny County.

Ordained and enacted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of July, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board of Commissioners

ATTEST:

M. J. Martwill
Secretary

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ORDINANCE NO. 338

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION AND ALLOW-
ANCES OF THE TOWNSHIP MANAGER.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The Annual compensation of the Township Manager is estab-
lished at \$9,000.00 which shall be paid in equal semi-monthly installments.

SECTION II. In addition to the compensation aforesaid the Township
Manager shall be paid an automobile allowance at the rate of ten cents (\$0.10)
per mile for mileage incurred in the use of a privately owned automobile
on Township business and the Township shall pay the premium on the hospital-
ization insurance policy carried by the Township for its employees,
provided that the premium on dependents, if any, shall be the obligation
of the Manager.

Ordained and enacted into law by the Board of Commissioners of the
Township of Wilkins at a duly assembled meeting held this 24th day of
July 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board of Commissioners

ATTEST:

M. J. Martinelli
Secretary

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ORDINANCE NO. 339

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING SECTION VI OF ORDINANCE NO. 332
RELATIVE TO THE WASHINGTON AVENUE SANITARY
SEWER PROJECT.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the
Township of Wilkins that Section VI of Ordinance No. 332 adopted on the
4th day of May, 1964, which reads as follows:

SECTION VI: Upon the completion and construction of said
sanitary sewer in Washington Avenue, the costs
and expenses thereof shall be assessed to and
collected from the owners of properties accomo-
dated of benefitted by an assessment pursuant to
Township ordinance, based on the foot front rule
as provided by law,

Shall be changed to read as follows:

SECTION VI: Upon completion and construction of said
sanitary sewer in Washington Avenue the costs
and expenses thereof shall be assessed to and
collected from the owners of properties accomo-
dated or benefitted by an assessment to be found
by a duly appointed Board of View.

ADOPTED at a special meeting of the Board of Commissioners held this
24th day of July, 1964, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

BY: Harry M. Feazell
Harry M. Feazell, President

ATTEST:

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

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ORDINANCE NO. 340

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES, LATERALS AND FACILITIES IN CERTAIN STREETS AND ACROSS THROUGH AND UNDER CERTAIN PRIVATE PROPERTY IN SAID TOWNSHIP; AND PROVIDING FOR THE ASSESSMENT OF COSTS, BENEFITS AND DAMAGES ARISING FROM THE CONSTRUCTION OF SAID SEWER IN A SEWER DISTRICT TO BE KNOWN AS SUNCREST MANOR HAWTHORNE DISTRICT.

The Township of Wilkins hereby ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in the Township of Wilkins in the following location:

In Hawthorne Drive from the William Penn Highway to a point approximately 1550 feet northwardly therefrom. In Laurel Drive from Hawthorne Drive to the northerly terminus of Laurel Drive an approximate distance of 833 feet. In Orion Drive from Laurel Drive to a point approximately 375 feet north westwardly therefrom. In Jefferson Heights Road from Orion Drive to a point approximately 750 feet northeastwardly therefrom. In Sunset Drive from Hawthorne Drive to a point approximately 420 feet southwestwardly therefrom and bordering lots numbered 15 to 20 inclusive and, from a point which is approximately 845 feet southwestwardly from Hawthorne Drive to a point which is approximately 925 feet southwestwardly from Hawthorne Drive and bordering parts of lots numbered 21 and 22. Through right of way through private property from that point in Hawthorne Drive which is approximately 385 feet northwardly from the centerline of William Penn Highway and extending in a westerly direction through lands of Charles Hall and William Behrend, George G. Gibson, et ux, Walter L. Hitt, et ux, and Charles Lutz, et ux, to Sunset Drive--an approximate distance of 650 feet, and, in a westerly direction, through right of way through lands of Charles Hall and William Behrend from that point in Hawthorne Drive, which is approximately 863 feet northwardly from the centerline of the William Penn Highway to lands of Frank Cerra and continuing through a right of way through lands of Frank Cerra, in a southerly direction to a point. This right of way accommodates approximately 200 feet of sewer, and, in a westerly direction, from Hawthorne Drive, through two (2) rights of way, through lands of Charles Hall and William Behrend to the lands of Frank Cerra. The first right of way being located approximately 980 feet northwardly from the centerline of the William Penn Highway and accomodates approximately 35 feet of sewer. The second right of way being located approximately 1062 feet northwardly from the center line of the William Penn Highway and accomodates approximately 25 feet of sewer.

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 are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township.

SECTION III. The territory accommodated by the construction of the sewer above described shall be and hereby is constituted a sewer district to be known and designated as "Suncrest Manor Hawthorne District."

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SECTION IV. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code and the contract or contracts for the construction of said sanitary sewers shall be let after due advertisement to the lowest responsible bidder according to law and the proper township officials are hereby authorized to enter into a contract for the same with the successful bidder.

SECTION V. The charge for said sewer system and the damages if any, shall be assessed upon the properties accommodated and benefited by an assessment upon the several properties accommodated or benefited by or abutting on the sewer as ascertained by a duly appointed Board of Viewers, to the extent and in the manner provided by law.

SECTION VI. The proper officers of the Township are hereby authorized to enter into a contract with any property owners concerning the advancement of funds by the property owners to be used for construction of the said sanitary sewer, providing only that the terms and conditions thereof be consistent with the provisions of this ordinance.

SECTION VII. The proper officers of the Township are authorized to acquire by dedication or sale the necessary easements or rights of way necessary for the installation of said sewer project upon such terms and conditions as may be approved by the Board of Commissioners.

ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of August, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

ORDINANCE NO. 341

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER OFFICERS TO EXECUTE AND DELIVER AN AGREEMENT WITH HOSPITALITY MOTOR INNS, INC. COVERING THE CONSTRUCTION OF A SANITARY SEWER.

The Township of Wilkins ordains as follows:

SECTION I. The proper Township officers are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins an agreement with Hospitality Motor Inns, Inc. in substantially the following form:

AGREEMENT

MADE and entered into this _____ day of _____, 1964, by and between the TOWNSHIP OF WILKINS, (hereinafter called Wilkins), a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania,

A N D

HOSPITALITY MOTOR INNS, INC. (hereinafter called "Hospitality"), a business corporation, incorporated under the laws of the State of Ohio and having its principal office at Midland Building, Cleveland, Ohio,

WHEREAS, HOSPITALITY is the equitable owner of a tract of land situate partly in the Township of Wilkins and which abuts Interstate Route No. 76, all of which is particularly shown on the plans hereinafter referred to:

AND WHEREAS, HOSPITALITY desires to erect a Motel on said tract provided same is rezoned from its present use classification of U1 A-1 Residential to Commercial;

AND WHEREAS, after review it is the consensus of the Board of Commissioners of Wilkins that rezoning of said property would be proper provided that off-site sewage treatment facilities were available to serve said tract and the adjoining tracts to be rezoned;

AND WHEREAS, HOSPITALITY is willing to donate to WILKINS the funds necessary to construct a sewer line with appurtenant facilities as more particularly hereinafter set forth, which sewer line would connect with existing Wilkins sewer facilities, which in turn will be connected with and treated by the Sewage System of the Allegheny County Sanitary Authority.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, THIS AGREEMENT WITNESSETH:

ARTICLE I - DEFINITIONS

Sewer Project. The construction of a sanitary sewer line, together with its appurtenant facilities, beginning on the easterly line of the property equitably owned and to be deeded to HOSPITALITY, and extending therefrom in an Easterly direction to a public highway known as Lougeay Road, and thence along Lougeay Road in a southerly direction to the terminal point of a Wilkins sewer line known as Chalfant Run Sewer, situate at or near

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the intersection of Lougeay Road and Rodi Road, the exact location, size, extent, and description of said sewer project being shown on the Plans prepared by H. A. Shope and Son, Township Engineers, No. _____ dated _____, 1964, and VEGELER-RAMSEY AND CO., INC. No. _____, dated _____, which Plans are incorporated herein by reference hereto and made a part hereof.

Costs and Expenses of the Project. The costs for labor and material for construction of the project, all engineering and inspection fees of the Township Engineer, all solicitors fees of the Township Solicitor, all advertising as required by law, all recording fees, all sums paid for any permit or acquisition of any right of way by Wilkins, any legal fees or court costs incurred as a result of suits or claims arising during construction of or as a result of the sewer project and all other costs, fees or expenses of any nature incurred for, in connection with, or arising from the Sewer Project.

ARTICLE II - OBLIGATIONS OF WILKINS

WILKINS covenants and agrees as follows:

1. To deposit all sums advanced by HOSPITALITY in a special bank account to be designated "Lougeay Road Sewer Construction Account" and to withdraw money from this account only for purposes as defined in "costs and expenses."
2. To construct the Sewer Project and connect it for treatment of sewage by the Allegheny County Sanitary Sewer Authority.
3. To undertake construction by contract to the lowest responsible bidder, said contract in all respects to be let and made pursuant to the provisions of the Pennsylvania First Class Township Code.
4. To undertake construction as soon as possible after the conditions and terms of this agreement have been fulfilled. The construction contract shall provide for completion within six (6) months of the date of the contract.
5. To permit HOSPITALITY to inspect the plans, documents, records and accounts pertaining to the Sewer Project at any time and upon completion of the Sewer Project; to refund to HOSPITALITY any unused portion of the funds advanced by HOSPITALITY.
6. To maintain, replace and repair the Sewer Project after completion of same, as part of the Wilkins Sanitary Sewage System.
7. To permit other properties in Wilkins to tap into the sanitary sewer upon payment of the usual charges ordained for such connection.

ARTICLE III - OBLIGATIONS OF HOSPITALITY

HOSPITALITY covenants and agrees as follows:

1. To donate and advance to WILKINS the sum of Sixty Thousand (\$60,000.00) Dollars to be used solely for the purpose defined in "Costs and Expenses."

The said \$60,000.00 shall be advanced as follows:

- (a) \$2,000.00 upon the execution of this agreement, which sum shall be used only for engineering, legal and administrative expenses of the Sewer Project incurred until the opening of bids, and the balance of \$58,000.00 to be advanced only upon notice from WILKINS that it has elected to construct the Sewer Project under the terms and conditions of this agreement. In the event WILKINS elects not to proceed with the Sewer Project, the unused portion of the \$2,000.00 advanced shall be refunded to HOSPITALITY.

(b) It is acknowledged and understood by HOSPITALITY that other properties will benefit from and use the Sewer Project and that the intent of the donation and advancement of the costs and expenses is to benefit the Township of Wilkins and the citizens thereof, without the expectation of reimbursement of said costs and expenses, save only that described in paragraph 5 of Article II.

2. To obtain and have deeded to WILKINS without cost to WILKINS, the easements necessary for the construction of the Sewer Project on private property from Lougeay Road, west to the line of the lands of HOSPITALITY.

ARTICLE IV - GENERAL COVENANTS AND CONDITIONS

WILKINS and HOSPITALITY understand and agree as follows:

1. Prior to the time of presentation of the petition for rezoning by HOSPITALITY and others, WILKINS had no funds budgeted for the Sewer Project and had not contemplated construction of same in the foreseeable future and a substantive factor in the decision to rezone to commercial use is the construction of the Sewer Project and connection of same into the Allegheny County Sanitary Authority System. Therefore,

(a) In the event that, after bidding, it appears that the "Costs and Expenses" shall exceed the sum of Sixty Thousand (\$60,000.00) Dollars, WILKINS shall have the right to terminate this agreement and if it elects so to do, it shall immediately return to HOSPITALITY all funds advanced, less any costs and expenses incurred up to the time bids are opened and calculated.

2. HOSPITALITY makes the sum of Sixty Thousand (\$60,000.00) Dollars available, relying on the right to use the tract to be acquired for motel purposes, and it is stated to be the understandint and intent of the parties hereto that if WILKINS elects to construct the Sewer Project with the funds donated by HOSPITALITY, the premises shall be rezoned to commercial use.

(a) It is further understood and agreed that no contract for construction of the Sewer Project shall be let until such time as any litigation appealing the rezoning aforesaid, shall have been finally concluded.

3. HOSPITALITY acknowledges that it is aware of the sewage use charges imposed by the Allegheny County Sanitary Authority, and agrees to pay the same.

(a) It is understood and agreed that WILKINS has no objection to HOSPITALITY tapping into the Sewer Project, any improvements or buildings erected on land acquired by HOSPITALITY and situate in Penn Hills Township, provided:

(1) Such connection does not violate the laws of Penn Hills Township;

(2) HOSPITALITY will covenant by separate agreement to be recorded, that it will guarantee payment of all usual charges imposed in connection with the tapping in or use of the Sewer Project, whether imposed by the Township of Wilkins, the Allegheny County Sanitary Authority or other duly authorized body. HOSPITALITY will post a bond with WILKINS

relative to the aforesaid guarantee, if requested to do so.

(3) The said additional improvements or buildings will not overburden the capacity of the Sewer Project or any connecting trunk lines into which same flows.

4. With respect to tap-in fees imposed by WILKINS against properties owned by HOSPITALITY situate in Wilkins, and connected into the Sewer Project, the sum advanced by HOSPITALITY and used for Costs and Expenses of the Sewer Project, shall be applied by WILKINS as a credit against any such tap-in fees or similar charges imposed in connection with the construction or use of the Sewer Project, excepting always the use charges imposed by the Allegheny County Sanitary Authority.

5. WILKINS may invest the funds advanced by HOSPITALITY in short term obligations of the United States of America, with the understanding that any interest received from such investments shall become a part of the fund advanced and subject to use only under the terms and conditions of this agreement.

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 and HOSPITALITY MOTOR INNS, INC., have caused this agreement to be executed by their respective duly authorized officers pursuant to authority duly conferred by their respective governing bodies, as of the date first above set forth.

TOWNSHIP OF WILKINS

ATTEST:

BY Harry M. Feazell
President of the Board
of Commissioners

M. J. Martelli
secretary

HOSPITALITY MOTOR INNS, INC.

ATTEST:

BY _____

Secretary

SECTION II. Upon due execution of the said agreement the proper officers are authorized and directed to advertise for bids for the construction of the "Sewer Project" as defined in said agreement.

ORDAINED AND ENACTED INTO LAW by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this ____ day of _____, 1964.

TOWNSHIP OF WILKINS

ATTEST:

BY Harry M. Feazell
President of the
Board of Commissioners

M. J. Martelli
Secretary

ORDINANCE NO. 342

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES, LATERALS AND FACILITIES IN LOUGEAY ROAD AND ACROSS THROUGH AND UNDER CERTAIN PRIVATE PROPERTY IN SAID TOWNSHIP, SETTING FORTH THE LOCATION OF SAID SEWERS AND PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES THEREOF;

The township of Wilkins hereby ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in the Township of Wilkins beginning at a point in Lougeay Road at or near the intersection of Lougeay Road and Rodi Road wherein lies the terminal point of a Township sewer known as Chalfant Run Sanitary Sewer; thence in a northerly direction along Lougeay Road to a point in the Township of Penn Hills approximately 100 feet north of the intersection of Old William Penn Highway and Lougeay Road; thence westerly through lands of W.&E. Bradley to a point on the easterly line of a tract now or formerly of Barcic.

SECTION II. The said sanitary sewer shall be located in Lougeay Road and through said private property in accordance with the plans and specifications prepared by the Township Engineer or plans approved by the Township Engineer which plans and specifications are incorporated herein by reference thereto and are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township.

SECTION III. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code and the contract or contracts for the construction of said sanitary sewer shall be let after due advertisement to the lowest responsible bidder according to law and the proper township officials are hereby authorized to enter into a contract for the same with the successful bidder.

SECTION IV. The costs of the sanitary sewer aforesaid shall be paid for from funds donated to the Township of Wilkins by the Hospitality Motor Inns, Inc. under the terms of a certain agreement made by and between the Township of Wilkins and Hospitality Motor Inns, Inc. and fully set forth in the Township Ordinance Book as Ordinance No. 341 and such additional Township funds, if any be necessary, as shall be authorized and appropriated by the Board of Commissioners.

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ORDAINED and enacted into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of August, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

ORDINANCE NO. 343

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING CERTAIN PARCELS OF LAND DEDICATED TO THE TOWNSHIP OF WILKINS FOR ROAD PURPOSES IN HAWTHORNE DRIVE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The dedication dated August 20, 1952 for public use for highway purposes of Hawthorne Drive as more particularly shown and located in the plan known as Suncrest Manor and recorded in the Office of the Recorder of Deeds for Allegheny County, Pennsylvania in Plan Book Volume 49, pages 174' and 175 is hereby accepted.

SECTION II. Deeds of dedication of real estate for use by the Township of Wilkins for highway purposes are hereby accepted for incorporation into the right of way of Hawthorne Drive; the said deeds being given by William P. Horner and Charles Hall and William Behrend. There is hereby adopted as part of this ordinance the plan prepared by H.A. Shope & Son, Township Engineers, dated June, 1964 which plan shows thereon the parcels so dedicated by William P. Horner and Charles Hall and William Behrend. Said plan is on file in the Office of the Township Secretary at the Municipal Building, 110 Peffer Road and may there be examined.

SECTION III. Hawthorne Drive shall be incorporated into the highway system of the Township of Wilkins and be maintained by the Township of Wilkins.

ORDAINED AND ENACTED INTO LAW by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of August, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

M. J. Martielli
Secretary

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ORDINANCE NO. 344

AN ORDINANCE OF THE TOWNSHIP OF WILKINS VACATING, RELEASING AND QUITCLAIMING ANY RIGHT, TITLE AND INTEREST IN A CERTAIN SEWER EASEMENT AS ORIGINALLY DEDICATED IN THE SUNCREST MANOR PLAN NO. 3 AS RECORDED IN PLAN BOOK VOLUME 52 PAGE 62 AND ACCEPTING A DEDICATION OF A SUBSTITUTE SEWER EASEMENT FROM CHARLES HALL ET AL.

The Township of Wilkins hereby ordains as follows:

SECTION I. The Township of Wilkins hereby vacates, releases and quitclaims all its right, title and interest in the sewer easement ten feet wide situate in the Township of Wilkins, Allegheny County, Pennsylvania and as more particularly located through Lot No. 1 of the Suncrest Manor Plan No. 3 and the lands adjoining said Lot No. 1 and as laid out in Suncrest Manor Plan No. 3 Which is recorded in the Recorder's Office of Allegheny County, Pennsylvania in Plan Book Volume 52 Page 62.

SECTION II. The Township of Wilkins hereby accepts from Charles Hall, Velma Hall, William Behrend and Celeste Behrend a deed of dedication of a sewer easement across land in said Township in said Suncrest Manor Plan No. 3 along the dividing line and the extension thereof, between Lot No. 1 in said Plan No. 3 and Lot No. 706 in Suncrest Manor Plan No. 7 of record in said office in Plan Book Volume 67 pages 41 and 42 said easement as dedicated being as follows:

The same is located principally in said Lot No. 1; begins on the front line thereof on Sunset Drive; is ten feet (10') in width; and extends by said width and along said dividing line and the extension thereof, to Hawthorne Drive.

SECTION III. The purpose of the vacation, release and quitclaim acceptance of the deed of dedication herein ordained is to substitute and change the location of the said sewer easement.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at duly assembled meeting held the 9th day of September, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board
Of Commissioners

ATTEST:

M. J. Mastinelli
Secretary

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ORDINANCE NO. 345

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN FOR TOWNSHIP SANITARY SEWER PURPOSES OF THE NECESSARY EASEMENTS ACROSS, THROUGH, AND UNDER CERTAIN PRIVATE PROPERTIES IN SAID TOWNSHIP AND SETTING FORTH THE NAMES OF THE OWNERS THEREOF.

WHEREAS, the Township of Wilkins by Ordinance No. 340 has authorized and directed the construction of a sanitary sewer project known as the Suncrest Manor Hawthorne District Sanitary Sewer;

AND WHEREAS, the acquisition of easements through private property is necessary for the laying, maintaining, repairing, and replacing of part of said sanitary sewer;

NOW THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION I. The Township of Wilkins hereby appropriates and takes the easements, each 15 feet in width, situate on the property hereinafter described 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 aforesaid easements in the Township of Wilkins, Allegheny County, Pa. are located generally in the properties registered in the names of and owned by the following persons:

1. Charles Lutz and Alice T. Lutz, his wife; an easement approximately 122.76 feet in length through Lot No. 4 in Suncrest Manor Plan No. 3 as recorded in the Office of the Recorder of Deeds for Allegheny County, Pa. in Plan Book Volume 52, page 62.

2. Veva Hitt, an easement approximately 109.94 feet in length through Lot 4 in said Plan.

3. Ellsworth R. Harter and Alma L. Harter, his wife an easement approximately 166.93 feet in length through Lot No. 3 in said Plan.

4. George G. Gibson and Mary E. Gibson, his wife, an easement approximately 71.45 feet in length through Lot No. 2 in said Plan.

5. Charles Hall and Velma Hall, his wife and William Behrend and Celeste Behrend, his wife, an easement approximately 129.00 feet in length extending through lands in the Suncrest Manor Plan as recorded in Plan Book Volume 49, pages 174-175 between Lot No. 2 in Suncrest Manor Plan No. 3 and Hawthorne Drive.

SECTION III. A plan showing the exact location of the easements aforesaid is adopted as a part of this ordinance and is on file in the Office of the Township Secretary at the Municipal Building, 110 Peffer Road,

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Township of Wilkins, where same may be examined by any interested person.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of October, 1964

TOWNSHIP OF WILKINS

By Harry M. Fessell
President of the
Board of Commissioners

ATTEST:

M. J. Martenella
Secretary

ORDINANCE NO. 346

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING THE WILKINS TOWNSHIP ZONING ORDINANCE OF 1962 BY ADDING TO ARTICLE 9.2 PROVISIONS CREATING NON-CONFORMING FRONT, REAR AND SIDE LINES AND BY AMENDING ARTICLE 10 TO PROVIDE FOR AN INCREASE IN THE SIZES OF SIGNS PERMITTED IN COMMERCIAL AND MANUFACTURING AND INDUSTRIAL DISTRICTS.

The Township of Wilkins hereby ordains as follows:

SECTION I. Article 9.2 of Ordinance 303, of the Wilkins Township

Zoning Ordinance of 1962 shall be amended by adding the following:

- (f) Non-Conforming Building Lines - Front & Rear Buildings, existing as of the date of the adoption of Ordinance 303 which conform as to use but which are nearer to the front or rear lot line than permitted under this ordinance, shall be deemed to create non-conforming building lines.

Buildings may be constructed or extended along a non-conforming front or rear building line, subject to the following rules:

- (1) On the same lot upon which a non-conforming building line exists, provided the required area side yards are maintained.
- (2) On an unimproved lot situate between two lots on which non-conforming building lines exist; provided:
 - (a) required area, side yards are maintained;
 - (b) the buildings creating the non-conforming building lines are not more than two hundred (200) feet distant from the sides of the proposed building, and;
 - (c) the proposed non-conforming building line is located no nearer the front or rear lot line than the mean of the existing non-conforming building lines formed by the most proximate buildings.

- (g) Non-Conforming Building Lines - Side Buildings existing as of the date of the adoption of Ordinance 303 which conform as to use but which are nearer to the side lot line than permitted under this ordinance shall be deemed to create non-conforming side lines.

Existing buildings may be extended along a non-conforming side line provided:

- (1) required area front and rear yards are maintained.
- (2) The narrowest existing side yard is maintained.

SECTION II. Article 10 of Ordinance No. 303 shall be amended to read as follows:

10.1 Advertising signs or signboards shall be prohibited in all parts of the Township with the following exceptions:

In Commercial and Manufacturing & Industrial Districts, signs or signboards may be used to advertise services or goods made or sold on the premises; provided, however, that in Commercial Districts and Manufacturing & Industrial Districts such signs or signboards shall conform to the following limitations:

<u>Distance of Sign From any Road Right of Way Line</u>	<u>Maximum Size of Sign</u>
Less than One Hundred Fifty (150) Feet	- Fifty (50) Square Feet
Over One Hundred Fifty (150) Feet	- One Hundred Fifty (150) Sq. Ft.
Over Two Hundred Fifty (250) Feet	- Two Hundred Fifty (250) Sq. Ft.
Over Three Hundred Fifty (350) Feet	- Three Hundred Fifty (350) Sq. Ft.

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The above limitations are intended to encompass the total square footage of signs used in connection with any one business. The total square footage of signs, if more than one is used; shall not exceed the square footage in the foregoing schedule.

Flashing signs or rotating beacons are prohibited.

10.2 Notwithstanding the above limitations, signs in excess of the scheduled limits may be permitted upon approval of the Board of Commissioners, After submission and review by the Planning Commission when

(1) the sign is attached to the main building and does not extend more than twelve inches, outward or laterally therefrom. The sign may extend above the main building.

10.3 No sign which exceeds fifty (50) square feet in size shall be erected in a Commercial or Manufacturing and Industrial District if same is located within one hundred fifty (150) feet of any lot line whereon is erected a building used as a dwelling.

10.4 In all districts, signs or signboards used by churches or institutions may be erected, provided that they are not over twenty (20) square feet in size.

In all districts, signs, or signboards, not exceeding eight (8) square feet in size, advertising for sale or for rent, the real estate upon which they are erected.

In all districts, not more than two (2) temporary signs or signboards, not exceeding thirty-six (36) square feet in size, used to indicate the location of real estate developments, may be erected upon the premises for a period not exceeding one (1) year.

Small signs, not exceeding eight (8) square feet in size, for the seasonal sale of farm produce raised on the premises.

In all districts, official traffic signs.

10.5 Permits shall be required for the erection of signs or signboards in any part of the Township and a permit fee shall be paid in an amount as provided by Resolution of Board of Commissioners.

Signs or signboards as permitted herein shall be so erected that they do not interfere with traffic nor restrict a clear view of any highway nor constitute a nuisance to adjoining property owners or tenants.

SECTION III.

All ordinances or parts of ordinances conflicting with the provisions of this ordinance be and the same hereby are repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of October, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

M. J. Martinelli
Secretary

Board's committees or its members shall give orders--publicly or privately-- to any subordinate of the Manager.

SECTION 8. DISABILITY OR ABSENCE OF THE MANAGER: If the Manager becomes ill or needs to be absent from the Township, the President of the Board of Commissioners or Committee Chairmen designated by him shall perform the duties of the Manager during his absence or disability. The present incumbent Township Secretary, Building Inspector and Zoning Officer shall continue in office until such time as the Township Manager is appointed and assumes the duties of the office.

SECTION 9. REPEAL: All ordinances or resolutions, or parts of ordinances or resolutions, insofar as they are inconsistent herewith, be and the same are hereby repealed.

ORDAINED AND ENACTED INTO LAW THIS 4th DAY OF May, 1964 by the Board of Commissioners of the Township of Wilkins.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board

ATTEST:

M. J. Martinielli
Secretary

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ORDINANCE NO. 347

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RE-ENACTING AND READOPTING ORDINANCE NO. 319, WHICH BY REFERENCE RE-ENACTED 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 AS AMENDED AUTHORIZING A TAX ON THE EARNED INCOME 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. 319 re-enacting by reference 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, as amended, 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, 1965 and ending December 31, 1965.

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, as amended, 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 2nd day of November, 1964, a quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

Harry M. Feazell
Harry M. Feazell, President of the
Board of Commissioners

ATTEST:

M. J. Martinelli
M. J. Martinelli, Secretary

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ORDINANCE NO. 348

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF THE ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF PORTIONS OF STORM SEWERS AND APPURTENANCES IN DOROTHY AVENUE FROM GREENSBURG PIKE IN A SOUTHERLY DIRECTION FOR A DISTANCE OF APPROXIMATELY 910 FEET AND PROVIDING FOR NOTICE, COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners repectively indicated are hereby assessed in the respective amounts set forth for the grading, paving curbing and installation of the particular portions of the storm sewers and appurtenances in Dorothy Avenue from Greensburg Pike in a southerly direction for a distance of approximately 910 feet.

SECTION II. The said assessments are made pursuant to Ordinance No. 313 enacted May 13, 1963 and are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated November 9, 1964 prepared by the Township Engineer and approved by the Township Commissioners.

SECTION III. Corner lots shall be and hereby are assessed 100% of the frontage on each street where an assessment is made or 25% of the perimeter whichever is least. In those instances where the assessment is based upon 25% of the perimeter the footage to be allocated to each street shall be determined by multiplying 25% of the perimeter by the ratio of the actual frontage on the street involved to the sum of the frontages on both streets.

SECTION IV. The assessments made against property owned by the County of Allegheny shall be paid by the Township of Wilkins dated July 6, 1960.

SECTION V. The schedule of properties, owners frontage and assessments follows:

<u>A NO.</u>	<u>OWNERS NAME</u>	<u>LOT NO.</u>	<u>FRONTAGE</u>	<u>ASSESSMENT</u>
A-1	Edward Wentroble and Catherine Wentroble, his wife	43	70.38 ft.	\$ 177.36
A-2	Harry J. Tepper and Roberta Tepper, his wife	44 and pt. 45	55.35	139.48
A-3	Theodore E. Ciarkowski and Beatrice M. Ciarkowski, his wife	52,53,54	53.34	134.42
A-4	Josephine Stoy	55	86.08	216.92
A-5	George W. Runkey and Margaret I. Runkey, his wife	56,57	63.31	159.54

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A-6	Anton Sabalauska and Helen Sabalauska, his wife	58	37.35	\$ 94.12
A-7	Joseph M. Glessner and Dorothy Mae Glessner, his wife	59	31.68	79.83
A-8	Andrew J. Wengrzyn and Leona M. Wengrzyn, his wife	60,61,62,63	50.94	128.37
A-9	Walter W. Gumbert and Loretta A. Gumbert, his wife	71, 72	18.13	45.69
A-10	Frank J. Galloro and Edna P. Galloro, his wife	73, 74	115.94	292.17
A-11	County of Allegheny	15 to 38	612.55	1,543.63
A-12	County of Allegheny	1 to 14	289.43	729.36
			<u>1,484.48 ft.</u>	<u>\$3,740.89</u>

ALL lots situate in Belvedere Plan recorded in Plan Book Volume 23, pages 62 and 63.

SECTION VI. The Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent or left on the assessed premises.

SECTION VII. The face amount of each assessment shall be due and payable to the Township within 30 days of giving of notice thereof as provided in Section VI of this Ordinance.

SECTION VIII. If any assessment shall remain unpaid at the expiration of said notice, it shall be the duty of the Township Solicitor to collect same with interest and penalty as provided by law, by action of assumpsit or by lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION IX. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 16th day of November, 1964

ATTEST:

TOWNSHIP OF WILKINS

M. J. Martinelli
Secretary

By Harry M. Feazell
President of the
Board of Commissioners

ORDINANCE NO. 349

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF THE ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE TRADING, PAVING, CURBING AND INSTALLATION OF PORTIONS OF STORM SEWERS AND APPURTENANCES IN JOHN STREET FROM DOROTHY AVENUE WEST A DISTANCE OF APPROXIMATELY 148 FEET AND IN PETER STREET FROM DOROTHY AVENUE NORTHWEST A DISTANCE OF APPROXIMATELY 179 FEET AND PROVIDING FOR NOTICE COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners respectively indicated are hereby assessed in the respective amounts set forth for the grading, paving curbing and installation of the particular portions of the storm sewers and appurtenances in John Street from Dorothy Avenue West a distance of approximately 148 feet and in Peter Street from Dorothy Avenue Northwest a distance of approximately 179 feet.

SECTION II. The said assessments are made pursuant to Ordinance No. 312 enacted May 13, 1963 and are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated November 9, 1964 prepared by the Township Engineer and approved by the Township Commissioners.

SECTION III. Corner lots shall be and hereby are assessed 100% of the frontage on each street where an assessment is made or 25% of the perimeter whichever is least. In those instances where the assessment is based upon 25% of the perimeter the footage to be allocated to each street shall be determined by multiplying 25% of the perimeter by the ratio of the actual frontage on the street involved to the sum of the frontages on both streets.

SECTION IV. The schedule of properties, owners, frontage and assessments follows:

<u>A NO.</u>	<u>OWNERS NAME</u>	<u>LOT NO.</u>	<u>FRONTAGE</u>	<u>ASSESSMENT</u>
A-1	Harry J. Tepper and Roberta Tepper, his wife	44, part 45	23.15 ft.	\$ 61.34
A-2	Soffer Investment, Inc.	Part 45	25.00 ft.	66.25
A-3	Joseph Hubert and Michael Hubert	46	25.00 ft.	66.25
A-4	Mildred Ivosevich	47, 48	50.00 ft.	132.50
A-5	Joseph Hitrik and Margaret Hitrik, his wife	49	25.00 ft.	66.25
A-6	Edward Diak and Anne Diak, his wife	50, 51	50.00 ft.	132.50

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A-7	Theodore E. Ciarkowski and Beatrice M. Ciarkowski, his wife	52 53, 54	34.45	\$ 91.29
A-8	Andrew J. Wengrzyn, and Leona M. Wengrzyn, his wife	60,61,62,63	56.77	150.44
A-9	Kenneth Donahue and Mayme Donahue, his wife	64	27.47	72.80
A-10	Carl C. Hensell and Bessie Hensell, his wife	65, 66	50.00 ft.	132.50
A-11	Paul M. Myers and Grace C. Myers, his wife	67, 68 69, 70	100.00 ft.	265.00
A-12	Walter W. Gumbert and Loretta A. Gumbert, his wife	71, 72	37.92 ft.	100.48
			<u>504.76 ft.</u>	<u>\$1,337.61</u>

ALL lots situate in Belvedere Plan recorded in Plan Book Volume 23, pages 62 and 63.

SECTION V. The Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent or left on the assessed premises.

SECTION VI. The face amount of each assessment shall be due and payable to the Township within 30 days of giving of notice thereof as provided in Section V of this Ordinance.

SECTION VII. If any assessment shall remain unpaid at the expiration of said notice, it shall be the duty of the Township Solicitor to collect same with interest and penalty as provided by law, by action of assumpsit or by lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION VIII. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 16th day of November, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President of
The Board of Commissioners

ATTEST:

M. Joe Martinelli
M. Joe Martinelli, Secretary

ORDINANCE NO. 350

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SPECIAL USE IN A PLANNED RESIDENTIAL DEVELOPMENT TO BE KNOWN AS THE PENHURST PLAN OF LOTS.

WHEREAS, the Wilkins Township zoning Ordinance of 1962, Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with;

AND WHEREAS, Amore Construction Co., Inc. did under date of August 12, 1964 file an application for a special use in connection with a planned Residential Development to be known as Penhurst Plan of Lots;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated October 14, 1964 with the Board of Commissioners;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303.

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects.

NOW, THEREFORE, the Township of Wilkins ordains as follows:

SECTION I. A special use as hereinafter specified is authorized in connection with the following numbered lots as shown on the Preliminary Plan, Penhurst Plan of Lots dated July 25, 1964 and prepared by H. A. Shope and Son, Engineers,

A. Special Use Authorized

LOT NO.	LOT AREA REDUCED TO SQUARE FOOTAGE INDICATED	FRONT YARD DEPTH (BUILDING LINE) REDUCED TO FOOTAGE INDICATED
201	12,040 square feet	Not reduced
202	11,600 "	"
203	11,600 "	"
204	11,770 "	"
205	12,890 "	"
206	13,430 "	"
207	11,400 "	"
208	12,300 "	"
209	None	"
210	11,680 "	30 feet
211	11,390 "	"
212	11,270 "	"
213	None	"
214	12,970 "	"
215	11,200 "	Not reduced

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LOT NO.	LOT AREA REDUCED TO SQUARE FOOTAGE INDICATED	FRONT YARD DEPTH (BUILDING LINE) REDUCED TO FOOTAGE INDICATED
216	11,200 square feet	Not reduced
217	11,460 "	"
218	11,220 "	"
220	12,620 "	30 feet
221	12,080 "	"
222	13,590 "	"
223	11,440 "	"
224	12,950 "	"
225	13,800 "	"
226	12,540 "	Not reduced
227	11,560 "	"
228	11,700 "	"
229	11,890 "	"
230	11,570 "	"
231	14,040 "	30 feet
232	11,920 "	"
233	13,260 "	"
234	None	"
235	11,200 "	"
236	11,250 "	"
237	13,620 "	"
238	None	"
239	None	"
240	None	"

On lots on which this special use is granted as it relates to lot area, a 5% plus or minus deviation in total lot area will be permitted providing

1. No lot becomes less than 11,000 square feet in area.
2. There is no increase in the number of lots.

B. On Lot Numbers 220 to 230 inclusive the side yard width may be reduced to ten (10) feet provided a total distance of thirty (30) feet is maintained between buildings exacted on said lots.

C. One residence building in the Plan may be used as an office in connection with Plan development and Plan sales activities of Amore Construction Co. Inc. for a period not to exceed three years after the date of the first building permit issued.

SECTION II. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Subdivision Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I of this Ordinance.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of December, 1964.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

M. J. Martelli
Secretary

ORDINANCE NO. 351

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING THE APPROPRIATION OF FUNDS
 IN EXCESS OF ESTIMATED RECEIPTS TO CER-
 TAIN DEPLETED 1964 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1964 Budget Ordinance (No. 325) have been or are about to be depleted to the extent of the total sum of \$9,880.00 and;

WHEREAS, the actual receipts for the year 1964 are ascertained to be in excess of \$10,000.00 over and above the total amount estimated in addition to the \$395.00 un-appropriated.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following additional appropriations be authorized:

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	FUNCTION	APPROP. NO.	AMOUNT
<u>Administration</u>	Office Supplies	101d1	\$ 160.00
	Adv. & Printing	101f	1,600.00
	Gen. Twp. Liability Ins.	101i3	930.00
	Assoc. Dues & Exp.	101k	90.00
	Other Legal Expenses	101N2	1,220.00
	Other Admn. Expenses	101y	202.00
<u>Municipal Building</u>	Custodian Wages	103b	100.00
	Materials & Supplies	103d	100.00
	Fire Insurance	103i1	80.00
<u>Police & Fire</u>	Part-time Police wages	201b	1,460.00
	Office Supplies	201d1	60.00
	Other Mtls. & Supplies	201d3	65.00
	Vehicle Maintenance	201e2	525.00
	Traffic Signals	201e4	1,500.00
	Other Fire Exp.	202y	200.00
<u>Sanitary</u>	Sanitary Engineering	304A	102.00
	Wages Disp. Pl. Oper.	304b	150.00
<u>Highway</u>	Wages	401Ab	250.00
	Minor Equipment	401Ae5	1,110.00
	Compensation Ins.	401Ai2	21.00
<u>Recreation</u>	Materials	601y	155.00
	Total additional appropriations		\$9,880.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 7th day of December, 1964, a quorum being present.

ATTEST:

COMMISSIONERS OF WILKINS TOWNSHIP

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

By Harry M. Feazell
 Harry M. Feazell, President

ORDINANCE NO. 352

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RATIFYING EXECUTION OF A STIPULATION AND AGREEMENT WITH SAMPSON-MILLER ASSOCIATED COMPANIES, INC. AND OTHERS RELEASING AND DISCHARGING THE OBLIGATIONS OF THE PARTIES UNDER AN AGREEMENT EXECUTED PURSUANT TO ORDINANCE NO. 268.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. Execution and delivery of the Stipulation and Agreement between the Township of Wilkins and Sampson-Miller Associated Companies, Inc. et al, which agreement was executed by the proper Township officials on October 26, 1964 and which is on file in the United States District Court for the Western District of Pennsylvania at No. 64-65 In Bankruptcy, is hereby ratified and confirmed. A copy of said Stipulation and Agreement is attached hereto and incorporated herein.

SECTION II. Any section of any ordinance inconsistant with the provisions of this Ordinance is hereby repealed.

ORDAINED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS at a duly assembled meeting held this 4th day of January, 1965.

TOWNSHIP OF WILKINS

By Harry M. Foazell
President of the
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

BBG491

IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF PENNSYLVANIA

In the Matter of)

SAMPSON-MILLER ASSOCIATED)
COMPANIES, INC. and PENNBROOK)
SUPPLIES, INC., GLENN LUMBER)
& SUPPLY, INC., SAMPSON BROS.,)
INC., H.B.C. HOMES, INC. and)
SAMPSON BROS. (Md.), INC., its)
wholly owned subsidiaries,)

Debtors)

Proceedings for Arrangement

Under Chapter XI

NO. 64-55 In Bankruptcy

STIPULATION AND AGREEMENT

WHEREAS, the Township of Wilkins has filed a claim in the sum of Fifty Thousand (\$50,000.00) Dollars for money which it alleges to be due from the debtors for costs and expenses as defined in the agreement of October 28, 1959, which is attached to the claim of the Township of Wilkins and incorporated herein by reference thereto;

AND, WHEREAS, the Debtors and Debtors in Possession have objected to the said claim and in addition, have requested that the Court determine and direct payment of certain monies for reimbursement to the debtors, all as provided in the agreement of October 28, 1959;

AND, WHEREAS, a hearing on the objections filed by the Debtor and Debtors in Possession, was held on October 22, 1964, wherein the claim of the Township of Wilkins was allowed as an unliquidated claim, and payment thereof deferred to a time uncertain;

AND, WHEREAS, neither the Debtors, Debtors in Possession nor the Township of Wilkins is satisfied with the ruling as made

NOW, THEREFORE, the Debtors, Debtors in Possession, and the Township of Wilkins, intending to be legally bound hereby, stipulate and agree as follows:

1. The Township of Wilkins hereby withdraws its claim filed in the above captioned matter and hereby releases and discharges the Debtors and Debtors in Possession from any and all claims of the Township of Wilkins for advancement of further monies for any reason whatever under the agreement of October 28, 1959.

2. The Debtors and Debtors in Possession hereby withdraw their claim against the Township of Wilkins for reimbursement of monies previously paid to the Township of Wilkins under the agreement of October 28, 1959, and they further release and discharge the Township of Wilkins from any and all claims of the Debtors and Debtors in Possession for repayment of

any of the monies previously advanced to the Township of Wilkins, which were to be repaid out of tap-in charges, and assessments, all as more particularly set forth in the agreement of October 28, 1959.

3. This stipulation and agreement shall be filed with the Referee in Bankruptcy with the intent that the agreement herein set forth be incorporated in these proceedings as an Order of Court.

THIS AGREEMENT shall be binding on the parties signatory hereto and their successors and assigns.

IN WITNESS WHEREOF, the duly authorized officers and attorneys of the parties have executed this instrument this 26th day of October, 1964.

SAMPSON-MILLER ASSOCIATED COMPANIES, INC.
and PENNBROOK-SUPPLIES, INC., GLENN LUMBER
& SUPPLY, INC., SAMPSON BROS., INC., H.B.C.
HOMES, INC. and SAMPSON BROS. (Md.), INC.,
its wholly owned subsidiaries

ATTEST:

/s/ L.M. Breneman
Asst. Secretary

BY /s/ Russell P. Miller
(Title) Pres.

/s/ Hillard Kreimer
Attorney for Debtor

/s/ Bernard Goodman

/s/ Leonard Boreman
Attorneys for Debtors in Possession

TOWNSHIP OF WILKINS

ATTEST:

/s/M. Jos. Martinelli
Secretary

Harry M. Feazell
BY /s/Harry M. Feazell
President of Board of Commissioners

/s/John M. Means
Attorney for Township of Wilkins

BBG491

IN THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF PENNSYLVANIA

In the matter of

SAMPSON-MILLER ASSOCIATED
COMPANIES, INC. and PENNBROOK
SUPPLIES, INC., GLENN LUMBER
& SUPPLY, INC., SAMPSON BROS.,
INC., H.B.C. HOMES, INC. and
SAMPSON BROS. (Md.), INC., its
wholly owned subsidiaries,

Debtors

Proceedings for Arrangement

Under Chapter XI

No. 64-55 In Bankruptcy

ORDER OF COURT

AND NOW, this 27th day of October, 1964, upon consideration of the annexed Stipulation and Agreement, and upon consideration of the facts adduced at the hearing held October 22, 1964, it is ordered and decreed as follows:

1. The claim of the Township of Wilkins is dismissed pursuant to the annexed Stipulation and all obligations of the Debtors and Debtors in Possession to the Township of Wilkins, arising under the Agreement of October 28, 1959, liquidated or unliquidated, are hereby declared released and discharged.

2. The claim of the aforesaid Debtors or Debtors in Possession against the Township of Wilkins is dismissed pursuant to the annexed Stipulation, and all obligations of the Township of Wilkins to the Debtors or Debtors in Possession arising under the agreement of October 28, 1959, liquidated or unliquidated, are hereby declared released and discharged.

3. The Agreement of October 28, 1959, between the parties or their predecessors is hereby declared to be rescinded and terminated.

/s/ Stephen P. Laffey

ORDINANCE NO. 353

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
 AMENDING, SUPPLEMENTING AND CHANGING THE
 PROVISIONS OF ORDINANCE NUMBER 303 BY
 CHANGING CERTAIN PROPERTY FROM ITS PRESENT
 ZONING DISTRICT DIVISION OF U-1 AREA 1 AND
 RECLASSIFYING THE SAME AS ZONING DISTRICT
 DIVISION "C"-COMMERCIAL.

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

SECTION I: The following described property is hereby reclassified from its present zoning classification of Zoning District U-1 Area 1, as described in Article 4, paragraph 4.4, in Ordinance Number 303, to the Zoning District designated Commercial as described in Article 6 in said Ordinance Number 303.

ALL that tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, being bounded and described as follows:

BEGINNING at a point on the northerly right of way line of Maple Lane (50 feet wide) as condemned by the Commonwealth of Pennsylvania for the right of way of State Highway Route 187, Section 10, where the line dividing the Borough of Churchill and the Township of Wilkins intersects said right of way line; thence by the line dividing the Borough of Churchill and the Township of Wilkins the following three courses and distances; first, North 15° 54' East 393.88 feet to a point; thence North 18° 27' East 244.50 feet to a point; thence North 22° 40' East 110 feet, more or less, to a point on the line dividing the Township of Wilkins and the Borough of Penn Hills (said location as indicated by the Wilkins Township Zoning Map, 1963 Revision); thence in a southeasterly direction by said dividing line, 2646 feet, more or less, to a point on the northerly right of way line of State Highway Route 187, Section 10; thence by the northerly right of way line of State Highway Route 187, Section 10, the following five courses and distances; first, South 89° 13' West 1951 feet, more or less, to a point of curve; thence by a curve to the right, having a radius of 3887.72 feet, a distance 126.66 feet to a point of tangent; thence North 2° 39' West 14.00 feet to a point of curve; thence in a westerly direction by a curve to the right having a radius of 914.93 feet a distance of 167.67 feet to a point on the curve; thence North 7° 51' East 4.77 feet to a point; thence by a line crossing Maple Lane (50 feet wide), North 8° 08' 05" East 50.00 feet to a point on the northerly right of way line of Maple Lane (50 feet wide); thence by said right of way line the following three courses and distances; first, North 81° 51' 55" West 1.23 feet to a point of curve;

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thence by a curve to the right having a radius of 861.93 feet a distance of 467.85 feet to a point of compound curve; thence by a curve to the right having a radius of 322.25 feet a distance of 32.11 feet to a point on the line dividing the Borough of Churchill and the Township of Wilkins, being aforesaid point, the place of beginning.

SECTION II: The Zone Map which is a part of Ordinance Number 303 shall be amended to indicate that the aforesaid tract has been reclassified by this Ordinance.

SECTION III: 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 at a duly assembled meeting of the Board of Commissioner of the Township of Wilkins held this 1st day of ^{MARCH}~~February~~, 1965, a full quorum being present. _{WKB}

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 353

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
AMENDING, SUPPLEMENTING AND CHANGING THE
PROVISIONS OF ORDINANCE NUMBER 303 BY
CHANGING CERTAIN PROPERTY FROM ITS PRESENT
ZONING DISTRICT DIVISION OF U-1 AREA 1 AND
RECLASSIFYING THE SAME AS ZONING DISTRICT
DIVISION "C"-COMMERCIAL.

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

SECTION I: The following described property is hereby reclassified from its present zoning classification of Zoning District U-1 Area 1, as described in Article 4, paragraph 4.4, in Ordinance Number 303, to the Zoning District designated Commercial as described in Article 6 in said Ordinance Number 303.

ALL that tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, being bounded and described as follows:

BEGINNING at a point on the northerly right of way line of Maple Lane (50 feet wide) as condemned by the Commonwealth of Pennsylvania for the right of way of State Highway Route 187, Section 10, where the line dividing the Borough of Churchill and the Township of Wilkins intersects said right of way line; thence by the line dividing the Borough of Churchill and the Township of Wilkins the following three courses and distances; first, North 15° 54' East 393.88 feet to a point; thence North 18° 27' East 244.50 feet to a point; thence North 22° 40' East 110 feet, more or less, to a point on the line dividing the Township of Wilkins and the Borough of Penn Hills (said location as indicated by the Wilkins Township Zoning Map, 1963 Revision); thence in a southeasterly direction by said dividing line, 2646 feet, more or less, to a point on the northerly right of way line of State Highway Route 187, Section 10; thence by the northerly right of way line of State Highway Route 187, Section 10, the following five courses and distances; first, South 89° 13' West 1951 feet, more or less, to a point of curve; thence by a curve to the right, having a radius of 3887.72 feet, a distance 126.66 feet to a point of tangent; thence North 2° 39' West 14.00 feet to a point of curve; thence in a westerly direction by a curve to the right having a radius of 914.93 feet a distance of 167.67 feet to a point on the curve; then North 7° 51' East 4.77 feet to a point; thence by a line crossing Maple Lane (50 feet wide), North 8° 08' 05" East 50.00 feet to a point on the northerly right of way line of Maple Lane (50 feet wide); thence by said right of way line the following three courses and distances; first, North 81° 51' 55" West 1.23 feet to a point of curve;

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thence by a curve to the right having a radius of 861.93 feet a distance of 467.85 feet to a point of compound curve; thence by a curve to the right having a radius of 322.25 feet a distance of 32.11 feet to a point on the line dividing the borough of Churchill and the Township of Wilkins, being aforesaid point, the place of beginning.

SECTION II: The Zone Map which is a part of Ordinance Number 303 shall be amended to indicate that the aforesaid tract has been reclassified by this Ordinance.

SECTION III: 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 at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins held this 1st day of March, 1965, a full quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Henry M. Feazell
President

ATTEST:

William K. Baldwin
Secretary

ORDINANCE NO. 354

AN ORDINANCE OF THE TOWNSHIP OF WILKINS COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1965 AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR THE SPECIFIC PURPOSES OF THE TOWNSHIP GOVERNMENT, HERINAFTER 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 1965, 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 1965 the following amounts are hereby appropriated from the revenues available for the current year and 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	\$ 24,744.00
Receipts from Realty Tax	146,500.00
From Taxes of Prior Years	6,500.00
Other Revenue Receipts	91,200.00
Miscellaneous Non-Revenue Receipts	<u>16,700.00</u>
TOTAL ESTIMATED RECEIPTS AND CASH	\$292,244.00

Appropriations:

General Township Government	\$ 53,041.00
Protection to Persons & Property	88,895.00
Health and Sanitation	14,450.00
Highways (Includes St. Lights)	77,850.00
Miscellaneous	24,350.00
Debt Service	<u>32,950.00</u>
TOTAL APPROPRIATIONS	<u>\$291,536.00</u>
UN-APPROPRIATED BALANCE	<u>\$ 708.00</u>

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.

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ORDINANCE NO. 355

AN ORDINANCE ESTABLISHING AND REGULATING A POLICE PENSION FUND FOR THE TOWNSHIP OF WILKINS PURSUANT TO PROVISIONS OF ACT NO. 600 AND AMENDING ACT NO. 358 TO BE MAINTAINED BY ANNUAL APPROPRIATIONS RECEIVED FROM TAXES PAID BY FOREIGN-CASUALTY INSURANCE COMPANIES, FROM CHARGES AGAINST EACH MEMBER OF THE POLICE DEPARTMENT BY APPROPRIATIONS MADE BY THE TOWNSHIP, BY GIFTS, GRANTS, DEVISES, OR BEQUESTS GRANTED TO THE PENSION FUND: PROVIDING FOR THE TRANSFER OF ANY AND ALL FUNDS FROM THE EXISTING POLICE PENSION FUND PURSUANT TO THE PROVISIONS OF THE ABOVE MENTIONED ACT: AND PROVIDING FOR THE PURCHASE OF PENSION ANNUITY CONTRACTS, TO BE PAID FOR ANNUALLY BY THE TOWNSHIP SECRETARY FROM FUNDS APPROPRIATED FOR THE POLICE PENSION FUND: AND FURTHER AUTHORIZING AND EMPOWERING THE PROPER OFFICERS OF THE TOWNSHIP OF WILKINS TO EXECUTE AND DELIVER ON BEHALF OF THE TOWNSHIP OF WILKINS SUCH DOCUMENTS AS THE SOLICITOR OF THE TOWNSHIP SHALL DETERMINE TO BE NECESSARY AND PROPER TO EFFECTUATE AND IMPLEMENT THE POLICE PENSION FUND HEREBY ESTABLISHED.

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

SECTION I. That pursuant to the provisions of Act No. 600, of May 29, 1956, and Act No. 358 of July 10, 1957, of the General Assembly of the Commonwealth of Pennsylvania, the Township of Wilkins hereby establishes an insured Police Pension Fund to be funded through the purchase of Pension Annuity Contracts.

SECTION II. The fund is to be maintained by a charge against each member of the police force, by annual appropriations made by the Township of Wilkins, by payments made by the State Treasurer to the Township of Wilkins Treasurer from the monies received from taxes paid on premium by foreign-casualty insurance companies for purposes of pensions, for policemen and by gifts, grants, devises or bequests granted to such pension fund pursuant to the provisions of such Act.

SECTION III. Such Police Pension Fund shall be under the direction of the Commissioners of the Township of Wilkins and shall be applied under such regulations as the Commissioners of the Township of Wilkins may, by ordinance or resolution, prescribe for the benefit of such members of the Township of Wilkins police force as shall receive honorable discharge therefrom, by reason of age and service, or disability and death benefit for the families of such members as may die during their employment as policemen. Where a Township is liable to pay disability benefits to a member under any previous Act or Acts pertaining to such disability, any amount received from disability contracts

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shall be intergrated as part of such Township liability.

SECTION IV. The Township of Wilkins is hereby authorized to take by gift, grant, devise or bequests, any money or property real, personal or mixed, in trust for the benefit of such fund and the care, management, investment and disposal of such trust funds or property shall be vested in the Township of Wilkins Commissioners, the person, Agent and the Company having the management of such Police Pension Fund, and the said trust funds shall be governed thereby subject to such directions not inconsistent therewith as the donors of such funds and property may prescribe.

SECTION V. The Township of Wilkins hereby prescribes a minimum period of total service not less than an aggregate of twenty (20) years in the Township of Wilkins and shall fix the age of the members of the force at sixty (60) after which they may retire from active duty, and age sixty-five (65) after which the members must retire, providing the member has completed said 20 years of service, and such members as are retired shall be subject to service, from time to time as a police reserve, in case of riot, tumult or preservation of the public peace until unfitted for such service, when they may be finally discharged by reason of age or disability.

SECTION VI. Payments made to such Police Pension Fund shall not be in a charge of any other fund in the treasury of the Township of Wilkins or under its control, save the police pension fund herein provided for. The basis for determining any pension payable under this ordinance, following retirement of any member of the force meeting the service and age qualifications of this ordinance shall be as follows:

Monthly pension or retirement benefits shall be one-half the monthly average salary of such member during the last sixty (60) months of employment. Such pension or retirement benefits for any month shall be computed as the sum of: (1) any pension benefits from pension plans heretofore established by a private organization or association for the members of the police force; (2) primary benefits under Federal Social Security laws for which the officer may be eligible because of age and (3) benefits from the police pension fund established pursuant to this ordinance to the extent necessary to bring the total benefits in any month up to one-half of the aforesaid monthly average salary. In the case of the payment of pensions, if any, for permanent injuries incurred in service, or payments of death benefit to the members' beneficiaries all such payments shall be fixed on a uniform scale in the members' individual Pension Annuity Contract.

SECTION VII. The actuary to be employed by the Township of Wilkins with respect to the Police Pension Fund hereby established shall be provided by the Insuring Company to determine the present value of the liability on account of pensions payable under Section 6 of this ordinance to original members for service prior to the date of the establishment of this fund, and shall offset the value of any assets transferred to this fund from the previous fund established by the Township of Wilkins to determine the unfunded liability. The actuary shall also determine the amount which shall be contributed annually into the fund for the service of members subsequent to the establishment of the fund (to be known as "future service cost").

SECTION VIII. Members shall pay into the fund, monthly, an amount equal to not less than five per centum nor more than eight per centum of monthly compensation, until they retire from active service. Where positions covered by this fund are included in an agreement under the Federal Social Security Act., members shall pay into the fund, monthly an amount equal to not less than two per centum of that portion of the monthly compensation on which social security is payable, and five per centum of 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, shall be the obligation of the Township of Wilkins and shall be paid by it to the pension fund by annual appropriations.

SECTION IX. The payments made by the State Treasurer to the municipal treasurer from the monies received from taxes paid upon premiums by foreign casualty insurance companies for purposes of pension retirement or disability benefits for policemen shall be used as follows: (1) to reduce the unfunded liability or, after such liability has been funded; (2) to apply against the annual obligation of the Township of Wilkins for future service cost to or to the extent that the payment may be in excess of such obligation; and (3) to reduce member contribution. Any other monies paid into the police pension fund shall be applied equally against the member and the municipal portions of the future service cost. It shall be the duty of the Governing Body to apply such payments in accordance with the provisions of the aforementioned act.

SECTION X. The members' assets and liabilities of the existing Township of Wilkins Police Pension Fund shall be transferred to the fund established by this Ordinance. After such transfer the Township of Wilkins Police Pension

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Fund established by this Ordinance shall assume the liability of continuing the payment of pensions to members of the police force retired prior to such transfer in accordance with the laws and regulations under which such members, if any were retired.

SECTION XI. No person participating in a Police Pension Fund established pursuant to the provisions of this Ordinance, who becomes entitled to receive a benefit therefrom, shall be deprived of his right to an equal proportionate share therein upon the basis upon which he first became entitled thereto.

SECTION XII. Any member of a police force of the Township of Wilkins, who for any reason whatsoever, shall be ineligible to receive a pension after having contributed any charges to a police pension fund established pursuant to the provisions of this Ordinance, shall be entitled to a refund of all such monies paid by him into such fund immediately upon discontinuance with the police force. If such discontinuance is due to death, refund of such monies or death benefits as may be due from Pension Annuity Contract shall be paid to his designated beneficiary, or in the absence thereof, to his estate.

SECTION XIII. The pension payments, herein provided for, shall not be subject to attachment, execution, levy, 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 XIV. The Township of Wilkins hereby authorizes and directs the Township Secretary to make regular annual payments on the before mentioned Pension Annuity Contracts when due.

SECTION XV. The procedure hereinbefore set forth expressing the intent to purchase Pension Annuity Contracts or make applications therefore on the lives of the same or other policemen of the Township, from time to time and from year to year may be carried into effect with the necessary and desired factual changes without the necessity to pass any new ordinance or resolution authorizing such purchase.

SECTION XVI. The Police Pension Fund provided for herein is that fund now in effect, as established by Ordinance No. 269 and enacted on December, 1959.

SECTION XVII. 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 of the Township shall determine to be necessary and proper to effectuate and implement the Police Pension

Fund hereby established under provisions of Act No. 600 of the 1956 Legislature and Act No. 358 of the 1957 Legislature of the Commonwealth of Pennsylvania.

SECTION XVIII. Any Ordinance or part of Ordinance, or any Resolution conflicting with the provisions of this Ordinance is hereby repealed, and Ordinance No. 269 and Resolution No. 465 previously adopted by the Township of Wilkins are specifically hereby repealed.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of March, 1965, a quorum being present.

TOWNSHIP OF WILKINS

Harry M. Feazell
President

ATTEST:

William W. Alder
Secretary

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ORDINANCE NO. 356

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF THE ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN WASHINGTON AVENUE, IVY STREET, MOSS STREET AND TONGALUCAS STREET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR NOTICE, COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

The Township of Wilkins hereby ordains as follows:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners respectively indicated are hereby assessed in the respective amounts as set forth for the grading, paving, curbing and installation of storm sewers and appurtenances in Washington Avenue, Ivy Street, Moss Street and Tongalucas Street in the Township of Wilkins, Allegheny County, Pennsylvania. The plans and specifications showing the precise nature and location of the said improvements are on file and may be examined at the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Wilkins Township.

SECTION II. The said assessments are made pursuant to Ordinance No. 333 adopted May 4, 1964 providing for payment of one-fourth of the costs and expenses of the said improvements by the owners of real estate abutting or fronting on the improvements by an equal assessment on the foot front rule.

SECTION III. The assessments hereinafter set forth are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated February 26, 1965 prepared by the Township Engineer and approved by the Township Commissioners and are on file and may be examined in the Office of the Township Secretary in the Municipal Building as aforesaid.

SECTION IV. Corner lots shall be and hereby are assessed 100 per cent of the frontage of each street where an assessment is made or 25 per cent of the perimeter whichever is least. In those instances where the assessment is based upon 25 per cent of the perimeter, the footage to be allocated to each street shall be determined by multiplying 25% of the perimeter by the ratio of the actual frontage on the street involved to the sum of the frontages on both streets.

SECTION V. The schedule of properties, owners, frontage and assessments follows:

<u>A-No.</u>	<u>Owners Names</u>	<u>Plan & Lot No.</u>	<u>Deed Reg. Block & Lot</u>	<u>Street</u>	<u>Frontage</u>	<u>Assessment</u>
A-1	Donald T. Sullivan & Gloria A. Sullivan, his wife	Rock Glen #47, Pt. #46	374D, 294	Tongalucas	46.45	\$ 170.93
A-2	William R. Campbell & Martha J. Campbell, his wife	Rock Glen Pt. 45 & Pt. 46	374d, 290	"	21.45	78.93
A-3	William R. Campbell & Martha J. Campbell, his wife	Rock Glen #44	374D, 288	"	25.00	92.00
A-4	Robert E. Nebel & Columbia Nebel, his wife	Rock Glen #42, #43 and pt. #41	374D, 286	"	62.50	230.00
A-5	Thomas M. Nolan & Grace A. Nolan, his wife	Rock Glen Pt. #41 & 38, 39 & 40	374D, 280	"	87.50	322.00
A-6	Edward J. Butler	Rock Glen #37	455A, 326	"	3.45	12.70
A-7	Kenneth K. Wood	Rock Glen #36	455A, 304	"	47.46	174.65
A-8	Walter E. Rothermund & Angie Rothermund, his wife	Rock Glen #21	455A, 302	Tongalucas & Ivy	69.38	255.32

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<u>A-No.</u>	<u>Owner's Names</u>	<u>Plan & Lot No.</u>	<u>Deed Reg. Block & Lot</u>	<u>Street</u>	<u>Frontage</u>	<u>Assessment</u>
A-9	Theodore Tepke, Jr. & Agnes Tepke, his wife	Rock Glen #22	455A, 301	Ivy	25.00	\$ 92.00
A-10	John C. Tepke & Gladys N. Tepke, His wife	Rock Glen #23	455A, 299	Ivy	25.00	92.00
A-11	Joseph F. Buflo & Mary H. Buflo, his wife	Rock Glen #24 & 25	455A, 298	Ivy	50.00	184.00
A-12	Guerino Begali & Maria Begali, his wife	Rock Glen #26 & 27	455A, 296	Ivy	50.00	184.00
A-13	Peter Byrne & Mamie Byrne, His wife	Rock Glen #28	455A, 294	Ivy	25.00	92.00
A-14	Edward J. Butler	Rock Glen #29	455A, 292	Ivy	31.56	116.14
A-15	John C. Tepke & Gladys N. Tepke, his wife	Rock Glen #20	455A, 282	Tongalucas & Ivy	59.28	218.15
A-16	Anthony L. Tavor- mina & Mary M. Tavormina, his wife	Rock Glen #19	455A, 283	Ivy	25.00	92.00
A-17	Salvatore Cavicchia & Dorothy Cavicchia, his wife	Rock Glen #18	455A, 284	Ivy	25.00	92.00
A-18	Frank Schuster & Barbara Schuster, his wife	Rock Glen #17	455A, 285	Ivy	25.00	92.00
A-19	James Beattie	Rock Glen #16	455A, 286	Ivy & Moss	25.00 3.00	92.00 11.04
A-20	Julius Cybulko & Margaret Cybulko, his wife	Rock Glen #15	455A, 287	Ivy & Moss	25.00 25.00	92.00 92.00
A-21	Paul R. Snyder & Lois Snyder, his wife	Rock Glen #14	455A, 288	Ivy & Moss	25.00 25.00	92.00 92.00
A-22	William Drost & Agnes Drost, his wife	Rock Glen #13 and Pt. #12	455A, 289	Ivy & Moss	30.00 30.00	110.40 110.40
A-23	Alec Orarec & Elizabeth Orarec, his wife	Rock Glen #11 and Pt. #12	455A, 290	Ivy & Moss	32.00 30.38	117.76 111.80
A-24	Edward J. Butler	Rock Glen #4, 5 & 6	455A, 278	Moss	3.00	11.04
A-25	George J. Balluch & Mary B. Balluch, his wife	Rock Glen #7	455A, 275	Moss	25.00	92.00
A-26	John T. Trevaskis Estate	Rock Glen #8	455A, 274	Moss	25.00	92.00
A-27	Paul Ginther & Elizabeth Ginther, his wife	Rock Glen #9	455A, 273	Moss	25.00	92.00
A-28	Edward J. Butler	Rock Glen Pt. 10	455A, 272	Moss	25.98	95.61

<u>A-No.</u>	<u>Owners Names</u>	<u>Plan & Lot No.</u>	<u>Deed Reg. Block & Lot Street</u>	<u>Frontage</u>	<u>Assessment</u>
A-29	Walter Staub & Eva M. Staub, his wife	Rock Glen acreage - 251' x 82' x avg. 52.77 x 248.51 RR Brown Ave.	455A, 238 Washington	19.63	\$ 72.24
A-30	John S. Evans & Theo. K. Evans, his wife	Rose Hill Ft. #2 & #3	455A, 252 Washington	50.00	184.00
A-31	Yolanda Milbrada & Walter A. Milbrada, her husband	Rose Hill #4 & #5	455a, 254 "	50.00	184.00
A-32	William A. Aglietti & Mary P. Aglietti, his wife	Rose Hill # 6 & #7	455A, 256 "	50.00	184.00
A-33	Charles S. Farbarik & Loretta G. Farbarik, his wife	Rose Hill #8	455A, 260 "	25.00	92.00
A-34	Louis P. DeTorre & Lena DeTorre, his wife	Rose Hill #9	455A, 262 "	25.00	92.00
A-35	Adolph L. Maddamma, Jr. & Ida M. Maddamma, his wife	Rose Hill #10	454N, 132 "	25.00	92.00
A-36	Edward J. Butler	Rose Hill #214, 215 & 216	454N, 135 "	11.32	41.66
A-37	Leo Joseph King & Jessie King, his wife	Rose Hill #217	454N, 134 Washington	25.00	92.00
A-38	Susan Patchel	Rose Hill #218	455A, 170 "	25.00	189.00
A-39	Elizabeth Wisneski & Frank Wisneski, her husband	Rose Hill #219 & #220	455A, 172 "	50.00	184.00
A-40	Joseph Tursky	Rose Hill #221, 222 & 223	455A, 175 "	175.00	3276.00
A-41	George S. Mitchell & Mary L. Mitchell, his wife	Rose Hill #224, 225, 226 & 227	455A, 179 "	100.00	368.00
A-42	Edward G. Beveridge & Anna May Beveridge, his wife	Rose Hill #228	455A, 180 "	25.00	92.00
A-43	Vance Sarra & Anna C. Sarra, his wife	Rose Hill #229 & 230	455A, 182 "	50.00	184.00
A-44	John Paskan & Mary Paskan, his wife; Sofia Miller & John K. Limegrover & Thomas A. Michels	Rose Hill #231	455A, 183 "	25.00	92.00
A-45	John K. Limegrover & Thomas A. Michels	Rose Hill #232, 233 & acreage 160' x avg. 90 x 150 RR Beulah Rd.	455A, 185 "	15.00	55.20

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The Rock Glen Plan is recorded in Allegheny County Recorders Office in Plan Book Volume 25, page 184.

The Rose Hill Plan is recorded in said office in Plan Book Volume 18, page 137.

SECTION VI. The Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent or left on the assessed premises.

SECTION VII. The face amount of each assessment shall be due and payable to the Township within 30 days of giving of notice thereof as provided in Section VI of this Ordinance.

SECTION VIII. If any assessment shall remain unpaid at the expiration of said notice, it shall be the duty of the Township Solicitor to collect same with interest and penalty as provided by law, by action of assumpsit or by lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION IX. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of March, 1965, a full quorum being present.

ATTEST:

TOWNSHIP OF WILKINS

Malvin A. Baldwin
Secretary

By Harry M. Feagell
President of the
Board of Commissioners



ORDINANCE NO. 357

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF THE ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN RAILROAD STREET IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR NOTICE, COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

THE TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners respectively indicated are hereby assessed in the respective amounts as set forth for the grading, paving, curbing and installation of storm sewers and appurtenances in Railroad Street in the Township of Wilkins, Allegheny County, Pennsylvania. The plans and specifications showing the precise nature and location of the said improvements are on file and may be examined at the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Wilkins Township.

SECTION II. The said assessments are made pursuant to Ordinance No. 335 adopted July 6, 1964 providing for payment of one-fourth of the costs and expenses of the said improvements by the owners of real estate abutting or fronting on the improvements by an equal assessment on the foot front rule.

SECTION III. The assessments hereinafter set forth are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated February 26, 1965 prepared by the Township Engineer and approved by the Township Commissioners and are on file and may be examined in the Office of the Township Secretary in the Municipal Building as aforesaid.

SECTION IV. Corner lots shall be and hereby are assessed 100 per cent of the frontage of each street where an assessment is made or 25 per cent of the perimeter whichever is least. In those instances where the assessment is based upon 25 per cent of the perimeter, the footage to be allocated to each street shall be determined by multiplying 25% of the perimeter by the ratio of the actual frontage on the street involved to the sum of the frontages on both streets.

SECTION V. The schedule of properties, owners, frontage and assessments follows:

A-No.	Owners Names	Plan & Lot No.	Deed Reg. Block & Lot	Street	Frontage	Assessment
A-1	Norman M. Martin & Margaret E. Martin, his wife	N.Y. & Cleveland Gas Coal Co. Sec. C. Pt. of #27	454L, 204	Railroad	31.97	\$ 64.26
A-2	Joseph Yates & Theresa Yates, his wife	N.Y. & Cleveland Gas Coal Co. Lot # 28	454L, 232	"	50.49	101.48
A-3	Dorsey E. Jenkins	N.Y. & Cleveland Gas Coal Co. Lot #29	454L, 234	"	50.49	101.48
A-4	Harry B. Maruca & Rose M. Maruca, his wife	N.Y. & Cleveland Gas Coal Co. Sec. C-#30	454L, 236	"	50.49	101.48
A-5	Emil Zikmund & Agnes G. Zikmund, his wife	N.Y. & Cleveland Gas Coal Co. #31	454L, 238	"	50.13	100.77
A-6	James Boswell Wilson (Heirs) (Agnes Wilson Zikmund)	N.Y. & Cleveland Gas Coal Co. #32	454L, 240	"	50.00	100.50
A-7	John Dinardo & Marietta Dinardo, his wife	N. Y. & Cleve. Gas Coal Co. #33	454L, 242	"	50.00	100.50

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<u>A-No.</u>	<u>Owners Names</u>	<u>Plan & Lot No.</u>	<u>Deed Reg. Block & Lot</u>	<u>Street</u>	<u>Frontage</u>	<u>Assessment</u>
A-8	Michael Povanda & Marie Povanda, his wife	N.Y. & Cleveland Gas Coal Co. #34	454L, 244	Railroad	50.00	\$ 100.50
A-9	Mildred Maggiore	N.Y. & Cleveland Gas Coal Co. #35	454L, 246	"	50.00	100.50
A-10	John H. Brisbin (Heirs)	N.Y. & Cleveland Gas Coal Co. #36	454L, 248	"	50.00	100.50
A-11	Henry Caprara & Joan H. Caprara, his wife	N.Y. & Cleveland Gas Coal Co. #37	454L, 250	"	50.00	100.50
A-12	Edward Rice	N.Y. & Cleveland Gas Coal Co. #38	454L, 252	"	50.00	100.50
A-13	Clarence D. Soles & Catherine P. Soles, his wife	N.Y. & Cleveland Gas Coal Co. #39	454L, 254	"	50.00	100.50
A-14	Soffer Investment, Inc.	N.Y. & Cleveland Gas Coal Co. #40	454L, 256	"	50.00	100.50
A-15	Pearl O. Witcher & James H. Witcher, her husband, and Richard L. Brown & Mabel Brown, his wife (Joint Tenants)	N.Y. & Cleveland Gas Coal Co. #20, #21	454L, 176	"	80.96	162.73
A-16	Westinghouse Electric & Manu- facturing Co.	N. Y. & Cleve. Gas Coal Co. Acreage: For description see D.B.V. 2442 page 57		"	779.92	1567.64

The New York and Cleveland Gas Coal Company Plan, Section C is recorded in the Allegheny County Recorder's Office in Plan Book, Volume 5, pages 14 and 15.

SECTION VI. The Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent or left on the assessed premises.

SECTION VII. The face amount of each assessment shall be due and payable to the Township within 30 days of giving of notice thereof as provided in Section VI of this Ordinance.

SECTION VIII. If any assessment shall remain unpaid at the expiration of said notice, it shall be the duty of the Township Solicitor to collect same with interest and penalty as provided by law, by action of assumpsit or by lien to be filed and collected in the manner provided by law for the collection of municipal liens.

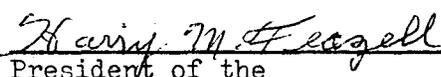
SECTION IX. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

ORDAINED and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of March, 1965, a full quorum being present.

Attest:


Secretary

TOWNSHIP OF WILKINS


President of the
Board of Commissioners

ORDINANCE NO. 358

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER OFFICERS OF THE TOWNSHIP OF WILKINS TO EXECUTE AND DELIVER FOR THE TOWNSHIP OF WILKINS AN AGREEMENT WITH THE BOROUGH OF CHURCHILL PROVIDING FOR USE OF A SANITARY SEWER IN RIDGEWOOD MANOR, CHURCHILL BOROUGH, BY THE TOWNSHIP OF WILKINS, AND DIVISION OF THE COSTS OF REPAIR, MAINTENANCE AND RE-CONSTRUCTION BETWEEN THE BOROUGH OF CHURCHILL AND THE TOWNSHIP OF WILKINS.

The Township of Wilkins hereby ordains as follows:

SECTION I. The proper Township officers are authorized and directed on behalf of and in the name of the Township of Wilkins to make, execute, and deliver an agreement with the Borough of Churchill in substantially the following form.

AGREEMENT

MADE and entered into this 5th day of April, 1965 by and between the BOROUGH OF CHURCHILL, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Churchill"

-and-

THE TOWNSHIP OF WILKINS, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Wilkins".

WHEREAS, Churchill is now constructing a sanitary sewer which will serve the area known as Ridgewood Manor in Churchill;

AND WHEREAS, there are in the Wilkins section of Ridgewood Manor, approximately fifteen dwellings which can be served by draining through the said sanitary sewer now being constructed by Churchill.

NOW THEREFORE, in consideration of the mutual covenants herein contained Wilkins and Churchill agree as follows:

FIRST: Churchill, subject to the provisions and conditions of this agreement, hereby grants to Wilkins the right to connect to the Churchill sewer being constructed in Ridgewood Manor by Churchill, the fifteen dwellings situate in Wilkins.

SECOND: Churchill has consented to cause the sanitary sewer serving the Ridgewood Manor area to be extended and constructed in the Wilkins portion of Ridgewood Manor, subject to the grant of the necessary releases and agreements for payment of the costs of same. It is understood and agreed that Churchill shall have no obligation to extend or construct said sanitary sewer to serve Wilkins properties unless Churchill received from the property owners the necessary easements, releases and payment.

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THIRD: The cost of maintaining, replacing, repairing or reconstructing of any part of the Churchill sanitary sewer system through which sewage from the Wilkins portion of Ridgewood Manor shall flow shall be divided between Churchill and Wilkins on the ratio of single family dwelling units in each municipality, served by the portion of the sewer maintained, replaced, repaired or reconstructed.

IN WITNESS WHEREOF, the Borough of Churchill and the Township of Wilkins have duly executed this agreement, each by its proper officers thereunto duly authorized and under its municipal seal as of the day and year first above written.

ATTEST:

THE BOROUGH OF CHURCHILL

Secretary

By _____
Mayor

ATTEST:

TOWNSHIP OF WILKINS

Secretary

By Harry M. Feazell
President of the
Board of Commissioners

SECTION II. All ordinances or parts of ordinances inconsistent with or conflicting with the provisions of this ordinance are hereby repealed.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of April, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

Wilmer A. Baldwin
Secretary



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ORDINANCE NO. 359

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER OFFICERS OF THE TOWNSHIP OF WILKINS TO EXECUTE AND DELIVER FOR THE TOWNSHIP OF WILKINS AN AGREEMENT WITH THE BOROUGH OF CHURCHILL PROVIDING FOR USE OF THE CHALFANT RUN SANITARY SEWER BY THE BOROUGH OF CHURCHILL, PAYMENT OF A PROPORTIONATE SHARE OF THE CONSTRUCTION COSTS BY THE BOROUGH OF CHURCHILL AND DIVISION OF THE COSTS OF REPAIR, MAINTENANCE AND RECONSTRUCTION BETWEEN THE TOWNSHIP OF WILKINS AND THE BOROUGH OF CHURCHILL.

The Township of Wilkins hereby ordains as follows:

SECTION I. The proper Township officers are authorized and directed on behalf of and in the name of the Township of Wilkins to make, execute, and deliver an agreement with the Borough of Churchill in substantially the following form:

AGREEMENT

MADE AND ENTERED INTO THIS 3rd day of May, 1965 by and between THE TOWNSHIP OF WILKINS, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Wilkins"

-and-

THE BOROUGH OF CHURCHILL, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Churchill".

WHEREAS, Wilkins and Churchill are adjacent municipalities;

AND WHEREAS, there exists in Wilkins a watershed known as Chalfant Run which is the natural drainage artery for sections of Wilkins and Churchill;

AND WHEREAS, Wilkins has constructed in said Chalfant Run a trunk sewer known as the Chalfant Run Sanitary Sewer;

AND WHEREAS, Churchill desires to drain certain sanitary sewer systems, to be constructed by Churchill into the Chalfant Run Sanitary Sewer;

AND WHEREAS, studies completed by Wilkins Township Engineer show that The Chalfant Run Sanitary Sewer is capable of disposing of the additional sewage which would be generated by the connection of the proposed Churchill sewer systems.

NOW THEREFORE, in consideration of the mutual covenants herein contained, Wilkins and Churchill agree as follows:

FIRST: Wilkins, subject to the provisions and conditions of this agreement, hereby grants to Churchill the right of connecting certain sanitary sewers into the Chalfant Run Sanitary Sewer for the purpose of draining sewage from the various buildings and dwellings served by the Churchill Sanitary Sewers.

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The Churchill Sanitary Sewer Systems to be connected into Chalfant Run Sanitary Sewer are set forth in the plans and specifications prepared by J. Fred Triggs, Registered Engineer, designated as:

- a. Sanitary Sewer System Thompson Run Drainage Area, Sheets 18 and 19; dated November 14, 1959, revised October, 1964.
- b. Ridgewood Sewage System, Sheets 1, 2, and 3; dated November, 1963.
- c. Borough of Churchill William Penn Highway Trunk Line, Sheets 1 of 4, 2 of 4, 3 of 4 and 4 of 4; dated November, 1963.

The said plans and specifications are incorporated herein by reference thereto and are on file in the Office of the Secretary of Churchill Borough in the Borough Municipal Building where they may be examined.

In addition to the sewer systems above set forth, the sewage from the following developments and areas in Churchill shall be permitted; Sherwood Forest, Huntington Manor and parts of Churchill Road.

SECOND: In granting to Churchill the right to connect the sewage systems and areas as aforesaid into the Chalfant Run Sanitary Sewer, Wilkins and Churchill rely on studies indicating that all the proposed Churchill sewers will service a total projected population count of 773 persons (including 53 persons in the Wilkins portion of Ridgewood Manor) which figure is based on a formula of $3\frac{1}{2}$ persons allotted to each single family dwelling (221 such dwellings). Churchill agrees not to permit, authorize, or condone any sewer tap-in after the projected population of 773 persons has been tapped-in unless Churchill first obtains written consent from Wilkins so to do.

THIRD: Wilkins and Churchill have respectively entered into an agreement with the Allegheny County Sanitary Authority relating to the operation of a sewage collection treatment and disposal system wherein the sewage draining from Wilkins and Churchill will be treated by the Allegheny County Sanitary Authority and Wilkins and Churchill have each enacted ordinances regulating the discharge of waste materials into their respective sewers in accordance with the agreement with the Allegheny County Sanitary Authority. Churchill agrees that no waste materials or sewage shall be discharged by the Churchill sanitary sewers into the Chalfant Run Sanitary Sewer except as are permitted to be discharged under the agreements with the Allegheny County Sanitary Authority and under the provisions of the Wilkins and Churchill ordinance regulating same. Churchill further agrees that no storm water or water from roofs, ice, snow or slush shall at any time be permitted to enter the Chalfant Run Sanitary Sewer through the sewers to be constructed by Churchill.

FOURTH: The Chalfant Run Sanitary Sewer was originally constructed under a contract with Edward McCrady, Jr. and Son and the total cost of that part of the said trunk sewer (after deleting the cost of a spur serving only parts of Wilkins) which will benefit the Churchill Sanitary Sewer System is \$60,570.48. Churchill agrees to pay to Wilkins 26.5% of said original construction cost; that is the sum of \$16,051.13, which payment shall be made within 30 days from the date when the first sanitary sewage from Churchill enters the Chalfant Run Sanitary Sewer.

FIFTH: The Chalfant Run Sanitary Sewer as originally constructed by Edward McCrady, Jr. and Son was not accepted by Wilkins and reconstruction and repair of same is presently being done by Wilkins. Wilkins has instituted legal proceedings to recover the cost of reconstruction and repair of the Chalfant Run Sanitary Sewer. It is understood and agreed that after the conclusion of said litigation Churchill shall pay to Wilkins 26.5% of any unrecovered costs arising from reconstruction and repair of said Chalfant Run Sanitary Sewer.

SIXTH: The cost of any maintenance, repair, replacement or reconstruction of the Chalfant Run Sanitary Sewer (excluding the spur serving only Wilkins) shall be divided between Wilkins and Churchill on the ratio of; Wilkins 73.5% and Churchill 26.5%.

IN WITNESS WHEREOF, the Township of Wilkins and the Borough of Churchill have duly executed this Agreement, each by its proper officers thereunto duly authorized and under its municipal seal as of the day and year first above written.

ATTEST:

TOWNSHIP OF WILKINS

William W. Anderson
Secretary

Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

THE BOROUGH OF CHURCHILL

Secretary

Mayor

SECTION II. All ordinances or parts of ordinances inconsistent with or conflicting with the provisions of this ordinance are hereby repealed.

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ORDAINED AND ADOPTED by the Board of Commissioners of the Township
of Wilkins at a duly assembled meeting, held this 3rd day of May, 1965.

TOWNSHIP OF WILKINS

By Harry M. Fozzell
President of the
Board of Commissioners

ATTEST:

Orville K. Baldwin
Secretary



ORDINANCE NO. 360

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN FOR MUNICIPAL PARK PURPOSES OF A TRACT OF LAND SITUATE IN SAID TOWNSHIP AND OWNED BY HILARY G. KOHUTE.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The Township of Wilkins hereby appropriates and takes the real estate owned by Hilary G. Kohute for municipal park purposes which real estate is situate in the Township of Wilkins, Allegheny County, Pennsylvania, is part of Lot No. 21 in the RIDGEWAY ACREAGE PLAN which Plan is attached to a deed of record in the Recorders Office for Allegheny County, Pennsylvania, in Deed Book Volume 2179, page 245. The said real estate is more particularly bounded and described as follows:

BEGINNING on the Easterly side of Miller Avenue in said plan, which beginning is South 7° 30' East 115.74 feet from the Southerly line of Alpine Boulevard, formerly Lorch Avenue; thence along said Miller Avenue South 7° 30' East a distance of 332.06 feet to property north or formerly of Henry Chalfant Heirs; thence North 56° 13' East a distance of 265.73 feet to the dividing line between Lots Nos. 20 and 21 in said plan; thence along the last mentioned dividing line North 30° 08' 30" West a distance of 252.31 feet to line of land now or formerly of H. G. Kohute et ux; thence along said Kohute property South 72° 26' West a distance of 102.71 distance of 40 feet to the Easterly side of Miller Avenue at the place of beginning.

A fee simple title is acquired hereby.

SECTION II. The property above described shall be devoted to recreational purposes as defined in the "PROJECT 70 LAND ACQUISITION AND BORROWING ACT" and the proper Township Officers are authorized and directed to make application to Bureau of Community Development in the Department of Commerce, Commonwealth of Pennsylvania, for approval of state aid pursuant to said Act.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of May, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

William J. Balducci
Secretary

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ORDINANCE NO. 361

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING AND DIRECTING THE PROPER
OFFICERS TO EXECUTE AND DELIVER TO
WILKINS TOWNSHIP VOLUNTEER FIRE COMPANY
NO. 3 A DEED FOR CERTAIN REAL ESTATE.

The Township of wilkins ordains as follows:

SECTION I. The proper officers of the Township of Wilkins are hereby authorized and directed to execute and deliver a deed to Wilkins Township Volunteer Fire Company No. 3 for the following property:

ALL that certain lot or piece of ground situate in the Township of Wilkins, Allegheny County, Pennsylvania, being Lot No. 44 and part of Lot No. 45 in the Pennwood Farms Plan of Lots as same is recorded in the Office of the Recorder of Deeds for Allegheny County, Pennsylvania in Plan Book Volume 26, pages 136-137 and more particularly bounded and described as follows:

BEGINNING at a point on the center line of Powell Street, as shown on said Plan at the dividing line between Lots Nos. 43 and 44 in said Plan; thence along said last mentioned dividing line North 28° 48' 40" West, a distance of 214.40 feet to a point; thence along the northerly line of Lots 44 and 45 on said Plan, North 61° 11' 20" East, a distance of 73 feet to a point; thence along a line through Lot No. 45, South 28° 48' 40" East, a distance of 214.40 feet to a point on the center line of Powell Street; thence along the center line of Powell Street South 61° 11' 20" West, a distance of 73 feet to the point at the place of beginning.

Having erected thereon a fire house.

SECTION II. The Wilkins Township Volunteer Fire Company No. 3 shall use the said property for municipal purposes; namely, a fire station and the property shall be conveyed without monetary consideration.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at duly assembled meeting held this 3rd day of May, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

William R. Baldwin
Secretary

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LIBRARY

ORDINANCE NO. 362

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER TOWNSHIP OFFICERS TO EXECUTE AND DELIVER AN AGREEMENT BETWEEN THE TOWNSHIP OF WILKINS AND JOSEPH SOFFER AND VIOLET SOFFER PROVIDING FOR ACCEPTANCE OF THE DEDICATION OF A ROAD KNOWN AS PENN CENTER BOULEVARD AND SETTING FORTH THE TERMS AND CONDITIONS OF SUCH ACCEPTANCE.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The proper Township officers are authorized and directed to execute and deliver an agreement between the Township of Wilkins and Joseph Soffer and Violet Soffer in substantially the following form:

AGREEMENT

MADE this 3rd day of May, 1965 by and between JOSEPH SOFFER and VIOLET SOFFER, hereinafter called "Developers"

-and-

THE TOWNSHIP OF WILKINS, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called "Township":

WHEREAS, Developers are the owners of a tract of land situate in the Township of Wilkins, known as Penn Center;

AND WHEREAS, this tract of land is being developed into a complex of commercial and multiple family apartment uses;

AND WHEREAS, this tract of land has not as yet been subdivided and is not as yet subject to the Township subdivision Ordinance No. 275.

AND WHEREAS, the Developers intend to erect or cause to be erected two or more multiple family apartment buildings on a part of the tract of land as aforesaid;

AND WHEREAS, the Developers have constructed and will extend a road from U. S. Route 22 (New William Penn Highway) to the site of the apartment units to be constructed;

AND WHEREAS, the Developers desire to dedicate the said roadway to the Township for incorporation into the public road system;

AND WHEREAS, The Township is willing to accept such dedication upon the conditions hereinafter set forth;

NOW THEREFORE, upon consideration of the mutual covenants hereinafter set forth and intending to be legally bound hereby the Developers and the Township agree as follows:

ARTICLE I

(a) The road way to be dedicated shall in all respects conform to and be governed by the provisions of Article V, Section 502 of the Township

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of Wilkins Subdivision Ordinance No. 275.

(b) The roadway shall be constructed according to specifications approved by the Township Engineer.

(c) The roadway will be approximately 1313.37 feet in length and is more particularly described and located in the plan prepared by H. A. Shope and Son, Registered Engineers, dated July _____, 1964 and numbered C91P94 which plan is incorporated herein by reference thereto and is on file in the office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Pennsylvania.

ARTICLE II

The Developers agree as follows:

(a) To construct the roadway, curbs, storm drains and appurtenances and to pay all costs and expenses connected with or arising from the planning, construction and dedication of the roadway.

(b) To construct on the westerly side of said roadway for its entire length a sidewalk which shall in all respects conform to the provisions of Ordinance No. 275, Section 504 and Ordinance No. 240 referred to therein.

(c) To construct the unimproved portion of the roadway and sidewalk under supervision of the Township Engineer and to pay all costs of inspection and all engineering costs.

(d) To maintain and repair the improved portion of the roadway for one year after the date of acceptance of a deed of dedication accepted by the Township and, for this purpose, prior to acceptance of said deed to provide a maintenance bond in sufficient amount with corporate surety.

(e) After completion of the last apartment building to be serviced by the proposed roadway and prior to acceptance of the deed of dedication by the Township to resurface the roadway, if in the opinion of the Board of Commissioners of the Township, such resurfacing is deemed desirable because of deterioration and wear.

(f) The Developers agree to pay to the Township the sum of \$475.00 for expenses incurred for preparation of the necessary agreements, deeds, ordinances, recording fees and advertising costs.

(g) To construct at the terminus of roadway, a paved turnaround as designed and approved by H. A. Shope and Son, which shall be in addition to the roadway as shown on the H. A. Shope Plan.

(h) To provide the Township with an "as built" plan, after completion of the roadway showing the location of all paving, sidewalks and storm drainage facilities in relation to abutting property.

ARTICLE III

(a) It is hereby declared to be the intention of the Developers and the Township that the Township shall accept as part of the Township road system only the road right of way and the paved road constructed thereon. No part of the storm drainage system constructed or to be constructed in connection with the said roadway shall ever be deemed to be part of the Township road system, whether or not the same is located on or under the dedicated right of way.

(b) The Developers agree that the storm drainage system, including but not limited to the inlets, catch basins, manholes, pipe, headwalls and all other parts and appurtenances shall remain the property of the Developers, their heirs, administrators, executors, successors and assigns and shall be maintained, replaced, repaired and relocated, as the case may be, at sole expense and cost of the Developers.

(c) In the event of any malfunctioning, stoppage or breakdown of the storm drainage system from any cause whatever, which results in failure in the operation of the storm drainage system, the Developers agree, at their sole expense, to locate and correct any such malfunction, stoppage or breakdown.

(d) The Developers and all mortgagees, shall execute concurrently herewith an agreement to be recorded in the Office of the Recorder of Deeds which agreement shall release the Township as to liability for the maintenance, replacement, repair and relocation of the said storm drainage system and for loss or damage occurring from malfunction of said storm drainage system.

ARTICLE IV

The Township agrees as follows:

(a) To accept a deed of dedication for the roadway from the Developers for the purpose of incorporating same into the Township road system, the said acceptance to be made after the Developer has complied with the agreements set forth in Articles I, II, and III hereof.

(b) To maintain and repair the said roadway as part of the Township road system, said maintenance to commence one year after the date of acceptance of a deed of dedication.

This agreement shall be binding upon and enure to the benefit of the parties hereto and their respective heirs, administrators, executors, successors, and assigns.

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IN WITNESS WHEREOF the parties hereto have duly executed this agreement in individual and corporate form.

Joseph Soffer (SEAL)

Violet Soffer, his wife (SEAL)

ATTEST:

TOWNSHIP OF WILKINS

William K. Bellman Secretary By Harry M. Fenzell
President of the Board of Commissioners

SECTION II. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance shall be and the same hereby are repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of May, 1965.

TOWNSHIP OF WILKINS

By Harry M. Fenzell
President of the Board of Commissioners

ATTEST:

William K. Bellman
Secretary

AGREEMENT
AND
RELEASE

MADE THIS 5th DAY OF April 1965 BY AND
BETWEEN JOSEPH SOFFER AND VIOLET SOFFER, HIS WIFE,
HEREINAFTER CALLED "DEVELOPERS"

TO

THE TOWNSHIP OF WILKINS, A MUNICIPAL SUBDIVISION OF THE
COMMONWEALTH OF PENNSYLVANIA SITUATE IN ALLEGHENY COUNTY
PENNSYLVANIA, HEREINAFTER CALLED "TOWNSHIP"

WHEREAS, Developers are the owners of a tract of land situate in the Township of Wilkins, Allegheny County, Pennsylvania, more particularly described as follows:

BEGINNING at a point on the Southerly side of William Penn Highway, Pennsylvania State Highway Route #2, said point being distant by the arc of a circle curving to the right and having a radius of 2924.93 feet, an arc distance of 191.54 feet from line of land now or late of William Pehna; thence by the arc of a circle curving to the left and having a radius of 35 feet, an arc distance of 68.02 feet; thence along the Easterly side of an unnamed 50-foot street, South 2° 0' East, a distance of 65.74 feet to a point; thence South 71° 13' 23" East, a distance of 160.43 feet to a pin on the dividing line between land of parties of the first part and that now or late of William Pehna; thence along said dividing line, South 2° East, a distance of 1185.65 feet to a pin; thence continuing along said dividing line, South 31° 1' 11" East, a distance of 1060.35 feet to a point; thence South 52° 58' 49" West 858 feet to a point on the Southerly side of a 50 foot road known as Old Linhart Road, or Pennsylvania Department of Highways, Legislative Route #744; thence along the line of properties now or late of Patsy Varlotta, W. F. Luffee and Albert DeKlever, North 20° 07' 51" West, a distance of 527.24 feet to a point; thence by a line, North 85° 13' East, a distance of 84.85 feet to a

point; thence North 22° 23' 51" West, a distance of 923.35 feet to a point; thence North 59° 32' 45" West, a distance of 132.61 feet to a point on the Easterly side of Pennsylvania State Highway Legislative Route #395; thence along side of said Highway, North 30° 27' 15" East, a distance of 59 feet to a point; thence continuing along the side of said Highway by a curve to the left, having a radius of 780 feet, for an arc distance of 884.24 feet to a point; thence continuing along said Highway, North 33° 19' West, a distance of 250.88 feet to a point; thence through land of the parties of the first part, North 11° 19' East, a distance of 552.88 feet to a point on the Southerly right of way line of Pennsylvania State Highway U. S. Route 22, as now located; thence by the following courses and distances, said courses and distances being on the dividing line between the land of the parties of the first part and land now or formerly of Robert Hall Clothes of Monroeville, Inc., South 17° 55' East, for a distance of 234.05 feet to a point; thence South 31° 53' East, a distance of 86.54 feet to a point; thence by the following courses and distances, said courses and distances being on the dividing line between land of the parties of the first part and All-States Realty of Pa., Inc., South 31° 53' East, a distance of 30 feet to a point; thence South 56° 57' East, a distance of 168.30 feet to a point; thence South 41° 34' East, a distance of 62.35 feet; thence North 88° East, a distance of 48.28 feet to a point; thence by the following courses and distances, said courses and distances being on the dividing line between land of the parties of the first part and land now or formerly of George J. Riegner, South 2° East, for a distance of 237.17 feet to a point; thence South 66° 43' 20" East, a distance of 166.43 feet to a point on the Westerly side of an unnamed 50-foot Street; thence North 2° West 477.98 feet to a point; thence by a curve to the left, having a radius of 35 feet, for an arc distance of 40.36 feet to a point on the Southerly right of way line of Pennsylvania State Highway U. S. Route 22, as now located; thence by the arc of a circle curving to the left and having a radius of 2924.93 feet along said right of way line, an arc distance of 128.05 feet to a point, said point being the place of beginning.

BEING designated as Block 542 J, Lot 75.

SECOND:

BEGINNING at a point on the Southerly right of way line of the New William Penn Highway, also known as State Highway Route #187, 100 feet wide at line dividing tract herein described from lands now or formerly of Edward S. Ravick, as conveyed to him by deed from Joseph A. Vento, et ux., et al., dated February 24, 1956, and recorded July 3, 1956, in the Recorder's Office of Allegheny County in Deed Book Vol. 3635, page 125; thence along said right of way line of New William Penn Highway also known as State Highway Route #187, 100 feet wide in an Easterly direction by the arc of a circle curving to the left having a radius of 2924.93 feet, an arc distance of 1056.33 feet to a point on line of lands now or formerly of George V. Beech; thence along the line of lands now or formerly of George V. Beech, South $1^{\circ} 38' 30''$ East a distance of 91.94 feet; thence continuing along the same South $39^{\circ} 33' 30''$ East a distance of 46.15 feet to a point; thence still continuing along the same and along line of land now or formerly of James H. Brennan, South $77^{\circ} 05'$ East a distance of 254.80 feet to a point on line of lands now or formerly of said Brennan; thence along same South $55^{\circ} 00'$ East a distance of 592.47 feet to a point on line of lands now or formerly of McKee; thence along line of lands now or formerly of McKee South $6^{\circ} 36' 25''$ East a distance of 539.28 feet to a point on line of lands now or formerly of Union Railroad Company; thence along said line of land now or formerly of Union Railroad Company the following courses and distances viz: South $61^{\circ} 37' 30''$ West a distance of 123.43 feet to a point; North $28^{\circ} 22' 30''$ West a distance of 110 feet to a point; thence in a Southwesterly direction by the arc of a circle curving to the left having a radius of 2392.01 feet an arc distance of 553.02 feet to a point; South $48^{\circ} 21' 10''$ West a distance of 211.66 feet to a point; South $48^{\circ} 21' 10''$ West a distance of 68.23 feet to a point; South $87^{\circ} 00' 10''$ West a distance of 151.01 feet to a point; South $2^{\circ} 37' 10''$ West a distance of 89.82 feet to a point; South $48^{\circ} 21' 10''$ West a distance of 265.55 feet to a point; North $53^{\circ} 57'$ West a distance of 75.94 feet to a point; and South $37^{\circ} 30' 10''$ West a distance of 301.95 feet to an iron pin on line of lands now or formerly of Adolph Schoenbrun; thence

along said line of lands now or formerly of Adolph Schoenbrun North $29^{\circ} 47' 16''$ West a distance of 1060.33 feet to a point; thence continuing along the same and along line of lands now or formerly of Edward S. Ravick aforesaid North $0^{\circ} 46' 05''$ West a distance of 1244.56 feet to a point on line of lands now or formerly of said Ravick; and thence along the same North $45^{\circ} 40' 20''$ East a distance of 64.12 feet to a point on the Southerly right of way line of the New William Penn Highway, also known as State Highway Route #187, 100 feet wide at the place of beginning.

ALSO being designated Block 542-F, Lot 125 in the Deed Registry Office of Allegheny County, Pa.

AND WHEREAS, Developers have installed and intend to extend a roadway 50 feet in width known as PENN CENTER BOULEVARD in the tract above described, the center line of which is located by the following courses and distances:

BEGINNING on the Southerly side of the William Penn Highway, State Highway Route #187, at the point where Penn Center Boulevard presently intersects said William Penn Highway; thence South $3^{\circ} 31'$ East, a distance of 26.94 feet to a monument; thence South $3^{\circ} 31'$ East, a distance of 801.73 feet to a point; thence South $19^{\circ} 37'$ East, a distance of 100.97 feet to a point; thence South $8^{\circ} 16'$ East, a distance of 322 feet to a point; thence by the arc of a circle curving to the right and having a radius of 50 feet, an arc distance of 88.77 feet.

A plan of said roadway prepared by H. A. Shope & Son, Engineers, dated July 1964 is on file in the Office of the Secretary of the Township of Wilkins at the Municipal Building, Wilkins Township, where the same may be examined.

AND WHEREAS, Developers desire to dedicate the above described roadway to the Township and the Township is willing to accept said roadway as part of the Township road system, after installation of same by the Developers.

NOW THEREFORE, in consideration of these premises and intending to be legally bound hereby, the Developers agree as follows:

FIRST: Acceptance of the roadway by the Township shall constitute acceptance of the road right of way only together with the duty to maintain and repair the paved surface portion of said roadway only. Acceptance of the roadway shall not impose upon the Township the duty to maintain, repair or replace the storm drainage system or any appurtenances of the said systems installed to drain said roadway whether same be installed in said right of way or leading therefrom.

SECOND: The Developers, by these presents, have released and discharged and, by these presents, do for themselves, their heirs, executors, administrators, tenants and assigns release and forever discharge the Township and its successors or assigns, of and from any liability or obligation to maintain, replace or repair any part of the storm drainage system installed or to be installed in connection with the said roadway and of and from any and all claims, demands, damages, actions, causes of action, or suits at law or in equity, of whatsoever kind or nature for or because of loss or damage to person or property situate in or upon or to be later situate built or placed in or upon Developers' property above described and arising from or caused by water, gas or any other thing or substance flowing from the said Roadway or otherwise entering into said storm drainage system. This release and discharge shall operate whether such loss or damage to person or property arises from the malfunction of said storm drainage system by stoppage, leakage, backup, cave-in or any other reason whatsoever or from the inherent nature of its installation and construction.

WITNESS The hands and seals of the said JOSEPH SOFFER and VIOLET SOFFER, his wife, the day and year first above written.

Attest: Billy J. Walker

Joseph Soffer (SEAL)

Attest: (as to both)

Violet Soffer (SEAL)

The Western Pennsylvania National Bank, mortgagee of the property described in the foregoing Agreement, does hereby consent to the recording of the foregoing agreement in the Recorder's Office of Allegheny County, Pennsylvania and to the covenants, conditions and terms of said Agreement.

IN WITNESS WHEREOF said corporation has caused this Agreement to be executed by its duly authorized officers and its corporate seal affixed hereto this 27 day of April 1965.

WESTERN PENNSYLVANIA NATIONAL BANK

ATTEST:

Edward P. [Signature]
Notary Public

By [Signature]
[Signature]

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF ALLEGHENY)

SS:

On this the 5th day of April A.D. 1965, before me, a notary public, the undersigned officer, personally appeared JOSEPH SOFFER and VIOLET SOFFER, his wife, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF I hereunto set my hand and official seal.

Betty Weber
Notary Public



My Commission Expires:

BETTY WEBER, NOTARY PUBLIC
WILKINS TOWNSHIP, ALLEGHENY COUNTY
MY COMMISSION EXPIRES ON _____, 19__

MAY 3 1965 22001

VOL. 4232 BY AND BETWEEN PAGE 518

7 JOSEPH SOFFER AND VIOLET SOFFER, HIS WIFE

AND

THE TOWNSHIP OF WILKINS
116 SOFFER ROAD
TURTLE CREEK PA

700

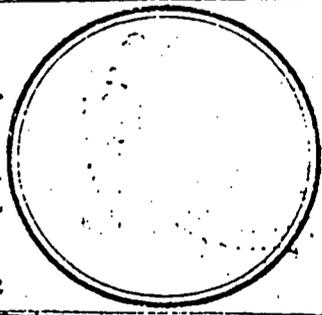
AGREEMENT AND RELEASE

(Handwritten signature)

Mail to Township

SMITH & HOPEL
ATTORNEYS AT LAW
406 PARK BLDG
PITTSBURGH, PA.
GRANT 15647

STATE OF PENNSYLVANIA) S. S.
COUNTY OF ALLEGHENY)
RECORDED IN THE OFFICE FOR THE RECORDING OF DEEDS, ETC. IN AND FOR THE SAID COUNTY, ON THE 3rd DAY OF May A. D. 19 65 IN Deed BOOK VOL. 4232 PAGE 518 WITNESS MY HAND AND SEAL OF SAID OFFICE, THE DAY AND YEAR ABOVE SAID
John J. Oler RECORDER



ORDINANCE NO. 363

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ACCEPTING THE DEDICATION OF LUCIA ROAD
FOR PUBLIC USE FOR HIGHWAY PURPOSES AS
THE SAME IS SET FORTH IN THE WOODRIDGE
PLAN OF LOTS AS RECORDED IN THE OFFICE
OF THE RECORDER OF DEEDS IN PLAN BOOK
VOLUME 75 PAGE 40.

WHEREAS Angelo Battiste duly recorded the Woodridge Plan of Lots
on February 3, 1964 in the Office of the Recorder of Deeds for Allegheny
County, Pennsylvania in Plan Book Volume 75, page 40;

AND WHEREAS said Woodridge Plan contains therein a dedication of
Lucia Road, 50 feet in width for public use for highway purposes;

AND WHEREAS the Township Engineer has certified that Lucia Road has
been installed and constructed in conformance with the Township of Wilkins
Land Subdivision Ordinance No. 275.

NOW the Township of Wilkins ordains as follows:

SECTION I. Lucia Road, as plotted and laid out in the Woodridge Plan
of Lots as recorded in the Office of the Recorder of Deeds for Allegheny
County, Pennsylvania, in Plan Book Volume 75, page 40 is hereby accepted
as a public highway by the Township of Wilkins and shall be maintained,
replaced and repaired as part of the Township road system.

ORDAINED and ADOPTED by the Board of Commissioners of the Township
of Wilkins at a duly assembled meeting held this 3rd day of May, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board
of Commissioners

ATTEST:

M. M. R. Baldwin
Secretary

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ORDINANCE NO. 364

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, REQUIRING THE REMOVAL OR REPAIR OF DANGEROUS STRUCTURES TITLED IN THE NAME OF GEORGE MCCARRISON AND IVA R. MCCARRISON AND PAUL JINKER AND JENNIE P. JINKER AND PROVIDING FOR THE DEMOLITION THEREOF BY THE TOWNSHIP OF WILKINS AND FOR THE FILING OF A MUNICIPAL CLAIM.

WHEREAS, investigation by officials of the Township of Wilkins, officials of the Township's Volunteer Fire Companies and by officials of the Health Department of the County of Allegheny, has revealed that structures located on the properties hereinafter described are dilapidated, vacant, dangerous to health and safety and deemed nuisances within the meaning of the Act of Assembly of the Commonwealth of Pennsylvania, June 24, 1931, P.L. 1206 Art. XV, Section 1502, cl XXVI, as supplemented and amended;

AND WHEREAS, it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition;

It is hereby ordained and enacted by the Township of Wilkins as follows:

SECTION I. The following structures situate in the Township of Wilkins, Allegheny County, Pennsylvania are hereby declared to be dangerous structures and nuisances:

(a) Two-story frame house erected upon property situate at 655 Larimer Avenue, said property being Lot No. 1 in the W. H. Semmens Plan of record in P.B.V. 17, page 82 and designated as Block 454 P Lot 26 in the Deed Registry records of Allegheny County, Pennsylvania. Owner of record, George C. McCarrison and Iva R. McCarrison, his wife.

(b) Two-story frame house and one-story concrete block garage erected upon property situate at 641 Larimer Avenue, said property being part of Lot No. 1 in the NEW YORK AND CLEVELAND COAL AND GAS COMPANY PLAN, Sec. B of record at P.B.V. 5 pp 14-15. The said property being a lot 55.46 x average 41.67 and designated as Block 454 P Lot 22 in the Deed Registry records of Allegheny County, Pennsylvania. Owner of record, Paul Jinker and Jennie P. Jinker, his wife.

SECTION II. The owners of the structures above described must commence the repair or removal of said structures within ten days of notice so to do and must complete the repair or removal within thirty (30) days thereof.

SECTION III. The notice to repair or remove shall be given to said owners in writing by registered or certified mail to their last known address and where no address is known the notice shall be posted upon the property declared to have a nuisance erected thereon.

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SECTION IV. In the event the owner of any dangerous structure fails to commence or complete repairs or removal, after notice, within the time limits prescribed by such notice the proper Township officials are hereby authorized to advertise for bids for demolition of such structure and the restoration of the land to its natural state and to enter into a contract with the lowest responsible bidder or if feasible the work may be done in whole or in part by Township employees.

SECTION V. The proper Township officials and Solicitor are hereby authorized and directed to file a Municipal Claim and lien against the lot or lots appurtenant to any structure razed by the Township of Wilkins, said Municipal Claim to be for the costs and expenses incurred by the Township of Wilkins in connection therewith together with a penalty of ten (10) per cent as provided by law or the said costs and expenses may be collected by action in assumpsit against the owners of said dangerous structures.

SECTION VI. Any ordinance or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held the 2nd day of August, 1965.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Harry M. Feazell
President

ATTEST:

William A. Baldwin
Secretary

ORDINANCE NO. 367

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SUPPLEMENTARY AGREEMENT WITH THE CITY OF PITTSBURGH AND THE ALLEGHENY COUNTY SANITARY AUTHORITY AMENDING THE EXISTING LONG-TERM SEWAGE SERVICE AGREEMENT SO AS TO COVER THE ENTIRE TOWNSHIP, INCLUDING THE PORTION FORMERLY SERVED BY THE EASTMONT SEWAGE TREATMENT PLANT, THEREBY REQUIRING ALL OWNERS AND OCCUPANTS OF SEWERED PREMISES IN THE TOWNSHIP TO PAY THE ESTABLISHED RATES AND CHARGES OF THE ALLEGHENY COUNTY SANITARY AUTHORITY.

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

SECTION 1. That the President of the Board of Township Commissioners is hereby authorized, empowered 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, a Supplementary Agreement with the City of Pittsburgh and the Allegheny County Sanitary Authority in substantially the following form:

THIS AGREEMENT

Made and effective as of the 8th day of September, 1965, by and 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 municipal authority of the Commonwealth of Pennsylvania located within the County of Allegheny; 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 parties have entered as of May 1, 1954, into a long-term sewage service agreement (hereinafter called the "Standard Municipal Agreement") pursuant to City Ordinance No. 420 duly enacted and approved on November 24, 1954; Sanitary Authority Resolution duly adopted August 5, 1954; and Township Ordinance No. 195 duly enacted and approved April 5, 1954; and

Whereas, under Paragraph 1 of the said Standard Municipal Agreement, which is similar to agreements entered into with numerous other municipalities, the Sanitary Authority's service area included all of the Township except the area which could be served by the Township's Eastmont sewage treatment plant; and

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Whereas, the Township has recently abandoned and discontinued use of its Eastmont sewage treatment plant and desires that the entire area of Wilkins Township be included in the Sanitary Authority's service area; and

Whereas, it will be of mutual benefit to the City, the Sanitary Authority and the Township and all others served by the Sanitary Authority to enlarge the Sanitary Authority's service area by including therein the portion of the Township formerly served by the said Eastmont sewage treatment plant;

NOW THEREFORE, in consideration of the premises and the undertakings of each party to the others, the parties hereto, each intending to be legally bound, covenant and agree as follows:

1. The City, the Sanitary Authority and the Township agree that the aforesaid existing agreement between them dated as of May 1, 1954, shall be and is hereby amended by enlarging the service area of the Sanitary Authority as the Sewage Agency so as to include therein the entire area of the Township including the portion of the Township formerly served by the said Eastmont sewage treatment plant.

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 _____, 1965; 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 _____, 1965; 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. 367, duly enacted and approved on the 8th day of September, 1965.

ATTEST:

CITY OF PITTSBURGH

Secretary to Mayor

By _____
Mayor

ATTEST:

Chief Clerk

Director, Department of Public Works

Approved as to form:

City Solicitor

Countersigned:

City Controller

ATTEST:

ALLEGHENY COUNTY SANITARY AUTHORITY

Secretary

 By

Chairman

Approved as to form:

Chief Counsel

ATTEST:

TOWNSHIP OF WILKINS

William G. Balderson
Township Secretary

By *Harry M. Feazell*
President of the Board of Township
Commissioners

Approved as to form:

Township Solicitor

SECTION 2. That all ordinances or parts of ordinances conflicting with this ordinance are hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 8th day of September, 1965.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By *Harry M. Feazell*
President

ATTEST:

William G. Balderson
Township Secretary

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ORDINANCE NO. 366

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 247 PRESCRIBING
TRAFFIC AND PARKING REGULATIONS BY ADD-
ING THERETO ADDITIONAL REGULATIONS CON-
CERNING ONE WAY STREETS, STOP SIGNS, NO
PARKING ZONES, BUS STOPS, ABANDONED
VEHICLES AND FINES.

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
in meeting duly assembled that Ordinance No. 247 be amended as follows:

Article I. Section 9. One way streets established.

Add thereto the following: C. Linhart Street
D. Leneake Street
E. Ridge Street

Section 12. Stop intersections established.

Add thereto the following:

Roland Road and Brown Avenue
Roland Road and Stevendale Drive
Stevendale Drive and Roland Road
Lucia Road and Roland Road
Elizabeth Street and Lucia Road
Rita Drive and Elizabeth Street
Elizabeth Street and Rita Drive
Lilly Lane and Rita Drive
Rita Drive and Stevendale Drive
Lilly Lane and Elizabeth Street
Elizabeth Street and Stevendale Drive
Stevendale Drive and Elizabeth Street
Stevendale Drive and Alpine Blvd.
Alpine Blvd. and Stevendale Drive
Miller Street and Elizabeth Street
Miller Street and Alpine Blvd.
Dowling Street and Elizabeth Street
Alpine Blvd. and Greensburg Pike
Elizabeth Street and Greensburg Pike
Leax Lane and Brown Avenue
Lucinda Drive and Brown Avenue

Powell Street and Greensburg Pike
Wallace Street and Powell Street
Powell Street and Cline Street
Wallace Street and Ridge Street
Ridge Street and Greensburg Pike
Wallace Street and Cline Street
Ridge Street and Cline Street
Cline Street and Greensburg Pike
Dorothy Street and Greensburg Pike
John Street and Dorothy Street
Peter Street and Dorothy Street
Ivy Street and Brown Avenue
Moss Street and Brown Avenue
Wilbur Street and Ivy Street
Washington Street and Brown Avenue

Gilmore Drive and Kingston Drive
Delaney Drive and Kingston Drive
Queenston Drive and DeLaney Drive
Hart Drive and Delaney Drive
Dunbar Drive and Delaney Drive
Delaney Drive and Dunbar Drive
Queenston Drive and Kingston Drive
Frazier Drive and Kingston Drive
Kingston Drive and Frazier Drive
Dunbar Drive and Kingston Drive
Frazier Drive and Gilmore Drive
Eastmont Park and Frazier Drive
Fire House # 4 Driveway and Frazier Drive

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Charnwood Drive and Frazier Drive
 Dunbar Drive and Jefferson Heights Road
 Jefferson Heights Road and Dunbar Drive
 Jefferson Heights Road and Orion Drive
 Orion Drive and Sunset Drive
 Orion Drive and Laurel Drive
 Laurel Drive and Hawthorne Drive
 Hawthorne Drive and Sunset Drive
 Sunset Drive and Hawthorne Drive
 Hawthorne Drive and Route 22
 Northern Pike and Old William Penn
 Riggewood Drive and Gilchrist Drive

Peffer Road and Gardenia Drive
 Gardenia Drive and Churchill Road
 Hibiscus Drive and Gardenia Drive

Baker Street and Rodi Road
 Thompson Run Road and Rodi Road
 Linhart Works and Larimer Avenue
 Leneake Street and Barnes Street
 Linhart Street and Larimer Avenue
 Harrison Road and Larimer Avenue
 Patterson Street and Harrison Road
 Harrison Road and Churchill Road
 Penhurst Drive and Churchill Road
 Churchill Court and Churchill Road
 Farnsworth Street and Harrison Road
 George Street and Harrison Road
 James Street and George Street
 Negley Avenue and Churchill Road
 Negley Avenue and Curry Street
 Farnsworth Street and Churchill Road
 Railroad Street and Larimer Avenue
 Jones Avenue and Larimer Avenue
 McMasters Avenue and Larimer Avenue
 McMasters Avenue and Semmens Street
 Semmens Street and McMaster Avenue
 Rebecca Street and McMaster Avenue
 Negley Avenue and Semmens Street
 Ayers Alley and Negley
 Thompson Street and Semmens Street
 Thompson Street and Rebecca Street
 Negley Avenue and Rebecca Street
 Negley Avenue and Highland Avenue
 Highland Avenue and Negley Avenue
 Clugston Avenue and Highland Avenue
 Highland Avenue and Mortimer Avenue
 Mortimer Avenue and Saw Mill Run Road
 Hardwick Drive and Harrison Road
 Braddsley Drive and Penhurst Drive

Article II. Section 5. Parking prohibited at certain locations -
 No parking on either side.

Add thereto the following: Hagars Alley

Section 6. Parking permitted on one side only. As now reads:

Harrison Road - South Side
 Clugston Avenue - West Side

Be amended to read:

Harrison Road - North Side
 Clugston Avenue - East Side

Also add thereto the following: Tongalucas Street - West Side

Section A. Miscellaneous - Prohibitions against parking.

As now reads:

Parking any motor vehicle without current and valid license plates on any streets of the Township is prohibited.

Be amended to read:

Parking any motor vehicle without current and valid

license plates or current and valid state inspection sticker on any streets of the Township is prohibited.

ORDAINED AND ADOPTED BY the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of October, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board
of Commissioners

ATTEST:

Walter R. Baldwin
Secretary

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ORDINANCE NO. 368

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS IN LARIMER AVENUE (ROUTE NO. 744) LENOX AVENUE (LANEACKE AVENUE) AND IN EASEMENTS THROUGH LANDS OF WESTINGHOUSE ELECTRIC AND MANUFACTURING CORPORATION AND THE UNION RAILROAD; CREATING THE LINHART STATION SANIARY SEWER DISTRICT AND PROVIDING FOR THE ASSESSMENT OF THE COSTS OF CONSTRUCTION UPON THE PROPERTIES ACCOMMODATED AND BENEFITED AS ASCERTAINED BY A DULY APPOINTED BOARD OF VIEWERS TO THE EXTENT AND IN THE MANNER PROVIDED BY LAW.

The Township of Wilkins hereby ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in the Township of Wilkins in the following location:

BEGINNING at the existing manhole at the intersection of Linhart Street with State Highway Legislative Route Number 744, also known as Larimer Avenue; thence along the northerly side of said State Highway Legislative Route Number 744 in a northeasterly direction a distance of approximately 130 feet to a point at the intersection of said State Highway Legislative Route Number 744 with Laneacke Avenue, also known as Laneaker Avenue and also known as Lenox Avenue; thence crossing State Highway Legislative Route Number 744 and continuing through lands of Westinghouse Electric and Manufacturing Corporation and also continuing through lands of the Union Railroad in a southeasterly direction a distance of approximately 245 feet to an existing manhole on the Chalfant Run Trunk line Sanitary Sewer, total length approximately 375 feet. Portions of the sewer to be constructed of 8" Terra Cotta Pipe and portions to be constructed of 8" Cast Iron Pipe.

ALSO:

BEGINNING at a proposed manhole to be constructed on the above described sanitary sewer at the intersection of State Highway Legislative Route Number 744 with Laneacke Avenue, also known as Laneaker Avenue and also known as Lenox Avenue; thence through said Laneacke Avenue in a northwesterly direction a distance of approximately 85 feet to a point.

Total length approximately 85 feet 8" Terra Cotta Pipe.

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ALSO:

BEGINNING at a proposed manhole to be constructed on the second above described sewer in Laneacke Avenue, also known as Laneaker Avenue and also known as Lenox Avenue; thence crossing said Laneacke Avenue and continuing along the northerly side of State Highway Legislative Route Number 744, also known as Larimer Avenue in a northeasterly direction a distance of approximately 39 feet to a point.

Total length approximately 39 feet 8" Terra Cotta Pipe.

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 are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. The above described sanitary sewer together with a sanitary sewer previously constructed in Linhart Street as authorized by Ordinance No. 283 adopted February 6, 1961 are hereby designated as the Linhart Station Sanitary Sewer District.

The plans and specifications prepared by the Township Engineer showing the location of the said Linhart Street Sanitary Sewer are incorporated herein by reference thereto and are available for examination in the Office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION IV. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code under contracts heretofore or hereafter let after due advertisement to the lowest responsible bidder according to law and the proper Township officials are authorized to contract for said improvement with the successful bidder.

SECTION V. The costs and expenses of the sanitary sewers constructed in the Linhart Station Sanitary Sewer District and the damages, if any, shall be assessed upon the properties accommodated and benefited by an assessment ascertained by a duly appointed Board of Viewers, to the extent and in the manner provided by law.

SECTION VI. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of September, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board of Commissioners

ATTEST:

William H. [Signature]
Secretary

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ORDINANCE NO. 369

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING ORDINANCE NO. 283 BY PROVIDING FOR ASSESSMENT OF THE COSTS AND EXPENSES OF THE LINHART STREET SANITARY SEWER BY A BOARD OF VIEWERS AND PROVIDING FOR INCORPORATION OF THE LINHART STREET SANITARY SEWER INTO THE LINHART STATION SANITARY SEWER DISTRICT.

The Township of Wilkins hereby ordains as follows:

SECTION I. Ordinance No. 283 adopted on February 6, 1961 is hereby amended by deleting Section Iv and substituting therefore the following:

SECTION IV. The sanitary sewer system constructed by authority of Ordinance 283 together with a sanitary sewer system as authorized by and described in Ordinance No. 368 adopted September 8, 1965, are hereby designated as the Linhart Station Sanitary Sewer District.

The plans and specifications prepared by the Township Engineer showing the location of the sanitary sewers composing the Linhart Station Sanitary Sewer District are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township Allegheny County, Pennsylvania.

SECTION II. The following section is hereby added to Ordinance No. 283:

SECTION VI. The costs and expenses of the sanitary sewers constructed in the Linhart Station Sanitary Sewer District and the damages, if any, shall be assessed upon the properties accommodated and benefited by an assessment ascertained by a duly appointed Board of Viewers to the extent and in the manner provided by law.

SECTION III. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of September, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board of
Commissioners

ATTEST:

Wilmer K. Ballman
Secretary

ORDINANCE NO. 370

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING AND DIRECTING THE PROPER
 TOWNSHIP OFFICERS TO EXECUTE AND DELIVER
 AN AGREEMENT BETWEEN THE TOWNSHIP OF
 WILKINS AND THE TOWNSHIP OF PENN HILLS,
 PROVIDING FOR USE OF SANITARY SEWERS IN
 THE TOWNSHIP OF WILKINS BY THE TOWNSHIP
 OF PENN HILLS AND PROVIDING FOR PRO-
 RATED SHARING OF THE COSTS OF CONSTRUC-
 TION AND MAINTENANCE OF SAID SANITARY SEWERS.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The proper Township officers are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins an agreement between the Township of Wilkins and the Township of Penn Hills in substantially the following form:

A G R E E M E N T

MADE AND ENTERED INTO THIS 4th day of October, 1965, by and between:

THE TOWNSHIP OF WILKINS, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Wilkins",

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THE TOWNSHIP OF PENN HILLS, a municipal subdivision of the Commonwealth of Pennsylvania, situate in Allegheny County, Pennsylvania, hereinafter called "Penn Hills".

WHEREAS, "Wilkins" and "Penn Hills" are adjacent municipalities; and

WHEREAS, there exists a community locally known as "Eastmont" which is situate mostly in "Wilkins" and partly in "Penn Hills" and which has heretofore been afforded sanitary sewage privileges by way of sanitary sewer lines partly within "Penn Hills" and mostly within "Wilkins" leading to a sanitary sewage treatment plant wholly located within "Wilkins"; and

WHEREAS, the said sanitary sewage system above described is now found to be inadequate, and it has been deemed that the only practical solution to the problem is to conduct the drainage of the sanitary flow from that portion of the two municipalities locally known as "Eastmont" by construction of a sanitary sewer bypass from a point at or near the present Eastmont Sewage Treatment Plant to an interceptor sewer known as Thompson Run Sewer situate in "Wilkins", the said sanitary sewage to be eventually treated through the facilities of the Allegheny County Sanitary Authority; and

WHEREAS, that area of "Eastmont" situate in the Township of Penn Hills contains approximately 125 families and the water shed and area affecting same is more fully described in a Plan prepared by Alex Hutchinson & Son, Registered Engineers, dated September, 1965 and bearing Order Number 13878,

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a copy of which is annexed hereto and a copy of which is on file in the office of the Secretary of the Township of Wilkins at 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania, and in the office of the Secretary of the Township of Penn Hills, 12245 Frankstown Road, Penn Hills Township, Allegheny County, Pennsylvania, where same may be examined by the public.

AND WHEREAS, "Wilkins" has offered to "Penn Hills" the necessary facilities constructed by "Wilkins" so that the sanitary sewage can be lawfully collected and transported through "Wilkins" and the sanitary facilities--as above described--constructed by it, the sewage to be ultimately treated and disposed of by Allegheny County Sanitary Authority for certain considerations as hereinafter stipulated.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, and with the intent to be legally bound hereby, "Wilkins" and "Penn Hills" agree as follows:

FIRST: "Wilkins", subject to the provisions and conditions of this agreement, hereby grants to "Penn Hills" the right of connecting certain sanitary sewers existing in that portion known as the "Eastmont" area, which area is fully described in the engineering reports of Alex Hutchinson & Son, on file as aforesaid, into and through certain sanitary sewers of "Wilkins" and being more particularly the bypass line heretofore mentioned and the Thompson Run Interceptor Sewer.

SECOND: "Penn Hills", upon execution of this agreement and subject to the provisions and conditions of this Agreement hereby agrees to pay and/or reimburse "Wilkins", via:

a. The "Penn Hills" pro-rated share based on usage of the cost of the Thompson Run Interceptor Sewer; said pro-rated share being 1.5 per cent of the total cost of the said Thompson Run Interceptor Sewer; the total cost being \$374,971.47 dollars and the amount to be paid by "Penn Hills" to "Wilkins" being \$5,624.57 dollars which sum "Wilkins" has already paid to the Allegheny County Sanitary Authority for construction of the Thompson Run Interceptor Sewer.

b. The "Penn Hills" pro-rated share, based on usage of the total construction cost of the Eastmont Sewage Disposal Plant by-pass line; said pro-rated share being 17% of the said total cost; the total cost being \$10,794.48 and the amount to be paid by "Penn Hills" to "Wilkins" being \$1,834.99, "Wilkins" having previously paid for the entire cost of construction of said by-pass sewer line.

c. "Penn Hills" agrees to pay a pro-rata share of the cost of maintenance and repair of the Thompson Run Interceptor Sewer, which pro-rated share shall be 1.5 per cent of the total cost of maintenance and repair.

d. "Penn Hills" agrees to pay a pro-rata share of the cost of maintenance and repair of the trunk line extending from the "Penn Hills" - "Wilkins" boundary, to the Thompson Run Interceptor Sewer, said obligation only extending to lines through which seage from "Penn Hills" flows, and the pro-rata share to be 17 per cent of the total cost.

THIRD: "Penn Hills" will enter into an Agreement with the Allegheny County Sainitary Authority for the treatment and disposal of sanitary sewage from that portion of Eastmont which is situate wholly within the said Township, said Agreement to be made by powers contained in an ordinance of the Township, and regulating the discharge of waste materials into the said sanitary sewers in accordance with the rules and regulations of Allegheny County Sanitary Authority, as well as rules and regulations of the Township. "Penn Hills" further agrees that no storm water or water from roofs, or any other type of water, shall at any time, be permitted to enter into the siad sewers located within the boundaries of the said Township, and as hereinabove referred to.

FOURTH: This Agreement rescinds and makes null and void an Agreement heretofore entered into between the Township of Penn Hills -- (then known as the Township of Penn); the Township of Wilkins; Sampson Brothers, Inc. and Sampson Land Company, being Pennsylvania corporations, dated July 12, 1954, insofar as same pertains to or applies to the Township of Wilkins and the Township of Penn Hills.

IN WITNESS WHEREOF, the Township of Wilkins and the Township of Penn Hills have duly executed this Agreement, each by its proper officers thereunto duly authorized, and under municipal seal, and also pursuant to the powers of an ordinance duly ordained and enacted authorizing and directing the execution thereof.

TOWNSHIP OF WILKINS

ATTEST:

William A. Baldwin
Secretary

By Harry M. Feagell
President of the Board of Commissioners

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TOWNSHIP OF PENN HILLS

ATTEST:

Wm. P. Jones, Secretary

By Alfred C. Ireland, President
Board of Commissioners

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SECTION II. All ordinances or parts of ordinances inconsistent with or in conflict with the provisions of this ordinance be and the same hereby are repealed insofar as the same are inconsistent or in conflict with provisions of this ordinance.

Ordained and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held the 4th day of October, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board
of Commissioners

ATTEST:

William P. Jones
Secretary

ORDINANCE NO. 371

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
FIXING THE COMPENSATION OF THE TOWNSHIP
COMMISSIONERS.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. Pursuant to Pennsylvania Act #269, each Township Commissioner shall receive a salary of Nine Hundred (\$900.00) Dollars per year, from and after the first Monday in January, 1966.

SECTION II. Such salaries shall be payable quarterly as full compensation for duties imposed by the provisions of the First Class Township Code.

SECTION III. All ordinances or parts of ordinances conflicting with or inconsistent with the provisions of this ordinance shall be and hereby are repealed.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of October, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board
of Commissioners

ATTEST:

William B. Balcer
Secretary

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ORDINANCE NO. 372

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING AND DIRECTING THE PROPER
 TOWNSHIP OFFICERS TO EXECUTE AND DELIVER
 AN AGREEMENT FOR THE SALE OF REAL ESTATE
 TO HILARY G. KOHUTE WHICH REAL ESTATE
 SHALL BE ACQUIRED PURSUANT TO THE PROJECT
 70 LAND ACQUISITION AND BORROWING ACT:
 AND REPEALING ORDINANCE NO. 360.

The Township of Wilkins ordains as follows:

SECTION I. The proper Township officers are authorized and directed on behalf of the Township of Wilkins to execute and deliver an agreement for the sale of real estate in substantially the following form:

T H I S A G R E E M E N T

MADE the 24th day of September in the year of Our Lord one thousand nine hundred and sixty-five (1965),

BETWEEN HILARY G. KOHUTE, UNMARRIED, party of the first part

AND:

THE TOWNSHIP OF WILKINS, a municipal subdivision of the Commonwealth of Pennsylvania, party of the second part.

WITNESSETH, That the said party of the first part, for the consideration hereinafter mentioned, do for themselves, their heirs, executors and administrators, covenant, promise and agree, to and with the said party of the second part its successors and assigns, by these presents, that, they the said party of the first part, shall and will, on or before sixty (60) days from the date hereof at the proper costs and charges of the said party of the first part, his ----- heirs and assigns, by deed of general warranty, well and sufficiently grant, convey and assure unto the said party of the second part, its successors, heirs and assigns, in fee simple, clear of all encumbrances.

ALL that certain lot or piece of ground situate in the Township of Wilkins, Allegheny County, Pa. being more particularly bound and described as follows:

BEGINNING at a point on the easterly line of Miller Avenue in Ridgeway Acreage Plan as the same appears on plan of record in the Office of the Recorder of Deeds for Allegheny County, Pa. in Deed Book Volume 2179, pages 246 and 247, said point of beginning being distant South 7° 30' East, a distance of 156.88 feet measured along said easterly line of Miller Avenue from its intersection with the southerly line of Larch Avenue, now known as Alpine Boulevard, in said Ridgeway Acreage Plan; thence from said point of beginning and along the easterly line of Miller Avenue South 7° 30' East, a distance of 290.92 feet to a point on line of lands formerly of Henry Chalfant Heirs; thence along line of said lands formerly of Henry Chalfant Heirs North 56° 13' East, a distance of 265.73 feet to a point at the dividing line between Lot 20 and Lot 21 in said Ridgeway Acreage Plan; thence along said dividing line between Lots 20 and 21 North 30° 08' West, a distance of 228.78 feet to a point; thence through Lot 21 South 85° 32' West, a distance of 63.70 feet to a point; thence through the same South 51° 27' West, a distance of 80 feet to a point; thence through the same South 82° 30' West, a distance of 18 feet to a point on the easterly line of Miller Avenue at the place of beginning.

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BEING a part of the lands of Hilary G. Kohyte as the same are recorded in Deed Book Volume 4118, page 461.

TOGETHER with all and singular the buildings, improvements and other premises hereby demised, with the appurtenances. In consideration whereof the said party of the second part, its successors, executors and administrators, doth covenant, promise and agree, to and with the said party of the first part his heirs and assigns, by these presents, that the party of the second part its successors, executors and administrators shall and will well and truly pay or cause to be paid unto the said party of the first part, his heirs, executors and assigns the sum of THREE THOUSAND FIVE HUNDRED (\$3,500.00) payable upon delivery of the deed. Township of Wilkins to pay all deed transfer taxes.

SECTION II. The property above described shall be devoted to recreational purposes as defined in the Project 70 Land Acquisition and Borrowing Act and the proper Township officers are authorized and directed to make application to the Bureau of Community Development in the Department of Commerce, Commonwealth of Pennsylvania, for approval of state aid pursuant to said act.

SECTION III. Ordinance No. 360, adopted on May 3, 1965, which provided for the condemnation of a tract of land of which the above described property is a part, shall be and is hereby repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of October, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

William K. Bellows
Secretary

ORDINANCE NO. 365

AN ORDINANCE OF THE TOWNSHIP OF WILKINS TO GOVERN AND REGULATE THE CONSTRUCTION, ALTERATION, REPAIR, OCCUPATION, MAINTENANCE, SANITATION, LIGHTING, VENTILATION, WATER SUPPLY, TOILET FACILITIES, DRAINAGE, USE, AND INSPECTION OF ALL BUILDINGS AND HOUSING CONSTRUCTED, ERECTED, ALTERED, REPAIRED, DESIGNED OR USED FOR HUMAN HABITATION OR OCCUPANCY: PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION FEES AND PROVIDING PENALTIES FOR VIOLATION THEREOF AND ESTABLISHING FIRE LIMITS.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The BOCA Abridged Building Code Third Edition, 1960 as published in book form by the Building Officials Conference of America, Inc. is hereby adopted as the Building Code of the Township of Wilkins governing and regulating the construction, alteration, repair, occupation, maintenance, sanitation, lighting, ventilation, water supply, toilet facilities, drainage, use and inspection of all building and housing, or parts of buildings and housing, constructed, erected, altered, designed or used in whole or in part for human habitation or occupancy, as more particularly set forth in said BOCA Abridged Code, together with such provisions of the BOCA Basic Building Code, 1960 Edition, as may be applicable under the provisions of Section 100.3 of the said Abridged Building Code.

SECTION II. Each and all of the regulations, provisions, penalties, conditions and terms of said Abridged Building Code and the applicable provisions of the Basic Building Code are hereby referred to, adopted and made a part hereof, as if fully set forth in this Ordinance with the additions, insertions, deletions and changes hereinafter set forth.

SECTION III. Section 104.31 of the BOCA Abridged Building Code shall be amended and revised to read as follows:

Section 104.31. Before receiving a building permit, the owner or his agent shall pay the fee as established from time to time by Resolution of the Board of Commissioners of the Township of Wilkins. In applying the provisions of this Code in ascertaining the value of new work, existing buildings, alterations and repairs, the physical value of the work shall be determined by the Building Inspector on the basis of current costs and as provided in Section 106.5.

SECTION 107.7 of the Code shall be amended and revised to read as follows:

SECTION 107.7 Delete "--With the sill of door opening between them raised not less than four (4) inches above garage floor.

SECTION 113.81 of the Code shall be amended and revised to read as follows:

SECTION 113.81 Hearths

Add: When particular design conditions necessitate the Building Official may be governed by section 110.1 of the Basic Code.

SECTION 104.91 of the Code shall be amended and revised to read as follows:

SECTION 104.91 inspections required upon request for inspection. The Building Official shall make these inspection within a 24 hour period.

SECTION 104.2 of the Code shall be amended and revised to read as follows:

SECTION 104.2 application for Permit. Add: For fireproof, non-combustible and exterior masonry wall construction in not less than ten (10) days he shall issue a permit for frame construction in not less than five (5) days.

SECTION 104.66 of the Code shall be amended and revised to read as follows:

SECTION 104.66 Decision of the Board of Appeals, Resolution of the Board. Add: Within a period of fifteen (15) days.

SECTION IV. The term "building official" as used in said BOCA Code shall mean the Building Inspector of the Township of Wilkins, or any other employee or officer of the Township designated by the Board of Commissioners as having the duty to enforce the building regulations of the Township.

SECTION V. Wherever in the BOCA Code it is provided that anythin must be done to the approval of or subject to the direction of the Building Inspector or of any other officer of the Township, this shall be construed to give such officer only the discretion of determining whether the rules and standards established by ordinance have been complied with; and no such provision shall be construed as giving any officer discretionary powers as to what such regulations or standards shall be, or power to require conditions not prescribed by ordinance.

SECTION VI. All work done under any permit issued shall be in full compliance with the zoning ordinance, subdivision ordinance, ordinances and pertaining to street excavations, sewer connections, all other Township ordinances.

SECTION VII. The Building Inspector shall have the power and duty to enforce the provisions of this ordinance and issue all permits.

SECTION VIII. Whenever any work is being done in violation of the provisions of this ordinance or in variance with the terms of any permit issued for such work, the Building Inspector may order all work on the job stopped until such violation or variance is eliminated and any work or installation made in violation of this ordinance corrected. Such stop order, if oral, shall be followed by a written stop order within twenty-four hours (Excluding Saturday, Sunday or holidays), mailed to the address given in the permit application. It shall be unlawful to do or perform any work in violation of such stop order.

SECTION IX. The Fire Limits in the Township of Wilkins as defined and described in said Abridged Building Code are hereby established as shown on the Fire Limits Map adopted as part of this ordinance. Said Map is on file in and may be examined at the Office of the Secretary of the Township of Wilkins at the municipal building, 110 Peffer Road, Wilkins Township.

SECTION X. Any person, firm business or non-profit corporation or partnership, violating any of the provisions of this ordinance, shall upon conviction thereof be subjected to a penalty of not less than \$25.00 or more than \$300.00 for any single violation of this ordinance. Each day that a violation continues after notice of same is given shall constitute a separate violation.

SECTION XI. Where any section of any other ordinance is in conflict with any of the provisions of this ordinance, the provisions of this ordinance shall govern. The provisions of this ordinance, so far as they are the same as those of ordinances in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and not new enactments.

SECTION XII. The provisions of this ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal or invalid, such decisions shall not affect the validity of any of the remaining provisions of this ordinance.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of December, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 374

AN ORDINANCE OF THE TOWNSHIP OF WILKINS RE-ENACTING AND READOPTING ORDINANCE NO. 347, WHICH BY REFERENCE RE-ENACTED 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 AS AMEDNED AUTHORIZING A TAX ON THE EARNED INCOME 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. 347 re-enacting by reference Ordinance No. 150 authorizing a tax on Mechanical Amusement devices for the playing of games, music, and amusements at a rate of \$25.00 if installed prior to July 1 and \$15.00 if installed on or after July 1; Ordinance No. 202 authorizing a tax on the Transfer of Real Property in the Township of Wilkins at a rate of $\frac{1}{2}$ of 1%; and Ordinance No. 224, as amended, authorizing a tax of $\frac{1}{2}$ of 1% on salaries, wages, commissions, net profits and other compensation 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, 1966 and ending December 31, 1966.

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 Ordinance Number 150, 202 and 224, as amended, 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 1st day of November, 1965, a quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President of
the Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 375

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING AND DIRECTING THE PROPER
 TOWNSHIP OFFICIALS TO EXECUTE AND
 DELIVER A DEED FOR REAL ESTATE IN CONSIDERATION
 OF THE SUM OF FIVE HUNDRED FIFTY (\$550.00)
 DOLLARS.

The TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. The proper Township Officials are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins a deed to Joseph DiFrango and Catherine DiFrango, his wife, in consideration of the sum of FIVE HUNDRED FIFTY (\$550.00) DOLLARS, said real estate being situate in the Township of Wilkins, Allegheny County, Pennsylvania, and being more particularly bounded and described as follows:

BEGINNING at a point on the northerly side of Peffer Road where same is intersected by the dividing line between Lot No. 34 in the Churchill Estates Plan No. 3 as recorded in Plan Book Volume 47 page 22 and the property herein conveyed; thence along said last mentioned dividing line North 51° 02' 30" West a distance of 175.97 feet to a point; thence in a southwesterly direction 31.62 feet to a point; thence in a southeasterly direction, a distance of 175 feet more or less to a point on the northerly side of said Peffer Road; thence along the northerly side of Peffer Road North 34° 11' 50" East, a distance of 12.63 feet to the point at the place of beginning.

BEING part of the same premises conveyed to the Township of Wilkins by deed recorded in Deed Book Volume 5 page 10-19.

SUBJECT to restrictions, easements leases and mineral rights as may be set forth in prior instruments of record.

ORDAINED AND ADOPTED by the Board of Commissioners of the TOWNSHIP OF WILKINS at a duly assembled meeting held this 6th day of December, 1965.

TOWNSHIP OF WILKINS

By Harry M. Feazell
 President, Board of Commissioners

ATTEST:

William H. Baldwin
 Secretary

ORDINANCE NO. 376

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING THE APPROPRIATION OF FUNDS
IN EXCESS OF ESTIMATED RECEIPTS TO CER-
TAIN DEPLETED 1965 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1965 Budget Ordinance (No. 354) have been or are about to be depleted to the extent of the total sum of \$16,931.99 and;

WHEREAS, the actual receipts for the year 1965 are ascertained to be in excess of \$20,000.00 over and above the total amount of estimated receipts in addition to the \$984.00 un-appropriated.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following additional appropriations be authorized:

	<u>FUNCTION</u>	<u>APPROP. NO.</u>	<u>AMOUNT</u>
<u>Administration</u>	Office Supplies	101d1	\$ 30.00
	Gen. Liability Ins.	101i3	500.00
	Wages of Custodian	103b	500.00
	Materials & Supplies	103d	60.00
<u>Police & Fire</u>	Other Material & Supplies	201d3	\$ 40.00
	Traffic Signal System	201e4	10.00
	Purchase of Minor Equipment	201e6	420.00
	Casualty Insurance	201i3	40.00
	Contributions to Fire Co.	202k	260.00
<u>Sanitary</u>	Materials & Supplies	304d	\$ 40.00
	Maintenance of Plant	304M	40.00
<u>Highway</u>	Wages	401ab	\$1,650.00
	Equipment Maintenance	401Ae2	500.00
	Tar Surface Treatment	401M3	7,900.00
<u>Miscellaneous</u>	Refunds	1601	\$ 410.00
	Temporary Loan (Principal)	1401	5,000.00

Total Additional Appropriations \$17,400.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 6th day of December, 1965, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Sec.

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ORDINANCE NO. 373

AN ORDINANCE OF THE TOWNSHIP WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, DECLARING LOAFING AND LOITERING IN CERTAIN PLACES TO BE UNLAWFUL, AND PROHIBITING THE SAME, DEFINING THE RESPONSIBILITY OF PARENTS AND OTHERS WHO KNOWINGLY PERMIT CHILDREN TO VIOLATE THIS ORDINANCE DURING CERTAIN HOURS, AND PROVIDING PENALTIES FOR VIOLATIONS.

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. It shall be unlawful for any person:

- (a) To loaf, loiter, or stand upon any of the sidewalks, streets, pavements, crossings, street corners, bridges, highways or alleys in this Township, or at or near the entrances to churches, or any place of public resort or entertainment, so as to interfere with or obstruct the free passage of citizens or travelers along any of the said thoroughfares, or into or out of the said places; or upon the steps, porticos, railings or fences of any private property within the limits of this Township, without the consent of the owners thereof.
- (b) To loaf or loiter in any motor vehicle upon any of the streets, pavements, crossings, street corners, bridges, highways or alleys in this Township or at, in, or near the entrance to churches, private property or any place of public resort or entertainment, or upon any private property within the limits of this Township without the consent of the owners thereof.

SECTION II. It shall be unlawful for any parent, guardian, or other person having legal custody of a minor under eighteen (18) years of age knowingly to allow or permit such minor to loaf or loiter in or upon any of the sidewalks, streets, pavements, crossings, street corners, bridges, highways or alleys in this Township, or at or near the entrance to churches, or any place of public resort or entertainment, or upon any private property without the owner's consent. Proof of a prior violation or violations of this Ordinance by such minor, of which the parent, guardian, or custodian had knowledge, and/or violations of this ordinance by such minor occurring between the hours of 10:30 P.M. and 6:00 A.M. shall constitute prime facie evidence of the knowledge required of a parent, guardian or custodian to constitute a violation under this section.

SECTION III. Any person or persons violating this Ordinance or any provision thereof, or causing or helping others to violate the same, shall, upon conviction thereof before a Justice of the Peace, be sentenced to pay a fine of not more than \$25.00 for each offense and costs, and in default of payment of said fine and costs shall be imprisoned for a period not exceeding five (5) days.

SECTION IV. Each violation of the provisions of this Ordinance shall constitute a separate offense.

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SECTION IV. Any violation of the provisions of this Ordinance shall constitute a misdemeanor.

SECTION V. All ordinances or parts of ordinances inconsistent with or conflicting with the provisions of this Ordinance, are hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of January, 1966.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Henry M. Feagell
President

Attest:

Madame K. Baldwin
Secretary

ORDINANCE NO. 377

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 334, THE PERSONNEL
ORDINANCE BY FURTHER DEFINING SICK LEAVE
BENEFITS.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the Township of
Wilkins as follows:

SECTION 1. Ordinance No. 334, Article X, Paragraph A, relating to Sick Leave
provisions be amended by adding thereto the following:

In the event an employee is hospitalized the three day waiting period for
sick leave benefits shall be waived.

In the event an employee is absent from work due to an illness as defined
in this Ordinance for a period in excess of 10 days the three day waiting period
shall be waived.

SECTION 2. All Ordinance or Resolutions or parts thereof, insofar as they
are inconsistent herewith, be and the same are hereby repealed.

ORDAINED AND ENACTED into law this 7th day of February, 1966, by the Board
of Commissioners of the Township of Wilkins.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 378

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION OF THE
TOWNSHIP MANAGER.

The Township of Wilkins Ordains as follows:

SECTION I. The annual compensation of the Township Manager is established at \$9,600.00 payable in installments as shall be determined by the Board of Commissioners. Said rate to be effective February 1st, 1966.

SECTION II. The Manager shall be eligible for the following benefits available to full time Township employees:

- a. Hospitalization insurance
- b. Major Medical and Group Life Insurance
- c. Municipal share of Pension Obligation under Municipal Employees Retirement System

The Manager shall be paid an allowance of ten cents (\$0.10) per mile for the use of his automobile in Township Business. Said automobile to be used only when a Township vehicle is not available.

SECTION III. Any ordinance or part of an ordinance conflicting with this ordinance, and specifically Ordinance No. 338 be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of February, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

William B. Baldwin
Secretary

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ORDINANCE NO. 379

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER TOWNSHIP OFFICERS TO EXECUTE AND DELIVER AN AGREEMENT TO JOSEPH SOFFER AND VIOLET SOFFER PERTAINING TO THE DESIGN AND CONSTRUCTION OF A TRAFFIC CONTROL SYSTEM AT THE INTERSECTION OF U. S. ROUTE 22 AND KINGSTON DRIVE.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The proper Township officials are hereby authorized and directed to execute and deliver, on behalf of the Township of Wilkins, an agreement between the Township of Wilkins and Joseph Soffer and Violet Soffer, in substantially the following form:

AGREEMENT

MADE this 7th day of February, 1966 by and between JOSEPH SOFFER and VIOLET SOFFER, hereinafter called "DEVELOPER"

-and-

THE TOWNSHIP OF WILKINS, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called "TOWNSHIP";

WHEREAS, Developers are the owners of a tract of land situate in the Township of Wilkins, which is in the process of being developed into a complex of stores, office buildings and apartment houses, known as Penn Center;

AND WHEREAS, Developer has laid out and opened for public use a road leading into said tract of land at a point opposite the intersection of Kingston Drive and U. S. Route 22;

AND WHEREAS, the development of the tract has increased the volume of automobile and pedestrian traffic along U. S. Route 22 and has altered the direction and flow of the traffic pattern in and about Kingston Drive and U. S. Route 22;

AND WHEREAS, it has become necessary to revise the existing traffic control signals owned by the Township and affecting movement of automobile and pedestrian traffic along the William Penn Highway, Kingston Drive and the road laid out and opened by the Developer;

AND WHEREAS, the cost of revision of the existing traffic control signals and additional devices necessary to control traffic at the intersection of the William Penn Highway and Kingston Drive and the road laid out and opened by the Developer will be \$11,000.00;

NOW THEREFORE, the parties hereto agree as follows:

1. The Developer agrees to undertake to contract for the design, installation and addition to the traffic control systems as above described and Developer shall be responsible for installation and construction of the

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said traffic control signals and devices in accordance with the permit issued by the Pennsylvania Department of Highways.

2. The Developer shall pay for all labor and material used in connection with the revision and addition to the said traffic signals as well as all other fees and charges incurred by the contract for installation of same.

3. The Township agrees to pay to Traffic Control and Engineering Company or to reimburse the Developer if Developer advances payment of same, the sum of \$2,000.00 for engineering services in designing and supervising installation of the above described traffic control system.

4. After completion of the proposed traffic control system in accordance with the plans and specifications and the permit of the Pennsylvania Department of Highways, the Township agrees to adopt and maintain the traffic control system as part of the Township traffic control system.

This agreement shall be binding upon and inure to the benefit of the parties hereto and their respective executors, administrators, heirs, successors and assigns.

IN WITNESS WHEREOF the parties hereto have duly executed this agreement on the day and year first above written.

WITNESS:

Joseph Soffer (SEAL)

Violet Soffer (SEAL)

ATTEST:

TOWNSHIP OF WILKINS

Wilmer R. Baldwin
Secretary

By Harry M. Feazell
President of the
Board of Commissioners

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of February, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

Wilmer R. Baldwin
Secretary

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ORDINANCE NO. ~~379~~ 385

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AMENDING, SUPPLEMENTING AND CHANGING THE PROVISIONS OF ORDINANCE NO. 303 BY CHANGING CERTAIN PROPERTY FROM ITS PRESENT ZONING DISTRICT DIVISION OF U-1 AREA 3 AND RECLASSIFYING THE SAME AS ZONING DISTRICT DIVISION "C"-COMMERCIAL.

The Township of Wilkins ordains as follows:

SECTION I. The following described property is hereby reclassified from its present zoning classification of Zoning District U-1 Area 3 as described in Article 4 paragraph 4.6 in Ordinance No. 303 to the Zoning District designated Commercial as described in Article 6 in Ordinance No. 303:

BEGINNING at a point on the westerly side of Larimer Avenue at the intersection of Larimer Avenue and Harrison Road; thence extending along Larimer Avenue in a southerly direction a distance of approximately 700 feet. The properties hereby rezoned are limited to the properties as shown on the plans of the Office of Deed Registry of Allegheny County, Pennsylvania and included are the following properties as shown on said deed registry plans: Property of Sidney McKeever, Block 454 D Lot 182; property of John Dinnocenzo and Patsy Dinnocenzo, Block 454 H Lot 94 and property of Ralph Viggiano and Randie Viggiano, Block 454 H Lot 86.

SECTION II. The Zone Map which is a part of Ordinance No. 303 shall be amended to indicate that the aforesaid properties have been reclassified by this Ordinance.

SECTION III. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins held this 7th day of March, 1966.

Township of Wilkins

By Harry M. Fezoll
President of the
Board of Commissioners

ATTEST:

Edmund R. Baldwin
Secretary

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ORDINANCE NO. 380

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
REGULATING THE OCCUPANCY OF DWELLING
HOUSES BY THE PRIOR ISSUANCE OF A PERMIT
AND PROVIDING PENALTIES FOR THE VIOLATIONS
THEREOF.

BE IT ORDAINED AND ENACTED by the Township of Wilkins and it is hereby enacted by the authority of the same as follows:

SECTION I. That no dwelling apartment or other liveable quarters may be occupied or occupied when previously vacated unless the owner or landlord of said property shall first apply for an occupancy permit to be issued by the Township Secretary.

SECTION II. An application for the permit referred to in Section I shall be formulated by the proper officers of the Township on which form the following information shall be required. Said information shall include but is not to be limited to the following:

- (a) Present owner of Premises
- (b) Future owner of Premises
- (c) Present Tennant of Premises
- (d) Future Tennant of Premises
- (e) Bathroom Facilities
- (f) Condition of House

SECTION III. No permit shall be issued for occupancy unless the premises shall be in livable and habitable condition and after having benn inspected by the proper officers of the Township as designated by the Board of Commissioners. The standards used in this inspection shall be Township Ordinances 303 and 365 and Article VI of the regulations of the Allegheny County Health Department.

SECTION IV. The Board of Commissioners by resolution, may set a fee necessary for the said permit and inspection of the premises.

SECTION V. Any person, firm, association or corporation violating any of the provisions of this ordinance shall be subject to a fine of not more than \$100.00 and in lieu of the payment of said fine and costs shall be subject to imprisonment in the Allegheny County Jail for a period not exceeding 30 days.

SECTION VI. 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 an ordinance this 7th day of March, 1966.

ATTEST:

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

By Harry M. Fezell
Harry M. Fezell, President

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ORDINANCE NO. 381

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SPECIAL USE IN A PLANNED RESIDENTIAL DEVELOPMENT TO BE KNOWN AS THE BRIARIDGE PLAN OF LOTS.

WHEREAS, the Wilkins Township Zoning Ordinance of 1962, Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with:

AND WHEREAS, CATRANEL, INC. did under dated of September 13, 1965 file an application for a special use in connection with a planned Residential Development to be known as Briaridge Plan of Lots;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated February 28, 1966 with the Board of Commissioners;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303.

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects.

NOW, THEREFORE, the Township of Wilkins ordains as follows:

SECTION I. A special Use as hereinafter specified is authorized in connection with the following numbered lots as shown on the Preliminary Plan, Briaridge Plan of Lots dated December 8, 1965 and prepared by Fahringer, McCarty, Grey and Associates, Engineers.

A. Special Use Authorized

<u>NO.</u>	<u>Lot AREA REDUCED TO SQ. FT. AS INDICATED</u>	<u>FRONT YARD DEPTH REDUCED TO DEPTH AS INDICATED</u>
2.	None	15
3.	"	15
4.	"	15
5.	"	15
6.	"	15
7.	"	15
8.	"	15
9.	"	15
10.	9,525	25
11.	9,050	25
12.	None	25
13.	None	25

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<u>NO.</u>	<u>LOT AREA REDUCED TO SQ. FT. AS INDICATED</u>	<u>FRONT YARD DEPTH REDUCED TO DEPTH AS INDICATED</u>
14.	9,250	20
15.	8,450	20
16.	7,875	20
17.	7,500	20
18.	7,500	20
19.	7,550	20
20.	None	20
21.	7,700 Briar Ridge Tynewood	20 15
22.	7,500	25
23.	7,575	25
24.	7,500	15
25.	8,000	15
26.	8,450	15
27.	None	25
30.	9,125	25
31.	None	20
32.	None	20
33.	9,925	20
34.	7,650	20
35.	8,275	20
36.	8,325	20
37.	8,550	20
38.	9,125	20
39.	8,500	20
40.	8,050	20
41.	7,500	20
42.	7,500	20
43.	7,750	20
44.	7,500	20
45.	7,300	20
46.	8,625	20
47.	8,075	20
48.	8,725	20
49.	8,725	20
52.	8,725	20
53.	8,700	20
54.	7,750	20
55.	7,650	20
56.	7,500	20
57.	7,575	20
58.	7,500	20
59.	7,500	20
60.	7,300	20
61.	7,500	20
62.	7,525	20
63.	9,350	20
64.	8,125	20
65.	None	20
66.	9,275	20
67.	9,325	20
68.	8,975	20
69.	8,800	20
70.	9,025	20
71.	9,230	20
72.	9,230	20
73.	9,050	20
74.	8,125	20
75.	7,500	20
76.	7,425	20
77.	7,375	20
78.	None	15
79.	None	15
80.	None	15
81.	None	15
82.	9,800	15
83.	9,800	15
84.	9,850	15
85.	9,275	15

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<u>NO.</u>	<u>LOT AREA REDUCED TO SQ. FT. AS INDICATED</u>	<u>FRONT YARD DEPTH REDUCED TO DEPTH AS INDICATED</u>
86.	9,175	15
87.	9,150	15
88.	9,075	15
89.	9,000	15
90.	8,025	25
91.	7,500	25
92.	7,575	25
93.	7,575	25
94.	9,075	15
95.	None	15
96.	None	15
97.	None	15
98.	None	15
99.	None	15
100.	None	15
101.	9,750.	15
102.	8,750	15
103.	7,550	25
104.	7,775	25

On lots on which this special use is granted as it relates to lot area, a 5 per cent minus deviation in total lot area will be permitted providing

1. No lot becomes less than 7,500 square feet in area.
2. There is no increase in the number of lots.

B. On lot numbers 2 to 104 inclusive the side yard width may be reduced to five (5) feet provided a total distance of fifteen (15) feet is maintained between buildings erected on said lots.

C. The special use is granted upon condition that Catranel, Inc. dedicate, without cost, to the Township of Wilkins, for municipal use, the strip of land lying between the Plan to be recorded and Leax Lane on the northerly side of the Plan and the Edgewood Country Club property on the easterly side of the Plan and as more particularly indicated on said Fahringer, McCarty, Grey Plan dated December i, 1965.

SECTION II. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Subdivision Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I. of this Ordinance.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of March, 1966.

ATTEST:

TOWNSHIP OF WILKINS

William H. Baldwin
Secretary

By Henry M. Feagell
President of the
Board of Commissioners

ORDINANCE NO. 382

AN ORDINANCE OF THE TOWNSHIP OF WILKINS COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1966 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 1966, 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 1966 the following amounts are hereby appropriated from the revenues available for the current year and 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	\$ 44,099.88
Receipts from Realty Tax	164,444.16
From Taxes of Prior Years	5,500.00
Other Revenue Receipts	106,300.00
Miscellaneous Non-Revenue Receipts	<u>31,700.00</u>
TOTAL ESTIMATED RECEIPTS AND CASH	\$352,044.04

Appropriations:

General Township Government	\$ 58,163.00
Protection to Persons & Property	109,272.00
Health and Sanitation	6,100.00
Highways (Includes St. Lights)	98,550.00
Miscellaneous	30,150.00
Debt Service	<u>48,200.00</u>
TOTAL APPROPRIATIONS	\$350,635.00
UN-APPROPRIATED BALANCE	\$ 1,409.04

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 the provisions of this Ordinance be and the same is hereby repealed insofar

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ORDINANCE NO. 383

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 286 BY PROVIDING
FOR PAYMENT OF CERTAIN COSTS AND EXPENSES
OF THE TOWNSHIP TREASURER AND TAX COLLECTOR.

The Township of Wilkins Ordains as follows:

SECTION I. Section IV of Ordinance No. 286 adopted March 6, 1961 which reads as follows:

"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."

is hereby amended by adding to said Section IV the following paragraph:

a. In addition, the Township Treasurer as collector of Township taxes shall be allowed such actual costs and expenses as shall be incurred in connection with;

(1) Preparing and filing notices of unpaid, unliened taxes with the Sheriff of Allegheny County when properties are listed for Sheriff Sale.

(2) Preparing, processing and filing current delinquent taxes with the Prothonotary of Allegheny County and reporting the outstanding delinquent Tax balance to the Liened Tax Collector.

(3) Preparing and filing the required yearly report on current taxes with the Department of Internal Affairs of the Commonwealth of Pennsylvania and the Clerk of the Court of Quarter Sessions of Allegheny County.

SECTION II. Any ordinance or part of any ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of March, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of The Board of
Commissioners

ATTEST:

Walter K. Baldwin
Secretary

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ORDINANCE NO. 384

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING A SPECIAL USE IN A PLANNED
RESIDENTIAL DEVELOPMENT TO BE KNOWN AS
THE PENHURST PLAN OF LOTS NUMBER TWO.

WHEREAS, the Wilkins Township Zoning Ordinance of 1962, Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with;

AND WHEREAS, Amore Construction Co. Inc. did under date of January 27, 1966 file an application for a special use in connection with a Planned Residential Development to be known as Penhurst Plan of Lots Number Two;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated March 14, 1966 with the Board of Commissioners;

AND WHEREAS, after due advertisement on February 24 and March 3, 1966, a public hearing was conducted on March 14, 1966 by the Board of Commissioners and the Planning Commission;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303;

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects;

NOW, THEREFORE, the Township of Wilkins ordains as follows:

SECTION II. A Special Use as hereinafter specified is authorized in connection with the following numbered lots as shown on the Preliminary Plan, Penhurst Plan of Lots Number Two dated December, 1964 and prepared by H. A. Shope and Son, Engineers.

<u>LOT NO.</u>	<u>FRONT YARD DEPTH (BLDG. LINE)</u> <u>REDUCED TO FOOTAGE INDICATED</u>
246	25 Feet
247	Not Reduced
248	Not Reduced
249	Not Reduced
250	Not Reduced
251	Not Reduced
252	Not Reduced
253	Not Reduced
254	Not Reduced
255	Not Reduced
256	Not Reduced

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<u>LOT NO.</u>	<u>FRONT YARD DEPTH (BLDG. LINE) REDUCED TO FOOTAGE INDICATED</u>
257	25 Feet
258	Not Reduced
259	25 Feet
260	25 Feet
261	Not Reduced
262	Not Reduced
263	Not Reduced
264	Not Reduced
265	25 Feet
266	25 Feet on Harwick Drive
267	Not Reduced
268	Not Reduced
269	Not Reduced
270	Not Reduced
271	Not Reduced
272	Not Reduced
273	25 Feet
274	25 Feet on Harwick Drive
275	Not Reduced
276	Not Reduced
277	Not Reduced
278	25 Feet
279	25 Feet
280	25 Feet
281	25 Feet
282	Not Reduced
283	Not Reduced
284	Not Reduced
285	Not Reduced
286	Not Reduced
287	Not Reduced
288	Not Reduced
289	Not Reduced
390	25 Feet
291	25 Feet

SECTION II. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Subdivision Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I of this Ordinance.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 4th day of April, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

William R. Beddow
Secretary

ORDINANCE NO. 385 will be found on page 293.

ORDINANCE NO. 386

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON EARNED INCOME OF THE RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON NON-RESIDENTS OF THE TOWNSHIP OF WILKINS, FOR EARNED INCOME RECEIVED FOR SERVICES RENDERED IN THE TOWNSHIP OF WILKINS, DURING THE YEAR BEGINNING JUNE 1, 1966 AND ENDING DECEMBER 31, 1966, AND FOR THE CALENDAR YEAR 1967 AND FOLLOWING YEARS, AND ON NET PROFITS EARNED FROM OPERATION OF A BUSINESS, PROFESSION OR OTHER ACTIVITIES CONDUCTED IN THE TOWNSHIP OF WILKINS BY RESIDENTS OF THE TOWNSHIP OF WILKINS, AND ON NET PROFITS EARNED FROM OPERATION OF A BUSINESS, PROFESSION OR OTHER ACTIVITY CONDUCTED IN THE TOWNSHIP OF WILKINS BY NON-RESIDENTS OF THE TOWNSHIP OF WILKINS, DURING SAID PERIODS, REQUIRING THE FILING OF DECLARATIONS AND RETURNS, AND THE GIVING OF INFORMATION BY EMPLOYERS AND BY THOSE SUBJECT TO THE TAX; IMPOSING ON EMPLOYERS THE DUTY OF COLLECTING TAX AT SOURCE, PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE, AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the TOWNSHIP OF WILKINS, and IT IS HEREBY ORDAINED AND ENACTED under the authority of Act No. 511 of the General Assembly of the Commonwealth of Pennsylvania, approved the 31st day of December, 1965, and known as the "Local Tax Enabling Act", as follows:

SECTION I. Definitions

"Association." A partnership, limited partnership, or any other unincorporated group of two or more persons.

"Business." An enterprise, activity, profession or any other undertaking of an unincorporated nature conducted for profit or ordinarily conducted for profit whether by a person, partnership, association, or any other entity.

"Corporation." A corporation or joint stock association organized under the laws of the United States, the Commonwealth of Pennsylvania, or any other state, territory, foreign country or dependency.

"Domicile." The place where one lives and has his permanent home and to which he has the intention of returning whenever he is absent. Actual residence is not necessarily domicile, for domicile is the fixed place of abode which, in the intention of the taxpayer, is permanent rather than transitory. Domicile is the place in which a man has voluntarily fixed the habitation of himself and his family, not for a mere special or limited purpose, but with the present intention of making a permanent home, until some event occurs to induce him to adopt some other permanent home. In the case of businesses, or associations, the domicile is that place considered as the center of business affairs and the place where its functions are discharged.

"Current Year." The calendar year for which the tax is levied.

"Earned Income." Salaries, wages, commission, bonuses, incentive payments, fees, tips and other compensation received by a person or his personal representative for services rendered, whether directly or through an agent, and whether in cash or in property; not including, however, wages or compensation paid to persons on active military service, periodic payments for sickness and disability other than regular wages received during a period of sickness, disability or retirement or payments arising under workmen's compensation acts, occupational disease acts and similar legislation, or payments 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 or payments commonly known as public assistance, or unemployment compensation payments made by any governmental agency or payments to reimburse expenses or payments made by employers or labor unions for wage and salary supplemental programs, including, but not limited to, programs covering hospitalization, sickness, disability or death, supplemental unemployment benefits, strike benefits, social security and retirement.

"Income Tax Officer or Officer." Person, public employee or private agency designated by governing body to collect and administer the tax on earned income and net profits.

"Employer." A person, partnership, association, corporation, institution, governmental body or unit or agency, or any other entity employing one or more persons for a salary, wage, commission or other compensation.

"Net Profits." The net income from the operation of a business, profession, or other activity, except corporations, after provision for all costs and expenses incurred in the conduct thereof, determined either on a cash or accrual basis in accordance with the accounting system used in such business, profession, or other activity, but without deduction of taxes based on income.

"Non-resident". A person, partnership, association or other entity domiciled outside the taxing district.

"Person or Individual." A natural person.

"Preceding Year." The calendar year before the current year.

"Resident." A person, partnership, association or other entity domiciled in the taxing district.

"Succeeding Year." The calendar year following the current year.

"Taxpayer." A person, partnership, association, or any other entity, required hereunder to file a return of earned income or net profits, or to pay a tax thereon.

SECTION II. Imposition of Tax

The tax levied under this Ordinance of the Township of Wilkins shall be applicable to earned income received and to net profits earned in the period beginning June 1, 1966, of the current year, and ending December 31, of the current year or for taxpayer fiscal years beginning in the current year, and the tax shall continue in force on a calendar year (beginning with the calendar year January 1967 through December 1967) or taxpayer fiscal year basis, without annual re-enactment, but as if levied for each succeeding calendar year, unless the rate of the tax is subsequently changed. The tax shall be at the rate of 1% for 1966 and each subsequent calendar year (or taxpayer fiscal year, as the case may be), upon all residents of the Township of Wilkins and on non-residents of the Township of Wilkins for earned income received for services rendered in the Township of Wilkins, or for operation of a business, profession or other activity conducted in the Township of Wilkins.

SECTION III. Declaration and Payment of Tax

A. Net Profits.

(1) Every taxpayer making net profits shall on or before April 15 of the current year, make and file with the officer on a form prescribed or approved by the officer, a declaration of his estimated net profits during the period beginning January and ending December 31, of the current year, and pay to the officer in four equal quarterly installments the tax due thereon as follows: the first installment at the time of filing the declaration, and the other installments on or before June 15, September 15, of the current year, and January 15, of the succeeding year, respectively.

(2) Any taxpayer who first anticipates any net profit after April 15 of the current year, shall make and file the declaration hereinabove required on or before June 15, of the current year, September 15, of the current year, or December 31, of the current year, whichever of these dates next follows the date on which the taxpayer first anticipates such net profit, and pay to the officer in equal installments the tax due thereon on or before the quarterly payment dates which remain after the filing of the declaration.

(3) Every taxpayer shall, on or before April 15, of the succeeding year, make and file with the officer on a form prescribed or approved by the officer a final return showing the amount of net profits earned during the period beginning January 1, of the current year, and ending December 31, of the current year, the total amount of tax due thereon and the total amount of tax paid thereon. At the time of filing the final return, the taxpayer shall pay to the officer the balance of tax due or shall make demand for refund or credit in the case of over-payment.

Any taxpayer may, in lieu of paying the fourth quarterly installment of his estimated tax, elect to make and file with the officer on or before January 31, of the succeeding year, the final return as hereinabove required.

(4) The officer is authorized to provide by regulation for the making and filing of adjusted declarations of estimated net profits, and for the payments 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 over-estimated his anticipated net profits.

(5) Every taxpayer who discontinues business prior to December 31, of the current year, shall, within thirty days after the discontinuance of business, file his final return as hereinabove required and pay the tax due.

B. Earned Income

Annual Earned Income Tax Return.

Every taxpayer shall, on or before April 15, of the succeeding year, make and file with the officer on a form prescribed or approved by the officer a final return showing the amount of earned income received during the period beginning January 1, of the current year, and ending December 31, of the current year, the total amount of tax due thereon, the amount of tax paid thereon, the amount of tax thereon that has been withheld pursuant to the provisions relating to the collection at source and the balance of tax due. 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 over-payment.

Earned Income not Subject to Withholding.

Each taxpayer who is employed for a salary, wage, commission, or other compensation and who received any earned income not subject to the provisions relating to collection at source, shall make and file with the officer on a form prescribed or approved by the officer, a quarterly return on or before April 30, of the current year, July 31, of the current year, October 31, of the current year, and January 31, of the succeeding year, setting forth the aggregate amount of earned income not subject to withholding by him during the three-month periods ending March 31, of the current year, June 30, of the current year, September 30, of the current year, and December 31, of the current year, respectively, and subject to the tax, together with such other information as the officer may require. Every taxpayer making such return shall, at the time of filing thereof, pay to the officer the amount of tax shown as due thereon.

SECTION IV. Collection at Source

(a) Every employer having an office, factory, workshop, branch, warehouse, or other place of business within the taxing jurisdiction imposing a tax on earned income or net profits within the taxing district or doing business therein, who employs one or more persons, other than domestic servants, for a salary, wage, commission or other compensation, who has not previously registered, shall, within fifteen days after becoming an employer, register with the officer his name and address and such other information as the officer may require.

(b) Every employer having an office, factory, workshop, branch, warehouse, or other place of business within the taxing jurisdiction imposing a tax on earned income or net profits within the taxing district or doing business therein, who employs one or more persons, other than domestic servants, for a salary, wage, commission, or other compensation, shall deduct at the time of payment thereof, the tax imposed by this Ordinance on the earned income due to his employee or employees, and shall, on or before April 30, of the current year, July 31, of the current year, October 31, of the current year, and January 31, of the succeeding year, file a return and pay to the officer the amount of taxes deducted during the preceding three-month periods ending March 31, of the current year, June 30, of the current year, September 30, of the current year, and December 31, of the current year, respectively. Such return unless otherwise agreed upon between the officer and employer shall show the name and social security number of each such employee, the earned income of such employee during such preceding three-month period, the tax deducted therefrom, the political subdivisions imposing the tax upon such employee, the total earned income of all such employees during such preceding three-month period, and the total tax deducted

therefrom and paid with the return.

Any employer who for two of the preceding four quarterly periods has failed to deduct the proper tax, or any part thereof, or has failed to pay over the proper amount of tax to the taxing authority, may be required by the officer to file his return and pay the tax monthly. In such cases, payments of tax shall be made to the officer on or before the last day of the month succeeding the month for which the tax was withheld.

(c) On or before February 28, of the succeeding year, every such employer shall file with the officer:

(1) An annual return showing the total amount of earned income paid, the total amount of tax deducted, and the total amount of tax paid to the officer for the period beginning January 1, of the current year, and ending December 31, of the current year.

(2) A return withholding statement for each employee employed during all or any part of the period beginning January 1, of the current year, and ending December 31, of the current year, setting forth the employee's name, address and social security number, the amount of earned income paid to the employee during said period, the amount of tax deducted, the political subdivisions imposing the tax upon such employee, the amount of tax paid to the officer. Every employer shall furnish two copies of the individual return to the employee for whom it is filed.

(d) Every such employer who discontinues business prior to December 31, of the current year, shall, within thirty days after the discontinuance of business, file the returns and withholding statements hereinabove required and pay the tax due.

(e) Except as otherwise provided in Section 9 of the "Local Tax Enabling Act", every such employer who wilfully or negligently fails or omits to make the deductions required by this Ordinance shall be liable for payment of the taxes which he was required to withhold to the extent that such taxes have not been recovered from the employee.

(f) The failure or omission of any such employer to make the deductions required by this Ordinance shall not relieve any employee from the payment of the tax or from complying with the requirements of the Ordinance relating to the filing of declarations and returns.

SECTION V. Powers and Duties of Officer

(a) It shall be the duty of the officer to collect and receive the taxes, fines and penalties imposed by the Ordinance. It shall also be his duty to keep a record showing the amount received by him from each person or business paying the tax and the date of such receipt.

(b) The officer, before entering upon his official duties shall give and acknowledge a bond to the TOWNSHIP OF WILKINS and those other political subdivisions also appointing him. If such political subdivisions shall by resolution or ordinance designate any bond previously given by the officer as adequate, such bond shall be sufficient to satisfy the requirements of the resolution or ordinance.

Each such bond shall be joint and several, with one or more corporate sureties which shall be surety companies authorized to do business in this Commonwealth and duly licensed by the Insurance Commission of this Commonwealth.

Each bond shall be conditioned upon the faithful discharge by the officer, his clerks, assistants and appointees of all trusts confided in him by virtue of his office, upon the faithful execution of all duties required of him by virtue of his office, upon the just and faithful accounting or payment over, according to law, of all moneys and all balances thereof paid to, received or held by him by virtue of his office and upon the delivery to his successor or successors in office of all books, papers, documents or other official things held in right of his office.

Each such bond shall be taken in the name of the TOWNSHIP OF WILKINS and any other appointing authority or authorities, and shall be for the use of the Township of Wilkins and any other political subdivision appointing the officers, and for the use of such other person or persons for whom money shall be collected or received, or as his or her interest shall otherwise appear, in case of a breach of any of the conditions thereof by the acts or neglect of the principal on the bond.

The TOWNSHIP OF WILKINS and/or other political subdivisions appointing the officer, or any person may sue upon the said bond in its or his own name for its or his own use.

Each such bond shall contain the name or names of the surety company or companies bound thereon. The TOWNSHIP OF WILKINS and other political subdivisions appointing the officer shall fix the amount of the bond at an amount equal to the maximum amount of taxes which may be in the possession of the officer at any given time.

The TOWNSHIP OF WILKINS and other political subdivisions appointing the officer may, at any time, upon cause shown and due notice to the officer, and his surety or sureties, require or allow the substitution or the addition of a surety company acceptable to TOWNSHIP OF WILKINS and such other political subdivisions for the purpose of making the bond sufficient in amount, without releasing the surety or sureties first approved from any accrued liability or previous action on such bond.

The officer's bond shall be held in the custody of the Secretary of the TOWNSHIP OF WILKINS.

(c) The officer charged with the administration and enforcement of the provisions of the Ordinance is hereby empowered to prescribe, adopt, promulgate and enforce, rules and regulations relating to any matter pertaining to the administration and enforcement of the Ordinance including provisions for the re-examination and correction of declarations and returns, and of payments alleged or found to be incorrect, or as to which an over-payment is claimed or found to have occurred, and to make refunds in case of over-payment, for any period of time not to exceed six years subsequent to the date of payment of the sum involved, and to prescribe forms necessary for the administration of the Ordinance. No rule or regulation of any kind shall be enforceable unless it has been approved by resolution by the Board of Commissioners of the TOWNSHIP OF WILKINS. A copy of such rules and regulations currently in force shall be available for public inspection.

(d) The officer shall arrange for refund, on petition of, and proof by the taxpayer, of earned income tax paid on the taxpayer's ordinary and necessary business expenses, to the extent that such expenses are not paid by the taxpayer's employer.

(e) The officer and agents designated by him are hereby authorized to examine the books, papers, and records of any employer or of any taxpayer or of any person whom the officer reasonably believes to be an employer or 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 and every taxpayer and every person whom the officer reasonably believes to be an employer or taxpayer, is hereby directed and required to give to the officer, or to any agent designated by him, the means, facilities and opportunity for such examination and investigations, as are hereby authorized.

(f) Any information gained by the officer, his agents, or by any other official or agent of the taxing district, as a result of any declarations, returns, investigations, hearings or verifications required or authorized by the Ordinance, or proper rules and regulations issued thereunder, shall be confidential, except for official purposes and except in accordance with a proper judicial order, or as otherwise provided by law.

(g) The officer is authorized to establish different filing, reporting and payment dates for taxpayers whose fiscal years do not coincide with the calendar year.

SECTION VI. Compensation of Income Tax Officer

The income tax officer shall receive such compensation for his services and expenses as determined by the Board of Commissioners of the TOWNSHIP OF WILKINS.

SECTION VII. Suit for Collection of Tax

(a) The officer may sue in the name of the taxing district, TOWNSHIP OF WILKINS.

(b) Any suit brought to recover the tax imposed by the Ordinance shall be begun within three years after such tax is due, or within three years after the declaration or return has been filed, whichever 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

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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 provisions of the Ordinance, there shall be no limitation.

(2) Where an examination of the declaration or return filed by any person, or of other evidence relating to such declaration or return in the possession of the officer, reveals a fraudulent evasion of taxes, there shall be no limitation.

(3) In the case of substantial understatement of tax liability of twenty-five percent or more and no fraud, suit shall be begun within six years.

(4) Where any person has deducted taxes under the provisions of the Ordinance, and has failed to pay the amounts so deducted to the officer, or where any person has wilfully failed or omitted to make the deductions required by this Ordinance, there shall be no limitation.

(b) No provision of this Ordinance shall be construed to limit the governing body from recovering delinquent taxes by any other means provided by the "Local Tax Enabling Act", No. 511, approved December 31, 1965.

(c) The officer may sue for recovery of an erroneous refund provided such suit is begun two years after making such refund, except that the suit may be brought within five years if it appears that any part of the refund was induced by fraud or misrepresentation of material fact.

SECTION VIII. Interest and Penalties

If for any reason the tax is not paid when due, interest at the rate of six percent per annum on the amount of said tax, and an additional penalty of one-half of one percent 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 imposed herein.

SECTION IX. Fines and Penalties for Violation of This Ordinance

(a) Any person who fails, neglects, or refuses to make any declaration or return required by the Ordinance, any employer who fails, neglects or refuses to register or to pay the tax deducted from his employees, or fails, neglects or refuses to deduct or withhold the tax from his employees, any person who refuses to permit the officer of any agent designated by him to examine his books, records, and papers, and any person who knowingly 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 earned income in order to avoid the payment of the whole or any part of the tax imposed by the Ordinance, shall, upon conviction thereof before any justice of the peace, alderman or magistrate, or court of competent jurisdiction in Allegheny County, be sentenced to pay a fine of not more than five hundred dollars (\$500) for each offense, and costs, and, in default of payment of said fine and costs to be imprisoned for a period not exceeding thirty days.

(b) Any person who divulges any information which is confidential under the provisions of the Ordinance, shall, upon conviction thereof before any justice of the peace, alderman or magistrate, or court of competent jurisdiction, be sentenced to pay a fine of not more than five hundred dollars (\$500) for each offense, and costs, and in default of payment of said fines and costs to be imprisoned for a period not exceeding thirty days.

(c) The penalties imposed under this Section shall be in addition to any other penalty imposed by any other section of the Ordinance.

(d) The failure of any person to receive or procure forms required for making the declaration or returns required by the Ordinance shall not excuse him from making such declaration or return.

SECTION X. Distraint

The officer shall have power, in case of the neglect or refusal of any person, co-partnership, association, or corporation, to make payment of the amount of any tax due by him, after two months from the date of the tax notice, to levy the amount of such tax, any penalty due thereon and costs,

not exceeding costs and charges allowed constables for similar services by distress and sale of the goods and chattels of such delinquent, wherever situate or found, upon giving at least ten days public notice of such sale, by posting ten written or printed notices, and by one advertisement in a newspaper of general circulation published in the county.

No failure to demand or collect any taxes by distress and sale of goods and chattels shall invalidate any return made, or lien filed for non-payment of taxes, or any tax sale for the collection of taxes.

SECTION XI. Collection of Delinquent Taxes from Employers

The officer shall demand, receive and collect from all corporations, political subdivisions, associations, companies, firms or individuals, employing persons owing delinquent earned income taxes, or whose wife owes delinquent earned income taxes, or having in possession unpaid commissions or earnings belonging to any person or persons owing delinquent earned income taxes, or whose wife owes delinquent earned income taxes, upon the presentation of a written notice and demand under oath or affirmation, containing the name of the taxable or the husband thereof and the amount of tax due. Upon the presentation of such written notice and demand, it shall be the duty of any such corporation, political subdivision, association, company, firm or individual to deduct from the wages, commissions or earnings of such individual employees, then owing or that shall within sixty days thereafter become due, or from any unpaid commissions or earnings of any such taxable in its or his possession, or that shall within sixty days thereafter come into its or his possession, a sum sufficient to pay the respective amount of the delinquent earned income taxes and penalties, interest and costs, shown upon the written notice or demand, and to pay the same to the officer within sixty days after such notice shall have been given. Such corporation, political subdivision, association, firm or individual shall be entitled to deduct from the moneys collected from each employee the costs incurred from the extra bookkeeping necessary to record such transactions, not exceeding two percent of the amount of money so collected and paid over to the officer. Upon the failure of any such corporation, political subdivision, association, company, firm or individual to deduct the amount of such taxes or to pay the same over to the officer less the cost of bookkeeping involved in such transaction, as herein provided, within the time hereby required such corporation, political subdivision, association, company, firm or individual shall forfeit and pay the amount of such tax for each such taxable whose taxes are not withheld and paid over, or that are withheld and not paid over together with a penalty of ten percent added thereto, to be recovered by an action of assumpsit in a suit to be instituted by the officer or by the proper authorities of the taxing district, as debts of like amount are now by law recoverable, except that such person shall not have the benefit of any stay of execution or exemption law.

Upon presentation of a written notice and demand under oath or affirmation, to the State Treasurer or any other fiscal officer of the State, or its boards, authorities, agencies or commissions, it shall be the duty of the treasurer or officer to deduct from the wages then owing, or that shall within sixty days thereafter become due to any employee, a sum sufficient to pay the respective amount of the delinquent earned income taxes and penalty, interest and costs shown on the written notice. The same shall be paid to the officer within sixty days after such notice shall have been given.

SECTION XII. Collection by Assumpsit

The officer shall have power to collect unpaid taxes from the persons owing such taxes by suit in assumpsit or other appropriate remedy. Upon each such judgment, execution may be issued without any stay or benefit of any exemption law. The right of each such taxing district to collect unpaid taxes under this provision shall not be affected by the fact that such taxes have been entered as liens in the office of the prothonotary.

SECTION XIII. Enabling Act.

Any provisions of Section XIII of Act 511 of 1965 known as the "Local Tax Enabling Act", which are not hereinbefore specifically set forth are nevertheless hereby made a part of this Ordinance.

SECTION XIV. 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,

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illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the TOWNSHIP OF WILKINS that this Ordinance would have been adopted, had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

ENACTED this 2nd day of May, 1966.

TOWNSHIP-OF WILKINS

By Harry M. Fezzell
President
Board of Commissioners

ATTEST:

M. J. Martelli
Acting Secretary

ORDINANCE NO. 387

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING AND DIRECTING THE GRADING,
PAVING, CURBING, AND INSTALLATION OF STORM SEWERS
AND APPURTENANCES IN GEORGE STREET IN THE TOWNSHIP
OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE
COSTS THEREOF FROM THE OWNERS OF THE REAL ESTATE
FRONTING OR ABUTTING ON THE IMPROVEMENT BY AN
ASSESSMENT ON THE FOOT FRONT RULE.

The Township of Wilkins hereby ordains as follows:

SECTION I. The grading, paving curbing and installation of storm sewers and appurtenances is hereby authorized and directed to be done in George Street in the Township of Wilkins beginning at the southerly terminus of George Street where it intersects with Harrison Road; thence extending in a northeasterly direction a distance of approximately 1182 feet. The improvement shall be to a width of 24 feet.

SECTION II. The said improvements shall be made and the work done according to the plans and specifications prepared by the Township Engineer which are incorporated herein by reference thereto and are available for inspection in the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Township of Wilkins. If the Commonwealth of Pennsylvania contributes to the costs of the improvement then the work performed hereunder shall also be done in accordance with the Pennsylvania Department of Highways specifications or specifications approved by said department.

SECTION III. The work of construction and purchase of labor and material necessary for the above described street improvements shall be done and furnished by contract with the lowest responsible bidder after due advertisement according to law and the proper Township officers are hereby authorized and directed to enter into a contract for the same, on behalf of the Township with the successful bidder.

SECTION IV. Any trees, pipes or other materials or structures in the Township rights of way which interfere with the free and full construction of said work are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township engineer.

SECTION V. Upon completion and construction of the improvements as above set forth, the costs and expenses thereof shall be paid by the Township of Wilkins and the owners of the real estate abutting or fronting on the improvements in accordance with the First Class Township Code as amended. Three-Fourths (3/4's) of the said costs and expenses shall be paid by the Township and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury and one-fourth (1/4) of said costs

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and expenses shall be paid by the owners of real estate abutting or fronting on the improvement, by an equal assessment on the foot front rule.

SECTION VI. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

SECTION VII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement together with a penalty of five (5%) per cent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

ORDAINED and ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of May, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board
of Commissioners

ATTEST:

M. J. Martinielli
Secretary (Acting)

ORDINANCE NO. 388

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SPECIAL USE IN A PLANNED RESIDENTIAL DEVELOPMENT TO BE KNOWN AS THE CRESTMONT PLAN OF LOTS.

WHEREAS, the Wilkins Township Zoning Ordinance of 1962, Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with;

AND WHEREAS, C. D. Crawford Co. did under date of November, 1965, file an application for a special use in connection with a planned Residential development to be known as Crestmont Plan of Lots;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated May 24, 1966 with the Board of Commissioners;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303;

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects.

NOW, THEREFORE, the Township of Wilkins Ordains as follows:

SECTION I. A special Use as hereinafter specified is authorized in connection with the following numbered lots as shown on the Preliminary Plan, Crestmont Plan of Lots dated November, 1965 and prepared by J. Murry Thompson, Engineer:

Lot No.	Special Use Authorized Front Yard Depth Reduced To Depth as Indicated
1	25'
2	25'
3	25'
4	25'
5	25'
6	25'
7	25'
8	No Reduction
9	25'
10	25'
11	25'
12	25'
13	No Reduction
14	25'
15	25'
16	20'
17	20'
18	20'
19	20'
20	20'

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Lot No.	Special Use Authorized Front Yard Depth Reduced To Depth As Indicated
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21	25'
22	25'
23	No Reduction
24	No Reduction
25	No Reduction
26	25' Thoncrest 20' Calmont
27	25'
28	25'
29	25'
30	25'
31	25'
32	25'
33	25'
34	25'
35	20'
36	20'
37	20'
38	20'
39	25'
40	25'
41	25'
42	25'
43	25'
44	25'
45	25'
46	25'
47	25'
48	25'
49	No Reduction
50	No Reduction
51	25'

SECTION II. The special use is granted upon condition that C. D. Crawford Co. dedicate without cost, to the Township of Wilkins, for municipal use, a fifteen foot walkway extending from the end of Calmont Drive to Eastmont Park as set forth in said J. Murry Thompson Plan.

Section III. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Sub-division Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I of this Ordinance.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of June, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board
of Commissioners

ATTEST:

William A. Baldwin
Secretary

ORDINANCE NO. 389

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS IN RIDGEWOOD DRIVE AND OLD WILLIAM PENN HIGHWAY PUBLIC ROADS IN SAID TOWNSHIP AND IN EASEMENTS ACQUIRED OR TO BE ACQUIRED IN CERTAIN PRIVATE PROPERTY; DESIGNATING SAME AS THE RIDGEWOOD MANOR LOUGEAY ROAD SANITARY SEWER DISTRICT AND PROVIDING FOR THE ASSESSMENT OF DAMAGES AND OF THE COSTS OF CONSTRUCTION UPON THE PROPERTIES ACCOMMODATED AND BENEFITED AS ASCERTAINED BY A DULY APPOINTED BOARD OF VIEWERS TO EXTENT AND IN THE MANNER PROVIDED BY LAW.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in the Township of Wilkins in the following location:

In part of Ridgewood Drive and in part of Old William Penn Highway public roads in the Township of Wilkins and in easements acquired or to be acquired in properties situate in the Township of Wilkins on Ridgewood Drive, Old Northern Pike and Gilchrest Drive and belonging to the following property owners:

TSUNG C. TSU and WAN PEI TSU, HOWARD ROBERT JAMISON, FRANK B. OLANDER and BERTHA OLANDER, WILLIAM E. ABBOTT and LILLIAN R. ABBOTT, E. NIEL THOMPSON and RUTH W. THOMPSON, WILLIAM A. GLASS and NORA E. GLASS, CARL H. NIEBAUER and RUTH C. NIEBAUER, SAMUEL S. WATTERS, JR. and FAYE C. WATTERS, N. F. VOGEL and LOUISE M. VOGEL, BENJAMIN GORETZ and EVA G. GORETZ, ROBERT O. FERGUSON and BETTY B. FERGUSON, ROBERT H. FENNELL, JR. and MAXINE FENNELL, GEORGE A. WEBB and PATRICIA K. WEBB, HAMPSON J. SKINKER and JUDITY B. SKINKER, JOSEPH S. GOTTLIEB and RUTH K. GOTTLIEB, EDWARD J. GAGLIARDI and ANNE J. GAGLIARDI, GERALD J. ARDISSON and NORMA M. ARDISSON, ROBERT C. KELLEY and MARGARET C. KELLEY, JAMES W. SMUDSKI and MARJORIE A. SMUDSKI, GEORGE FRANK NEWELL and ANNIE NEWELL, BRIDIE JOHNSON, JOSEPH A. MILLER and PATRICIA R. MILLER, LOUISE JOHNSTON GILCHREST, LEROY ROBERT BRADY and ROSABEL EISELE BRADY, ROBERT W. KLINE and MARGARET W. SIMPSON, ERVIN D. VOYLES and THELMA Z. VOYLES.

SECTION II. The said sanitary sewer shall be more particularly located in said roads and through the aforesaid private properties in accordance with the plans and specifications prepared by the Township Engineer, which plans and specifications are incorporated herein by reference thereto and are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

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SECTION III. The aforesaid sanitary sewer area shall be designated as the Ridgewood Manor-Lougeay Road Sanitary Sewer District.

SECTION IV. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code under contracts heretofore or hereafter let after due advertisement to the lowest responsible bidder according to law and the proper Township officials are authorized to contract for said improvement with the successful bidder.

SECTION V. The costs and expenses of the sanitary sewers constructed in the Ridgewood Manor-Lougeay Road Sanitary Sewer District and the damages, if any, shall be assessed upon the properties accommodated and benefited by an assessment ascertained by a duly appointed Board of Viewers, to the extent and in the manner provided by law.

SECTION VI. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of September, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board
of Commissioners

ATTEST:

Arthur A. Biedwin
Secretary

ORDINANCE NO. 390

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN FOR TOWNSHIP SANITARY SEWER PURPOSES OF THE NECESSARY EASEMENTS ACROSS, THROUGH, AND UNDER CERTAIN PRIVATE PROPERTIES IN SAID TOWNSHIP AND SETTING FORTH THE NAMES OF THE OWNERS THEREOF.

WHEREAS, the Township of Wilkins, by Ordinance No. 389 has authorized and directed the construction of a sanitary sewer project known as RIDGEWOOD MANOR, LOUGEAY ROAD SANITARY SEWER DISTRICT;

AND WHEREAS, the acquisition of easements through private property is necessary for the laying, maintaining, repairing, and replacing of part of said sanitary sewer;

NOW THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION I. The Township of Wilkins hereby appropriates and takes the easements, each fifteen (15) feet in width, situate on the property hereinafter described, 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 aforesaid easements in the Township of Wilkins, Allegheny County, Pennsylvania, are located generally in the properties registered in the names of and owned by the following persons:

1. Benjamin Goretz and Eva G. Goretz, his wife; an easement approximately 97 feet in length through Lot I in Ridgewood Manor Plan of Lots No. 1, as recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania, in Plan Book Volume 54, pp. 173-176.
2. Louise Johnston Gilchrest; an easement extending from the easterly side of Old Northern Pike, as vacated, through property designated as Block 452 F, Lot 46 in Allegheny County Deed Registry Plans, by line parallel with the Northerly line of lots 42 and 43 in said Plan, a distance of approximately 135 feet.

SECTION III. A plan showing the exact location of the easements aforesaid is adopted as a part of this Ordinance and is on file in the Office of the Township Secretary at the Municipal Building, 110 Peffer Road, Township of Wilkins, where same may be examined by any interested person.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of October, 1966.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of Board of Commissioners

ATTEST:

William B. Baldwin
Secretary

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[The following text is extremely faint and largely illegible. It appears to be a multi-paragraph document, possibly a letter or report, with several lines of text scattered across the page. Some words are barely discernible, but the overall structure is that of a continuous block of text.]



ORDINANCE NO. 391

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER TOWNSHIP OFFICERS, ON BEHALF OF THE TOWNSHIP, TO ENTER INTO AN AGREEMENT WITH SHOWS, INC., PROVIDING FOR THE GRANT OF CERTAIN RIGHTS AND PRIVILEGES WITHIN THE TOWNSHIP OF WILKINS IN CONNECTION WITH THE DISTRIBUTION OF AUDIO AND TELEVISION IMPULSES; IMPOSING REGULATIONS, TERMS AND CONDITIONS THEREON; REGULATING THE CHARGES THEREFORE; PROVIDING FOR PAYMENTS TO THE TOWNSHIP FROM GROSS ANNUAL REVENUES THEREOF; AND PROVIDING FOR INDEMNIFICATION OF THE TOWNSHIP FOR LOSS FROM SUITS AND DAMAGES.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The proper Township Officers are authorized and directed, on behalf of the Township, to enter into an agreement with SHOWS, INC. in substantially the following form:

A G R E E M E N T

AGREEMENT made and entered into by and between the TOWNSHIP OF WILKINS, hereinafter called the "Township", and Shows, Inc., a corporation, hereinafter called the "Company".

W I T N E S S E T H

WHEREAS, COMPANY proposed to construct, maintain and operate a system of television transmission and distribution facilities and additions there- to in, under, over, along, across, and upon the streets, lanes, avenues, sidewalks, alleys, bridges, and other public places in the TOWNSHIP and subsequent additions thereto, for the purposes of transmission and dis- tribution of audio and television impulses and television energy in accordance with the laws and regulations of the United States of America and the State of Pennsylvania, and the ordinances and regulations of the TOWNSHIP; and,

WHEREAS, the parties agree that such a system, commonly known as a Community Antenna Television System, and for the sake of brevity herein sometimes referred to as CATV, would be of material benefit to the citizens of said TOWNSHIP.

A G R E E M E N T

NOW, THEREFORE, in consideration of the premises and the mutual terms, covenants, and conditions hereinafter contained, it is expressly stipulated and mutually agreed by and between the parties hereto as follows:

1. COMPANY is hereby granted for a period of ten (10) years the exclusive right, privilege, and authority to lease, rent, or in other manner obtain the use of towers, poles, lines, cables, and other equipment and facilities from any and all holders of public licenses and franchises within the corporate limits of the TOWNSHIP including the said Township Company, and to use such towers, poles, lines, and cables, and other sidewalk subject to all existing and future ordinances and regulations of the TOWNSHIP.

The poles used for COMPANY'S distribution system shall be those owned and maintained by existing utility companies, when and where practical, and the State of Pennsylvania, and the ordinances and regulations of the TOWNSHIP; and,

WHEREAS, the parties agree that such a system, commonly known as a Community Antenna Television System, and for the sake of brevity herein sometimes referred to as CATV, would be of material benefit to the citizens of said TOWNSHIP.

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2. COMPANY shall have the right to erect and maintain its own poles, as may be necessary for the proper construction and maintenance of the television distribution system, with the approval of locating poles by the TOWNSHIP engineer.

COMPANY'S transmission and distribution system poles, wires, and appurtenances shall be located, erected, and maintained so as not to endanger or interfere with the lives of persons, or to interfere with new improvements TOWNSHIP may deem proper to make, or to unnecessarily hinder or obstruct the free use of the streets, alleys, bridges, or other public property; removal of poles to avoid such interference will be at COMPANY'S expense.

Construction and maintenance of the transmission distribution system shall be in accordance with the provisions of the National Electrical Safety Code, prepared by the National Bureau of Standards, the National Electrical Code of the National Board of Fire Underwriters, and such applicable ordinances and regulations of TOWNSHIP affecting electrical installations, which may be presently in effect, or changed by future ordinances.

All installations of equipment shall be of permanent nature, durable, and installed in accordance with good engineering practice, and of sufficient height to comply with all existing regulations and ordinances of TOWNSHIP and State laws so as not to interfere in any manner with the right of the public or individual property owners, and shall not interfere with the travel and use of public places by the public and during the construction, repair, or removal thereof, shall not obstruct or impede traffic. Installations of buildings and structures must comply with the TOWNSHIP Zoning Ordinance.

3. In the maintenance and operation of its television transmission and distribution system in the streets, alleys, and other public places, and in the course of any new construction or addition to its facilities, COMPANY shall proceed so as to cause the least possible inconvenience to the general public; any opening or obstruction in the streets or other public places made by COMPANY in the course of its operations shall be guarded and protected at all times by the placement of adequate barriers, fences, or boardings, the bounds of which, during periods of dusk and darkness, shall be clearly designated by warning lights. In the event COMPANY'S distribution system should conflict with any existing easement, COMPANY shall modify and move its distribution system at its own expense to avoid such conflict.

4. That it is the stated intention of TOWNSHIP that all other holders of public licenses and franchises within the corporate limits of TOWNSHIP shall cooperate with COMPANY to allow COMPANY'S joint usage of their poles and pole line facilities wherever possible or wherever such usage does not interfere with the normal operation of said poles and pole lines so that a number of new or additional poles constructed by COMPANY within TOWNSHIP may be minimized. Such co-operation shall include the rights of joint usage at reasonable rates and on reasonable terms.

5. COMPANY shall grant to TOWNSHIP, free of expense, joint use of any and all poles owned by it for any proper municipal purpose insofar as such may be done without interfering with the free use and enjoyment of COMPANY'S own wires and fixtures, and TOWNSHIP shall hold COMPANY harmless therefor.

and all actions, causes of action, or damage caused by the placing of TOWNSHIP'S wires or appurtenances upon the poles of COMPANY. Proper regard shall be given to all existing safety rules governing construction and maintenance in effect at the time of constructions.

6. COMPANY shall indemnify, protect, and hold harmless TOWNSHIP from and against losses and physical damages to property, and bodily injury or death to persons, including payments made under any Workmen's Compensation Law, which may arise out of or be caused by the erection, maintenance, presence, use, or removal of said attachments on poles within TOWNSHIP, or by any act of COMPANY, ITS AGENTS, OR EMPLOYEES, COMPANY shall carry insurance, to protect the parties hereto from and against all claims, demands, actions, judgments, costs, expenses, and liabilities, which may arise or result, directly or indirectly, from or by reason of such loss, injury or damage. The amounts of such insurance against liability due to physical damages to property shall not be less than FIFTY THOUSAND and no/100 (\$50,000.00) DOLLARS as to any one accident, and not less than TWO HUNDRED THOUSAND and no/100 (\$200,000.00) DOLLARS aggregate in any single policy year; and against liability due to bodily injury or to death of persons not less than ONE HUNDRED THOUSAND and no/100 (\$100,000.00) DOLLARS as to any person and not less than THREE HUNDRED THOUSAND and no/100 (\$300,000.00) DOLLARS as to any one accident. COMPANY shall also carry such insurance as it deems necessary and maintenance in effect at the time of constructions.

COMPANY shall indemnify, protect, and hold harmless TOWNSHIP from and against losses and physical damages to property, and bodily injury or death to persons, including payments made under any Workmen's Compensation Law, which may arise out of or be caused by the erection, maintenance, presence, use, or removal of said attachments on poles; any cancellation becoming effective.

7. Nothing herein contained shall in any way be construed to change, alter, or limit the height of any private television antenna or tower now or hereafter erected appurtenant to residential television reception equipment, and all operations and installations of the COMPANY pursuant hereto shall be conducted and effected in such manner and form as not to interfere with normal television reception. Neither shall anything herein contained be construed to preclude any person from utilizing his own equipment for television reception. The COMPANY agrees that neither it nor its employees or agents shall sell, lease or service television sets or antennas. Any service to be performed by the COMPANY shall be restricted to the COMPANY'S equipment. COMPANY further agrees to refrain from stocking, selling, or merchandising, or otherwise handling or dispensing of component parts of television receivers, or other equipment or supplies appurtenant thereto.

8. The COMPANY shall establish and at all times maintain reasonable standards of service and performance to its customers as are consistent with generally accepted practices and standards in the trade of community antenna television systems. The COMPANY expressly agrees as follows:

(a) The COMPANY shall provide at least seven (7) channels of television reception. It is also anticipated that a closed reception equipment, and all operations and installations of the COMPANY pursuant hereto shall be conducted and effected in such manner and form as not to interfere with normal television reception.

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circuit channel will be made available for closed circuit music, news, and weather, subject to subscriber demand.

(b) On request, the COMPANY will furnish without charge the installation and service to any public school buildings, including parochial school buildings, or to any other public building owned by the TOWNSHIP OF WILKINS which buildings may be located within the corporate limits of the TOWNSHIP OF WILKINS, including Volunteer Fire Company Stations, owned by the Fire Companies.

(c) The COMPANY shall maintain all parts of its cable and distribution system at no charge to the subscribers or customers other than the installation and regular monthly service charge.

(d) The following schedule of rates and charges shall be the initial maximum rates and charges made by the COMPANY to its customers or subscribers under this contract:

<u>SERVICE</u>	<u>MAXIMUM</u>
<u>Single Connections</u>	
Connection Charge	\$ 15.00
Monthly Service	5.00
<u>ADDITIONAL CONNECTIONS</u>	
Connection Charge	5.00
Monthly Service	1.00
Connection on relocation within 200 feet of existing CATV service line	3.50

Disconnect

Immediately on request of customer.

Delinquency in Payment

Disconnect at option of COMPANY.

Commercial Customers

Charges shall be negotiated between commercial customers and the COMPANY and will be non-discriminatory as between classes of commercial customers.

The aforesaid charges are exclusive of any sale, use, excise or similar tax imposed by any jurisdiction.

(e) If rates and charges are reduced, changed, altered or increased by the COMPANY, a written schedule of the new rates and charges shall be filed with the TOWNSHIP sixty (60) days prior to any such change, which shall be effective only upon consent of the TOWNSHIP, which consent shall not be unreasonably withheld.

(f) The COMPANY shall commence service pursuant hereto within twelve (12) months after the execution of this contract by the TOWNSHIP pursuant to approval of an Ordinance authorizing same unless commencement of service is delayed by rule or order of any State or Federal Agency asserting jurisdiction to regulation of the operation described.

The TOWNSHIP may at its option extend the time for commencement of service.

After service has been commenced within the TOWNSHIP the COMPANY shall provide service to all persons requesting same (provided the site to be served is located within the area as defined in the formulae set forth in paragraph Twelve (12) hereof within sixty (60) days of a written request for service made to the Company.

(g) The COMPANY shall pay to the TOWNSHIP OF WILKINS annually on or before ninety (90) days after the expiration of its fiscal year throughout the term hereof, the following sums as computed from the Gross Annual Revenues, including installation charges, received by the COMPANY from subscribers located within the TOWNSHIP:

- (A) for the first \$100,000 Annual Gross revenues - five (5%) per cent,
- (B) for the next \$100,000 Annual Gross revenues - four (4%) per cent,
- (C) for the next \$100,000 Annual Gross revenues - three (3%) per cent,

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(D) for all Annual Gross revenues in excess of \$300,000 two (2%) per cent. After service has been commenced within the TOWNSHIP the COMPANY shall provide service to all persons requesting same (provided the site to be served is located within the area as defined in the formulae set forth in paragraph Twelve (12) hereof within sixty (60) days of a written request for service made to the Company.

Annual Gross Revenues is defined to mean: All sums received by the COMPANY for connection and monthly Service Charges. Such annual payment to be supported and accompanied by the unqualified certification of the amount of said Gross Receipts given over the signature and seal of a certified public accountant annually on or before ninety (90) days after the expiration of its fiscal year throughout the term hereof, the following sums (h) The COMPANY shall, at its own expense, at all times, maintain and furnish telephone answering service and system maintenance service to subscribers daily from 18:00 A.M. until midnight.

(i) The service may hereafter be supplemented or altered by adding thereto additional stations or substituting other stations by the COMPANY if the COMPANY deems such substitution to be in the best interest of the subscribers. In the event of any such substitution the COMPANY shall give thirty (30) days prior notice thereof to the TOWNSHIP OF WILKINS.

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9. Within thirty (30) days after the date of execution of this Agreement by the TOWNSHIP OF WILKINS, which execution shall follow the approval of the Ordinance authorizing the granting of said franchise by the Board of Commissioners, the COMPANY agrees to deliver to the Secretary of the TOWNSHIP OF WILKINS, a bond in the sum of TEN THOUSAND and no/100 (\$10,000.00) DOLLARS with said bond conditioned upon commencement of service by the COMPANY within twelve (12) months after the date of execution of this Agreement, or within the period of time as herein set by the TOWNSHIP for commencement of such service as hereinbefore provided. The condition of said bond shall be that in the event said COMPANY commences service within twelve (12) months as aforesaid, then and in that event said bond shall be void.

(i) The service may hereafter be supplemented or altered by adding thereto additional stations or substituting other stations

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Delay caused by rule or order of a Federal or State Agency shall not work a bond forfeiture.

10. It is expressly agreed the provisions hereof are severable and that in the event of the adjudicated invalidity of any provision, such shall have no effect on the validity of any other provision.

11. The failure on the part of the COMPANY to perform any covenant herein contained on or before sixty (60) days after service upon it by registered mail of notice of default shall entitle TOWNSHIP, at its option, via written Resolution to declare this instrument null and void, whereupon it shall be the duty of COMPANY, at its sole expense to remove its property from the streets and other public ways of the TOWNSHIP OF WILKINS, but on failure promptly to perform said duty the TOWNSHIP OF WILKINS reserves the right to effect such removal whereupon the TOWNSHIP shall acquire a specific lien against all property of the COMPANY equal to its cost and expenses thus incurred.

12. The COMPANY agrees to install signal distribution facilities and provide service, subject to satisfactory pole clearance and pole rental arrangements to all persons requesting such service within the TOWNSHIP OF WILKINS provided that the site for which service is requested is located so as to meet either of the following formulae:

- (a) There are located on streets leading to the site to be served one hundred (100) homes within one linear mile of said site, the measurement to be taken along connecting streets in any direction.
- (b) There are one hundred (100) homes located within a one-quarter ($\frac{1}{4}$) mile radius of the site to be served, the measurement to be taken in any direction and all homes counted in computing the total.

The COMPANY agrees to file with the TOWNSHIP, a map showing the location of lines and facilities and to provide supplements showing extensions at least once a year if so requested by the TOWNSHIP.

In the event the COMPANY is unwilling or unable to provide service within sixty (60) days of a proper request to do so, the TOWNSHIP shall be free to contract with any other C.A.T.V. Company to provide service for such unaccommodated areas. However, the rights granted hereunder to the COMPANY shall remain exclusive during the life of this Agreement in all areas where the COMPANY is providing service according to the terms hereof.

13. The COMPANY shall abide by all present and future applicable rules, regulations and orders of the Federal Communications Commission and the Pennsylvania Public Utility Commission and where such rules, regulations and orders are in conflict with or inconsistent with the terms and provisions of this Agreement, the said F.C.C. and P.U.C. rules, regulations and orders shall prevail.

14. The authority herein granted is not and shall not be in derogation of any copyright or other private proprietary interest in any material in the program content of the television signals which shall be delivered by the COMPANY, and is hereby granted, without prejudice to any right of the owner, of any such copyright or other private

proprietary interest to forbid any use thereof without the license or other permit of such owner.

15. The COMPANY agrees that it will defend and indemnify and save harmless the TOWNSHIP from and against any claims or liability for damages by reason of or arising out of any failure by the COMPANY to secure consents from the owners or licensees of any programs where consents are required, and the COMPANY shall repay to the TOWNSHIP, any damages and expenses which the TOWNSHIP shall be compelled to pay by reason of such failure; and that it will file and maintain with the TOWNSHIP throughout the term of this Agreement, or any extensions thereof an indemnity agreement issued by a company authorized to do business in this State, acceptable to the TOWNSHIP, holding harmless the TOWNSHIP and the COMPANY with respect to its liability for such damages and costs of defense.

16. The COMPANY agrees to reimburse the TOWNSHIP in an amount not to exceed \$700.00 for legal expenses and advertising costs incurred with respect to this Agreement.

17. This Agreement shall bind and inure to the benefit of the respective successors, trustees, receivers, and permitted assigns of the parties, but shall not be assignable by the COMPANY except with the consent of the TOWNSHIP, which consent shall not be unreasonably withheld; provided, however, that nothing contained in this paragraph of this Agreement shall be construed to prevent the pledge or assignment of this Agreement for financing purposes.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers, this 7th day of November, 1966.

TOWNSHIP OF WILKINS

By Harry M. Fessell
President of the Board of Commissioners

ATTEST:

Secretary

William R. Baldwin
Secretary

a _____ Corporation

By _____
President

All Ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same hereby are repealed insofar as inconsistent herewith.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of November, 1966.

ATTEST:

TOWNSHIP OF WILKINS

William R. Baldwin
Secretary

By _____
President of the Board of Commissioners

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ORDINANCE NO. 392

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
IMPOSING A SPEED LIMIT ON THE GREENSBURG
PIKE.

WHEREAS the recently completed widening and improvement of the Greensburg Pike by Allegheny County has produced a potential high speed highway and

WHEREAS, the traffic and population density along the Greensburg Pike demand a limit on vehicle speed and

WHEREAS, the County of Allegheny has approved such a speed limit.

NOW, THEREFORE the Township of Wilkins ordains as follows:

SECTION 1. A maximum speed of 35 miles per hour is imposed on the Greensburg Pike in the Township of Wilkins from a point on the boundary line with Churchill Borough to a point on the boundary line with Turtle Creek Borough.

SECTION 2. The proper officers of the Township are hereby authorized to erect the proper speed limit signs as provided for in Section 1002 of the Pennsylvania Motor Vehicle Code.

SECTION 3. Any person violating the provisions of this ordinance shall upon summary conviction before a magistrate be sentenced to pay a fine of Ten Dollars (\$10.00) and costs of prosecution, and in default of payment thereof shall undergo imprisonment for not more than 5 days.

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.

ORDAINED AND ENACTED into an ordinance this 7th day of November, 1966.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 393

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
RE-ENACTING AND RE-ADOPTING ORDINANCE NO.
374, WHICH BY REFERENCE RE-ENACTED
ORDINANCE NO. 202, AUTHORIZING A TAX ON
THE TRANSFER OF REAL ESTATE 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. 374 re-enacting by reference Ordinance No.
202 authorizing a tax on the Transfer of Real Property in the Township of
Wilkins at a rate of 1/2 of 1 percent; is hereby re-encacted and re-adopted for
the fiscal year commencing with January 1, 1967 and ending December 31, 1967.

Said Ordinance is hereby re-encacted in full and is 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-encated Ordinance Number 202 as amended,
pursuant to the laws of the Commonwealth of Pennsylvania.

SECTION III. This ordinance is enacted under the authority of the
local tax enabling act.

ORDAINED AND ENACTED into law at a regular meeting of the Board of
Commissioners of the Township of Wilkins held this 5th day of December,
1966, a quorum being present.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President of
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 394

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING THE APPROPRIATION OF FUNDS
 IN EXCESS OF ESTIMATED RECEIPTS TO CERTAIN
 DEPLETED 1966 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1966 Budget Ordinance (No. 376) have been or are about to be depleted to the extent of the total sum of \$6,270.09 and;

WHEREAS, the actual receipts for the year 1966 are ascertained to be in excess of \$20,000.00 over and above the total amount of estimated receipts in addition to the \$1,409.04 un-appropriated.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P. L. 1955, as amended, the following additional appropriations be authorized:

	FUNCTION	APPROP.	AMOUNT
<u>ADMINISTRATION:</u>	Office Supplies	101d1	\$125.00
	Equipment	101e1	50.00
	Gen. Liability Ins.	101i3	600.00
	Wages of Custodian	103b	100.00
	Municipal Bldg. Equipment	103e	150.00
	Utilities	103L	100.00
<u>PUBLIC SAFETY:</u>	Other Material & Supplies	201d3	100.00
	Vehicle Maintenance & Repair	201e2	1700.00
	Vehicle Fuel	201e3	1050.00
	Casualty Insurance	201i3	200.00
	Fire Co. Contribution	202k	125.00
<u>HEALTH & SANITATION:</u>	Other Expenses	304y	400.00
<u>HIGHWAY:</u>	Engineering	401Aa	125.00
	Vehicle Maintenance	401Ae2	950.00
	Vehicle Fuel	401Ae3	25.00
	Minor Equipment	401Ae5	200.00
	Compensation Ins.	401Ai2	300.00
	Casualty Insurance	401Ai3	225.00
	Tar Surface Treatment	401M3	50.00
	Total Addition Appropriations		\$6,575.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 5th day of December, 1966, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

ATTEST:

By Harry M. Feazell
 Harry M. Feazell, President

Wilmer K. Baldwin
 Wilmer K. Baldwin, Secretary



ORDINANCE NO. 395

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AMENDING ORDINANCE NO. 355 ESTABLISHING
 AND REGULATING A POLICE PENSION FUND BY
 ADOPTING AND APPLYING THE TERMS OF
 PENNSYLVANIA ACT NO. 317 OF OCTOBER 21,
 1965.

The Township of Wilkins ordains as follows:

SECTION I. That Section V of Ordinance No. 355 as now reads:

The Township of Wilkins hereby prescribes a minimum period of total service not less than an aggregate of twenty (20) years in the Township of Wilkins and shall fix the age of the members of the force at sixty (60) after which they may retire from active duty, and age sixty-five (65) after which members must retire providing the member has completed said 20 years of service, and such members as are retired shall be subject to service, from time to time as a police reserve, in case of riot, tumult or preservation of the public peace until unfitted for such service, when they may be finally discharged by reason of age or disability.

be amended to read as follows and as authorized by Pennsylvania Act No. 317 of October 21, 1965:

"The Township of Wilkins hereby prescribes a minimum period of total service not less than an aggregate of twenty-five (25) years in the Township of Wilkins and shall fix the age of the members of the force at fifty-five (55) years after which they may retire from active duty, and age sixty (60) after which members must retire providing the member has completed said 25 years of service, and such members as are retired shall be subject to service from time to time as a police reserve, in case of riot, tumult, or preservation of the public peace until unfitted for such service, when they may be finally be discharged by reason of age or disability.

SECTION II. Section V as amended shall apply to all present members of the police force.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of February, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
 Harry M. Feazell, President
 Board of Commissioners

ATTEST:

Wilmer K. Baldwin
 Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 396

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NUMBER 388 BY AUTHORIZING SPECIAL USES IN CONNECTION WITH TWO LOTS INTEGRATED INTO THE PLANNED RESIDENTIAL DEVELOPMENT KNOWN AS THE CRESTMONT PLAN OF LOTS.

WHEREAS Ordinance No. 388 of the Township of Wilkins adopted on June 6, 1966, authorized certain special uses in connection with a planned residential development known as Crestmont Plan of Lots now recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania in Plan Book Volume 79, pages 184 to 187; and

WHEREAS, two lots abutting the Crestmont Plan have been integrated into the planned residential development prior to the construction of any streets or dwellings therein; and

WHEREAS, C. D. Crawford Co. did on November 30, 1966, file an application for a Special Use in connection with two lots integrated into the Planned Residential Development which application was examined by the Township Planning Commission which filed its written report dated December 21, 1966 with the Board of Commissioners; and

WHEREAS a duly advertised public hearing relative thereto was held by the respective Commissioners on January 25, 1967;

NOW THEREFORE the Township of Wilkins ordains as follows:

SECTION I. Section I of Ordinance No. 388 shall be and hereby is amended by adding thereto the following paragraphs designated (a) and (b):

(a) Special Uses as hereinafter specified are authorized in connection with a lot integrated into the Crestmont Planned Development situate in the Township of Wilkins, Allegheny County, Pennsylvania and more particularly described as follows:

Beginning at a point on the Southeasterly side of Laurel Drive, as laid out in the Suncrest Manor Plan of Lots No. 4, Revised, and recorded in the Allegheny County Recorders Office, Pittsburgh, Pennsylvania, in Plan Book Volume 63, Pages 114 and 115, at a point distant South 43° 36' 50" West, a distance of eighty and 00/100 feet (80.00') from the corner of lots #1 and #2 in said Plan; thence by a line through lot #1 in said Plan, South 54° 16' 10" East, for a distance of one hundred thirty one and 24/100 feet (131.24') to a point on the dividing line of said Suncrest Manor Plan No. 4, Revised, and the Crestmont Plan of Lots, as recorded in the Allegheny County Recorders Office, Pittsburgh, Pennsylvania, in Plan Book Volume 79, Pages 184 to 187; thence by the line of said Crestmont Plan of Lots, South 43° 36' 50" West, for a distance of twenty and 08/100 feet (20.08') to a point; thence by the

dividing line of said Crestmont Plan and property now or formerly of Florence Neaman, South $25^{\circ} 08' 30''$ West, for a distance of forty and $00/100$ feet ($40.00'$) to a point on the Northerly side of Thorncrest Drive; thence by said line of Thorncrest Drive, as laid out on the Crestmont Plan of Lots and recorded as aforesaid, North $72^{\circ} 31' 25''$ West, for a distance of ninety seven and $70/100$ feet ($97.70'$) to a point of intersection with the Easterly line of Hawthorne Drive in aforesaid Suncrest Manor Plan No. 4, Revised; thence by the line of said Hawthorne Drive by the property now or formerly of said Florence Neaman and continuing by lot #1 in aforesaid Suncrest Manor Plan of Lots No. 4, Revised, by a curve to the left, having a radius of one hundred sixty and $00/100$ feet ($160.00'$) for a distance of sixty one and $995/1000$ feet ($61.995'$) to a point; thence by the Southeasterly line of aforesaid Laurel Drive, by a curve to the right, having a radius of twenty five and $00/100$ feet ($25.00'$) for a distance of twenty four and $61/100$ feet ($24.61'$) to a point; thence by the same, North $43^{\circ} 36' 50''$ East, for a distance of eighteen and $90/100$ feet ($18.90'$) to the point at the place of beginning.

(1) The Special Uses authorized on the above described lot are:

Required Lot area reduced to 9240 square feet.

Yard required on that portion abutting Thorncrest Drive shall be reduced to 25 feet in depth.

No yard area will be required on that portion of the lot abutting Hawthorne Drive.

(b) A Special Use as hereinafter specified is authorized in connection with a lot integrated into the said Crestmont Planned Development and more particularly described as follows:

Beginning at a point on the Southeasterly side of Laurel Drive at the corner of lots #1 and #2 in the Suncrest Manor Plan of Lots No. 4, Revised, as recorded in the Allegheny County Records Office, Pittsburgh, Pennsylvania, in Plan Book Volume 63, Pages 114 and 115; thence by the dividing line of lots #1 and #2 in said Plan, South $46^{\circ} 23' 10''$ East, for a distance of one hundred thirty and $00/100$ feet ($130.00'$) to a point on the dividing line of said Suncrest Manor Plan of Lots No. 4, Revised, and the Crestmont Plan of lots, as recorded in the Allegheny County Records Office, Pittsburgh, Pennsylvania, in Plan Book Volume 79, Pages 184 to 187; thence by the line of said Plan, South $43^{\circ} 36' 50''$ West, for a distance of sixty two and $00/100$ feet ($62.00'$) to a point; thence by a line through lot #1 in said Suncrest Manor Plan No. 4, Revised, North $54^{\circ} 16' 10''$ West, for a distance of one hundred thirty one and $24/100$ feet ($131.24'$) to a point on the Southeasterly side of

aforesaid Laurel Drive in said Plan; thence by said line of Laurel Drive, North 43° 36' 50" East, for a distance of eighty and 00/100 feet (80.00') to the point at the place of beginning.

(1) The Special Use authorized on the above described lot is the reduction of the lot area required to 9230 square feet.

SECTION II. The above described lots shall conform in all other respects with Zoning Ordinance No. 303.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of February, 1967.

TOWNSHIP OF WILKINS

By Harry M. Fazzell
President, Board of Commissioners

ATTEST:

William R. Baedwin
Secretary

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The first part of the document discusses the general principles of the law of contract, which are based on the idea of voluntary exchange between parties. It is essential that the parties have the legal capacity to enter into a contract, and that the contract is entered into voluntarily, without duress or undue influence.

A contract is a legally binding agreement between two or more parties. It must be supported by consideration, which is something of value that is exchanged between the parties. The contract must also be intended to be legally enforceable.

The law of contract is concerned with the formation, performance, and breach of contracts. It provides a framework for resolving disputes that arise from contracts. The principles of contract law are applied to a wide range of transactions, from simple sales to complex commercial agreements.

In order for a contract to be enforceable, it must be supported by consideration. Consideration is the price paid for the promise. It can be anything of value, such as money, goods, or services. The consideration must be something that the promisee has not already received.

The contract must also be entered into voluntarily. If a contract is entered into under duress or undue influence, it is not enforceable. Duress is the threat of harm, and undue influence is the improper use of power or authority.

The law of contract is a complex and evolving area of law. It is essential for lawyers to stay up-to-date on the latest developments in contract law. The principles of contract law are applied to a wide range of transactions, and it is important to understand the specific rules that apply to each type of transaction.

OFFICIAL

TOWNSHIP OF WILKINS

ORDINANCE NO. 397

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION OF THE
TOWNSHIP MANAGER.

The Township of Wilkins Ordains as follows:

SECTION I. The annual compensation of the Township Manager is established at \$10,000.00 payable in installments as shall be determined by the Board of Commissioners. Said rate to be effective February 4th, 1967.

SECTION II. The Manager shall be eligible for the following benefits available to full time Township employees:

- a. Hospitalization insurance.
- b. Major Medical and Group Life Insurance.
- c. Municipal share of Pension Obligation under Municipal Employees Retirement System.

The Manager shall be paid an allowance of ten cents (\$0.10) per mile for the use of his automobile in Township Business. Said automobile to be used only when a Township vehicle is not available.

SECTION III. Any ordinance or part of an ordinance conflicting with this ordinance, and specifically Ordinance No. 378 be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of February, 1967.

TOWNSHIP OF WILKINS

BY Henry M. Feazell
President of the
Board of Commissioners

ATTEST:

William R. Baldwin
Secretary

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THE BOARD OF DIRECTORS
OF THE
AMERICAN
ASSOCIATION
OF
UNIVERSITY
TEACHERS

Resolved, That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

1. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

2. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

3. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

4. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

5. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

6. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

7. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

8. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

9. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

10. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

11. That the Board of Directors of the American Association of University Teachers do hereby recommend that the following resolutions be adopted by the membership of the Association at its annual meeting to be held in New York City, New York, on the 15th day of December, 1947:

OFFICIAL

TOWNSHIP OF WILKINS

ORDINANCE NO. 398

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA, FIXING THE RATE FOR THE YEAR 1967 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 1967, 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 1967 the following amounts are hereby appropriated from the revenues available for the current year and for the specific purposes set forth below which amounts are more fully itemized on Budget Form-Schedule 'B': GENERAL OPERATING FUNDS: THE CURRENT FISCAL YEAR.

Table with 2 columns: Description and Amount. Includes Estimated Receipts: Cash and Securities (\$48,874.21), Receipts from Realty Tax (182,975.00), From Taxes of Prior Years (3,500.00), Other Revenue Receipts (109,750.00), Miscellaneous Non-Revenue Receipts (36,000.00), and TOTAL ESTIMATED RECEIPTS AND CASH (\$381,099.21).

Appropriations: within the said Township subject to taxation for Towns...

Table with 2 columns: Description and Amount. Includes General Township Government (\$59,880.00), Protection to Persons & Property (125,350.00), Health and Sanitation (7,000.00), Highways (Includes St. Lights) (109,000.00), Miscellaneous (4,198.19), Debt Service (47,350.00), Capital Outlay (27,000.00), and TOTAL APPROPRIATIONS (\$379,778.19).

UNAPPROPRIATED BALANCE \$ 1,321.02

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.

Table with 2 columns: Description and Amount. Includes Estimated Receipts: Cash and Securities (\$48,874.21), Receipts from Realty Tax (182,975.00), From Taxes of Prior Years (3,500.00), Other Revenue Receipts (109,750.00), Miscellaneous Non-Revenue Receipts (36,000.00), and TOTAL ESTIMATED RECEIPTS AND CASH (\$381,099.21).

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ADOPTED this 6th day of March, A.D., 1967, at a regular meeting
of the Board of Commissioners, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

CERTIFICATION

I, Wilmer K. Baldwin, 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. 396, enacted by the Commissioners of the
Township of Wilkins on the 6th day of March, 1967.

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 399

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
CREATING A RECREATION BOARD FOR THE
TOWNSHIP OF WILKINS.

WHEREAS, the Recreation Enabling Legislation, enacted by the General Assembly of the Commonwealth of Pennsylvania, provides that

- a. Every civil subdivision of the Commonwealth shall have a general plan of its parks and playgrounds;
- b. Every civil subdivision may acquire lands, property, and buildings for the purpose of establishing and maintaining public parks, parkways, playgrounds, playfields, gymnasiums, public baths, swimming pools, or indoor recreation centers;
- c. Every civil subdivision may provide for supervising, equipping, and maintaining public recreation areas and facilities through any existing body or through a recreation board;
- d. All civil subdivisions may levy and collect such special taxes (not to exceed 2 mills) as they deem necessary to finance the operation and maintenance of their recreation system and they may make direct appropriations for same;
- e. Any city, borough, township, county, or school district may perform the above public service jointly with any combination of civil subdivisions; and

WHEREAS, it is the considered judgment of the Board of Commissioners that adequate public recreation programs and facilities of the Township of Wilkins can best be advanced by placing the recreation system under the supervision and direction of a legally constituted recreation board authorized by the Recreation Enabling Legislation of Pennsylvania; and WHEREAS, the Recreation Enabling Legislation, enacted by the Assembly of the Commonwealth of Pennsylvania, provides that

ORDAINED, by the Township of Wilkins,

a. Every civil subdivision of the Commonwealth shall have a

SECTION 1. That there is hereby created a recreation board known as the "Recreation Board of the Township of Wilkins," property, and

SECTION 2. That the Board shall be composed of seven members, to be appointed by the Township Commissioners, with the power to provide, conduct, and maintain public recreation areas, facilities, and centers and maintaining public recreation areas and facilities through any existing body or through a recreation board; subject to all of the responsibilities of the Recreation Enabling Legislation. The Board members shall serve for terms of five years, and until their successors are appointed, except that the members first appointed shall be so appointed that the term of one member shall expire annually thereafter. Vacancies shall be filled in the same manner as original appointments and for the unexpired term. Members shall serve without pay. Members of the Board shall be residents of the Township.

SECTION 3. That the Recreation Board shall appoint from its membership a chairman and such other officers as it may deem necessary for the orderly procedure of its business; and may adopt by-laws, rules, and regulations covering its procedure not inconsistent with the provisions of the State laws. The recreation board shall, from time to time, make rules governing the operation and conduct of the recreational facilities operated by the Board. The Board shall hold regular meetings at such times and places as it may designate.

SECTION 4. That the Recreation Board shall maintain, operate, and supervise the public parks, playfields, and all outdoor and indoor recreation areas and facilities owned or controlled by the Township of Wilkins, and maintaining public recreation areas and facilities through any existing body or through a recreation board; subject to all of the responsibilities of the Recreation Enabling Legislation. The Board members shall serve for terms of five years, and until their successors are appointed, except that the members first appointed shall be so appointed that the term of one member shall expire annually thereafter.

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SECTION 5. That the Recreation Board may accept any grant, gift, bequest, or donation of services, equipment, real estate, or money from any individual or group, to be used as specified by the donor, or by the terms of acceptance. The Recreation Board shall have no authority to enter into any contract or incur any obligation binding upon the Board of Commissioners other than current obligations or contracts to be fully executed within the then current fiscal year, and all within the budget appropriations made by the governing body of the Township of Wilkins.

SECTION 6. That the Recreation Board shall have the power to appoint an executive director or superintendent of recreation, who possess the necessary qualifications and who has demonstrated by actual work his ability to organize and direct a community recreation system, and supervise the activities of such other personnel as may be deemed necessary in carrying out the program.

SECTION 7. That fund appropriated by the governing body of the Township of Wilkins, and budgeted to the Recreation Board, shall be disbursed by the fiscal disbursing officer of the Township of Wilkins, upon vouchers issued by the Recreation Board and within the budget appropriations made. Funds received by the Recreation Board from sources other than budget appropriations shall be deposited by the Township of Wilkins, to the credit and for the use of the said Board and disbursed as the above budget funds are disbursed, except that funds received by gift, bequest, or otherwise shall be disbursed in accordance with the terms of such gift, bequest, or the terms of the acceptance thereof.

SECTION 8. That the Recreation Board shall make full and complete reports to the governing body at such times as may be designated or requested by the governing body. The fiscal year of said Recreation Board shall conform to that of the Township of Wilkins.

SECTION 9. That such powers as are now or may hereafter be provided by statute of the Commonwealth of Pennsylvania, or by ordinances of the Township of Wilkins relating to the development and operation of recreation systems, public parks, and playgrounds are hereby vested in the recreation board, to be exercised by it subject to any and all restrictions contained in such powers and ordinances.

SECTION 10. That all resolutions and ordinances of the Township of Wilkins in conflict herewith are hereby repealed.

SECTION 11. That this ordinance shall be in full force and effect 10 days after due advertisement.

ADOPTED this 6th day of March, 1967, by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

William A. Balderson
Secretary

ORDINANCE NO. 400

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS IN SUNSET DRIVE, A PUBLIC ROAD IN SAID TOWNSHIP AND IN EASEMENTS ACQUIRED OR TO BE ACQUIRED IN CERTAIN PRIVATE PROPERTY; DESIGNATING SAME AS THE SUNSET-LOUGEAY ROAD SANITARY SEWER DISTRICT; AUTHORIZING EXECUTION OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER AND PROVIDING FOR THE ASSESSMENT OF COSTS, DAMAGES, AND BENEFITS UPON THE PROPERTIES ACCOMMODATED AND BENEFITED AS ASCERTAINED BY A DULY APPOINTED BOARD OF VIEWERS TO THE EXTENT AND IN THE MANNER PROVIDED BY LAW.

The Township of Wilkins ordains as follows:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in the Township of Wilkins on the easterly side of Sunset Drive beginning at Lot No. 23 in the Suncrest Manor Plan as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 49, pp 174-175 and extending in a northerly direction along the easterly side of Sunset Drive to a point abutting Lot No. 33 in the Fogal G. Bishoff Plan of record in said recorder's office in Plan Book Volume 35, page 94, a distance of approximately 1800 feet.

And in easements acquired or to be acquired in private properties situate on the westerly side of Sunset Drive in the Suncrest Manor Plan recorded in Plan Book Volume 49, pp 174-175; the Suncrest Manor Plan No. 6 recorded in Plan Book Volume 67, page 40 and in the Fogal G. Bishoff Plan recorded in Plan Book Volume 35, page 94, which properties are now or formerly owned by the following persons:

Vincent P. Miller and Yvette E. Miller, James E. Danchulis and Helen L. Danchulis, Bulent I. Kirimli and Nancy Ann Kirimli, Frank A. Cerra and Bernice E. Cerra, Charles C. Learzaf and Esther M. Learzaf----John S. Singleton, Schuyler Kase and Sophia Kase, Charles Hall and William Behrend, E. R. Miller and Theresa Miller, Manfred Boehnke and Sandra Boehnke, Hugh Franklin and Maira Franklin, Patsy D. Tiani, Frank A. Cerra Builders, Inc. Donald E. Hessong and Ruth Elaine Hessong, Winifred Kistler, Sih Hsuin Tsiang and Margaret Mae Tsiang, Enoch Hill Turnock and Ann M. Turnock, Howard R. Nopp and Eleanore M. Nopp, Frederick E. Roberts and Mary Clare S. Roberts, Leo M. Schonbachler and Rose M. Schonbachler, John W. Farley and Jean S. Farley, Gedney M. Brown and Carol M. Brown.

SECTION II. The said sanitary sewer shall be more particularly located in said roads and through the aforesaid private properties in accordance with the plans and specifications prepared by the Township Engineer, which plans and specifications are incorporated herein by reference thereto and are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. The aforesaid sanitary sewer area shall be designated as the Sunset-Lougeay Road Sanitary Sewer District.

SECTION IV. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code under contracts heretofore or hereafter let after due advertisement to the lowest responsible bidder according to law and the proper township officials are authorized to contract for said improvement with the successful bidder.

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SECTION V. The costs and expenses of the Sanitary sewers constructed in the Sunset-Lougeay Road Sanitary Sewer District and the damages, if any, shall be assessed upon the properties accommodated and benefitted by an assessment ascertained by a duly appointed Board of Viewers, to the extent and in the manner provided by law.

SECTION VI. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of May, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

Walter H. Baldwin
Secretary

ORDINANCE NO. 401

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AUTHORIZING AND DIRECTING THE EXECUTION
 OF AN AGREEMENT BETWEEN THE TOWNSHIP OF
 WILKINS AND AMORE CONSTRUCTION CO., INC.
 PROVIDING FOR THE ACQUISITION OF TRUNK LINE
 SANITARY SEWER THROUGH BAKER AVENUE, BARNES
 AVENUE, AND LANDS OF FELIX VERTULLO, LAW-
 RENCE AIELLO AND AMORE CONSTRUCTION CO., INC.

WHEREAS, Amore Construction Co., Inc. is the developer of Penhurst and Penhurst Plan No. II as recorded in the Office of the Recorder of Deeds of Allegheny County in Plan Book Volume 77, page 91 and 92 and Plan Book Volume 79 pp. 78, 79 and 80 respectively;

AND WHEREAS, the said developer had submitted to the Township of Wilkins preliminary plans for construction of a sanitary sewer designed to serve Penhurst and Penhurst No. II and a proposed Penhurst Plan No. 3 which preliminary plans were acceptable to the Township of Wilkins:

AND WHEREAS, by changing and extending the proposed route of the said sanitary sewer, the Township of Wilkins is enabled to provide sanitary sewer service to unsewered properties in the Barnes and Baker Avenue areas;

AND WHEREAS, Amore Construction Co., Inc. at the request of the Township of Wilkins revised its construction plans so as to install and construct a sanitary sewer along a route designed by the Township Engineer so as to accommodate properties in the Baker and Barnes Avenue area thereby incurring additional costs as hereinafter set forth;

NOW THEREFORE, the Township of Wilkins Ordains as follows:

SECTION I. The proper Township officers are authorized and directed to execute and deliver an agreement with Amore Construction Co., Inc. in substantially the following form:

AGREEMENT

Made this ____ day of _____, 1967 between the Township of Wilkins, hereinafter called "Township"

-and-

Amore Construction Co. Inc., hereinafter called "Amore".

THIS AGREEMENT WITNESSETH, That in consideration of the mutual covenants herein contained and intending to be legally bound hereby, the Township and Amore agree as follows:

FIRST:- The Township agrees to acquire by purchase from Amore all the sanitary sewer lines, manholes and appurtenant facilities constructed and installed by Amore in the Township of Wilkins between Heritage Drive (a proposed street in land to be developed by Amore) and Rodi Road, all as more particularly shown on a survey prepared by Bankson Engineers, Inc. dated

November 28, 1966 and numbered 565-15, which survey is made a part hereof by reference thereto.

SECOND:- The consideration to be paid to Amore by the Township shall be the difference between the estimated cost of the sanitary sewer system as originally planned by Amore and the actual cost of the sanitary sewer system as extended, all as calculated and verified by the Township Engineer, namely \$4,684.15.

THIRD:- Amore shall convey to the Township the said sanitary sewer system and shall without additional expense to the Township obtain and deliver to the Township recordable 15 foot sewer easements from Felix Vertullo, et ux, Lawrence Aiello, et ux, John H. Kelley, Inc, and Amore Construction Co., Inc. which easements shall include the right to construct, maintain, repair, replace and enlarge the sanitary sewer, together with the right of ingress, egress and regress.

FOURTH:- Nothing contained herein shall be construed to change or amend the obligations of the parties under the Land Subdivision Agreements between the Township and Amore previously entered into in connection with the development of the Penhurst plans.

This agreement shall be binding upon and enure to the benefit of the parties hereto, their successors and assigns.

IN WITNESS WHEREOF the parties hereto have executed this agreement by their duly qualified and authorized officials.

TOWNSHIP OF WILKINS

By Harry M. Fergall
President of the
Board of Commissioners

ATTEST:

Maureen J. Baller
Secretary

AMORE CONSTRUCTION CO., INC.

By _____
President

ATTEST:

Secretary

SECTION II. The Survey plan prepared by Bankson Engineers dated November 28, 1966 and numbered 565.15 is adopted as part of this Ordinance and is on file and may be examined at the office of the Secretary of the Township of Wilkins at the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st, day of May, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

M. W. Baldwin
Secretary

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ORDINANCE NO. 402

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING THE RE-SURFACING OF CERTAIN
TOWNSHIP RAODS UNDER CONTRACT WITH THE
LOWEST RESPONSIBLE BIDDER.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The re-surfacing of the following improved Township roads
is hereby authorized and directed:

- (a) Patterson Street; from Harrison Road to Farnsorth Street.
- (b) Farnsworth Street; from Harrison Road to the end of the
existing pavement.
- (c) Lucinda Drive; from Brown Avenue to the cul de sac.
- (d) Kingston Drive; from Delaney Drive to Dunbar Drive.
- (e) Dunbar Drive; for a distance of approximately one hundred
feet east and west of the intersection of Kingston Drive.

SECTION II. The said re-surfacing shall be made and work done according
to the plans and specifications therefore as prepared by the Township Engineer.

SECTION III. The work to be performed and purchase of material and
labor necessary for the above described re-surfacing shall be done in accordance
with the plans and specifications and proposal therefore by contract with the
lowest responsible bidder or bidders, and the proper officers of the Township
of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. The Township Engineer is hereby designated as the person in
charge of said work with full power to act for the Township in all matters
connected with said work.

SECTION V. The costs and expenses of the entire work hereby authorized
shall be paid by the Township of Wilkins and the same is hereby appropriated
therefore out of funds now or hereafter in the Treasury.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of
Commissioners of the Township of Wilkins held the 1st day of May, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the
Board of Commissioners

ATTEST:

William A. Bellman
Secretary

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ORDINANCE NO. 403

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS IN LANEAKE AVENUE, A PUBLIC ROAD IN WILKINS TOWNSHIP, DESIGNATING SAME THE LANEAKE SANITARY SEWER DISTRICT; AUTHORIZING EXECUTION OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER AND PROVIDING FOR THE ASSESSMENT OF COSTS, DAMAGES AND BENEFITS UPON THE PROPERTIES ACCOMODATED AND BENEFITTED AS ASCERTAINED BY A DULY APPOINTED BOARD OF VIEW TO THE EXTENT AND IN THE MANNER PROVIDED BY LAW.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The construction of a sanitary sewer with appurtenant manholes, laterals and other facilities is hereby authorized to be laid and constructed in Laneake Avenue from its northerly terminus to a point opposite Lot No. 2 in the New York and Cleveland Gas and Coal Company Plan Sec. E as recorded in the office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 5, page 18, a distance of approximately 790 feet.

SECTION II. The said sanitary sewer shall be more particularly located in said road in accordance with the plans and specifications prepared by the Township Engineer, which plans and specifications are incorporated herein by reference thereto and are available for examination in the office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. The aforesaid sanitary sewer area shall be designated as the Laneake Sanitary Sewer District.

SECTION IV. The whole of the work of construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code under contracts heretofore or hereafter let after due advertisement to the lowest responsible bidder according to law and the proper township officials are authorized to contract for said improvement with the successful bidder.

SECTION V. The costs and expenses of the sanitary sewers constructed in the Laneake Sanitary Sewer District and the damages, if any, shall be assessed upon the properties accommodated and benefitted by an assessment ascertained by a duly appointed Board of Viewers, to the extent and in the manner provided by law.

SECTION VI. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

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ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of May, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the
Board of Commissioners

ATTEST:

Muma R Baldwin
Secretary

ORDINANCE NO. 404

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLECHENY COUNTY, PENNSYLVANIA, PROVIDING FOR THE ACQUISITION BY EMINENT DOMAIN FOR TOWNSHIP SANITARY SEWER PURPOSES OF THE NECESSARY EASEMENTS ACROSS, THROUGH, AND UNDER CERTAIN PRIVATE PROPERTIES IN SAID TOWNSHIP AND SETTING FORTH THE NAMES OF THE OWNERS THEREOF.

WHEREAS, the Township of Wilkins, by Ordinance No. 400 has authorized and directed the construction of a sanitary sewer project known as Sunset-Loughey Road Sanitary Sewer District;

AND WHEREAS, the acquisition of easements through private property is necessary for the laying, maintaining, repairing, and replacing of part of said sanitary sewer;

NOW THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION I. The Township of Wilkins hereby appropriates and takes the easements, each fifteen (15) feet in width, situate on the property hereinafter described, 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 aforesaid easements in the Township of Wilkins, Allegheny County, Pennsylvania, are located generally in the properties registered in the names of and owned by the following persons:

1. John W. Farley and Jean S. Farley, his wife; an easement approximately 95 feet in length across Lot 19 in the F. G. Bishoff Plan of Lots as recorded in the Office of the Recorder of Deeds for Allegheny County, Pa. in Plan Book Volume 35, page 94.
2. Sih Hsuin Tsiang and Margaret Mae Tsiang, his wife; an easement approximately 110 feet in length across part of Lot 25 in the said F. G. Bishoff Plan.
3. Patsy D. Tiani; an easement approximately 90 feet in length across Lot 602 and part of Lot 603 in the Suncrest Manor Plan No. 6 as recorded in the Office of the Recorder of Deeds in Plan Book Volume 67, page 40.

SECTION III. A plan showing the exact location of the easements aforesaid is adopted as a part of this Ordinance and is on file in the Office of the Township Secretary at the Municipal Building, 110 Peffer Road, Wilkins Township, where same may be examined by any interested person.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of May, 1967.

ATTEST:

TOWNSHIP OF WILKINS

Wm. K. Baldwin
Secretary

By Harry M. Feazell
President of
Board of Commissioners.

BBG491



OFFICIAL

TOWNSHIP OF WILKINS

ORDINANCE NO. 405

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, REQUIRING THE REMOVAL OR REPAIR OF DANGEROUS STRUCTURES TITLED IN THE NAME OF HARRY AND JOSEPH SOFFER AND JOSEPH D. KRACHE ET UX AND PROVIDING FOR THE DEMOLITION THEREOF BY THE TOWNSHIP OF WILKINS AND FOR THE FILING OF A MUNICIPAL CLAIM.

WHEREAS investigation by officials of the Township of Wilkins, officials of the Township's Volunteer Fire Companies and by officials of the Health Department of the County of Allegheny, has revealed that structures located on the properties hereinafter described are dilapidated, vacant, dangerous to health and safety and deemed nuisances within the meaning of the Act of Assembly of the Commonwealth of Pennsylvania, June 24, 1931, P.L. 1206 Art. XV, Section 1502, cl CCVI, as supplemented and amended;

AND WHEREAS, it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition;

It is hereby ordained and enacted by the Township of Wilkins as follows:

ORDINANCE NO. 405

SECTION I. The following structures situate in the Township of Wilkins, Allegheny County, Pennsylvania are hereby declared to be dangerous structures and nuisances:

(a) Two-story frame house erected upon property situate at 547 Negley Avenue, said property being Lot No. 21 in the McMasters Revised Plan recorded in PBV 18, Page 33 and Lot No. 50 in the Abraham Trevaskis Plan in P.B.V. 23, page 25 and designated as Block 455 B Lot 136 in the Dead Registry records of Allegheny County, Pennsylvania. Owner of record, Joseph and Harry Soffer.

(b) Two-story frame house erected upon property situate at 565 Negley Avenue, said property being part of Lot No. 15 in the McMasters Estate Plan recorded in P.B.V. 5, pp. 314, and designated as Block 455 B Lot 114 in the Dead Registry Records of Allegheny County, Pennsylvania, owner of record, Joseph D. Krache and Delores V. Krache, his wife. Said lot being more particularly described as fronting on Ayers Avenue with a width of 37' and a depth of 100'.

AND WHEREAS, it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition.

SECTION II. The owners of the structures above described must commence the repair or removal of said structures within ten days of notice so to do and must complete the repair or removal within thirty (30) days thereof.

ORDINANCE NO. 405

SECTION III. The notice to repair or remove shall be given to said owners in writing by registered or certified mail to their last known address and where no address is known the notice shall be posted upon the property declared to have a nuisance thereon.

SECTION IV. In the event the owner of any dangerous structure fails to commence or complete repairs or removal, after notice, within the limits prescribed by such notice the proper Township officials are hereby authorized to advertise for bids for demolition of such structure and the restoration of the land to its natural state and to enter into a contract with the lowest responsible bidder or if feasible the work may be done whole or in part by Township employees.

(b) Two-story frame house erected upon property situate at 565 Negley Avenue, said property being part of Lot No. 15 in the McMasters Estate Plan recorded in P.B.V. 5, pp. 314, and designated as Block 455 B Lot 114 in the Dead Registry Records of Allegheny County, Pennsylvania, owner of record, Joseph D. Krache and Delores V. Krache, his wife. Said lot being more particularly described as fronting on Ayers Avenue with a width of 37' and a depth of 100'.

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SECTION V. The proper Township officials and Solicitor are hereby authorized and directed to file a Municipal Claim and lien against the lot or lots appurtenant to any structure razed by the Township of Wilkins, said Municipal Claim to be for the costs and expenses incurred by the Township of Wilkins in connection therewith together with a penalty of ten (10) per cent as provided by law or the said costs and expenses may be collected by action in assumpsit against the owners of said dangerous structures.

SECTION VI. Any ordinance or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of May, 1967.

BOARD OF COMMISSIONERS
TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 406

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
AMENDING ORDINANCE NO. 365, THE BUILDING
CODE, BY ADOPTING THE BOCA ABRIDGED BUILDING
CODE, FOURTH EDITION, 1965, AND BY AMENDING
CERTAIN PROVISIONS RELATING TO THE BOARD OF
BUILDING APPEALS AS SET FORTH IN SECTION 104.6
OF THE 1965 BOCA ABRIDGED BUILDING CODE.

The Township of Wilkins ordains as follows:

SECTION 1. Section I of Ordinance No. 365 as now reads:

The BOCA Abridged Building Code Third Edition, 1960 as published in book form by the Building Officials Conference of America, Inc. is hereby adopted as the Building Code of the Township of Wilkins governing and regulating the construction, alteration, repair, occupation, maintenance, sanitation, lighting, ventilation, water supply, toilet facilities, drainage, use and inspection of all building and housing, or parts of buildings and housing, constructed, erected, altered, designed or used in whole or in part for human habitation or occupancy, as more particularly set forth in said BOCA Abridged Code, together with such provisions of the BOCA Basic Building Code, 1960 Edition, as may be applicable under the provisions of Section 100.3 of the said Abridged Building Code be amended to read:

SECTION 1. The BOCA Abridged Building Code Fourth Edition, 1965 as published in book form by the Building Officials Conference of America, Inc. is hereby adopted as the Building Code of the Township of Wilkins, governing and regulating the construction, alteration, repair, occupation, maintenance, sanitation, lighting, ventilation, water supply, toilet facilities, drainage, use and inspection of all building and housing, or parts of buildings and housing, constructed, erected, altered, designed or used in whole or in part for human habitation or occupancy, as more particularly set forth in said BOCA Abridged Code, together with such provisions of the BOCA Basic Building Code, 1965 Edition, as may be applicable under the provisions of Section 100.3 of the said Abridged Building Code.

SECTION 2. Section 104.62 as now reads:

Constitution of the Board of Appeals. --Membership of Board--The board of appeals shall consist of five (5) members appointed by the appointing authority of the municipality, one (1) member to be appointed for five (5) years, one (1) for four (4) years, one (1) for three (3) years, one (1) for two (2) years, and one (1) to serve one (1) year; and thereafter each new member to serve for five (5) years or until a successor has been appointed.

Qualifications of Board Members. --Each member shall be a licensed professional engineer or architect, or a builder or superintendent of building construction; each of at least ten (10) years experience, for five (5) years of which he shall have been in responsible charge of work; and at no time shall there be more than two (2) members of the board selected from the same profession or business; and at least one (1) of the professional engineers shall be a licensed structural or civil engineer of architectural engineering experience.

Absence of Members. --During absence of a member by reason of disability or disqualification, the appointing officer shall designate a qualified substitute.

be amended to read:

104.62. Constitution of the Board of Appeals. -- Membership of Board--The board of appeals shall consist of five (5) members appointed by the appointing authority of the municipality, one (1) member to be appointed for five (5) years, one (1) for four (4) years, one (1) for three (3) years, one (1) for two (2) years, and one (1) to serve one (1) year; and thereafter each new member to serve for five (5) years or until a successor has been appointed.

QUALIFICATIONS Of Board Members. --The membership of the board shall be comprised of at least one architect, one engineer and one builder or building superintendent.

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Absence of Members. --During absence of a member by reason of disability or disqualification, the appointing officer shall designate a qualified substitute.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of June, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 407

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE DISPOSAL OF RUBBISH BY CONTRACT WITH QUEEN REDUCTION COMPANY AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF WILKINS AND QUEEN REDUCTION COMPANY.

The Township of Wilkins ORDAINS as follows:

SECTION I. The proper Township officials are hereby authorized and directed to execute and deliver an agreement on behalf of the Township of Wilkins to Queen Reduction Company in substantially the following form:

AGREEMENT

Made this _____ day of _____, 1967, by and between the Township of Wilkins, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called "Township",

AND

George T. R. Queen, trading as Queen Reduction Co., of the Borough of Monroeville, Allegheny County, Pennsylvania, hereinafter called "Queen".

WITNESSETH that in consideration of the mutual covenants herein contained and intending to be legally bound hereby the parties hereto agree as follows:

First: Queen for and in consideration of the payment or payments hereinafter specified and agreed to be made by the Township covenants and agrees as follows:

(a) To provide, at the times hereinafter specified, packer type, enclosed body vehicles of at least 25 cubic yards capacity in sufficient numbers to pick up all materials permitted to be collected under "Scheduling and Cleanup Rules" which are attached hereto and made a part of this agreement.

It is understood that sufficient vehicles will be provided to insure complete collection on the streets listed in "Scheduling", between the hours of 7:00 A.M. and 5:00 P.M. The intent herein being that Township will not be required to incur additional expense by providing labor for more hours or days than intended under the "Scheduling".

(b) To provide an operator for each packer vehicle required.

(c) To provide the said vehicles and operators between the hours of 7:00 A.M. and 5:00 P.M. on the dates set forth in "Scheduling" commencing in June, 1967 through May, 1968.

(d) To transport and deliver all materials collected to a sanitary land fill, incinerator or other disposal facility which has been duly approved by all federal, state and local authorities having jurisdiction over same and which complies with all rules and regulations imposed by said authorities. All permits shall be acquired by Queen and all dumping fees, permit fees or similar expenses shall be the obligation of Queen.

(e) To maintain at all times while engaged in the performance of this agreement, Public Liability and Property Damage insurance as shall protect Queen and the Township from claims for damage for personal injury, accidental death and property damage, which arise from operations under this agreement and the amounts of this insurance shall be as follows: not less than \$100,000.00 for injuries and accidental death to any one person and not less than \$300,000.00 on account of one accident; and property damage insurance in an amount of not less than \$25,000.00 each accident. And in addition, Queen shall accept while working under this agreement the provisions of the Workmans Compensation Act of 1915 and any supplements or amendments thereto and shall insure his liability thereunder. Certificates evidencing the coverages aforesaid shall be filed with the Township forthwith.

Second: The Township covenants and agrees as follows:

- (a) To supply three men per pick up day to supplement each vehicle supplied.
- (b) To pay Queen on or before the 10th of each month the sum of \$80.00 per day for every 25 cubic yard vehicle with operator provided the previous month.

Third: This agreement shall be binding upon the parties hereto until May 31, 1968 and shall continue in effect thereafter from month to month unless and until either party gives thirty (30) days written notice to the other of cancellation. The agreement shall become null and void thirty (30) days after receipt of such notice.

This agreement shall be binding upon the parties hereto and their respective heirs, administrators and assigns.

In Witness Whereof the parties hereto have executed this agreement by their duly authorized officers and agents the day and year first above written.

TOWNSHIP OF WILKINS

By _____
President of the
Board of Commissioners

ATTEST:

William H. Baldwin
Secretary

QUEEN REDUCTION CO.

By _____
Owner, George T. R. Queen

SECTION II. All ordinances or parts of ordinances which conflict with the provisions of this ordinance are hereby repealed to the extent such ordinances are in conflict.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of June, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President of the Board of
Commissioners

ATTEST:

Wilmer A. Baldwin
Secretary

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ORDINANCE NO. 408

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING THE WILKINS TOWNSHIP ZONING ORDINANCE OF 1962 BY REPEALING ARTICLE 10 THEREOF AS AMENDED AND RE-ENACTING SAME PROVIDING FOR AND GOVERNING THE USE OF LAND FOR SIGNS AND SPECIFYING THE SIZE AND LOCATION OF SIGNS, PROVIDING FOR SPECIAL EXCEPTIONS ON THE SIZE OF SIGNS AND REQUIRING FEES AND PERMITS PRIOR TO ERECTION, EXTENSION OR ENLARGEMENT.

The Township of Wilkins hereby ordains as follows:

SECTION I. Article 10 - Signs of Ordinance 303 as amended by Section II of Ordinance No. 346 shall be and hereby is repealed.

SECTION II. Article 10 - Signs of Ordinance 303 is hereby amended and re-enacted as follows:

10.1 Advertising signs or signboards may be erected in the Township subject to the following regulations:

In Commercial and Manufacturing & Industrial Districts, signs or signboards may be used to advertise services or goods made or sold on the premises; provided, however, that in Commercial Districts and Manufacturing & Industrial Districts such signs or signboards shall conform to the following limitations:

Distance of Sign from any Road Right of Way Line of Less than One Hundred Fifty (150) Feet - Maximum Size of Sign Fifty (50) Square Feet.

Distance of Sign from and Road Right of Way Line of Over One Hundred Fifty (150) Feet - Maximum Sign Size of One Hundred Fifty (150) Sq. Ft.

Distance of Sign from any Road Right of Way Line of Over Two Hundred Fifty (250) Feet - Maximum Sign Size of Two Hundred Fifty (250) Sq. Ft.

Distance of Sign from any Road Right of Way Line of Over Three Hundred Fifty (350) Feet - Maximum Sign Size of Three Hundred Fifty (350) Sq. Ft.

The above limitations are intended to encompass the total square footage of signs used in connection with any one business. The total square footage of signs, if more than one is used; shall not exceed the square footage in the foregoing schedule.

No sign which exceeds fifty (50) square feet in size shall be erected in a Commercial or Manufacturing and Industrial District if same is located within one hundred fifty (150) feet of any lot line whereon is erected a building used as a dwelling.

10.2 A sign in excess of the above scheduled limits may be permitted as a special exception by the Board of Adjustment when such sign is to be used in connection with a commercial or manufacturing-industrial use conducted on the property on which the sign is erected.

The Board of Adjustment in passing upon an application for such special exception shall consider the following data:

- (a) Distance of sign from the road right of way line.
- (b) Amount of artificial illumination and hours of use of same.
- (c) Effect of sign on concentration of motorists using highway.
- (d) Effect of sign on obstruction of motorists' vision.
- (e) Distance of sign from nearest building used as for residential purposes and visibility of sign from any residential area.
- (f) Effect of sign on nearby commercial or industrial uses.

(1) It is stated to be the policy of the Township of Wilkins not to grant such special exceptions where the purpose or

result of same is to substantially obstruct the view of nearby commercial manufacturing-industrial structures or their signs.

10.3 Flashing signs and rotating signs or beacons may be erected when permitted as a special exception by the Board of Adjustment subject to the following regulations and upon consideration of the following data:

- (a) No such sign or beacon shall be erected within 100 feet of any road right of way line.
- (b) The Board of Adjustment in passing upon an application for such special exception shall consider the data as set forth in subparagraphs (a) through (f) of paragraph 10.2.
- (1) It is stated to be the policy of the Township of Wilkins not to grant such special exceptions as to flashing signs and rotating signs and beacons where the purpose or result of same is to distract the attention of motorists or cause confusion between such flashing signs or rotating signs and beacons and traffic signals or highway warning lights.

10.4 Signs and signboards shall be prohibited in residential districts except as follows:

In all districts, signs or signboards used by churches or institutions may be erected, provided that they are not over twenty (20) square feet in size.

In all districts, signs or signboards, not exceeding eight (8) square feet in size, advertising for sale or for rent, the real estate upon which they are erected.

In all districts, not more than two (2) temporary signs or signboards, not exceeding thirty-six (36) square feet in size, used to indicate the location of real estate developments, may be erected upon the premises for a period not exceeding one (1) year.

Small signs, not exceeding eight (8) square feet in size, for the seasonal sale of farm produce raised on the premises.

In all districts, official traffic signs.

10.5 Whether or not signs otherwise meet the requirements of this Article, no sign or signboard shall be erected, nor shall any permit for erection be granted in any location where it will interfere with highway traffic or restrict a clear view on any highway or of any intersection.

10.6 No sign shall be erected, extended or enlarged until a permit shall first have been applied for, obtained and issued. Application for sign permits shall be made by both the property owner and tenant, when the sign will be the tenant's property, to the Zoning Officer. The application shall be accompanied by the proper fee as established by Resolution of the Township Commissioners and shall contain accurate information as to the design, size and proposed location of the sign and such other information as may be necessary to provide for enforcement of this Article.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of July, 1967.

TOWNSHIP OF WILKINS

ATTEST:

William K. Baldwin
Secretary

By Harry M. Feagell
President of the
Board of Commissioners

TOWNSHIP OF WILKINS

August 22, 1967

NOTE: After Ordinance No. 409 was adopted it was discovered that an error existed in the assessment schedule due to the fact that the State Liquid Fuel Funds were included in the schedule. The Ordinance was not advertized and is therefore not valid. Ordinance No. 409 is superseded by Ordinance No. 413.

Wilmer K. Baldwin
Wilmer K. Baldwin
Township Secretary

ORDINANCE NO. 409

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS IN GEORGE STREET AND PROVIDING FOR NOTICE, COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners respectively indicated are hereby assessed in the respective amounts set forth for the grading, paving, curbing and installation of storm sewers in George Street from the intersection of Harrison Road, east a distance of approximately 1062.66 feet.

A drawing showing the improvement and the properties abutting thereon, prepared by the Township Engineer, entitled 'George Street Assessment Plan' is adopted as part of this ordinance and is on file in the offices of the Township Secretary, 110 Peffer Road, Wilkins Township, where it may be examined by the public.

SECTION II. The said assessments are made pursuant to Ordinance No. 287 enacted May 2, 1966 and are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated July 31, 1967 prepared by the Township Engineer and approved by the Township Commissioners. The improvement was completed on May 29, 1967.

SECTION III. The schedule of properties, owners, frontage and assessments follows:

<u>A No.</u>	<u>Owners Name</u>	<u>Lot No.</u>	<u>Foot Frontage</u>	<u>Assessment</u>
A-1	Robert F. Harrison, James G. Harrison and Adella H. Fitzgerald	Acreage	638.25	\$2,256.77
A-2	William B. Glenn and Carol J. Glenn, his wife	Acreage	143.81	508.49
A-3	Stanley E. Urkevich and Dolores P. Urkevich, his wife	Acreage	70.00	247.51
A-4	Andrew Suvak and Mildred Suvak, his wife	Acreage	70.00	247.51
A-5	Edward D. Cvetkovich and Betty J. Cvetkovich, his wife	Acreage	70.00	247.51
A-6	Joseph Fonti and Kathryn Fonti, his wife	Acreage	70.00	247.51
A-7	Frank Megale	10	220.64	780.15

<u>A No.</u>	<u>Owners Name</u>	<u>Lot No.</u>	<u>Foot Frontage</u>	<u>Assessment</u>
A-8	Guido T. Marra and Alice B. Marra, his wife	11 & Part 12	162.43	\$ 574.33
A-9	Giglio Marra and Angelina Marra, his wife	13 & Part 12	192.16	1,322.31
A-10	Giglio Marra and Angelina Marra, his wife	14	123.81	See A-9
A-11	Cosimo Rullo and Anna Rullo, his wife	19	125.78	444.74
A-12	George Yenche and Anna Yenche, his wife	Part 23	42.00	148.51
A-13	Giglio Marra and Angelina Marra, his wife	Part 23	58.00	See A-9
A-14	Donald P. Schmitt and Betty J. Schmitt, his wife	Part 24	70.00	247.51
A-15	James P. Jurgevich and Dorothy M. Jurgevich, his wife	Part 24	55.81	197.34

Properties bearing Lot Numbers refer to the R. C. Harrison Plan of Lots as recorded in the Allegheny County Recorder of Deeds Office in Plan Book Vol. 32 p. 184.

SECTION IV. The Township Secretary shall cause thirty (30) days notice of the assessment to be given to each party assessed, either by service on the owner or his agent or left on the assessed premises.

SECTION V. The face amount of each assessment shall be due and payable to the Township within 30 days of giving of notice thereof as provided in Section IV of this Ordinance.

SECTION VI. If any assessment shall remain unpaid at the expiration of said notice, it shall be the duty of the Township Solicitor to collect same with interest and penalty as provided by law, by action of assumpsit or by lien to be filed and collected in the manner provided by law for the collection of municipal liens.

SECTION VII. All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of August, 1967.

ATTEST:

TOWNSHIP OF WILKINS

William K. Baldwin
Secretary

By Harry M. Feagell
President of the
Board of Commissioners

ORDINANCE NO. 410

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING A SPECIAL USE IN A PLANNED
RESIDENTIAL DEVELOPMENT SITUATE IN THE
TOWNSHIP OF WILKINS.

WHEREAS, the Wilkins Township Zoning Ordinance of 1962, Ordinance No. 303, Article XI, authorizes the Board of Commissioners of the Township to permit special uses in connection with Planned Residential Developments, provided the standards as set forth in said Article XI are complied with;

AND WHEREAS, James C. McDonough, Jr., James M. Bilotta and George Gullick, as owners of a tract of land situate in the Township have applied for a Special Use in connection with a Planned Residential Development;

AND WHEREAS, the Planning Commission of the Township of Wilkins has reviewed the proposed special use and filed its written report under date of June 21, 1967.

AND WHEREAS, after advertisement as required by law, a public hearing was conducted on July 24, 1967 by the Board of Commissioners and the Planning Commission;

AND WHEREAS, the special use herein authorized is not contrary to the standards and other provisions set forth in Article XI of Ordinance No. 303,

NOW, THEREFORE, the Township of Wilkins ordains as follows:

SECTION I. The Survey and Topographic Plan of the proposed Planned Residential Development prepared by Lorenzi, Dodds and Gunill, Registered Engineers, dated June, 1967 is adopted as part of this Ordinance and is on file and may be examined at the office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION II. The Development, Site Improvement and Traffic Circulation Plans prepared by Joel H. Kranich, Registered Architect, dated June, 1967, are adopted as part of this Ordinance and are on file and may be examined at the Office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. A special use of the tract of land as shown in the said survey and development plans for a Planned Residential Development consisting of multiple family dwellings and appurtenant facilities is hereby authorized, subject to the conditions, regulations and terms hereinafter set forth.

SECTION IV. The special use of the said tract is granted and authorized subject to substantial compliance by the owners and developers with the following conditions and regulations:

- (a) The maximum number of one family dwellings to be erected on the said tract of land shall be ninety-two (92).

- (b) The minimum number of parking spaces located off a twenty-four (24) foot cartway shall be one hundred thirty-seven (137).
- (c) All of the tract shown in the said plans shall be utilized as part of the Development and the maximum coverage of the tract with dwelling units shall be approximately twenty (20) per cent or forty-one thousand (41,000) square feet.
- (d) The maximum slope of the entry road shall be fifteen (15%) percent.
- (e) The entry road shall be fifty (50) feet in width and paved with a twenty-four (24) foot cartway and abutted on one side by a sidewalk. The road and sidewalk shall be constructed pursuant to the standards set forth in Township Ordinances 148 and 225. The developers and owners shall pay for the cost of inspection of these improvements by the Township inspectors.
- (f) The owners and developers shall provide such fire protection equipment, devices and facilities as found necessary by the Board of Commissioners.
- (g) A desirable feature of the Development and substantial factor in the approval and authorization of this special use are the self-contained recreational facilities proposed by the owners and developers in the Development Plan, so the following facilities must be provided as shown in said Plan.
1. Playground and amphitheater
 2. Tennis court or handball courts
 3. Swimming pool
 4. Covered picnic area and lookout tower
 5. Lodge
- (h) The owners and developers, prior to the issuance of a building permit, shall guarantee construction and completion of the proposed sidewalk, entry road, sanitary sewer, gas and electric lines, fire protection facilities and recreational facilities set forth in Paragraph (g) by filing with the Township of Wilkins a completion guaranty in the form of a bond with corporate surety satisfactory to the Township or by deposit of cash or letter of credit from a bank in acceptable form. The amount of same to be determined by the Board of Commissioners upon consideration of estimates furnished by the Township Engineer.

SECTION V. After receipt of such completion guarantee and upon receipt of the proper application for building permits as required by Ordinance 303 and Ordinance 365, the proper Township officers are authorized and directed to issue permits for the construction of buildings and facilities described and permitted by this Special Use.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of August, 1967.

ATTEST:

TOWNSHIP OF WILKINS

William M. Baldwin
Secretary

By Harry M. Feagell
President of Board of Commissioners

OFFICIAL

TOWNSHIP OF WILKINS

ORDINANCE NO. 411

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SPECIAL USE IN A PLANNED RESIDENTIAL DEVELOPMENT TO BE KNOWN AS THE PENHURST PLAN OF LOTS # 3.

WHEREAS, the Wilkins Township Zoning Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with;

AND WHEREAS, Amore Construction Co. did under date of June, 1967, file an application for a special use in connection with a planned Residential development to be known as Penhurst Plan of Lots #3;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated June 21, 1967 with the Board of Commissioners;

AND WHEREAS, the Planning Commission has filed its written report dated June 21, 1967 with the Board of Commissioners;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303:

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects.

NOW, THEREFORE, the Township of Wilkins Ordains as follows:

SECTION I. A special Use as hereinafter specified is authorized in connection with the following numbered lots as shown on the Preliminary Plan, Penhurst Plan of Lots #3, dated June, 1967 and prepared by H. A. Shope & Sons.

<u>Lot No.</u>	<u>Special Use Authorized</u> <u>Front Yard Depth Reduced to Depth</u> <u>as Indicated</u>
501	No Reduction
502	" "
503	" "
504	" "
505	" "
506	" "
507	" "
508	" "
509	" "
510	" "
511	" "
512	" "
513	" "
514	" "
515	" "
516	20 ft.
517	25 ft.
518	No Reduction
519	" "
520	" "
521	" "
522	" "
523	" "
524	" "
525	" "
526	" "
527	" "
528	" "
529	20 ft.

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LOT NO.

Special Use Authorized
Front Yard Depth Reduced to Depth
as Indicated

530	20 ft.
531	20 ft.
532	20 ft.
533	20 ft.
534	20 ft.
535	No Reduction
536	" "
537	" "
538	15 - 30 ft.
539	15 ft.
540	15 - 30 ft.
541	No Reduction
542	" "

SECTION II. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Subdivision Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I of this Ordinance.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 7th day of August, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
 Harry M. Feazell, President
 Board of Commissioners

ATTEST:

Wilmer K. Baldwin
 Wilmer K. Baldwin, Secretary

ORDINANCE NO. 412

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ACCEPTING FOR MAINTENANCE AND REPAIR AND
MAKING A PART OF THE PUBLIC ROAD SYSTEM
OF SAID TOWNSHIP OF PARTS OF LAUREL
DRIVE, HAWTHORNE DRIVE AND SUNSET DRIVE
IN SUNCREST MANOR PLAN OF LOTS.

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 amintenance and repair and made a part of the public
road system of said Township of Wilkins the following described streets:

Description of the center line of that part of Laurel Drive being as
follows:

BEGINNING at a point on the center line of Laure Drive
in Suncrest Manor Plan No. 4, Revised, as the same appears on
plan of record in the Office of the Recorder of Deeds of
Allegheny County, Pennsylvania, in Plan Book Volume 63, pages
114 and 115, said point of beginning being distant S 43° 36'
50" W 131.84 feet measured along the center line of Laurel
Drive from its intersection with the center line of Orion
Drive in said plan; thence along the center line of said Laurel
Drive S 43° 36' 50" W a distance of 153.13 feet, to a point.

Maintaining a uniform width of 50 feet throughout. The
length of the center line being 153.13 fee.

Description of the center line of that part of Orion Drive
being as follows:

BEGINNING at a point at the intersection of the center
line of Laurel Drive with the center line of Orion Drive in
the aforesaid Suncrest Manor Plan No. 4, Revised; thence along
the center line of Orion Drive N 46° 23' 10" W a distance of
166.77 feet to a point.

Maintaining a uniform width of 50 feet throughout with
additional width at its intersection with Laurel Drive, as
shown on plan of record.

The length of the center line being 166.77 feet.

Description of the center line of that part of Hawthorne
Drive being as follows:

BEGINNING at a point at the intersection of the center
line of Sunset Drive with the center line of Hawthorne Drive
in Suncrest Manor as the same appears on plan of record in
the Office of the Recorder of Deeds of Allegheny County,
Pennsylvania, in Plan Book Volume 49, pages 174 and 175;
thence along the center line of Hawthorne Drive S 60° 15'
E a distance of 445.78 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 135 feet an arc distance of 49.72
feet to a point.

Maintaining a uniform width of 50 feet throughout with
additional width at its intersection with Sunset Drive as
shown on plan of record.

The length of the center line being 495.50 feet.

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Description of the center line of that part of Sunset Drive being as follows:

BEGINNING at a point at the intersection of the center line of Hawthorne Drive with the center line of Sunset Drive adjacent to Lot No. 15 in the aforesaid Suncrest Manor Plan; thence along the center line of Sunset Drive S 27° 00' W a distance of 51.24 feet to a point.

Maintaining a uniform width of 50 feet throughout with additional width at its intersection with Hawthorne Drive as shown on plan of record.

The length of the center line being 51.24 feet.

SECTION II. That any ordinance or parts of any ordinances conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 7th Day of August, 1967, at a regular meeting of the Board of Commissioners of the Township of Wilkins, a quorum being present.

COMMISSIONERS OF WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 413

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF ASSESSMENTS AGAINST ABUTTING PROPERTIES FOR THE GRADING, PAVING, CURBING AND INSTALLATION OF STORM SEWERS IN GEORGE STREET AND PROVIDING FOR NOTICE, COLLECTION AND FILING OF MUNICIPAL CLAIMS IN CONNECTION THEREWITH.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed and held by the property owners respectively indicated are hereby assessed in the respective amounts

set forth for the grading, paving, curbing and installation of storm sewers in George Street from the intersection of Harrison Road, east a distance of approximately 1062.06 feet.

A drawing showing the improvement and the properties abutting thereon, prepared by the Township Engineer, entitled 'George Street Assessment Plan' is adopted as part of this ordinance and is on file in the offices of the Township Secretary, 110 Peffer Road, Wilkins Township, where it may be examined by the public.

SECTION II. The said assessments are made pursuant to Ordinance No. 287 enacted May 2, 1966 and are based on the foot front rule of assessments at the rate and for the frontages as set forth in the assessment schedules and cost sheets dated August 18, 1967 prepared by the Township Engineer and approved by the Township Commissioners. The improvement was completed on May 29, 1967.

SECTION III. The schedule of properties, owners frontage and assessments follows:

<u>LOT NO.</u>	<u>LOT NO.</u>	<u>PROPERTY OWNERS</u>	<u>FRONTAGE</u>	<u>ASSESSMENT</u>
Acreage	A-1	Robert F. Harrison James C. Harrison, and Adella H. Fitzgerald	638.25	\$2,106.94
Acreage	A-2	William B. Glenn and Carol J. Glenn, his wife	143.81	474.73
Acreage	A-3	Stanley E. Urkevich and Dolores P. Urkevich, his wife	70.00	231.08
Acreage	A-4	Andrew Suvak and Mildred Suvak, his wife	70.00	231.08
Acreage	A-5	Edward D. Cvetkovich and Betty J. Cvetkovich, his wife	70.00	231.08
Acreage	A-6	Joseph Fonti and Kathryn Fonti, his wife	70.00	231.08
10	A-7	Frank Megale	220.64	728.36
11 & part 12	A-8	Guido T. Marra and Alice B. Marra, his wife	162.43	536.20
13 & part 12 14, part 23	A-9, A-10 and A-13	Giglio Marra and Angelina Marra, his wife	373.97	1,234.52

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<u>LOT NO.</u>	<u>LOT NO.</u>	<u>PROPERTY OWNERS</u>	<u>FRONTAGE</u>	<u>ASSESSMENT</u>
19	A-11	Cosimo Rullo and Anna Rullo, his wife	125.78	\$ 415.21
part 23	A-12	George Yenche and Anna Yenche, his wife	42.00	138.65
part 24	A-14	Donald P. Schmitt and Betty J. Schmitt, his wife	70.00	231.08
part 24	A-15	James P. Jurgevich and Dorothy M. Jurgevich, his wife	55.81	184.23

Properties bearing Lot Numbers refer to the R. C. Harrison
Plan of Lots as recorded in the Allegheny County Recorder of Deeds
Office in Plan Book Vol. 32 p. 184.

SECTION IV. The Township Secretary shall cause thirty (30) days
notice of the assessment to be given to each party assessed, either
by service on the owner or his agent or left on the assessed premises.

SECTION V. The face amount of each assessment shall be due and
payable to the Township within 30 days of giving of notice thereof as
provided in Section IV of this Ordinance.

SECTION VI. If any assessment shall remain unpaid at the
expiration of said notice, it shall be the duty of the Township
Solicitor to collect same with interest and penalty as provided by
law, by action of assumpsit or by lien to be filed and collected in
the manner provided by law for the collection of municipal liens.

SECTION VII. All ordinances or parts of ordinances in conflict
with or inconsistent with the provisions of this ordinance are hereby
repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the
Township of Wilkins at a duly assembled meeting held this 6th day
of September, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feazell
Harry M. Feazell, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 414

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER AND APPURTENANT MANHOLES AND LATERALS ON THE SOUTHERLY SIDE OF WILLIAM PENN HIGHWAY FROM THE EXISTING MANHOLE OPPOSITE HAWTHORNE DRIVE TO EXTEND IN AN EASTERLY DIRECTION APPROXIMATELY ELEVEN HUNDRED FEET; DESIGNATING SAME AS THE WILLIAM PENN HIGHWAY SEWER DISTRICT; AUTHORIZING A CONTRACT FOR SAME TO THE LOWEST RESPONSIBLE BIDDER; AND PROVIDING FOR ASSESSMENT OF THE COST THEREOF UPON THE PROPERTIES ADJACENT OR ABUTTING ON SAID IMPROVEMENT IN PROPORTION TO FRONTAGE ABUTTING OR ADJACENT TO THE SEWER.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The construction of a sanitary sewer is hereby authorized and directed along the southerly side of William Penn Highway in the Township of Wilkins from an existing manhole opposite Hawthorne Drive and to extend in an easterly direction in William Penn Highway, a distance of approximately eleven hundred feet.

SECTION II. The said sanitary sewer shall be more particularly located in William Penn Highway in accordance with the plans and specifications prepared by the Township Engineer dated August, 1967, which plans and specifications are incorporated herein by reference thereto and are available for examination in the Office of the Township Secretary in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. The aforesaid sanitary sewer area shall be a sewer district designated William Penn Highway Sewer District.

SECTION IV. The work of the construction of said sanitary sewer project shall be done in accordance with the provisions of the First Class Township Code under contracts heretofore or hereafter let after due advertisement to the lowest responsible bidder according to law and the proper Township officials are authorized and directed to execute such contract with the successful bidder.

SECTION V. Upon the completion and construction of said sewer along William Penn Highway, the entire cost thereof shall be assessed upon the properties accommodated or benefited by an assessment of each lot or piece of land in proportion to its frontage abutting or adjacent to the sewer.

SECTION VI. The Township Engineer shall certify such assessment in writing showing the date of completion of the improvement, the names of the abutting or adjacent owners, assessable feet frontage of each and the amount of assessment against each lot or piece of land and file the same with the Township Secretary.

SECTION VII. After approval of the said assessments by the Board of Commissioners and establishment of same by ordinance, it shall be the duty of the Township Commissioners to file municipal liens for unpaid assessments covered by such ordinance within the time and in the manner provided by law.

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SECTION VIII. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed insofar as inconsistent herewith.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of October, 1967

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board
of Commissioners

ATTEST:

William R. Alder
Secretary

ORDINANCE NO. 415

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE EXECUTION OF AN AGREEMENT WITH JOSEPH SOFFER AND VIOLET SOFFER, WHEREBY AN AGREEMENT OF APRIL 5, 1965, IS AMENDED BY PROVIDING FOR ACCEPTANCE OF PENN CENTER BOULEVARD UNDER CERTAIN TERMS AND CONDITIONS.

The Township of Wilkins hereby ordains as follows:

SECTION I. The proper Township officers are authorized and directed to execute and deliver an agreement between the Township of Wilkins and Joseph Soffer and Violet Soffer in substantially the following form:

A G R E E M E N T

MADE this _____ day of October, 1967, BY AND BETWEEN:

JOSEPH SOFFER and VIOLET SOFFER, his wife, hereinafter called, "Developers"

-A N D-

THE TOWNSHIP OF WILKINS, a political subdivision of the Commonwealth of Pennsylvania, hereinafter called "Township".

WHEREAS, the Developers and the Township under date of April 5, 1965, entered into an Agreement concerning a certain roadway as more fully defined and described therein and now named Penn Center Boulevard;

AND WHEREAS, the said Agreement contains certain terms and conditions concerning the acceptance of Penn Center Boulevard;

AND WHEREAS, the Developers and the Township desire to modify the April 5, 1965 Agreement;

NOW THEREFORE, Intending To Be Legally Bound Hereby the Developers and the Township agree as follows:

FIRST: Article IV of the Agreement of April 5, 1965, is hereby amended to read as follows:

ARTICLE IV

(a) The Township agrees to accept immediately a deed of dedication for the roadway from the Developers for the purpose of incorporating same into the Township road system and to adopt the necessary ordinance to accomplish this purpose.

(b) The Township shall perform all normal maintenance including snow removal and street cleaning.

(c) The Township will undertake to provide the necessary labor and material to repair and maintain those sections of the roadway damaged by construction abutting the roadway or damaged by vehicles traversing the roadway to and from construction sites and the Developers agree to reim-

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burse the Township upon billing for the cost of the labor and material incurred for this type of repair and maintenance.

(d) Upon completion of the last building abutting said roadway, the Developers shall resurface such sections of the roadway at their own expense as the same may be determined to be in need thereof by the Board of Commissioners and according to the specifications prepared by the Township Engineer.

SECOND: All other terms, covenants and conditions of the Agreement of April 5, 1965, shall remain in full force and effect.

THIS AGREEMENT shall be binding upon and enure to the benefit of the parties hereto, and their respective heirs, administrators, executors, successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in individual and corporate form.

Witness

Joseph Soffer

Violet Soffer

TOWNSHIP OF WILKINS

By Harry M. Feagell
President of the Board of
Commissioners

ATTEST:

William W. Waldman
Secretary

SECTION II. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed insofar as the same are in conflict or inconsistent.

ORDAINED By the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 2nd day of October, 1967.

TOWNSHIP OF WILKINS

By Harry M. Feagell
President, Board of Commissioners

ATTEST:

William W. Waldman
Secretary

ORDINANCE NO. 417

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER MUNICIPAL OFFICERS TO EXECUTE AND DELIVER ON BEHALF OF THE TOWNSHIP OF WILKINS A CONTRACT WITH THE BOROUGH OF CHURCHILL AND THE BOROUGH OF FOREST HILLS FOR MUTUAL AID AND ASSISTANCE IN POLICE PROTECTION AND FOR FURNISHING TO AND RECEIVING FROM SAID MUNICIPALITIES POLICE PROTECTION AND SETTING FORTH THE TERMS AND CONDITIONS UNDER WHICH SUCH AID AND ASSISTANCE SHALL BE RENDERED.

WHEREAS, the Borough Code; 1966 Feb. 1, P.L. (1965) No. 581 Sec. 1202 para (35) 53 Purdons Statutes 46202 (35) and the First Class Township Code; 1931, June 24, P.L. 1206, Art. XV, Sec. 1502, Cl. LIV added 1949, May 27, P.L. 1955 Sec. 32. 53 Purdons Statutes 56554 authorize the various boroughs and townships to enter into joint contracts for police protection by furnishing mutual aid and assistance;

NOW THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION II: The proper Township officers are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins a contract with the Borough of Churchill and the Borough of Forest Hills in substantially the following form:

A G R E E M E N T

THIS AGREEMENT made this _____ day of _____, 1967, among the Borough of Churchill, The Borough of Forest Hills and the Township of Wilkins:

WITNESSETH:

WHEREAS, the respective municipalities are authorized by law to enter into a joint contract for mutual police aid and assistance and;

WHEREAS, it is the desire of the aforesaid municipalities to enter into an agreement for the purpose of having available for use throughout the territorial limits of all municipalities signing this joint agreement the services of police employed by any of the said municipalities, under the conditions hereinafter set forth.

NOW THEREFORE, the parties hereto, in consideration of the mutual covenants and conditions herein contained, promise and agree with each of the parties hereto as follows:

1. It is agreed among the municipalities which are parties to this agreement to provide mutual aid and assistance in police protection and to furnish and receive from each other duly appointed police officers when a request is made for such police aid or assistance by the Chief of Police or any other authorized municipal official of any of the municipalities which are parties to this Agreement.

2. It is understood and agreed that compliance with the

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terms of this agreement shall be voluntary and not compulsory for the municipalities furnishing police aid. Consequently, When a police officer of a municipality is requested to furnish aid to another municipality under the terms of this agreement, he shall refuse to do so if directed by the proper officials of his own municipality.

3. No charges or expenses shall be assessable for police aid furnished by one municipality to another municipality under the terms of this agreement.

4. Any police officer of a municipality hereto furnishing aid to any other municipality shall, at all times, remain the employee of the municipality originally hiring him.. The municipality originally hiring a police officer shall, at all times, be responsible for paying all wages of such police officer, for carrying workman's compensation upon him, and for all other duties and responsibilities pertaining to the employment of such police officer.

5. When any police officer responds to a request for aid or assistance in another municipality as contemplated in paragraph 1 above, the responding officer shall be under the command of and take his orders from the duly designated police officer in command of the unit to which the responding officer is requested to report.

6. The parties hereto agree that any participating municipality may withdraw at any time from the within agreement providing for joint police services, by giving notice in writing to each of the other municipalities which are parties to the within agreement.

IN WITNESS WHEREOF the parties hereto have caused this agreement to be executed by its authorized officer or officers thereon the day and year first above written.

ATTEST:

BOROUGH OF FOREST HILLS

By _____

ATTEST:

BOROUGH OF CHURCHILL

By _____

ATTEST:

TOWNSHIP OF WILKINS

Morris P. Baldwin

By Harry M. Feagell

SECTION II. Upon the effective date of the aforesaid contract among the municipalities, the police of the TOWNSHIP OF WILKINS shall have all the powers and authority conferred by law on the police of the Borough of Churchill and the Borough of Forest Hills when in the territory of said two last mentioned municipalities.

SECTION III. The police of each municipality shall take the oath of office administered by the proper municipal official of the other two municipalities: i.e., the respective Borough Mayors and the President of the Board of Township Commissioners.

SECTION IV. All ordinances or parts of ordinances inconsistent with or in conflict with the provisions of this ordinance are hereby repealed insofar as inconsistent or conflicting.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of Commissioners held this 6th day of November, 1967

TOWNSHIP OF WILKINS

By Harry M. Feazell
President, Board of
Commissioners

ATTEST:

William R. Baldwin
Secretary

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"Association." Any partnership, limited partnership, or other form of unincorporated enterprise owned by two or more persons.

ORDINANCE NO. 418

AN ORDINANCE IMPOSING FOR GENERAL REVENUE PURPOSES A TAX UPON THE TRANSFER OF REAL PROPERTY OR INTERESTS THEREIN SITUATE IN WHOLE OR IN PART WITHIN THE TOWNSHIP OF WILKINS PROVIDING FOR THE PAYMENT OF SAID TAX; PRESCRIBING THE METHOD AND MANNER OF COLLECTING THE TAX SO IMPOSED, ASSESSED AND LEVIED BY THIS ORDINANCE; PROVIDING FOR AN OFFICIAL STAMP EVIDENCING PAYMENT OF SUCH TAX, TO BE AFFIXED TO EVERY DEED OR LIKE INSTRUMENT OF SALE, CONVEYANCE OR TRANSFER, PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF SAID TAX; PROVIDING CERTAIN EXEMPTIONS; AND IMPOSING PENALTIES FOR NON-PAYMENT.

WHEREAS, under the terms and provisions of Act No. 511 of the 1965 Session of the General Assembly of the Commonwealth of Pennsylvania, approved the 31st day of December, 1965, Townships have the power and authority to provide for the levying, assessing and collecting for general revenue purposes of a tax on transfer of real property within the limits of such Townships; and

WHEREAS, the Board of Commissioners of the Township of Wilkins, Allegheny County, Pennsylvania, has determined that it is necessary that such a tax be levied, assessed and collected on such transfer of real property for general revenue purposes.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township of Wilkins under the authority of said Act No. 511, approved December 31, 1965, known as "The Local Tax Enabling Act," and it is hereby ordained and enacted by the authority of the same.

SECTION 1. Short Title: This Ordinance shall be known and may be cited as "Wilkins Township Deed Transfer Tax Ordinance."

SECTION 2. Definitions: The following words or phrases, when used in this Ordinance, shall have the meaning ascribed to them in this Section, except where the context indicates or requires a different meaning:

← "Association"

"~~Ass~~DEED"on." Any deed, document, instrument, or writing, other than a lease, agreement of sale, mortgage, ground rent or testamentary writing, whereby the legal title to lands, tenements, or hereditaments, or any real interest therein, shall be granted, bargained, sold transferred, conveyed, assigned, or otherwise vested in the grantee, purchaser, or any other person.

"Person." Every natural person, partnership, association or corporation. Whenever used in any clause prescribing or imposing a penalty, or both, the term "person", as applied to partnerships or associations, shall include the partners or members thereof, and as applied to corporations, the officers thereof.

"Secretary." The Secretary of the Township of Wilkins.

"Transaction or Transfer." Any act, Settlement, proceeding or process whereby the legal title to any lands, tenements, or hereditaments or other real property, or any real interest therein, situate wholly or in part within the boundaries of the Township of Wilkins shall by deed be granted, bargained, sold, transferred, conveyed, assigned or otherwise vested.

"Transfer Tax Collecting Agent." The person designated by the Board of Commissioners of the Township of Wilkins to collect the tax imposed by this Ordinance.

"Value." In the case of any transaction or transfer, "value" shall be the actual monetary worth or value of the property, granted, bargained, sold or otherwise conveyed at the time of said grant, bargain, sale or conveyance. The actual consideration for the said sale or conveyance shall be prima facie evidence of the actual monetary worth or value of the property granted, bargained, sold or otherwise conveyed and the said monetary value shall include all liens, mortgages, or other encumbrances on the property granted, bargained, sold or otherwise conveyed. The said actual consideration which is prima facie evidence of the actual monetary worth or value of the property granted, bargained, sold or conveyed shall be construed to mean, for the purpose of this ordinance, the cash agreed to be paid for the execution and delivery of the deed, together with the face value of all liens, mortgages, or other encumbrances secured on the lands, tenements, or hereditaments, or interest therein, conveyed or transferred by the said deed, together with any other evidence of indebtedness or promises, either oral or written, given by or on behalf of the grantee or grantor, or anyone on his behalf, as full or part consideration for the said deed: PROVIDED, THAT, where such deed 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 or agreement of sale or in the case of a gift, from the actual monetary worth or value of the property granted, bargained, sold, or otherwise conveyed, at the time of such grant, bargain, sale, or conveyance, which in either event shall not be less than the amount of the highest assessment of such lands, tenements, or hereditaments for local tax purposes.

SECTION 3. Imposition of Tax: On and after the effective date of this Ordinance through December 31, 1968, and for the calendar year 1969 and following years, a tax for general revenue purposes at the rate of one (1%) per cent of the total value is hereby imposed, assessed and levied on every transaction, transfer or privilege arising therefrom, regardless of where the instrument making the transfer is made, executed or delivered or where the actual settlement on such transfers takes place, whereby any lands, tenements or hereditaments or any interest therein, lying, being and situate, wholly or in part within the boundaries of the Township of Wilkins, shall be granted, bargained, sold or otherwise conveyed; PROVIDED, that in the case of any lands, tenements, or hereditaments, or any interest herein, located partly within and partly without the boundaries of the Township of Wilkins. This tax herein imposed shall be due and payable at the time of the executing, delivering, or accepting of the deed, and the grantee or grantees shall be jointly and severally liable with grantor or grantors for the payment of the said tax.

SECTION 4. Appointment of Transfer Tax Collecting Agent: The Township Solicitor is hereby appointed the Transfer Tax Collecting Agent of the Township of Wilkins and is hereby empowered and directed to collect the tax imposed by this Ordinance and to distribute stamps to evidence the payment of the said tax. The said Township Solicitor shall be entitled to a commission of five (5%) per cent of the tax collected by him. The Township Solicitor may with the approval of the Board of Commissioners, designate any duly qualified bank as his Deputy Collector.

SECTION 5. Payment of Tax: The payment of the tax imposed by this Ordinance shall be paid to the Transfer Tax Collecting Agent at an office from time to time established, and the said payment shall be evidenced by an official stamp or stamps affixed to every deed. Said stamp or stamps shall indicate the amount of the tax paid and the date on which payment was made, and said stamp or stamps shall bear the initials of the person affixing the said stamps to the deed. The Transfer Tax Collecting Agent may prescribe, prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this Ordinance.

SECTION 6. Powers and Duties of the Secretary: The Secretary is hereby charged with the enforcement of the provisions of this Ordinance, and is hereby authorized and empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to:

- (a) The method and means 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 the provisions of this Ordinance.

SECTION 7. Affidavit of Value: Every deed upon which a tax is imposed by this Ordinance and which does not reflect the actual value of the land, tenements, or hereditaments, or interest therein granted, bargained, sold or conveyed by said deed shall be accompanied by 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. Exempt Transactions: The tax imposed by this Ordinance shall not apply to the following transactions and transfers:

- (a) When the transfer is by will or mortgage or the intestate laws of this Commonwealth, or on a transfer by the owner of previously occupied residential premises to a builder of new residential premises when such previously occupied residential premises is taken in trade by such builder as part of the consideration from the purchaser of a new previously unoccupied single family residential premises or on a transfer between corporations operating housing projects pursuant to the housing and redevelopment assistance law and the shareholders hereof, or on a transfer between non-profit industrial development agencies and industrial corporations purchasing from them, or on transfer to non-profit industrial development agencies or on a transfer between husband and wife, or on a transfer between persons who were previously husband and wife but who have since been divorced, provided such transfer is made within three months of the date of the granting of the final decree in divorce and the property or interest therein, subject to such transfer, was acquired by the husband and wife, or husband and wife, prior to the granting of the final decree in divorce, or on a transfer between parent and child or the spouse of such a child, or between parent and trustee for the benefit of a child or the spouse of such child, by and between a principal and straw party for the purpose of placing a mortgage or ground rent upon the premises, or on a correctional deed without consideration, or on a transfer to the United States, the Commonwealth of Pennsylvania, or to any of their instrumentalities, agencies or political subdivisions, by gift, dedication, or deed in lieu of condemnation, or deed of confirmation in connection with condemnation proceedings, or reconveyance by the condemning body of the property condemned to the owner of record at the time of condemnation which reconveyance may include property

line at the time of condemnation which reconveyance may include property line adjustments provided such reconveyance is made within one year from the date of condemnation, leases, or on a conveyance to a trustee under a recorded trust agreement for the express purpose of holding title in trust as security for a debt contracted at the time of the conveyance under which the trustee is not the lender and requiring the trustee to make reconveyance to the grantor-borrower upon the repayment of the debt.

(b) Any other transaction or transfer properly exempt from the realty transfer tax of the Commonwealth of Pennsylvania.

SECTION 9. Unlawful Acts: It shall be unlawful for any person to:

(a) Execute, deliver, accept, or record any deed or cause any deed to be executed, delivered, accepted or recorded without the full amount of the tax thereon being duly paid;

(b) Fraudulently cut, tear or remove from a deed any official stamp, receipt or other evidence of payment;

(c) Fraudulently affix to any deed upon which a tax is imposed by this Ordinance any official stamp or other evidence of payment which has been cut, torn or removed from any other deed upon which a tax is imposed by this Ordinance, or any official stamp of insufficient value, or any forged or counterfeit stamp, or any impression of any forged or counterfeit stamp, receipt, die, plate or other article;

(d) Willfully remove or alter the cancellation marks of any official stamp, or restore any such official 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;

(e) Knowingly have in his possession any altered or restored official stamp which has been removed from any deed upon which a tax is imposed by this Ordinance, provided, that the possession of such stamp shall be prima facie evidence of an intent to violate the provisions of this clause;

(f) Knowingly or willfully prepare, keep, sell, offer for sale, or have in his possession any forged or counterfeited official stamps;

(g) Fail to pay the tax imposed by this Ordinance;

(h) Make use of any stamp to denote payment of any tax imposed by this Ordinance, or as prescribed by the Secretary; or

(i) Fail, neglect, or refuse to comply with, or violate the rules and regulations prescribed, adopted, and promulgated by the Secretary under the provisions of this Ordinance.

SECTION 10. Interest and Penalties: If for any reason the tax is not paid when due, interest at the rate of six (6%) per cent per annum on the amount of said tax, and an additional penalty of one-half of one percent 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 the tax, the person liable therefor shall, in addition, be liable for the costs of collection and the interest and penalties herein imposed.

SECTION 11. Suit for Collection of Tax: In addition to the other remedies now or hereafter provided by law, all taxes imposed by this Ordinance, together with interest and penalties due thereon, shall be recovered as other debts of like character are recovered in an action of assumpsit brought in the name of the Secretary.

SECTION 12. Fines and Penalties: Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than One Hundred and no/100 (\$100.00) Dollars for each and every offense and costs, and upon default in the payment of said fine and costs, be imprisoned in the Allegheny County Jail or the Allegheny County Workhouse for a period not exceeding thirty (30) days. The penalties imposed by this Section shall be in addition to any other penalties imposed by any other Section of this Ordinance and said person shall also be required to pay the amount of the tax, together with interest and penalties as aforesaid.

SECTION 13. Lien on Land: The tax imposed by this Ordinance shall become a lien upon the lands, tenements, or hereditaments, or any interest therein, lying, being, and situate, wholly or in part, within the boundaries of the Township of Wilkins, which lands, tenements, hereditaments, or interest therein, are described in or conveyed or transferred by deed subject to the tax imposed, assessed and levied by this Ordinance, said lien to begin at the time when the tax under this Ordinance is due and payable and continue until discharged by payment, or in accordance with law. The Solicitor is authorized to file a municipal or tax claim in the Court of Common Pleas of Allegheny County in accordance with the provisions of the Municipal Lien Act of 1923, its supplements and amendments.

SECTION 14. Audit: The books, accounts and records of the Transfer Tax Collection Agent shall be audited, adjusted and settled in the manner prescribed by law for the auditing, adjusting and receiving or expending funds of the Township of Wilkins other than earned income.

SECTION 15. Severability: 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 the Board of Commissioners of the Township of Wilkins 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 16. Effective Date: The provisions of this Ordinance shall become effective on the 4th day of January, 1968.

SECTION 17. Repealing Clause: All Ordinances or parts of Ordinances inconsistent with or conflicting with the provisions of this ordinance be and the same are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into a law this 4th day of December, 1967.

TOWNSHIP OF WILKINS

ATTEST:

Harry M. Feagell
President, Board of Commissioners

William O. Baldwin
Secretary

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ORDINANCE NO. 419

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE APPROPRIATION OF FUNDS IN EXCESS OF ESTIMATED RECEIPTS TO CERTAIN DEPLETED 1967 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1967 Budget Ordinance (No. 398) have been or are about to be depleted to the extent of the total sum of \$11,350.90 and;

WHEREAS, the actual receipts for the year to November 15, 1967 are ascertained to be in excess of \$18,006 over and above the total amount of estimated receipts in addition to the \$1,321.02 un-appropriated.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P.L. 1955, as amended, the following additional appropriations be authorized:

	FUNCTION	APPROP.	AMOUNT
ADMINISTRATION:	Office Supplies	101d1	\$ 150.00
	Adv. & Printing	101f	700.00
	Assoc. Dues & Expenses	101k	400.00
	Custodian Wages	103B	100.00
	Material & Supplies	103d	600.00
	Utilities	103L	400.00
	PUBLIC SAFETY:	Salaries - Police	201A
Wages - Part Time		201B	2,500.00
Other Materials		201d3	500.00
Office Equipment		201e1	100.00
Maintenance & Repairs		201e2	950.00
Fire Co. Contribution		202k	90.00
BUILDING REG. FTC.		Salaries	203a
DEPARTMENT OF PUBLIC WORKS:	Materials	401Ad2	700.00
	Maintenance & Repairs	401Ae2	650.00
	Signs	401Be2	200.00
	Tar Surface Treatment	401M3	1,000.00
MISCELLANEOUS:	Recreation	601	1,050.00
	Patriotic & Civic	802	500.00
	Total Addition Appropriations		\$12,740.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 4th day of December, 1967, a quorum being present.

TOWNSHIP OF WILKINS

By Harry M. Feazell
President, Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

BBG491

ORDINANCE NO. 420

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING A SCHOOL ZONE ON CHURCHILL
ROAD AND IMPOSING A SPEED LIMIT FOR SAME.

WHEREAS, the speed of Motor Vehicles on Churchill Road is such as to present a safety hazard to school children, and

WHEREAS, the county of Allegheny has agreed to permit the posting of a School Zone,

NOW, THEREFORE The Township of Wilkins ordains as follows:

SECTION 1. A School Zone is hereby established on Churchill Road extending from a point where the boundry line of the Borough of Churchill crosses said Churchill Road eastwardly to the intersection of Harrison Road.

SECTION 2. A speed limit of 15 MPH during school hours shall be imposed in this Zone.

SECTION 3. The proper officers of the Township are hereby authorized to erect appropriate signs and to enforce said speed limit as provided in section 1002 of the Pennsylvania Motor Vehicle Code.

SECTION 4. Any person violating the provision of this ordinance shall upon summary conviction before a magistrate be sentenced to pay a fine of Ten (\$10.00) Dollars and costs of prosecution, and in default of payment thereof shall undergo imprisonment for not more than five (5) days.

SECTION 5. 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 the ordinance.

ORDAINED AND ENACTED into an Ordinance this 4th day of December, 1967.

BOARD OF COMMISSIONERS OF
WILKINS TOWNSHIP

By Harry M. Feazell
Harry M. Feazell, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

BBG491

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SECTION VI. SECTION IX Annual Leave (Vacation)

Paragraph d be deleted in its entirety and replaced with the following:

A. All regular full-time employees shall receive paid annual leave (Vacation) as follows:

One week per year - one year service

Two weeks per year - two years to ten years service

Three weeks per year - ten years to twenty years service.

Four weeks per year - after twenty years service.

SECTION VII. SECTION XII Political Activity be delted in its entirety and replaced with the following:

SECTION XII Political Activity

A. No Township employee shall run for a Township office while employed as such.

B. No elected Township Official shall require or demand that any Township employee engage in political activity directly or indirectly, nor shall continued employment be dependent upon any political activity by Township employees.

C. Nothing contained herein shall be construed to abridge the right of voluntary political expression.

D. Township Police may hold the office of Constable as provided by SECTION 1401 of the First Class Township Code.

SECTION VIII. SECTION XVII Active Service

this section to be amended as follows:

By changing the title to read "Active Military Service"

By adding the words "or Board of Commissioners" to the end of the paragraph.

SECTION IX. SECTION XVIII Leave of Absence

this section to be amended by adding the words "and Board of Commissioners" to the end of the paragraph.

SECTION X. SECTION XXI Disciplinary Action

Paragraph B as now reads:

"Any employee who feels that the disciplinary action is unwarranted may appeal such action to the Township Personnel Board. Appeals must be filed in writing to the Chairman of the Personnel Board within ten (10) days after notice of disciplinary action.

be amended to read:

"Any employee who feels that the disciplinary action is unwarranted may appeal such action to the Board of Commissioners. Appeals must be filed in writing to the Bhairman of the Board of Commissioners within ten (10) days after notice of disciplinary action.

SECTION XI. 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 the ordinance.

ORDAINED AND ENACTED this 5th day of February, 1968.

ATTEST:

TOWNSHIP OF WILKINS

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

By Dominic J. Aiello
Dominic J. Aiello, President
Board of Commissioners

ORDINANCE NO. 421

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 334, THE PERSONNEL ORDINANCE.

BE IT ORDAINED AND ENACTED THAT the following amendments be made to Ordinance No. 334:

SECTION I: Section II B 3 as now reads "Part-Time Police, Auxiliary Police, Special Police, Volunteer Firemen and Volunteer Personnel who serve without pay"

be amended to read:

"Police, Auxiliary Police, Special Police, Volunteer Firemen and Volunteer personnel who serve without pay"

SECTION II. SECTION IV Classification and Pay Plan

This section to be amended by adding the following paragraph:

Paragraph E

SECTION IV E Township Police

The Chief of Police shall have general supervision of the Township Police and the Chief of Police shall enforce rules and regulations approved by the Board of Commissioners. Discipline, suspension and removal shall be administered by the Board of Commissioners and the Chief of Police in accordance with Article VI paragraph (9) et. seq. of the First Class Township Code (Civil Service for Police and Firemen).

SECTION III. SECTION V Appointments, promotions, Separations

A. "Appointments to, promotions in and separations from all classified positions in the Township service coming under the jurisdiction of the Township Manager except full time Police Personnel shall be by action of the Township Manager - - -"

be amended to read:

SECTION V Appointments, Promotions, Separations

A. "Appointments to, promotions in and separations from all classified positions in the Township service except full time Police Personnel shall be by action of the Board of Commissioners - - -"

SECTION IV. SECTION V c be deleted in its entirety and replaced with the following:

SECTION V c "Appointments to, and separations from all classified positions in the Township service coming under the jurisdiction of the Township Manager, except full time Police Personnel shall be reviewed by the Board of Commissioners. The Township Manager shall enforce this Ordinance and may suspend employees for just cause with employees having a right of appeal to the Board of Commissioners.

Appeals must be filed in writing to the Chairman of the Board of Commissioners within ten (10) days after written notice of suspension has been given.

SECTION V. SECTION VII Holidays

Paragraph B

as now reads "For the purpose of this computation when a holiday falls on Sunday, the following Monday shall be observed as a holiday, and when a holiday falls on Saturday, the preceeding Friday shall be observed as a holiday"

be amended to read:

"For the purpose of this computation when a holiday falls on Sunday, the following Monday shall be observed as a holiday."

ORDINANCE NO. 422

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION OF THE
TOWNSHIP MANAGER.

The Township of Wilkins Ordains as follows:

SECTION I. The annual compensation of the Township Manager is established at \$12,000.00 payable in installments as shall be determined by the Board of Commissioners. Said rate to be effective January 1, 1968.

SECTION II. The Manager shall be eligible for the following benefits available to full time Township employees:

- (a) Hospitalization insurance.
- (b) Major Medical and Group Life Insurance.
- (c) Municipal share of Pension Obligation under Municipal Employees Retirement System.

SECTION III. Any ordinance or part of an ordinance conflicting with this ordinance, and specifically Ordinance No. 397 be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of February, 1968

TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND THE COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1968 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 1968, as follows:

Tax rate for general Township purposes, the sum of ten mills (10) mills on each dollar of assessed valuation, or the sum of one hundred cents (100) cents.

SECTION II. That for the expenses of the Township for the fiscal year 1968 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

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:	
Cash and securities for Appropriation	\$ 60,922.78
Receipts from Current TAX Levy	209,103.00
Receipts from Taxes of Prior Years	2,000.00
Other Revenue Receipts	121,866.00
Miscellaneous non-revenue Receipts	39,000.00
Total Estimated Receipts and Cash	\$ 432,891.78

SUMMARY OF APPROPRIATIONS

Tax rate for general Township purposes, the sum of ten mills (10) mills on each dollar of assessed valuation, or the sum of one hundred cents (100) cents.	
1. General Government:	
Administration	45,020.00
Treasurer & Tax Collector	10,750.00
Township Buildings	14,900.00
Total	70,670.00
2. Protection to Persons and Property:	
Police	126,842.00
Fire	28,600.00
Building Regulation and Zoning	4,500.00
Total	159,942.00
3. Health and Sanitation:	
Ash and Rubbish Collection and Disposal	6,600.00
Sanitary Sewers	3,000.00
Total	9,600.00
4. Highways:	
Streets and Bridges	116,500.00
Street Lighting	15,000.00
Total	131,500.00
Total Estimated Receipts and Cash	\$ 432,891.78

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6. Recreation:		
Parks and Playgrounds	\$ 5,600.00	\$ 5,600.00
Total	<u>5,600.00</u>	<u>5,600.00</u>
8. Miscellaneous:		
Civilian Defense	300.00	300.00
Civic Contributions	700.00	700.00
Refunds	1,500.00	1,500.00
Transfer to Capital Reserve	21,000.00	21,000.00
Total	<u>23,500.00</u>	<u>23,500.00</u>
9. Unpaid Bills of Prior Years:		
Total	10.82	<u>10.82</u>
Total for Operation, Maintenance and Capital Outlay		\$ 400,822.82
Debt Service:		
Interest		500.00
Principal		<u>30,000.00</u>
Total Debt Service		<u>30,500.00</u>
Total Appropriations from General Operating Funds		\$ <u>431,322.82</u>
Unappropriated Balance		\$ 1,568.46

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, 110 Peffer Road, Wilkins Township, 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 4th day of March, A. D. 1968.

D. J. Aiello

D. J. Aiello
President of the Board of
Township Commissioners

ATTEST:

William K. Baldwin
Secretary

CERTIFICATION

I HEREBY CERTIFY that the foregoing ordinance is a true and correct copy of Ordinance No. 723 enacted by the Commissioners of the Township of Wilkins on March 5th, 1968.

William K. Baldwin
Township Secretary

ORDINANCE NO. 424

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE AMOUNTS OF THE ASSESSMENTS
UPON PROPERTIES ABUTTING THE WILLIAM PENN
HIGHWAY SANITARY SEWER IN PROPORTION TO FRONTAGE
ABUTTING ON THE SEWER AND PROVIDING FOR BILLING
AND FILING OF MUNICIPAL LIENS IN EVENT OF NON-
PAYMENT.

The Township of Wilkins Ordains as follows:

SECTION I. The costs of construction of the William Penn Highway Sanitary Sewer for a distance of approximately 1970.54 feet along the southerly side of the William Penn Highway, as ordained by Ordinance No. 414, are hereby assessed against each lot or piece of land in proportion to its frontage abutting on the sewer.

SECTION II. The assessments shall be and hereby are charged against the properties hereinafter set forth as identified by the schedule of assessment numbers, owners, frontage and assessments based upon the foot front rule as certified and determined by the Township Engineer whose certification is on file at the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania, where it may be examined by the public.

SECTION III. A drawing showing the said sanitary sewer and the properties abutting thereon, prepared by the Township Engineer is adopted as part of this ordinance and is on file in the office of the Township Secretary, as aforesaid, where it may be examined by the public.

SECTION IV. The schedule of properties, owners, frontage and assessments follows:

<u>A-NO.</u>	<u>OWNER</u>	<u>FOOT FRONTAGE</u>	<u>ASSESSMENT</u>
1	Rospec Realty Co. Inc.	593.00	\$6,926.54
2	Morris Schwartz & Amalia Schwartz His wife	20.00	233.62
3	Moncour, Inc.	220.00	2,569.72
4	Morris Schwartz and Amalia Schwartz, his wife	110.00	1,284.87
5	Dom Zullo and Anna K. Zullo, his wife	245.56	2,868.26
6	Orbit Oil Company, Inc.	235.56	2,751.46
7	Irma W. Schimel	170.00	1,985.70
8	George J. Riegner and Florence M. Riegner, his wife and Walter E. Estep and Verda M. Estep, his wife and Henry Borden and Allina B. Borden, his wife	143.37	1,674.64
9	Joseph Soffer and Violet Soffer, his wife	128.05	1,495.70
10	Moncour, Inc.	105.00	1,226.46
	Total -		\$ 23,016.97

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SECTION V. After adoption of this Ordinance bills shall be made out for the amounts charged against each property which shall be forthwith sent to all property owners residing in the Township and mailed to all such owners residing elsewhere whose address is known.

SECTION VI. If any assessment shall remain unpaid at the expiration of thirty (30) days from the sending of notice by bill, a municipal lien shall be filed within the time and in the manner provided by law.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of April, 1968.

TOWNSHIP OF WILKINS

By *Dominic J. Guillo*
President of the
Board of Commissioners

ATTEST:

Melvin R. Baldwin
Secretary

ORDINANCE NO. 425

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING THE WILKINS TOWNSHIP ZONING ORDINANCE OF 1962 (ORDINANCE NO. 303) TO PROVIDE FOR PUBLIC AND PRIVATE SCHOOL USE AREAS, EXTENDING THE EXEMPTION CONTAINED IN ARTICLE 9.10 TO VOLUNTEER FIRE DEPARTMENTS AND PROVIDING FOR PARKING SPACES REQUIRED FOR MAIN BUILDINGS WHEN USED AS RESTAURANTS OR TAVERNS.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. Article 4.1 is amended by deleting therefrom subparagraph (e) which previously read "(e) SCHOOL".

SECTION II. Article 6.1 is amended by adding to the permitted uses listed therein an additional permitted use designed as "PRIVATE SCHOOL".

SECTION III. Article 9.8 is amended by adding thereto a new sentence, viz:

Restaurants or Taverns - One (1) space for each sixteen (16) square feet of useable dining area; One (1) space for each linear foot of counter or bar; and one (1) space for each employee.

SECTION IV. Article 9.10 is amended to read:

9.10 - This Ordinance shall not apply to land or buildings owned or leased by the Township of Wilkins or by any Municipal Authority or similar corporation or agency created by the Township or by any Volunteer Fire Department duly chartered and situate in the Township of Wilkins.

SECTION V. Article 9 is further amended by adding thereto a new paragraph, viz:

9.11 - Public schools shall be permitted in any district subject to the yard requirements and the applicable General Provisions and Exceptions set forth in Article 9.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly authorized meeting held this 1st day of April, 1968.

TOWNSHIP OF WILKINS

By

Dominic J. Cuella
 President of the Board
 of Commissioners

ATTEST:

William J. Sullivan
 Secretary

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The first part of the document discusses the general principles of the system, including the importance of maintaining accurate records and the role of the various departments involved. It emphasizes the need for a clear and concise reporting structure to ensure that all information is properly documented and accessible.

The second part of the document provides a detailed overview of the current status of the project, highlighting the progress made to date and the challenges that remain. It includes a list of key milestones and a timeline for the remaining work, as well as a discussion of the resources and personnel required to complete the project successfully.

The third part of the document outlines the proposed solutions and recommendations for addressing the identified issues. It includes a detailed analysis of the root causes of the problems and a series of specific actions that should be taken to prevent them from recurring. The recommendations are based on a thorough review of the data and a consultation with the relevant stakeholders.

The fourth part of the document provides a summary of the findings and conclusions of the study. It reiterates the key points made throughout the report and offers a final assessment of the overall situation. It also includes a list of references and a glossary of terms used throughout the document.

The fifth part of the document is a concluding statement that expresses the author's confidence in the findings and recommendations. It also includes a statement of responsibility and a declaration of the author's qualifications. The document is signed and dated at the bottom.

ORDINANCE NO. 426

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
LIMITING PERIODS WHEN THE TOWNSHIP
MUNICIPAL BUILDING IS OPEN TO THE PUBLIC;
DEFINING PARTS OF SAID BUILDING NOT OPEN
TO THE PUBLIC; PROHIBITING ENTRY INTO
RESERVED PARTS OF SAID BUILDING; PROHIBITING
UNAUTHORIZED PERSONS FROM REMAINING IN SAID
BUILDING AFTER PUBLIC BUSINESS HOURS;
DEFINING AND PROHIBITING DISORDERLY PRACTICES
WITHIN SAID BUILDING; DEFINING AND PROHIBITING
DISORDERLY PRACTICES IN OTHER PUBLICLY OWNED
PLACES WITHIN THE TOWNSHIP OF WILKINS;
PROVIDING FINES OR PENALTIES FOR VIOLATION
HEREOF AND PROVIDING FOR THE ARREST ON VIEW
OF ANY PERSON VIOLATING THIS ORDINANCE.

WHEREAS, The Township of Wilkins has erected a municipal building for the purposes of conducting public meetings, maintaining its municipal business offices, housing municipally owned motor vehicles, tools and other equipment, safekeeping of municipal records, maintaining police communications and police equipment and records, and for related municipal purposes;

AND WHEREAS it is desirable and necessary to protect municipal records and property from mutilation, loss or theft;

AND WHEREAS it is desirable and necessary to permit municipal officers and employees to conduct municipal business without distraction or harassment;

AND WHEREAS The First Class Township Code, Section 1502 paragraph IX provides that Townships of the First Class may define and prohibit disorderly practices within the limits of the Township.

NOW THEREFORE THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The Municipal Building of the Township of Wilkins shall be open to the public for business on Monday through Friday inclusive (excluding legal holidays and other holidays as declared from time to time by the Board of Commissioners) from 8:30 A.M. to 4:30 P.M., Monday - Friday, 6:30 - 8:30 P.M., Wednesdays, and 9:00 - 11:00 A.M. Saturdays before the Board meetings prevailing time and at the time during which any public township meeting is being conducted.

SECTION II. The auditorium, lobby, restrooms and hallways are declared to be the public portions of the building. The following portions of the building are reserved and are not open to the public: The safe room, the equipment and records, and for related municipal purposes, the police communications room and adjoining office; the office of the police Chief the Township Secretary or Manager's office and adjoining typists offices; the garage and the jail cells.

SECTION III. No person shall, at any time, without the permission of the Township Secretary or Manager enter into or upon the reserved portions of the Municipal Building as defined in Section II, hereof.

SECTION IV. No person shall, without the permission of the Township Secretary or Manager, remain in the Municipal Building after public business hours (which shall be construed to include the time during which any public township meeting is being held).

SECTION V. The following actions are hereby defined as disorderly practices and prohibited throughout the Municipal building:

- (a) Yelling, shrieking or screaming.
- (b) Swearing at or threatening bodily harm upon any municipal employee or official, or any other citizen therein.

SECTION II. The auditorium, lobby, restrooms and hallways are declared to be the public portions of the building. The following portions of the building are reserved and are not open to the public: The safe room, the equipment and records, and for related municipal purposes, the police communications room and adjoining office; the office of the police Chief the Township Secretary or Manager's office and adjoining typists offices; the garage and the jail cells.

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- (c) Any conduct which has as its purpose or effect the harassment of municipal employees to the end that they are distracted from their duties and unable to properly perform same.
- (d) Interfering with the conduct of any public meeting of the Board of Commissioners, the Board of Adjustment, The Planning Commission or any other duly appointed Board, Commission or Committee of the Township of Wilkins by refusal to abide by the rules and regulations governing the conduct of such meetings as adopted from time to time.

SECTION VI. The following actions are hereby defined as disorderly practices and prohibited in and on any property owned by the Township of Wilkins or the school lands of the Churchill Area School District, within the Township of Wilkins, including but not limited to the Township parks, and the public school playgrounds:

- (a) Fighting.
- (b) Destruction of or tampering with any sign, equipment, building facility or structure or attempting same.
- (c) Destruction of trees, shrubs, foliage, flowers, grass or other plantings.
- (d) Entry upon or into any Township park or other Township lands, or any public school lands and playgrounds before or after the hours designated by action of the Board of Commissioners of the Township of Wilkins or the Board of Directors of the Churchill Area School District when the open hours are posted on such properties.

SECTION VII. Any person convicted of a violation of this Ordinance shall be fined or penalized in an amount not to exceed Three Hundred Dollars (\$300.00 and costs. Upon judgment against any person by summary conviction or by proceeding by summons, on default of the payment of the fine or penalty imposed by said judgment and the costs, such person may be sentenced to the county jail or workhouse for a period not exceeding thirty (30) days.

SECTION VIII. Pursuant to the First Class Township Code, Article XIV Section 1403, the Township Police may, without warrant and on view arrest and commit for hearing any person violating the provisions of this Ordinance.

SECTION IX. The provisions of this Ordinance shall be severable, and if any of the provisions shall be held to be unconstitutional, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this ordinance would have been adopted had such unconstitutional provision not been included herein.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held the 6th day of May, 1968.

TOWNSHIP OF WILKINS

By Dominic J. Lucello
President of the
Board of Commissioners

ATTEST:

William J. Walden
Secretary

ORDINANCE NO. 427

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ACCEPTING DEDICATION OF PENN CENTER
BOULEVARD FOR PUBLIC USE FOR HIGHWAY
PURPOSES.

The Township of Wilkins ordains as follows:

SECTION I. The indenture dated February 12, 1968 from Joseph Soffer and Violet Soffer, his wife; P. C. Building IV, Inc; The Manufacturers Life Insurance Company and Penn Center Limited Partnership to the Township of Wilkins, as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania on April 16, 1968 at Instrument No. 15778 which dedicates Penn Center Boulevard as therein described, to the Township of Wilkins for public use for highway purposes is hereby accepted.

SECTION II. A plan showing Penn Center Boulevard as described in said Indenture, prepared by H. A. Shope, Jr. Registered Engineer, dated May 17, 1965, is adopted as part of this Ordinance, and is on file and may be examined in the Office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. The acceptance of the said dedication is made under and subject to the terms and conditions set forth in the agreement between the Township of Wilkins and Joseph Soffer and Violet Soffer executed pursuant to Ordinance 415, adopted on October 2, 1967.

SECTION IV. All ordinances or parts of ordinances in conflict with This Ordinance are repealed in so far as they are in conflict herewith.

Ordained and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of May, 1968.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
D. J. Aiello, President of the
Board of Commissioners

ATTEST:

W. K. Baldwin
W. K. Baldwin, Secretary

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The following table shows the results of the experiments conducted on the 15th of June 1900. The first column gives the number of the experiment, the second column the number of the subject, the third column the number of the trial, the fourth column the number of the error, the fifth column the number of the correct answer, and the sixth column the number of the total number of trials.

Exp. No.	Subj. No.	Trial No.	Error No.	Correct Answer No.	Total Trials No.
1	1	1	0	1	1
1	1	2	0	1	2
1	1	3	0	1	3
1	1	4	0	1	4
1	1	5	0	1	5
1	1	6	0	1	6
1	1	7	0	1	7
1	1	8	0	1	8
1	1	9	0	1	9
1	1	10	0	1	10
1	1	11	0	1	11
1	1	12	0	1	12
1	1	13	0	1	13
1	1	14	0	1	14
1	1	15	0	1	15
1	1	16	0	1	16
1	1	17	0	1	17
1	1	18	0	1	18
1	1	19	0	1	19
1	1	20	0	1	20
1	1	21	0	1	21
1	1	22	0	1	22
1	1	23	0	1	23
1	1	24	0	1	24
1	1	25	0	1	25
1	1	26	0	1	26
1	1	27	0	1	27
1	1	28	0	1	28
1	1	29	0	1	29
1	1	30	0	1	30
1	1	31	0	1	31
1	1	32	0	1	32
1	1	33	0	1	33
1	1	34	0	1	34
1	1	35	0	1	35
1	1	36	0	1	36
1	1	37	0	1	37
1	1	38	0	1	38
1	1	39	0	1	39
1	1	40	0	1	40
1	1	41	0	1	41
1	1	42	0	1	42
1	1	43	0	1	43
1	1	44	0	1	44
1	1	45	0	1	45
1	1	46	0	1	46
1	1	47	0	1	47
1	1	48	0	1	48
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1	1	59	0	1	59
1	1	60	0	1	60
1	1	61	0	1	61
1	1	62	0	1	62
1	1	63	0	1	63
1	1	64	0	1	64
1	1	65	0	1	65
1	1	66	0	1	66
1	1	67	0	1	67
1	1	68	0	1	68
1	1	69	0	1	69
1	1	70	0	1	70
1	1	71	0	1	71
1	1	72	0	1	72
1	1	73	0	1	73
1	1	74	0	1	74
1	1	75	0	1	75
1	1	76	0	1	76
1	1	77	0	1	77
1	1	78	0	1	78
1	1	79	0	1	79
1	1	80	0	1	80
1	1	81	0	1	81
1	1	82	0	1	82
1	1	83	0	1	83
1	1	84	0	1	84
1	1	85	0	1	85
1	1	86	0	1	86
1	1	87	0	1	87
1	1	88	0	1	88
1	1	89	0	1	89
1	1	90	0	1	90
1	1	91	0	1	91
1	1	92	0	1	92
1	1	93	0	1	93
1	1	94	0	1	94
1	1	95	0	1	95
1	1	96	0	1	96
1	1	97	0	1	97
1	1	98	0	1	98
1	1	99	0	1	99
1	1	100	0	1	100

ORDINANCE NO. 428

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE EXECUTION AND DELIVERY OF AN AGREEMENT BETWEEN SAID TOWNSHIP AND THE WILKINSBURG-PENN JOINT WATER AUTHORITY CONCERNING THE CONSTRUCTION OF A WATER LINE BY TOWNSHIP IN JAMES STREET, A PUBLIC ROAD AND PROVIDING FOR CONVEYANCE OF SAID WATER LINE TO THE AUTHORITY AFTER COMPLETION, AND AUTHORIZING A CONTRACT FOR CONSTRUCTION OF SAID WATER LINE.

The Township of Wilkins ordains as follows:

SECTION I. The proper Township officers are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins an agreement between the Township and the Wilkesburg-Penn Joint Water Authority, in substantially the following form:

AGREEMENT

THIS AGREEMENT made this _____ day of _____, 1968, by and between the TOWNSHIP OF WILKINS, a Township of the First Class, situate in the County of Allegheny, Commonwealth of Pennsylvania, first party.

AND ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE EXECUTION OF THE WILKINSBURG-PENN JOINT WATER AUTHORITY, a municipal authority created under the laws of the Commonwealth of Pennsylvania, having its principal place of business at 712A South Avenue, Wilkesburg, Allegheny County, Pennsylvania, second party,

WHEREAS, the first party is desirous of securing the extension of a public water supply on James Street in said Township, and

WHEREAS, first party has, or will, enter into a contract to have a water distribution main constructed on said street, and authorized and directed Whereas, said water line to be constructed must be attached to and become a part of the present water system of the second party, and Authority,

in su WHEREAS, The second party does grant permission for such connection to be made under and subject to conditions hereinafter set out, and further agrees to maintain a public water supply to and through such distribution line to be constructed.

NOW, THEREFORE, in consideration of One (\$1.00) Dollar and the premises set forth hereinabove and hereinafter, it is agreed by and between the parties as follows:

FIRST: First party shall, at its own expense, but subject to the inspection and supervision of the second party, construct the aforesaid water line in accordance with the plat or plan attached hereto and made part hereof, and the specifications set forth in the contract aforesaid.

SECOND: Second party shall, at the expense of the first party, prepare the plans and specifications for the Township's advertisement for bids, and shall, also at the expense of the first party, furnish an inspector during the construction of the said water line.

THIRD: Upon completion of said water line in a manner acceptable to the second party, the first party shall grant and convey by special warranty deed, at a time suitable to it but no later than two (2) years

become a part of the present water system of the second party, and Authority, in su WHEREAS, The second party does grant permission for such connection to be made under and subject to conditions hereinafter set out, and further agrees to maintain a public water supply to and through such distribution

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from the completion of said line, the within water distribution line and the appurtenances thereto to the second party.

FOURTH: From the date of its completion until the aforesaid deed is delivered, it is the obligation of the first party to maintain such line. The second party agrees that from the date of the delivered of such deed, as between the parties hereto, it will maintain the aforesaid water distribution line.

FIFTH: The second party agrees that upon the completion of such line, it will furnish a public supply of water through said water distribution line as long as the same is required and necessary.

SIXTH: The second party agrees that from the date of the recording of special warranty deed referred to above, it will refund to the first party the sum of Fifty and no/100 (\$50.00) Dollars for each property abutting on said pipe line to take service and become occupied within a period of twenty (20) years from the date of said recording. The second party further agrees that when and if, within said period, the municipal authorities pay for fire service from said pipe line, it will refund to the first party the sum of Forty-four (44¢) Cents per foot of completed length laid on public streets, provided, however, that all payments shall be made without interest; that the second party shall make refunds at reasonable intervals but may not be required to make refunds more often than once each year; that no refund will be made for any property connected to said pipe line nor public fire service therefrom paid for after the expiration of twenty (20) years from the date of the recording of the said warranty deed, and that the total amount refunded shall in no event exceed the amount actually paid by the first party for the construction of the line.

SEVENTH: The first party warrants that the present physical level or grade of the said James Street, at the place where the said distribution line is to be constructed, is the duly established grade or that if said grade should be so established as to necessitate raising or lowering of said line, that the said line will be raised or lowered at the expense of the first party.

EIGHTH: It is further agreed by and between the parties that the second party shall have the right to tap into the aforesaid line or to further extend the aforesaid line subsequent to its completion but before the actual title to the line is conveyed to second party. Should the Authority in the making of such tap or taps cause actionable damage to the existing line or adjacent property owners, it will indemnify and hold harmless the first party from any and all claims arising from its action in making such tap or taps.

IN WITNESS WHEREOF, the parties hereto have placed their hands and seals this _____ day of _____, 1968.

ATTEST:

TOWNSHIP OF WILKINS

Secretary

President, Board of Commissioners (SEAL)

ATTEST:

THE WILKINSBURG-PENN. JOINT WATER
AUTHORITY

Assistant Secretary

Chairman (SEAL)

SECTION II. The proper officers of the Township are authorized and directed to enter into a contract for the construction of the water line contemplated herein, with the lowest responsible bidder and to take all other actions necessary to complete the improvement and perform the obligations imposed by the agreement aforesaid.

ORDAINED and ADOPTED BY the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of May, 1968.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
President, of the
Board of Commissioners

ATTEST:

William K. Baldwin
Secretary

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ORDINANCE NO. 429

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING ORDINANCE NO. 275 BY PROVIDING FOR ENGINEERS REPORTS CONCERNING ADEQUACY OF STORM AND SANITARY SEWER SYSTEMS AND A CERTIFICATE FOR WATER SUPPLY SYSTEMS; DEFINING A NATURAL WATER COURSE REQUIRING A DRAINAGE EASEMENT FROM THE POINT OF DISCHARGE OF ANY STORM DRAIN PIPE TO A NATURAL WATER COURSE AND REQUIRING DISCHARGE THROUGH AN ADEQUATE SIZE PIPE WITHIN SUCH EASEMENTS.

The Township of Wilkins ordains as follows:

SECTION I. Ordinance No. 275 (Township of Wilkins Subdivision Ordinance)

Article IV, Section 403 is amended by adding thereto the following paragraphs:

- 4. The plan shall be accompanied by Subdividers Engineers Reports affirming that:
 - a. The design of the streets meets the Township standards;
 - b. The Sanitary and storm sewer systems are feasible and do not overload existing collection facilities and do not adversely affect neighboring properties; data indicating expected volumes of ground water to be cleared in the heaviest storm of record as expressed in inches per hour by each component of the storm drainage system.

- 5. The plan shall be accompanied by a Certificate executed by the Wilkinsburg-Penn Joint Water Authority or any other water utility providing water supply in the proposed plan which certificate shall affirm that the said Authority or utility has examined the preliminary plan and is satisfied that the proposed water supply system is adequate for the required pressures (whether residential, commercial, manufacturing or otherwise) throughout the tract for the proposed building heights and densities and for fire fighting pressures at all hydrants in or within two hundred fifty (250) feet of the tract.

The Township of Wilkins ordains as follows:

SECTION II. Ordinance No. 275, Article V. Section 510 shall be amended

by adding thereto the following paragraphs:

- 4. The plan shall be accompanied by Subdividers Engineers Reports affirming that:
 - a new Certificate shall be presented.

SECTION II. Ordinance No. 275, Article V. Section 510 shall be amended

by adding thereto the following paragraphs:

- L. Storm drainage. The subdivider shall acquire and dedicate a storm drainage easement not less than fifteen (15) feet in width from the point of discharge of any storm drain pipe in any street to a natural watercourse. "Natural watercourse" as used in this paragraph is defined as a stream usually flowing in a definite channel and discharging into some other stream or body of water and is not intended to include surface water conveyed from a higher to a lower level for limited periods during the melting of snow or during or soon after the fall of rain through hollows or ravines which at other times are dry.
- m. Unnatural drainage, drainage from un-natural sources and street drainage shall not be permitted in open ditches. All such drainage shall be conducted through adequate sized pipe to a natural water course as defined in paragraph l. hereof.

The Township of Wilkins ordains as follows:

SECTION I. Ordinance No. 275 (Township of Wilkins Subdivision Ordinance)

Article IV, Section 403 is amended by adding thereto the following paragraphs:

- 4. The plan shall be accompanied by Subdividers Engineers Reports affirming that:
 - a new Certificate shall be presented.

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ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held the 1st day of July, 1968.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
President of the
Board of Commissioners

ATTEST:

W. M. R. B. ...
Secretary

ORDINANCE NO. 430

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING A SPECIAL USE IN A PLANNED RESIDENTIAL DEVELOPMENT TO BE KNOWN AS THE BRIARIDGE PLAN OF LOTS #2.

WHEREAS, the Wilkins Township Zoning Ordinance of 1962, Ordinance No. 303, Article XI authorizes the Board of Commissioners of the Township of Wilkins to permit special uses in connection with planned residential developments, provided the standards as set forth in said Article XI are complied with:

AND WHEREAS, CATRANEL, INC. did under date of March 6, 1968 file an application for a special use in connection with a planned Residential development to be known as Briaridge Plan of Lots #2;

AND WHEREAS, said application together with the preliminary plan was submitted to the Planning Commission of Wilkins Township pursuant to the provisions of said Article XI;

AND WHEREAS, the Planning Commission has filed its written report dated April 3, 1968 with the Board of Commissioners;

AND WHEREAS, it appears that the Planning Commission has recommended granting the special uses hereinafter set forth and that the special uses herein authorized are not contrary to the standards and other provisions set forth in said Article XI of Ordinance No. 303.

AND WHEREAS, the preliminary plan filed with the application for special use indicates that all lots in the plan conform to the said Zoning Ordinance in all other respects.

NOW, THEREFORE, the Township of Wilkins ordains as follows: SECTION I. A special use as hereinafter specified is authorized in connection with the following numbered lots as

shown on the Preliminary Plan, Briaridge Plan of Lots #2 dated April 26, 1968 prepared by Fahringer, McCarty, Grey and Associates, Engineers.

A. Special Use Authorized

Lot No.	Lot Area Reduced to Sq. Ft. as indicated	Front Yard Depth Reduced to Depth as Indicated
---------	--	--

78	No reduction	20'
79	"	20'
80	"	20'

81	"	20'
82	"	20'
83	"	20'
84	8,370	20'
85	8,280	20'
86	No reduction	20'
87	9,400	15'
88	No reduction	15'
89	"	15'

90	"	15'
91	"	15'
92	"	15'
93	9,000	15'

94	No reduction	15'
95	9,850	15'
96	9,820	15'
97	9,300	15'

On lots on which this special use is granted as it relates to lot area, a 5 per cent minus deviation in total lot area will be permitted providing

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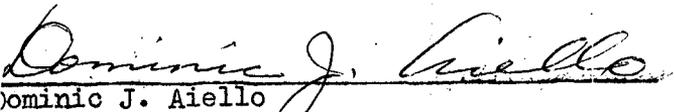
1. No lot becomes less than 7,500 square feet in area.
2. There is no increase in the number of lots.

B. On lot numbers 78 to 97 inclusive the side yard width may be reduced to five (5) feet provided a distance of fifteen (15) feet is maintained between buildings erected on said lots.

SECTION II. Upon presentation of a record plan which conforms in all respects with the provisions of the Wilkins Township Land Subdivision Ordinance of 1960, Ordinance No. 275 and in all other respects with said Zoning Ordinance No. 303, the proper officials of the Township are authorized and directed to accept and approve such plan for recording purposes with Special Use as set forth in Section I. of this Ordinance.

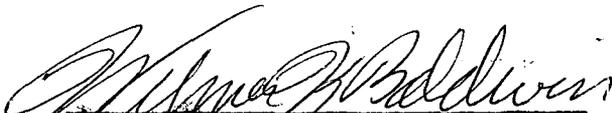
ORDAINED AND ADOPTED BY the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 1st day of July, 1968.

TOWNSHIP OF WILKINS



 Dominic J. Aiello
 President of the Board
 of Commissioners

ATTEST:



 Secretary

ORDINANCE NO. 431

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE EXECUTION AND DELIVERY OF AN AGREEMENT BETWEEN THE BOROUGHS OF FOREST HILLS AND CHALFANT AND THE TOWNSHIP OF WILKINS PROVIDING FOR THE CONSTRUCTION AND MAINTENANCE OF WEST STREET.

THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION I. The proper officers of the Township are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins, an agreement between the Township and the Boroughs of Forest Hills and Chalfant in substantially the following form:

AGENCY AGREEMENT PROVIDING FOR CONSTRUCTION AND MAINTENANCE OF WEST STREET, ALLEGHENY COUNTY, PENNSYLVANIA

MADE THIS _____ day of _____, 1968, among the BOROUGHS OF CHALFANT and FOREST HILLS and the TOWNSHIP OF WILKINS, all being municipalities of the County of Allegheny, Commonwealth of Pennsylvania, hereinafter referred to respectively as "Chalfant", "Forest Hills" and "Wilkins";

WITNESSETH:

WHEREAS, West Street is laid out as a public street or highway running in a Southwesterly direction from the Greensburg Pike for a distance of approximately .39 of a mile to its terminus at the property of the Westinghouse Electric Corporation, Transportation Division Headquarters;

WHEREAS, the center line of said road constitutes the municipal dividing line between Forest Hills, which lies on the Northwest side of the line, and Chalfant and Wilkins, which lie to the Southeast side of said line;

WHEREAS, the parties have filed an Application for assistance under the Appalachian Regional Development Act of 1965, approved March 9, 1965, 79 Stat. 5, hereinafter referred to as "Act", for the improvement of said road or street, including construction of necessary grading, permanent paving, curbing and drainage;

WHEREAS, said Application has received official approval subject to the requirements of the Act;

WHEREAS, the County of Allegheny has agreed to furnish the local contribution to the cost of said project insofar as it relates to the payment to the contractor furnishing the labor and materials for the construction work;

WHEREAS, other costs of construction include the administration, engineering and legal costs and the cost of possible right-of-way acquisition for slope easements;

NOW, THEREFORE, in consideration of the premises, the parties hereto agree with each other as follows:

- 1. Forest Hills will serve as the agent for the three municipalities in connection with construction and maintenance of the street and in its capacity as such agent will execute on behalf of all three municipalities the agreement with the County of Allegheny and Commonwealth of Pennsylvania, Department of Highways, in form substantially as is set forth in the draft attached hereto, made part hereof and marked Exhibit "A". The obligations and responsibilities of the Applicant set forth in said Agreement are binding on all the parties hereto, jointly and severally, to the same effect as if fully set forth herein.

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2. The parties hereto will pay that portion of the local contribution to the project not paid for by Allegheny County and will divide the cost of said portion of the local contribution among themselves as follows: (a) Chalfant - 50%; (b) Forest Hills - 50%; (c) Wilkins - no contribution.

3. After completion of construction and acceptance of the project Forest Hills will maintain the road, providing the necessary labor and materials and equipment therefor and Chalfant will pay to Forest Hills fifty (50%) per cent of the cost of such maintenance. Such cost shall include a reasonable factor for materials used, administrative cost and supervision, equipment and labor. Forest Hills will bill Chalfant annually for its share of such expense and Chalfant will pay said bill within thirty days from the date of receipt thereof. Chalfant shall have the right at any reasonable time and upon reasonable notice to inspect at its own expense the books of account and records of the Borough of Forest Hills insofar as they pertain to the elements of cost involved in maintenance of West Street.

4. Chalfant and Forest Hills hereby jointly and severally indemnify and hold harmless the County of Allegheny from any and all claims arising from or related to the construction, maintenance and use of said road and agree to defend any such claims as may be asserted by any person or entity whatsoever against said County of Allegheny.

5. It is the intention of the parties hereto to be legally bound by this Agreement and so to bind their respective successors and it is their further intention that the benefits of this Agreement shall extend and inure to the successors and assigns of the respective parties.

6. This agreement is executed on behalf of Chalfant by its proper officers, duly authorized to do so by Ordinance No. _____, duly adopted and approved on the _____ day of _____, 196____; by Forest Hills by its proper officers, duly authorized to do so by Ordinance No. _____, duly adopted and approved on the _____ day of _____, 196____; and by Wilkins under the authority of Ordinance No. 431 duly adopted by its Board of Commissioners on the 5th day of August, 1968.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be duly executed the day and year first above written.

ATTEST:

BOROUGH OF CHALFANT

By _____

ATTEST:

BOROUGH OF FOREST HILLS

By _____

ATTEST:

TOWNSHIP OF WILKINS

By Dominic J. Sicello

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of August, 1968.

ATTEST:

TOWNSHIP OF WILKINS

[Signature]
Secretary

By _____
President, Board of Commissioners

ORDINANCE NO. 432

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING THE 1968 BUDGET ORDINANCE NO.
423 BY AUTHORIZING AND ADDITIONAL
APPROPRIATION FROM THE UN-APPROPRIATED
FUNDS TO MEET OBLIGATIONS INCURRED BY
THE TOWNSHIP POLICE CIVIL SERVICE COMMISSION.

WHEREAS, the Wilkins Township Police Civil Service Commission, in response to an appeal from disciplinary action by a member of the Police Department, on June 26th and 27th, 1968 held a public hearing, and

WHEREAS, said hearing involved expenditures for legal counsel, stenographic and other services totaling \$771.23, and

WHEREAS, the 1968 Budget (Ordinance No. 423) does not provide for expenditure of this nature.

NOW, THEREFORE THE Board of Commissioners of the Township of Wilkins ordains that the 1968 Budget Ordinance be amended as follows:

SECTION 1. That the sum of \$771.23 to cover expenses as aforesaid be appropriated to Budget Item No. 20ly 'Other Police Expense'.

SECTION 2. That the proper officers of the Township of Wilkins be authorized to issue warrants chargeable to Budget Item 20ly to cover the aforementioned obligations.

BE IT FURTHER ORDAINED that any Ordinance or parts thereof, in so far as they are inconsistent herewith, be and the same is hereby repealed.

ORDAINED AND ENACTED into law this 5th day of August, 1968, by the Board of Commissioners of the Township of Wilkins at a regular meeting, a quorum being present.

COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By Dominic J. Liello
President

ATTEST:

Andrew M. Paldauer
Secretary

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ORDINANCE NO. 433

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
PROHIBITING THE DISCHARGE OF DIRT, EARTH OR
OTHER DEBRIS ON PUBLIC ROADS, REGULATING
REMOVAL OF SAME AND PROVIDING PENALTIES
FOR VIOLATION OF THIS ORDINANCE.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The discharge of dirt, earth or other debris into and upon the public roads within the Township is prohibited.

SECTION II. Intentional discharge of dirt, earth or other debris on any public road within the Township is deemed an automatic violation of this Ordinance.

SECTION III. Where such discharge occurs through accident or negligence, the persons responsible, as hereinafter defined, shall immediately, completely remove such discharges from the public roads using sufficient water to remove any residue which could result in dust or mud; failure of such removal is deemed a violation of this Ordinance.

SECTION IV. The following persons are declared to be responsible for removal of discharges of dirt, earth or other debris and shall be liable for any violation of this Ordinance:

(a) When such discharges occur in connection with grading, excavation, filling or other work on real estate, the owner of the land and the person with whom the owner contracts for work causing said discharge on the public streets shall both be liable for removal and cleaning as set forth in paragraph III hereof; and where such discharge comes from the operation of trucks or other earth moving equipment, the operator of such equipment or truck shall also be liable along with the owner and contractor aforesaid.

(b) Where the owner or contractor aforesaid are corporations, the executive officers of the corporation as well as the corporation itself shall be responsible and liable for any violation of this Ordinance.

(c) Where the owner or contractor aforesaid are partnerships, all partners shall be responsible and liable for any violation of this Ordinance.

SECTION V. The Township police may, without warrant and on view arrest and commit for hearing any person violating the provisions of this Ordinance.

SECTION VI. Any person convicted of a violation of this Ordinance shall be fined or penalized in an amount not to exceed THREE HUNDRED (\$300.00) DOLLARS and costs. Upon judgment against any person by summary, conviction or proceedings by summons, on default of payment of the fine or penalty imposed by said judgment and the costs, such person may be sentenced to the county jail or workhouse for a period not exceeding thirty (30) days.

SECTION VII. In the event the persons responsible for removal of discharges, as above defined, fail to remove same from the public roads, the Township may cause the same to be done and collect the cost thereof, together with a penalty of ten (10) 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.

SECTION VIII. The provisions of this Ordinance shall be severable, and if any of the provisions shall be held to be unconstitutional, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted had such unconstitutional provision not been included herein.

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ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of August, 1968.

TOWNSHIP OF WILKINS

By *Dominic J. Liello*
President of the
Board of Commissioners

ATTEST:

Mrs. J. Waldron
Secretary

ORDINANCE NO. 434

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR GENERAL REVENUE BY LEVYING A TAX IN THE AMOUNT OF TEN (\$10.00) DOLLARS UPON THE PRIVILEGE OF ENGAGING IN AN OCCUPATION WITHIN THE TOWNSHIP OF WILKINS AT ANY TIME DURING THE CALENDAR YEAR 1968 AND EACH YEAR THEREAFTER, TO BE PAID BY EACH INDIVIDUAL EXERCISING SUCH PRIVILEGE; REQUIRING THE FILING OF RETURNS; PLACING UPON EMPLOYERS THE DUTY OF COLLECTING AND REMITTING TAX OWED BY EMPLOYEES; PROVIDING FOR THE ADMINISTRATION AND COLLECTION OF THE TAX; AND IMPOSING PENALTIES FOR VIOLATION.

The Township of Wilkins under the authority of the "Local Tax Enabling Act" No. 511 of 1965, as amended, hereby enacts as follows:

SECTION 1. TITLE: This Ordinance shall be known and may be cited as the "Occupational Privilege Tax Ordinance".

SECTION 2. DEFINITIONS: As used in this Ordinance, unless the context indicates clearly a different meaning, the following words shall have the meanings set forth below:

- (1) "Township" shall mean the Township of Wilkins;
- (2) "Compensation" shall mean salaries, wages, commissions, bonuses, fees, tips, gross receipts, or any other income;
- (3) "Employer" shall mean a person, partnership, association, corporation, institution, governmental body or unit or agency, or any other entity employing one or more persons for a salary, wage, commission or other compensation. The term shall not include those who hire domestic servants;
- (4) "Occupation" shall include any livelihood, job, trade, profession, business or enterprise of any kind, including services, domestic or other, for which any compensation is received;
- (5) "Tax" shall mean the tax imposed by this Ordinance.
- (6) "Taxpayer" shall mean any natural person liable for the tax levied by this Ordinance;
- (7) "Tax Collector" shall mean the person appointed by The Board of Commissioners for the collection of the taxes imposed under this Ordinance.

SECTION 3. LEVY: For general revenue purposes, a tax is hereby levied upon the privilege of engaging in an occupation within the Township in 1968, and thereafter, in each following calendar year. Each natural person who exercises such privilege for any length of time shall pay tax in the amount of Ten (\$10.00) Dollars in accordance with the provisions of this Ordinance; provided, however, that the tax hereby levied shall not be imposed upon any natural person whose total income during the taxable year is not in excess of One Thousand (\$1,000.00) Dollars.

SECTION 4. COLLECTION THROUGH EMPLOYERS:

(a) Every employer shall, within fifteen (15) days after the effective date of this Ordinance or within fifteen (15) days after first becoming an employer, register with the Tax Collector the employer's name and address, the employee's name and address, and such other information as the Tax Collector may require.

(b) As to each taxpayer employed for any length of time on or before March 31st of any calendar year in which the tax is imposed, each employer shall deduct the tax from compensation payable to the taxpayer, file a return on a form prescribed by the Tax Collector, and pay the Tax Collector the full amount of all such taxes on or

before April 30th of the calendar year. As to each taxpayer for whom no prior deduction has been made, who is employed for whom no prior deduction has been made, who is employed for any length of time in any of the three-month periods ending June 30th of the year, September 30th of the year and December 31st of the year, each employer shall deduct the tax from compensation payable to the taxpayer, file a return on a form prescribed by the Tax Collector, and pay to the Tax Collector the full amount of all taxes deducted for each such three-month period on or before July 31st or October 31st of the calendar year, and January 31st of the ensuing year. However, for the calendar year 1968 all such returns and tax payments for persons employed prior to October 4, 1968 shall be due, deducted and paid on or before October 31, 1968. The obligation to make deductions under this sub-section shall not apply where an employee's employment has been terminated prior to the effective date of this Ordinance.

(c) Any employer who discontinues business or ceases operation before December 31, 1968, shall within fifteen (15) days after discontinuing business or ceasing operation, file the return hereinabove required and pay the tax to the Tax Collector.

(d) The failure of any employer to deduct tax shall not relieve the employee from the duty to file a return and pay the tax. Any employer who fails to deduct the tax as required by this Section, or who fails to pay such tax to the Tax Collector, shall be liable for such tax in full, as though the tax had originally been levied against such employer.

(e) As to employees who present official receipts evidencing prior payment of the tax either directly or by collection through other employers, the employer shall not deduct the tax but shall maintain adequate records concerning such payment by the employees.

(f) Each employer may deduct and retain a fee equal to two (2%) per cent of the total amount of the tax collected through the employer pursuant to this section.

SECTION 5. DIRECT PAYMENT BY TAXPAYERS: Every taxpayer who is self-employed or whose tax for any other reason is not collected under Section 4 of this Ordinance, shall file a return on a form prescribed by the Tax Collector and shall pay the tax directly to the Tax Collector. Each such taxpayer who first becomes subject to the tax on or before March 31st of any calendar year shall file the return and pay the tax on or before April 30th of the calendar year, and each such taxpayer who first becomes subject to the tax after March 31st of any calendar year shall file the return and pay the tax on or before July 31st or October 31st of the calendar year and January 31st of the ensuing year, whichever of such payment dates first occurs at least thirty (30) days after the taxpayer first becomes subject to the tax. However, for the calendar year 1968 all such returns and tax payments for persons subject to the payment of the tax under this section for having engaged in an occupation prior to October 4, 1968 shall be due and paid on or before October 31, 1968.

SECTION 6. NON-RESIDENT TAXPAYERS: Both resident and non-resident taxpayers shall, by virtue of engaging in an occupation within the Township, be subject to the tax and provisions of this Ordinance.

SECTION 7. ADMINISTRATION AND ENFORCEMENT: The Tax Collector, on behalf of the Township, shall collect and receive the taxes, interest, fines and penalties imposed by this Ordinance, and shall maintain records showing the amounts received and the dates such amounts were received. The Tax Collector shall prescribe and issue all forms necessary for the administration of the tax and may adopt and enforce regulations relating to any matter pertaining to the administration of this Ordinance, including, but not limited to, requirements for collection through employers, requirements for deductions, requirements for evidence and records, and provisions for the examination

and correction of returns. The Tax Collector and agents designated by him may examine the records of any employer or supposed employer or of any taxpayer or supposed taxpayer in order to ascertain the tax due or verify the accuracy of any return. Every employer or supposed employer and every taxpayer or supposed taxpayer shall give the Tax Collector and any agent designated by him all means, facilities and opportunity for the examinations hereby authorized.

SECTION 8. COLLECTION: The Tax Collector shall collect, by suit or other wise, all taxes, interest, costs, fines and penalties due under this Ordinance and unpaid. If for any reason any tax is not paid when due, interest at the rate of six (6%) per cent per year on the amount of unpaid tax and an additional penalty of one-half of one (½ of 1%) per cent of the amount of unpaid tax for each month or fraction of month, during which the tax remains unpaid, shall be added and collected. Whenever suit is brought for the recovery of unpaid tax, the taxpayer shall, in addition, be liable for the costs of collections, as well as for interest and penalties. The Tax Collector may accept payment under protest of the tax claimed by the Township in any case where any person disputes the Township's claim for the tax. If a court of competent jurisdiction thereafter decides that there has been overpayment to the Tax Collector, the Tax Collector shall refund the amount of the overpayment to the person who paid under protest. Refunds shall be made only pursuant to approval of the Board of Commissioners of the Township of Wilkins.

SECTION 9. VIOLATIONS: Any person or employer who violates any provision of this Ordinance shall, upon conviction thereof before a Justice of the Peace, be subject to a fine of not more than Three Hundred (\$300.00) Dollars or, in default of payment of such fine, shall be subject to imprisonment in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days. In the case of partnerships or associations, the fine and penalty may be imposed upon any of the partners or members thereof, and in the case of corporations, upon any of the officers thereof in lieu of the corporation itself.

SECTION 10. EXEMPTION: The tax hereby levied shall not be imposed upon any taxpayer whose total compensation during the taxable year is less than One Thousand (\$1,000.00) Dollars. This provision shall not be construed to relieve an employer from the duty to collect a tax imposed under this Ordinance because of a representation by an employee that his earnings in any year would be less than One Thousand (\$1,000.00) Dollars. In the event of overpayment, employee shall be obliged to make a claim for refund with the Tax Collector and furnish such proof of annual earnings as the Tax Collector shall demand.

SECTION 11. APPLICABILITY AND SEVERABILITY: The tax shall not apply to any subject of tax or person not within the taxing power of the Township under the Constitution of the United States and the laws and Constitution of the Commonwealth of Pennsylvania. If a final decision of a court of competent jurisdiction holds any provisions of this Ordinance, or the application of any provision to any circumstances, to be illegal or unconstitutional, the other provisions of this Ordinance, or the application of such provisions to other circumstances, shall remain in full force and effect. It is hereby declared as the legislative intent that the provisions of this Ordinance shall be severable and that this Ordinance would have been,

adopted if any such illegal or unconstitutional provisions had not been included.

SECTION 12. EFFECTIVE DATE: This Ordinance shall become effective October 4, 1968 and shall remain in effect thereafter from year to year on a calendar year basis.

SECTION 13. REPEALER: Any ordinance or aprt of ordinance conflicting with any of the provisions of this Ordinance shall be and the same is hereby repealed insofar as the same affects this Ordinance.

ORDAINED AND ENACTED this 4th day of September, 1968.

TOWNSHIP OF WILKINS

By *Dominic J. Luella*
President of the
Board of Commissioners

ATTEST:

William J. Baldwin
Secretary

ORDINANCE NO. 435

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING THE DEDICATION FOR PUBLIC USE FOR HIGHWAY PURPOSES THE DRIVES, ROADS AND STREETS AS SET FORTH IN THE CERTAIN RECORDED PLANS OF LOTS NAMED PENHURST AND PENHURST PLAN NO. 2 AND ACCEPTING AS PART OF THE PUBLIC SANITARY SEWER SYSTEM AND PUBLIC STORM DRAINAGE SYSTEM THE SANITARY SEWERS AND STORM DRAINS INSTALLED IN THE PUBLIC STREETS AND IN EASEMENTS SHOWN ON SAID PLANS.

The Township of Wilkins ordains as follows:

SECTION I. The dedication of the roads, streets, lanes and ways offered in a plan of lts called Penhurst as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 77, pages 91 and 92 is accepted by the Township of Wilkins for public use for highway purposes together with the sanitary and storm sewers laid therein and shall hereafter be maintained as part of the public road system of the Township of Wilkins. The roads so dedicated in said Penhurst Plan and hereby accepted are: Penhurst Drive and Braddsley Drive. Also accepted is the dedication of a five foot strip for the widening of Harrison Road abutting Lots 201 to 204 inclusive and a ten foot strip for the widening of Churchill Road abutting Lots 204 and 205, all lots being in said Penhurst Plan.

SECTION II. The sanitary sewers and storm drainage sewers installed in said Penhurst Plan are hereby accepted for public use and maintenance as part of the public sanitary and storm drainage system of the Township of Wilkins.

SECTION III. The proper officers of the Township of Wilkins shall accept delivery of and record instruments conveying to the Township of Wilkins sewer easements as shown in said Penhurst Plan where sanitary and storm sewers are not laid within the roads and streets previously dedicated.

SECTION IV. The dedication of the roads, streets, lanes and ways offered in a plan of lots called Penhurst Plan No. 2 as recorded in the office of the Recorder of Deeds, aforesaid, in Plan Book Volume 79, pages 78, 79, and 80 is accepted by the Township of Wilkins for public use for highway purposes, together with the sanitary and storm sewers laid therein and shall hereafter be maintained as part of the public road system of the Township of Wilkins. The roads so dedicated in said Penhurst Plan No. 2 are: Penhurst Drive, Radcliff Drive and Harwick Drive.

SECTION V. The sanitary sewers and storm drainage sewers installed in said Penhurst Plan No. 2 are hereby accepted for public use and maintenance as part of the public sanitary sewer and storm drainage system of the Township of Wilkins.

SECTION VI. The sidewalks constructed in said Penhurst Plan and Penhurst Plan No. 2 within the rights of way of the dedicated roads are not accepted for maintenance by the Township of Wilkins but shall be kept in good order and repair by the owners of the abutting properties as provided by the First Class Township Code.

ORDAINED AND ADOPTED BY THE BOARD OF COMMISSIONERS AT A duly assembled meeting held this 4th day of November, 1968.

TOWNSHIP OF WILKINS

ATTEST:

William R. Bradburn
Secretary

By *D. J. Aiello*
D. J. Aiello, President
Board of Commissioners

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ORDINANCE NO. 436

AN ORDINANCE OF THE TOWNSHIP OF WILKINS PROVIDING FOR THE AMENDMENT OF AN AGREEMENT AMONG THE TOWNSHIP OF WILKINS, CHURCHILL AREA SCHOOL DISTRICT, BOROUGH OF CHURCHILL AND JOHN S. PUGLIANO WHICH AMENDMENT PROVIDES FOR AN INCREASE IN COMPENSATION FOR THE EARNED INCOME TAX COLLECTOR.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION I. The proper officers of the Township of Wilkins are hereby authorized and directed to execute and deliver an agreement on behalf of the Township of Wilkins in substantially the following form:

AMENDMENT TO AGREEMENT

MADE and entered into this _____ day of _____, 1968, by and between the TOWNSHIP OF WILKINS, the CHURCHILL AREA SCHOOL DISTRICT and the BOROUGH OF CHURCHILL, parties of the first part,

and _____

JOHN S. PUGLIANO (Earned Income Tax Collector), party of the second part;

WITNESSETH, that the parties hereto, intending to be legally bound hereby, do agree as follows:

1. The Agreement dated December 19, 1961, as amended February 7, 1966, by and between the aforesaid parties, is hereby amended so that the second paragraph shall now read as follows:

SECOND: The parties of the first part shall pay or cause to be paid to John S. Pugliano, the sum of Ten Thousand Six Hundred Twenty and no/100 (\$10,620.00) Dollars per year for his tax work commencing January 1, 1969, which sum shall be paid in equal monthly installments thereafter. In the event of termination of this Agreement, the compensation shall be pro-rated as of the date of termination.

ATTEST:

William J. Belders
Secretary

TOWNSHIP OF WILKINS

By *Dominic J. Diello*
President of the Board of Commissioners

ATTEST:

Secretary

CHURCHILL AREA SCHOOL DISTRICT

By _____
President of the School Board

ATTEST:

Secretary

BOROUGH OF CHURCHILL

By _____
President of Council

WITNESS:

John S. Pugliano

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SECTION II. All ordinances or parts of ordinances conflicting with this Ordinance are hereby repealed insofar as such conflict exists.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins held the 2nd day of December, 1968.

TOWNSHIP OF WILKINS

By *Domino J. Diello*
President of the
Board of Commissioners

ATTEST:

Wm. R. Bellevue
Secretary

ORDINANCE NO. 437

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING THE APPROPRIATION OF FUNDS
IN EXCESS OF ESTIMATED RECEIPTS TO
CERTAIN DEPLETED 1968 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1968 Budget Ordinance (No. 423) have been or are about to be depleted to the extent of the total sum of \$13,900.00 and;

WHEREAS, the actual receipts for the year to November 15, 1968 are ascertained to be in excess of \$26,000 over and above the total amount of estimated receipts.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P.L. 1955, as amended, the following additional appropriations be authorized from the excess amount of actual receipts ascertained above:

<u>ADMINISTRATION</u>	<u>FUNCTION</u>	<u>APPROP.</u>	<u>AMOUNT</u>
	Office Supplies	101d1	\$500.00
	Adv. & Printing	101f	300.00
	Telephone	101g	250.00
	Assoc. Dues & Exp.	101k	350.00
	Utilities	103L	50.00
<u>PUBLIC SAFETY</u>	P.T. Police & School Guard	201B	3200.00
	Other Materials & Supplies	201d3	400.00
	Fuel	201e3	400.00
	Radio, Oper. & Exp.	201e5	500.00
	Equipment	201e6	700.00
	Casualty Insurance	201i3	150.00
<u>DEPARTMENT OF PUBLIC WORKS:</u>	Engineer Salary	401Aa	2100.00
	Fuel	401Ae3	200.00
	Compensation Insurance	401Ai2	700.00
	Tar Surface Treatment	401M3	600.00
<u>MISCELLANEOUS:</u>	Refunds	1601	3500.00
	Total Additional Appropriations		\$13,900.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 2nd day of December, 1968 a quorum being present.

TOWNSHIP OF WILKINS

By _____
President, Board of Commissioners

ATTEST:

Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 437

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING THE APPROPRIATION OF FUNDS
IN EXCESS OF ESTIMATED RECEIPTS TO
CERTAIN DEPLETED 1968 BUDGET APPROPRIATIONS

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1968 Budget Ordinance (No. 423) have been or are about to be depleted to the extent of the total sum of \$13,900.00 and;

WHEREAS, the actual receipts for the year to November 15, 1968 are ascertained to be in excess of \$26,000 over and above the total amount of estimated receipts.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P.L. 1955, as amended, the following additional appropriations be authorized from the excess amount of actual receipts ascertained above:

<u>ADMINISTRATION</u>	<u>FUNCTION</u>	<u>APPROP.</u>	<u>AMOUNT</u>
	Office Supplies	101d1	\$500.00
	Adv. & Printing	101f	300.00
	Telephone	101g	250.00
	Assoc. Dues & Exp.	101k	350.00
	Utilities	103b	50.00
<u>PUBLIC SAFETY</u>	P.T. Police & School Guard	201B	3200.00
	Other Materials & Supplies	201d3	400.00
	Fuel	201e3	400.00
	Radio, Oper. & Exp.	201e5	500.00
	Equipment	201e6	700.00
	Casualty Insurance	201f3	150.00
<u>DEPARTMENT OF PUBLIC WORKS:</u>	Engineer Salary	401Aa	2100.00
	Fuel	401Ae3	200.00
	Compensation Insurance	401A12	700.00
	Wear Surface Treatment	401M3	600.00
<u>MISCELLANEOUS:</u>	Refunds	1301	3500.00
	Total Additional Appropriations		\$13,900.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 2nd day of December, 1968 a quorum being present.

TOWNSHIP OF WILKINS

By Dominic J. Piello
President, Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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OFFICIAL

TOWNSHIP OF WILKINS

ORDINANCE NO. 438

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, COUNTY OF ALLEGHENY AND THE COMMONWEALTH OF PENNSYLVANIA, FIXING THE TAX RATE FOR THE YEAR 1969 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 1969, as follows:

Tax rate for general Township purposes, the sum of ten mills (10) mills on each dollar of assessed valuation, or the sum of one hundred cents (100) cents on each one hundred dollars of assessed valuation.

SECTION II. That for the expenses of the Township for the fiscal year 1969 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:

SUMMARY OF ESTIMATED RECEIPTS
Cash and securities for Appropriation \$ 77,953.42
Receipts from Current Tax Levies 244,728.00
Receipts from Taxes of Prior Years 1,800.00
Other Revenue Receipts 150,716.00
Miscellaneous non-revenue Receipts 40,500.00
Total Estimated Receipts and Cash \$ 515,697.42

Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION II. 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 1969, as follows:

1. General Government:
Administration \$ 48,624.00
Treasurer & Tax Collector 13,750.00
Township Buildings 15,360.00
Total \$ 77,734.00

2. Protection to Persons and Property:
Police \$ 146,835.00
Fire 29,200.00
Building Regulation and Zoning 7,670.00
Total \$ 183,705.00

3. Health and Sanitation:
Ash and Rubbish Collection and Disposal \$ 7,000.00
Sanitary Sewers 3,000.00
Total \$ 10,000.00

4. Highways:
Streets and Bridges \$ 125,700.00
Street Lighting 15,500.00
Total \$ 141,200.00

6. Recreation:
Parks and Playgrounds \$ 6,200.00
Total \$ 6,200.00

Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SUMMARY OF APPROPRIATIONS
Operation and Maintenance \$ 183,705.00
General Government \$ 77,734.00
Health and Sanitation \$ 10,000.00
Highways \$ 141,200.00
Recreation \$ 6,200.00
Total \$ 518,839.00

Board of Commissioners of the Township of Wilkins, County of Allegheny, Pennsylvania:

SECTION II. 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 1969, as follows:

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	<u>Operation and Maintenance</u>	<u>Total</u>
7. Miscellaneous:		
Civilian Defense	\$ 300.00	\$ 300.00
Civic Contributions	850.00	850.00
Refunds	10,860.00	10,860.00
Transfer to Capital Reserve	51,000.00	51,000.00
Total	<u>\$63,010.00</u>	<u>\$63,010.00</u>
Total for Operation, Maintenance and Capital Outlay		\$481,849.00
Debt Service:		
Interest		\$ 1,000.00
Principal		<u>30,000.00</u>
Total Debt Service		\$ 31,000.00
Total Appropriations from General Operating Funds		\$512,849.00
Unappropriated Balance		\$ 2,848.42

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, 110 Peffer Road, Wilkins Township, Pennsylvania.

SECTION IV. Than 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 30th day of December, A.D. 1968.

TOWNSHIP OF WILKINS

By *D. J. Aiello*
D. J. Aiello, President of the
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 439

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION OF THE
TOWNSHIP MANAGER.

The Township of Wilkins Ordains as follows:

SECTION I. The annual compensation of the Township Manager is established at \$12,720.00 payable in installments as shall be determined by the Board of Commissioners. Said rate to be effective January 1, 1969.

SECTION II. The Manager shall be eligible for the following benefits available to full time Township employees:

- (a) Hospitalization insurance.
- (b) Major Medical and Group Life Insurance.
- (c) Municipal share of Pension Obligation under Municipal Employees Retirement System.

SECTION III. Any ordinance or part of an ordinance conflicting with this ordinance, and specifically Ordinance No. 422 be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of January, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

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ORDINANCE NO. 440

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
REGULATING AND ESTABLISHING THE COMPEN-
SATION 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, 1970, 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 Five Thousand Five
Hundred (\$5,500.00) 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 col-
lected by him for the Township excepting monies received or col-
lected 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 what-
soever, from the United States Government, the Common-
wealth of Pennsylvania, or any other political sub-division.
6. Occupation Privilege Tax collections.

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 Six
Thousand (\$6,000.00) Dollars in any one year.

SECTION IV. That the Township Treasurer as collector of Town-
ship taxes shall be allowed such actual printing and postage ex-
penses 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, and specifically Ordinances
#230, #286 and #383 be and the same shall be hereby repealed as of
December 31, 1969.

ORDAINED AND ENACTED Into law this 6th day of January
1969.

Attest:

BOARD OF COMMISSIONERS
TOWNSHIP OF WILKINS

Wilmer K. Baldwin
Wilmer K. Baldwin
Secretary

D. J. Aiello
D. J. Aiello, President

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ORDINANCE NO. 441

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
REQUIRING THE REMOVAL OR REPAIR OF
DANGEROUS STRUCTURES SITUATE IN THE
TOWNSHIP OF WILKINS, ALLEGHENY COUNTY,
AND PROVIDING FOR THE DEMOLITION THEREOF
BY THE TOWNSHIP OF WILKINS AND FOR THE
FILING OF A MUNICIPAL CLAIM.

WHEREAS, investigation by officials of the Township of Wilkins, officials of the Township's Volunteer Fire Company, and by officials of the Health Department of the County of Allegheny, has revealed that structures located on the properties hereinafter described are dilapidated, vacant, dangerous to health and safety and deemed nuisances within the meaning of the Act of Assembly of the Commonwealth of Pennsylvania, June 24, 1931, P.L. 1206 Art. XV, Section 1502, cl XXVI, as supplemented and amended:

AND WHEREAS, it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition.

IT IS HEREBY ORDAINED AND ENACTED by the Township of Wilkins, as follows:

SECTION I. The following structures situate in the Township of Wilkins, Allegheny County, Pennsylvania, are hereby declared to be dangerous structures and nuisances;

(a) Abandoned multiple story frame dwelling erected upon property abutting Larimer Avenue, said property being identified as part of Lot No. 1 and part of Lot No. 2 in the New York and Cleveland Gas & Coal Co. Plan, Section C, as recorded in Plan Book Volume 5, page 14, and designated as Block 454-L, Lot 212, in the Deed Registry Records of Allegheny County, Pa. Owners of Record: Isabell Smith, Louisa Laird, Irene Sholder, Alverna Valent, Arvella Haines and John Niehl, Jr. See Deed Book Volume 2734, page 687, and decree of the Orphans Court of Allegheny County, Pennsylvania, dated August 5, 1964 in re Estate of John Niehl at No. 5461, of 1958.

(b) Abandoned frame ruin erected on property abutting Negley Avenue, said property being identified as part of Lot No. 13 in the Thomas McMasters Plan of Lots as recorded in Plan Book Vol. 5, page 314, and designated as Block 455-B-Lot 114 in the Deed Registry records of Allegheny County, Pennsylvania. Owners of Record: Joseph D. Krache and Dolores V. Krache, his wife, See DBV. 3979, page 77.

(c) Abandoned frame two story dwelling (3) erected on property situate partly in the Township of Wilkins and mostly in the Borough of Turtle Creek, abutting Wilbur and Brown Avenues, said property being identified as Lots 380 and 381 in the Trevaskis Terrace Second Addition Plan as recorded in Plan Book Vol. 18, p. 172, and designated as Block 455-E-Lot 74 in Deed Registry Records of Allegheny County, Pa. Owners of Record: Beni Salamon and Julia Salamon, his wife. See DBV 2209, P. 181.

SECTION II. The owners of the structures above described must commence the repair or removal of said structures within ten days of notice so to do and must complete the repair or removal within thirty (30) days thereof.

SECTION III. The notice to repair or remove shall be given to said owners in writing by registered or certified mail to their last known address and where no address is known the notice shall be posted upon the property declared to have a nuisance erected thereon.

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SECTION IV. In the event the owner of any dangerous structure fails to commence or complete repairs or removal, after notice, within the time limits prescribed by such notice the proper Township officials are hereby authorized to obtain bids for demolition of such structure and the restoration of the land to its natural state and to enter into a contract with the lowest responsible bidder or if feasible, the work may be done in whole or in part by Township employees.

SECTION V. The proper Township officials and Solicitor are hereby authorized and directed to file a Municipal Claim and lien against the lot or lots appurtenant to any structure razed by the Township of Wilkins, said Municipal Claim to be for the costs and expenses incurred by the Township of Wilkins in connection therewith, together with a penalty of ten (10) per cent as provided by law or the said costs and expenses may be collected by action in assumpsit against the owners of said dangerous structures.

SECTION VI. Any ordinance or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED and ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 6th day of January, 1969.

BOARD OF COMMISSIONERS OF THE
TOWNSHIP OF WILKINS

By D. J. Aiello
D. J. Aiello, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

ORDINANCE NO. 442

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
VACATING A PORTION OF PENN CENTER BOULEVARD
AS A PUBLIC HIGHWAY AND ACCEPTING DEDICATION
OF PARCEL OF LAND TO BE INCORPORATED INTO
PENN CENTER BOULEVARD FOR PUBLIC USE FOR
HIGHWAY PURPOSES.

WHEREAS, the Board of Commissioners of the Township of Wilkins, after hearing duly held on December 30, 1968, have made their written report in favor of vacating a portion of Penn Center Boulevard and have filed same in the Court of Common Pleas of Allegheny County, Pennsylvania, Criminal Division at No. 2, January Term, 1969 Road Docket, pursuant to the provisions of the First Class Township Code, Article XX, Section 2005 et seq.

NOW, THEREFORE, be it ordained and it hereby is ordained by the Township of Wilkins as follows:

SECTION I. A portion of Penn Center Boulevard, a Township road, having an area of 0.0436 acres shall be and same hereby is declared to be vacated with the purpose and intent that its use as a public highway be extinguished.

SECTION II. The Indenture dated February 25, 1969 from Joseph Soffer and Violet Soffer, his wife, to the Township of Wilkins, as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania on February 26, 1969, at Instrument No. 8446 which dedicates as a parcel of land having an area of 0.0466 acres to be incorporated into Penn Center Boulevard for public use for highway purposes is hereby accepted.

SECTION III. A Plan (entitled "revised Right-of-Way of Penn Center Boulevard" prepared by H. A. Shope and Son, Engineers, dated December 3, 1968) showing in detail by course and distance, the parcel vacated and the parcel dedicated and accepted herein, is on file and may be examined in the Office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION IV. All ordinances or parts of ordinances in conflict with this ordinance are repealed in so far as they are in conflict herewith.

Ordained and adopted by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 3rd day of March, 1969.

TOWNSHIP OF WILKINS

By *Dominic J. Ciello*
President, Board of Commissioners

ATTEST:

William Baldwin
Secretary

BBG491

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ORDINANCE NO. 443

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 263 REGARDING
PEDDLERS PERMITS BY INCREASING THE
RATES FOR SAME.

The Township of Wilkins hereby ordains as follows:

SECTION 5. Ordinance No. 263, 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 employed by or with a foot peddler or peddler operating from a horse-drawn or motor vehicle; one dollar (\$1.00) per day; five dollars (\$5.00) per month; fifteen dollars (\$15.00) per year.

be amended to read as follows:

Peddler on Foot or in Vehicle: for each person ten dollars (\$10.00) per day; thirty dollars (\$30.00) per month; fifty dollars (\$50.00) per year.

All ordinances or parts of ordinances in conflict with this ordinance are repealed in so far as they are in conflict herewith.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of May, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President
Board of Commissioners

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

BBG491

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ORDINANCE NO. 444

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AUTHORIZING THE RE-SURFACING OF CERTAIN
TOWNSHIP ROADS UNDER CONTRACT WITH THE
LOWEST RESPONSIBLE BIDDER.

The TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. The re-surfacing of the following improved Township roads is hereby authorized and directed:

- (a) Stevendale Drive - from Elizabeth Street to Roland Road.
- (b) Elizabeth Street - from Stevendale Drive to Greensburg Pike.
- (c) Lucia Drive - from Roland Road to a point approximately 100 feet west of Elizabeth Street.
- (d) Roland Road - The entire length.
- (e) Dowling Avenue - The entire length.

SECTION II. The said re-surfacing shall be made and work done according to the plans and specifications therefore as prepared by the Township Engineer.

SECTION III. The work to be performed and purchase of material and labor necessary for the above described re-surfacing shall be done in accordance with the plans and specifications and proposal therefore by contract with the lowest responsible bidder or bidders, and the proper officers of the Township of Wilkins are authorized and directed to execute a contract with same.

SECTION IV. The Township Engineer is hereby designated as the person in charge of said work with full power to act for the Township in all matters connected with said work.

SECTION V. The costs and expenses of the entire work hereby authorized shall be paid by the Township of Wilkins and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins held the 5th day of May, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President
Board of Commissioners

ATTEST:

[Signature]
Secretary

BBG491



ORDINANCE NO. 445

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRADING, PAVING, CURBING, AND INSTALLATION OF STORM SEWERS AND APPURTENANCES IN A PORTION OF SUNSET DRIVE IN THE TOWNSHIP OF WILKINS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF FROM THE OWNERS OF THE REAL ESTATE FRONTING OR ABUTTING ON THE IMPROVEMENT BY AN ASSESSMENT ON THE FOOT FRONT RULE.

The TOWNSHIP OF WILKINS hereby ordains as follows:

SECTION I. The grading, paving, curbing and installation of storm sewers and appurtenances is hereby authorized and directed to be done in a portion of Sunset Drive in the Township of Wilkins, beginning at the line dividing the Townships of Wilkins and Penn Hills, and thence extending in a Southerly direction, a distance of approximately 970 feet. The improvement shall be to widths of 20 to 24 feet.

SECTION II. The said improvements shall be made and the work done according to the plans and specifications prepared by the Township Engineer, which are incorporated herein by reference thereto, and available for inspection in the office of the Township Secretary at the Municipal Building, 110 Peffer Road, Township of Wilkins.

SECTION III. The work of construction and purchase of labor and material necessary for the above described street improvements shall be done and furnished by contract with the lowest responsible bidder after due advertisement according to law and the proper township officers are hereby authorized and directed to enter into a contract for the same, on behalf of the Township, with the successful bidder.

SECTION IV. Any trees, pipes or other materials or structures in the Township rights of way which interfere with the free and full construction of said work are hereby declared to be a nuisance, and may be removed or changed by the party with whom the Township contracts upon direction so to do given by the Township Engineer.

SECTION V. Upon completion and construction of the improvements as above set forth, the costs and expenses thereof shall be paid by the Township of Wilkins and the owners of the real estate abutting or fronting on the improvements in accordance with the First Class Township Code as amended. Three-fourths ($\frac{3}{4}$'s) of the said costs and expenses shall be paid by the Township and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury, and one-fourth ($\frac{1}{4}$ th) of said costs and expenses shall be paid by the owners of real estate abutting or fronting on the improvement by an equal assessment on the foot front rule.

SECTION VI. That any assessment authorized under this ordinance shall be paid in full within thirty (30) days after notice of such assessment has been given to the party assessed, as provided by law.

SECTION VII. That if any assessment authorized under this ordinance shall not have been paid in full within thirty (30) days after notice of such assessment shall have been given to the party assessed, it shall be the duty of the Township Solicitor to collect same, with interest from the time of the completion of the improvement, together with a penalty of five (5%) percent, by action of assumpsit, or by a lien to be filed and collected in the same manner as municipal claims.

ORDAINED and ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of May, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
 Dominic J. Aiello, President
 Board of Commissioners

ATTEST:

William W. Belderson
 Secretary

ORDINANCE NO. 446

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING ORDINANCES NO. 247 AND 366 BY ADDING THERETO ADDITIONAL "STOP" INTERSECTIONS.

The Township of Wilkins ORDAINS as follows:

SECTION I. that Article I. Section 12 of Ordinance No. 247 as amended by Ordinance No. 366 be further amended by adding the following paragraph to the end of said Section 12:

"The following intersections are designated as "3 Way Stop Intersections." Vehicle entering these intersections from any direction are to STOP.

- Penhurst Drive and Churchill Road
- Kingston Drive and Queenston Drive
- Queenston Drive and Delaney Drive

SECTION II. That any ordinance or parts of any ordinances conflicting with the provisions of this ordinance be and the same are hereby repealed."

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this second day of June, 1969.

BOARD OF COMMISSIONERS OF THE TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President

ATTESTE

M. M. P. Baldwin

Secretary

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ORDINANCE NO. 447

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AMENDING ORDINANCE NO. 438, THE 1969
 BUDGET BY APPROPRIATING CERTAIN ADDI-
 TIONAL FUNDS.

The Township of Wilkins ordains as follows:

SECTION 1. That Ordinance No. 438 and the Pennsylvania Department of Community Affairs Budget form Schedule B as incorporated in the ordinance be amended by increasing the appropriation to account 401 M3 Tar Surface Treatment from \$22,000.00 to \$39,000.00. Said increased appropriation to be derived from the sum of \$18,091.40 collected to July 1st, 1969, in Occupation Priviledge Tax over and above that estimated in the 1969 Budget.

SECTION 2. All ordinances or parts of ordinances incoonsistant with the provisions of this ordinance are hereby repealed insofar as incoonsistant herewith.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 14th day of July, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
 Dominic J. Aiello, President
 Board of Commissioners

ATTEST:

Wilmer K. Baldwin
 Wilmer K. Baldwin, Secretary

ORDINANCE NO. 449

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING AND DIRECTING THE PROPER TOWNSHIP OFFICIALS ON BEHALF OF THE TOWNSHIP TO EXECUTE AND DELIVER AN AGREEMENT WITH PROPERTY OWNERS SETTING FORTH THE TERMS AND CONDITIONS RELATIVE TO THE CONSTRUCTION OF A WATER LINE ON PART OF RIDGE STREET AND APPROPRIATING THE NECESSARY FUNDS THEREFORE.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION 1. The proper Township officials are authorized and directed to execute and deliver on behalf of the Township an agreement with Francis P. Colonello and Gloria M. Colonello in substantially the following form:

AGREEMENT

MADE the _____ day of _____, 1969 by and between FRANCIS P. COLONELLO and GLORIA M. COLONELLO, his wife, parties of the first part.

-and-

THE TOWNSHIP OF WILKINS, a municipal corporation, situate in the County of Allegheny, Pennsylvania, herein called "Wilkins".

WHEREAS, the parties of the first part are the owners of real estate fronting on or accessible from Ridge Street, a public thoroughfare which has been dedicated to and opened to public travel and which shall have established thereon an official grade by the proper actions of the Board of Commissioners of the Township of Wilkins;

AND WHEREAS, the parties of the first part are the owners of lots which can be serviced by a water line laid in Ridge Street as more particularly shown on the plan attached hereto and marked Exhibit "A".

AND WHEREAS, the parties of the first part desire the Township of Wilkins to construct and lay a cast iron water distribution line and fire hydrant in Ridge Street as shown in said Exhibit "A".

AND WHEREAS, pursuant to the prior policy followed in such projects, the parties of the first part are willing to pay 75% of the total costs of the construction of said water line, including in said costs, the installation and laying of the water line, necessary fire hydrants, engineering and legal services and all other expenses incidental to said project, and Wilkins to pay 25% of the cost as aforesaid;

AND WHEREAS, the total estimated cost of said project is \$4000.00.

NOW THEREFORE, in consideration of the mutual covenants herein contained and intending to be legally bound hereby the parties hereto agree as follows:

The parties of the first part agree that:

- 1. They will deposit with the Township of Wilkins, concurrent with the execution of this agreement 75% of the estimated cost of said water line, namely \$3000.00.

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2. In the event that the lowest acceptable bid delivered to Wilkins indicates the total cost of the project will be in excess of the estimated cost, the parties of the first part agree upon notice to immediately deposit with Wilkins such additional sums as Wilkins may deem necessary to complete the project.

3. In the event that if during or after construction of the project, it appears that the cost of the project be increased for any reason, the parties of the first part agree upon notice to immediately deposit with Wilkins such additional sums as Wilkins may deem necessary to complete or pay for the project.

a. In the event of any increase over the estimated cost, it is understood and agreed among the parties of the first part and by Wilkins that the shares to be paid shall be in the same ratio as above set forth.

4. The parties of the first part agree to execute and enter into any and all agreements and to execute all documents necessary to effect this agreement and incidental to the construction and completion of the water project.

5. The water line project shall be constructed by Wilkins and all matters incidental to the construction and engineering of same shall be decided by the Board of Commissioners of Wilkins.

6. The water line, when completed shall be owned and maintained by the Wilkinsburg-Penn Joint Water Authority, and this agreement and subsequent use of said water line shall be subject to the rules and regulations of said Authority.

The Township of Wilkins agrees that:

7. Wilkins will pay 25% of the final total cost of the water line project contemplated herein.

a. It is understood that the costs of service lines and the connection of same to the water line herein contemplated are not a part of the proposed water line project and are the sole obligation of the individuals installing such service lines and connections.

8. Wilkins will construct the water line project in cooperation with the Wilkinsburg-Penn Joint Water Authority and will contract for the installation of same with the lowest acceptable bidder after due advertisement according to law, provided the sums required as hereinbefore set forth are paid.

9. Wilkins will construct the water line project in accordance with plans and specifications prepared jointly by the Township Engineer and the Engineer of said Authority.

10. Wilkins will deposit all sums advanced by the parties of the first part in the Township Treasury and shall disburse same as required for construction of the project.

11. Wilkins will record all costs applicable to the water line project and said record shall be available for inspection by the parties of the first part or their authorized agents at the Municipal Building.

12. In the event the sums deposited by the parties of the first part are in excess of the 75% cost attributable to the parties of the first part, Wilkins shall, within a reasonable time after completion of the water line project, refund any excess funds to the parties of the first part.

13. In the event of any rebates or refunds made by the Authority to Wilkins on account of furnishing public fire service within the area served by the water line project, or on account of service connection rebates, Wilkins shall within a reasonable time after receipt of such funds, refund 75% of such funds to the parties of the first part.

a. It is understood and agreed by the parties hereto, that any refunds as set forth in paragraphs 12 and 13 shall be paid without interest.

This agreement shall be binding upon the parties hereto, their heirs, administrators, successors and assigns.

IN WITNESS WHEREOF, the parties hereto have executed this agreement.

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Francis P. Colonello (SEAL)

WITNESS:

Gloria M. Colonello (SEAL)

TOWNSHIP OF WILKINS

ATTEST:

By Dominic J. Cuello
President of the Board of
Commissioners

William R. Baldwin
Secretary

SECTION 2. The funds required to pay the share of the Township of Wilkins for construction of the water line project, as set forth in said agreement, are hereby appropriated from the monies now or hereafter contained in the Township Treasury.

SECTION 3. All ordinances in conflict with this ordinance are hereby repealed insofar as they conflict.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of September, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Cuello
President of the Board of
Commissioners

ATTEST:

William R. Baldwin
Secretary

ORDINANCE NO. 450

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
ALLEGHENY COUNTY, PENNSYLVANIA ESTABLISHED
A CURFEW WITHIN THE TOWNSHIP; PROVIDING
FOR ENFORCEMENT THEREOF AND PENALTIES FOR
VIOLATION.

The Township of Wilkins ordains as follows:

SECTION 1. Definitions and Interpretation. As used in this ordinance, the following words and terms shall have the meanings hereby ascribed to them, except where the context clearly indicates a different meaning:

(a) Child: a person under the age of eighteen (18) years, whether a resident or a nonresident of the Township of Wilkins, and whether married or unmarried.

(b) Child welfare organization: a society or organization the purpose of which is to take charge of incorrigibles or delinquents, and designated as such from time to time, by motion of the Township Commissioners.

(c) Curfew period: the entire period between 10:00 o'clock in the evening and 5:30 o'clock in the following morning; prevailing time.

(d) Parent: the father, the mother, or the guardian or other legal custodian of the child.

In this ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine and the neuter.

SECTION 2. Prohibitions Applicable During Curfew Period. It shall be unlawful for any child to be in or upon any of the streets, alleys, sidewalks, parks or other public places in the Township of Wilkins, or in any place of public resort or entertainment or in any place of business outside the premises of his home at any time during the curfew period. Provided: the prohibition set forth hereinabove shall not apply in any of the following

(a) In the case of a child accompanied by his parent or another responsible person of good repute who is at least twenty-one (21) years of age.

(b) In the case of a child who is in the performance of an errand for his parent, and who bears a written note, from such parent, giving the date, time and nature of the errand.

(c) In the case of a child who is returning from a community- or school-sponsored function or activity, in which case such child shall be allowed one-half ($\frac{1}{2}$) hour after the conclusion of such function or activity to reach his home, but in no case later than midnight. This exception, however, shall apply only in instances where the Chief of Police shall be notified, by the school principal or other person in charge of the function or activity, and when, at the conclusion of such function or activity, the Chief of Police shall be notified thereof by the principal or other person in charge.

SECTION 3. Unlawful Acts by Parents; Penalty. It shall be unlawful for any parent to allow or permit his child to violate any of the provisions of the second section of this ordinance, and any parent violating any of the provisions of that section shall, upon conviction thereof before any Justice of the Peace of the Township, be sentenced to pay a fine of not more than one hundred dollars (\$100.00) and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment for not more than thirty (30) days.

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SECTION 4. Enforcement. It shall be the duty of the members of the Police Department of the Township of Wilkins to enforce this ordinance and, upon finding a child violating any of the provisions of the second section of this ordinance, to take such child into custody at Police Headquarters; to make a record of the name, address and age of such child; and to notify the parent of such child to come immediately to Police Headquarters and to take such child to his home. In any case where a parent cannot be contacted or located, the police officer having custody of such child shall contact the child welfare agency for instructions as to custody of such child for the remainder of the curfew period. Provided: the police officers of the Township of Wilkins, in taking children into custody under this ordinance, shall use their discretion in determining age, and, in doubtful cases, may require positive proof, and, until such proof is furnished, the officer's judgment shall prevail.

SECTION 5. Proceedings in Case of Repeated Violations. If any child shall be found violating any of the provisions of the second section of this ordinance more than three (3) times, the Chief of Police shall report such fact to the child welfare organization, and proceedings shall then be taken in the Juvenile Court of the Family Division of the Court of Common Pleas of Allegheny County, for the permanent welfare of such child, and a like procedure shall be followed in cases where the arrest and prosecution of the parent shall not be effective.

SECTION 6. Repealer. All Ordinances and parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed insofar as in conflict herewith.

SECTION 7. Severable Clause. Should any provisions of this ordinance or the application of any provision to any circumstance be found to be illegal or unconstitutional the other provisions shall remain in full force and effect.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 10th day of November, 1969.

TOWNSHIP OF WILKINS

By *Sergei Torado*
 Vice President of the
 Board of Commissioners

ATTEST:

William K. Bellum
 Secretary

ORDINANCE NO. 451

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ACCEPTING THE DEDICATION FOR PUBLIC USE FOR HIGHWAY PURPOSES THE DRIVES, ROADS AND STREETS AS SET FORTH IN THE CERTAIN RECORDED PLAN OF LOTS NAMED CRESTMONT, AND ACCEPTING AS PART OF THE PUBLIC SANITARY SEWER SYSTEM AND PUBLIC STORM DRAINAGE SYSTEM THE SANITARY SEWERS AND STORM DRAINS INSTALLED IN THE PUBLIC STREETS AND IN EASEMENTS SHOWN ON SAID PLAN AND DEDICATED IN LOTS ONE AND EIGHT THEREOF.

The Township of Wilkins ordains as follows:

SECTION I. The dedication of the roads, streets, lanes and ways offered in a plan of lots called Crestmont as recorded in the Office of the Recorder of Deeds of Allegheny County, Pennsylvania in Plan Book Volume 79, pages 184 through 187 is accepted by the Township of Wilkins for public use for highway purposes together with the sanitary and storm sewers laid therein and shall hereafter be maintained as part of the public road system of the Township of Wilkins. The roads so dedicated in said Crestmont Plan and hereby accepted are: Throncrest Drive, Calmont Drive and the Pedestrian Right-of-Way on Lots 36 and 37 in said Plan.

SECTION II. The Sanitary Sewers and storm drainage sewers installed in said Crestmont Plan are hereby accepted for public use and maintenance as part of the public sanitary and storm drainage system of the Township of Wilkins.

SECTION III. The proper officers of the Township of Wilkins shall accept delivery of and record instruments conveying to the Township of Wilkins drainage and sewer easements as shown in said Crestmont Plan where sanitary and storm sewers are not laid within the roads and streets previously dedicated.

SECTION IV. The sanitary sewer easement dedicated to the Township through Lots one and eight in said Plan by Indenture of ORLANDO GUALTIERI, JR. et us and C. D. Crawford Company is hereby accepted and said Indenture shall be recorded.

SECTION V. The sidewalks constructed in said Crestmont Plan within the rights of way of the dedicated roads are not accepted for maintenance by the Township of Wilkins but shall be kept in good order and repair by the owners of the abutting properties as provided by the First Class Township Code.

ORDAINED AND ADOPTED BY THE BOARD OF COMMISSIONERS At a duly assembled meeting held this 8th day of June 1970.

TOWNSHIP OF WILKINS

By Dominic J. Ciello
President, Board of Commissioners

ATTEST:

William J. Baller
Secretary

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The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author outlines the various methods used to collect and analyze the data. This includes both primary and secondary data collection techniques. The primary data was gathered through direct observation and interviews, while secondary data was obtained from existing reports and databases.

The third section details the statistical analysis performed on the collected data. Various tests were conducted to determine the significance of the findings. The results indicate a strong correlation between the variables being studied, suggesting that the observed trends are not merely coincidental.

Finally, the document concludes with a series of recommendations based on the research findings. These suggestions are aimed at improving the efficiency of the current processes and preventing future issues. It is hoped that these measures will lead to a more streamlined and effective operation.

ORDINANCE NO. 452

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
ALLEGHENY COUNTY, PENNSYLVANIA, PROVIDING
FOR THE TAKING OR CONDEMNATION BY RIGHT OF
EMINENT DOMAIN OF A RIGHT OF WAY FOR PUBLIC
STREET PURPOSES, AN EASEMENT OF SLOPE APPUR-
TENANT THERETO, IN CERTAIN PROPERTY IDENTIFIED
IN THE ALLEGHENY COUNTY DEED REGISTRY SYSTEM
AS: BLOCK 373-R, LOT 175.

THE TOWNSHIP OF WILKINS HEREBY ORDAINS AS FOLLOWS:

SECTION I. The Township of Wilkins hereby declares that it intends to take by right of Eminent Domain a Right of Way for public street purposes and an Easement of Slope appurtenant thereto, in the property identified below, in the manner and to the extent described and delineated on and by that certain PLAN FOR THE IMPROVEMENT OF WEST STREET IN THE TOWNSHIP OF WILKINS AND THE BOROUGH OF FOREST HILLS AND CHALFANT, FROM GREENSBURG PIKE IN A SOUTHEASTERLY DIRECTION FOR APPROXIMATELY 2,000 FEET, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 85, Pages 94 through 100 incl., which is hereby incorporated by reference. A copy of said Plan is also on display at the Borough of Forest Hills Municipal Building, 2071 Ardmore Boulevard, Pittsburgh, Pa. 15221, where it may be examined.

SECTION II. The taking of any interest whatsoever other than a Right of Way and an Easement of Slope, pursuant to this Ordinance, is hereby prohibited.

SECTION III. Said properties are described below, being owned now or formerly by those parties named in the description:

- (a) That ground abutting on West Street in the Township of Wilkins, identified on the records of the Office of the Deed Registry of Allegheny County as Block 373-R, Lot 175, title to which became vested in David P. and Margaret Mooney by deed dated July 16, 1954, recorded in the Recorder's Office of said County in Deed Book Volume 3333, Page 565.

SECTION IV. The proper officers of the Township are hereby authorized and directed to make, execute, file and record all necessary documents to fulfill the intention of this Ordinance.

SECTION V. The Engineer and Solicitor are hereby authorized to secure a competent appraisal of the property herein affected for the purpose of estimating just compensation to be recommended for the consideration of the Board of Commissioners.

SECTION VI. All prior ordinances and resolution or parts of prior ordinances and resolutions inconsistent or in conflict with the provision of this Ordinance are hereby repealed.

ORDAINED AND ENACTED this 10th day of November, 1969.

TOWNSHIP OF WILKINS

George Torado
vice Chairman of Board

ATTEST:

Edmond H. Walden
Secretary

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ORDINANCE NO. 453

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA ADOPTING A FIRE PREVENTION CODE PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION, ESTABLISHING A BUREAU OF FIRE PREVENTION, PROVIDING OFFICERS THEREFORE, DEFINING THEIR POWERS AND DUTIES OF THE FIRE PREVENTION BUREAU, AND PROVIDING FINES OR PENALTIES FOR VIOLATION THEREOF.

THE TOWNSHIP OF WILKINS ORDAINS AS FOLLOWS:

SECTION 1. There is hereby adopted by the Township of Wilkins for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the American Insurance Association, being particularly the 1965 edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended (By Section 11 of this ordinance), of which code copies have been and now are filed in the Office of the Secretary of the Township of Wilkins at 110 Peffer Road in said Township and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the Township of Wilkins.

SECTION 2. The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention of the Township of Wilkins which is hereby established.

SECTION 3. The Bureau of Fire Prevention shall be operated under the supervision of the Fire Marshall and three Deputy Fire Marshalls which offices are hereby established.

(a) The Fire Marshall and Deputy Fire Marshalls shall be appointed by the Board of Commissioners upon recommendation of the fire companies of the Township of Wilkins for two year terms. They shall serve without compensation and may not be removed except for cause and after hearing before the Board of Commissioners.

SECTION 4. The duties of the Fire Marshall and the Deputy Fire Marshalls shall be as described in the Fire Prevention Code herein adopted.

(a) The Fire Marshall and Deputy Fire Marshalls may detail such members of the duly chartered Volunteer Fire Companies situate within the Township of Wilkins to perform inspections and report thereon as may from time to time be necessary.

SECTION 5. A report of the Bureau of Fire Prevention shall be made annually and transmitted to the Township Secretary; it shall contain data re all proceedings under this Code, with such statistics as the Fire Marshall shall wish to inclose therein and such recommendations for amendments to the Code which in the fire Marshalls judgment, shall be desirable.

SECTION 6. There is hereby created the Fire Prevention Code Hearing Board which shall consist of three members appointed by the Board of Commissioners, one of whom shall be designated to serve until the first day of January following the adoption of this ordinance, one until the first day of the second January thereafter, and one until the first day of the third January, thereafter. Their successors shall be appointed on the expiration of their respective terms to serve three years. The members of the Hearing Board shall be removable for cause, by the appointed authority after hearing.

SECTION 7. Whenever the Fire Marshall shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Fire Marshall to the Fire Prevention Code Hearing Board within 30 days from the date of the decision appealed.

SECTION 8. (a) The limits referred to in section 12.5b of the Fire Prevention Code, in which storage of explosives and blasting agents is prohibited, are hereby established as the entire area of the Township of Wilkins.

(b) The limits referred to in section 16.22a of the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited, are hereby established as the entire area of the Township of Wilkins.

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(c) The limits referred to in section 16.51 of the Fire Prevention Code, in which new bulk plants for flammable or combustible liquids are prohibited, are hereby established as the entire area of the Township of Wilkins.

(d) The limits referred to in section 21.6a of the Fire Prevention Code, in which bulk storage of liquified petroleum gas is restricted, are hereby established as the entire area of the Township of Wilkins.

SECTION 9. The Fire Marshall shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Fire Marshall thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

SECTION 10. The Public Safety Committee and the Fire Marshall and his Deputies shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in said code.

SECTION 11. (a) Whenever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the Township of Wilkins.

(b) Whenever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the Township Solicitor.

(c) Whenever the words "Chief of the Bureau of Fire Prevention" are used in the Fire Prevention Code, they shall be held to mean the Fire Marshall and Deputy Fire Marshalls.

SECTION 12. (a) Any person, firm or corporation who shall violate any of the provisions of the code hereby adopted or fail to comply therewith or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Fire Marshall or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of an ordinance violation, punishable by a fine or penalty not less than \$25.00 nor more than \$300.00 and in default of payment of the fine or penalty and costs imposed, the violator may be sentenced and committed to the County Jail or Workhouse for a period not to exceed 30 days. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

(b) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 13. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

SECTION 14. The Township of Wilkins hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, all other portions of this ordinance shall remain valid and in full force and effect.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of December, 1969.

TOWNSHIP OF WILKINS

By Domino J. Wells
President of the Board of
Commissioners

ATTEST:

Wm. R. Palmer
Secretary

ORDINANCE NO. 454

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AUTHORIZING THE APPROPRIATION OF FUNDS IN EXCESS OF ESTIMATED RECEIPTS AND UN-APPROPRIATED BALANCE TO CERTAIN DEPLETED 1969 BUDGET APPROPRIATIONS.

WHEREAS, in order to maintain services necessary for the orderly operation of various Township functions certain appropriations ordained in the 1969 Budget Ordinance (No. 437) have been or are about to be depleted to the extent of the total sum of \$45,195.00 and;

WHEREAS, the actual receipts for the year to December 8, 1969 together with the un-appropriated balance of \$2,848.42 are ascertained to be in excess of the sum of all depleted appropriations as aforesaid.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins, County of Allegheny and Commonwealth of Pennsylvania, that pursuant to the provisions of Section 1702 of the First Class Township Code, Act of May 29, 1949, P.L. 1955, as amended, the following additional appropriations be authorized from the excess amount or actual receipts ascertained above:

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<u>ADMINISTRATION:</u>	<u>FUNCTION</u>	<u>APPROP.</u>	<u>AMOUNT</u>
	Manager's Salary	101A2	\$200.00
	Clerk's Wages	101B	500.00
	Supplies-Postage	101d1	100.00
	Equipment Office	101e1	160.00
	Telephone	101g	50.00
	Assoc. Dues, etc.	101k	700.00
	Retainer-Solicitor	101N1	100.00
	Custodian's Salary	103B	50.00
	Supplies	103d	550.00
	Utilities	103L	100.00
<u>PUBLIC SAFETY</u>	Police Salaries	201A	3000.00
	P.T. Police & School Guards	201B	4300.00
	Uniforms	201d2	700.00
	Other Materials	201d3	70.00
	Vehicle Repairs	201e2	2600.00
	Fuel	201e3	550.00
	Casualty Insurance	201I3	110.00
	Arbitration & Other Legal Expense	201y	170.00
	Hydrant Rentals	202d2	100.00
	Fire Co. Contributions	202k	700.00
<u>DEPARTMENT OF PUBLIC WORKS</u>	Engineering Salary, etc.	401Aa	2600.00
	Materials	401Ad2	100.00
	Casualty Insurance	401Ai3	310.00
	Tar Surface Treatment	401M3	27,350.00
<u>MISCELLANEOUS</u>	Patriotic & Civic Contr.	802	25.00
	Total Additional Appropriations		\$45,195.00

BE IT FURTHER ORDAINED that any Ordinance or part thereof inconsistent with the provision of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED into law at a regular meeting of the Board of Commissioners of the Township of Wilkins, held this 8th day of December, 1969, a quorum being present.

TOWNSHIP OF WILKINS

By Domino J. Ciello
President, Board of Commissioners

ATTEST:

William A. Baldwin
Secretary

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ORDINANCE NO. 455

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
VACATING A PORTION OF REBECCA AVENUE AS
A PUBLIC ROAD.

WHEREAS, the Board of Commissioners of the Township of Wilkins, after hearing duly held on September 22, 1969, have made their written report in favor of vacating a portion of Rebecca Avenue and have filed same in the Court of Common Pleas of Allegheny County, Pennsylvania, Criminal Division at No. 3 November Term, 1969, Road Docket pursuant to the provisions of the First Class Township Code, Article XX, Section 2005 et seq.

NOW, THEREFORE, be it ordained and it hereby is ordained by the Township of Wilkins as follows:

SECTION I. A portion of Rebecca Avenue, a Township road, as shown on the Survey herein after described shall be and same hereby is declared to be vacated with the purpose and intent that its use as a public highway be extinguished, reserving, however, unto the Township of Wilkins, its successors and assigns an easement, of whatever width necessary, over, under, across and through said vacated portion, for the installation, repair, maintenance and removal of public utilities including but not limited to gas, electric, sewer, water and storm drainage, as presently located or as may in the future be required.

SECTION II. A Survey (entitled "Proposed fifty foot right-of-way for Rebecca Avenue", prepared by Manella Engineers, dated April 29, 1969) showing in detail by course and distance, the parcel vacated is on file and may be examined in the Office of the Secretary of the Township of Wilkins in the Municipal Building, 110 Peffer Road, Wilkins Township, Allegheny County, Pennsylvania.

SECTION III. All ordinances or parts of ordinances in conflict with this ordinance are repealed in so far as they are in conflict herewith.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of December, 1969.

TOWNSHIP OF WILKINS

By *Dominic J. Ciello*
President of the Board of
Commissioners

ATTEST:

William J. Ballou
Secretary

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ORDINANCE NO. 456

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
REQUIRING THE REMOVAL OR REPAIR OF
DANGEROUS STRUCTURES TITLED IN THE
NAME OF ANDREW FALLON AND JOHN AND
MARIETTA DINARDO PROVIDING FOR THE
DEMOLITION THEREOF BY THE TOWNSHIP
OF WILKINS AND FOR THE FILING OF A
MUNICIPAL CLAIM.

WHEREAS, investigation by officials of the Township of Wilkins, officials of the Township's Volunteer Fire Companies and by officials of the Health Department of the County of Allegheny, has revealed that structures located on the properties hereinafter described are dilapidated, vacant, dangerous to health and safety and deemed nuisances within the meaning of the Act of Assembly of the Commonwealth of Pennsylvania, June 24, 1931, P.L. 1206 Art. XV, Section 1502, cl XXVI, as supplemented and amended:

AND WHEREAS it has been determined by the Board of Commissioners of the Township of Wilkins that such structures should be repaired or removed by demolition.

It is hereby ordained and enacted by the Township of Wilkins as follows:

SECTION I. The following structures situate in the Township of Wilkins, Allegheny County, Pennsylvania are hereby declared to be dangerous structures and nuisances:

(a) One story frame bungalow erected upon property situate at rear of 115 Churchill Road, said property being designated as Block 454L-106, Owner of Record: Andrew Fallon.

(b) Three story brick row house erected upon property situate at 835-839 Railroad Street, said property being designated as Block 454L-242, Owner of Record: John and Marietta DiNardo, his wife.

SECTION II. The owners of the structures above described must commence the repair or removal of said structures within ten days of notice so to do and must complete the repair or removal within thirty (30) days thereof.

SECTION III. The notice to repair or remove shall be given to said owners in writing by registered or certified mail to their last known address and where no address is known the notice shall be posted upon the property declared to have a nuisance erected thereon.

SECTION IV. In the event the owner of any dangerous structure fails to commence or complete repairs or removal, after notice, within the time limits prescribed by such notice the proper Township officials are hereby authorized to advertise for bids for demolition of such structure and the restoration of the land to its natural state and to enter into a contract with the lowest responsible bidder or if feasible the work may be done in whole or in part by Township employees.

SECTION V. The proper Township officials and Solicitor are hereby authorized and directed to file a Municipal Claim and lien against the lot or lots appurtenant to any structure razed by the Township of Wilkins, said Municipal Claim to be for the costs and expenses incurred by the Township of Wilkins in connection therewith together with a penalty of ten (10) per cent as provided by law or the said costs and expenses may be collected by action in assumpsit against the owners of said dangerous structures.

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SECTION VI. Any ordinance or part thereof conflicting with the provisions of this ordinance be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of December, 1969.

BOARD OF COMMISSIONERS
TOWNSHIP OF WILKINS

By Dominic J. Liello
President, Board of Commissioners

ATTEST:

Madame Baldwin
Secretary

ORDINANCE NO. 457

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, ALLEGHENY COUNTY, PENNSYLVANIA, AUTHORIZING THE INSTALLATION OF A FOUR WAY TRAFFIC SIGNAL SYSTEM AT THE INTERSECTION OF BROWN AVENUE, LEAX LANE AND ROLAND ROAD IN SAID TOWNSHIP AND AUTHORIZING THE PROPER OFFICERS TO EXECUTE ON BEHALF OF THE TOWNSHIP, A CONTRACT FOR THE NECESSARY LABOR AND MATERIALS, WITH THE LOWEST RESPONSIBLE BIDDER.

THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION I. The installation of a four way traffic signal at the intersection of Brown Avenue, Leax Lane and Roland Road within the Township of Wilkins is hereby authorized and directed.

SECTION II. The work to be performed and the purchase of material and labor necessary for the said traffic signals shall be done in accordance with the plans and specifications prepared by Traffic Control and Engineering Co. and a contract shall be awarded to the lowest responsible bidder; the proper officers of the Township of Wilkins being hereby authorized and directed to execute and deliver a contract with such bidder.

SECTION III. The costs and expenses of the entire installation herein authorized shall be paid by the Township of Wilkins and the same is hereby appropriated therefore out of funds now or hereafter in the Treasury.

ORDAINED AND ADOPTED at a duly assembled meeting of the Board of Commissioners of the Township of Wilkins held the 8th day of December, 1969.

TOWNSHIP OF WILKINS

By Dominic J. Liello
President of the Board of
Commissioners

ATTEST:

William B. Adams
Secretary

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ORDINANCE NO. 458

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
COUNTY OF ALLEGHENY AND THE COMMONWEALTH OF
PENNSYLVANIA, FIXING THE TAX RATE FOR THE
YEAR 1970 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 1970 as follows:

Tax rate for general Township purposes, the sum of ten mills (10) mills on each
dollar of assessed valuation, or the sum of one hundred cents (100) cents on each
one hundred dollars of assessed valuation.

SECTION II. That for the expenses of the Township for the fiscal year 1970
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	\$ 86,391.06
Receipts from Current Tax Levy	262,072.61
Receipts from Taxes of Prior Years	1,700.00
Other Revenue Receipts	199,966.00
Miscellaneous non-revenue Receipts	<u>45,420.00</u>
Total Estimated Receipts and Cash	\$595,549.67

SUMMARY OF APPROPRIATIONS

	<u>Operation and Maintenance</u>	<u>Total</u>
1. General Government:		
Administration	\$53,907.00	\$53,907.00
Treasurer and Tax Collector	15,250.00	15,250.00
Township Buildings	<u>16,786.00</u>	<u>16,786.00</u>
TOTAL	\$85,943.00	\$85,943.00
2. Protection to Persons and Property:		
Police	\$181,177.00	\$181,177.00
Fire	31,900.00	31,900.00
Building Regulation and Zoning	<u>7,670.00</u>	<u>7,670.00</u>
TOTAL	\$220,747.00	\$220,747.00
3. Health and Sanitation:		
Ash and Rubbish Collection and Disposal	\$ 8,500.00	\$ 8,500.00
Sanitary Sewers	<u>3,120.00</u>	<u>3,120.00</u>
TOTAL	\$ 11,620.00	\$11,620.00
4. Highways:		
Streets and Bridges	\$145,914.00	\$145,914.00
Street Lighting	<u>16,000.00</u>	<u>16,000.00</u>
TOTAL	\$161,914.00	\$161,914.00
6. Recreation:		
Parks and Playgrounds	\$ 7,200.00	\$ 7,200.00
TOTAL	\$ 7,200.00	\$ 7,200.00

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7. Miscellaneous: Contributions from General Operating Funds		
Civilian Defense	\$ 300.00	\$ 300.00
Civic Contributions	850.00	850.00
Refunds	7,500.00	7,500.00
Transfer to Capital Reserve	<u>67,000.00</u>	<u>67,000.00</u>
TOTAL	\$75,650.00	\$75,650.00
Total for Operation, Maintenance and Capital Outlay		
		\$563,074.00
Debt Service:		
Interest		1,000.00
Principal		<u>30,000.00</u>
TOTAL DEBT SERVICE		\$31,000.00
Total Appropriations from General Operating Funds		\$594,074.00
Unappropriated Balance		\$ 1,475.67

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, 110 Peffer Road, Wilkins Township, 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 29th day of December, A. D. 1969.

TOWNSHIP OF WILKINS

By *Dominic J. Aiello*
 D. J. Aiello, President
 Board of Commissioners

ATTEST:

[Signature]
 Secretary

ORDINANCE NO. 459

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 247 BY ESTABLISHING
A NO PARKING ZONE ON A PORTION OF BROWN
AVENUE.

THE TOWNSHIP OF WILKINS ORDAINS AS follows:

SECTION 1. That Section 6 of Ordinance No. 247, parking
permitted on one side only, as amended be further amended by
adding thereto the following:

Brown Avenue, Roland to Lucinda Drive West Side

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 5th day of January, 1970,
at a regular meeting of the Board of Commissioners, a full quorum
being present.

TOWNSHIP OF WILKINS

By *Domine J. Fields*
President, Board of
Commissioners

ATTEST:

William B. Bellum
Secretary

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ORDINANCE NO. 460

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
ESTABLISHING THE COMPENSATION OF THE
TOWNSHIP MANAGER.

The Township of Wilkins Ordains as follows:

SECTION I. The annual compensation of the Township Manager is established at \$13,080.00 payable in installments as shall be determined by the Board of Commissioners. Said rate to be effective January 1, 1970.

SECTION II. The Manager shall be eligible for the following benefits available to full time Township employees:

- (a) Hospitalization insurance.
- (b) Major Medical Addicent and Sickness and Group Life Insurance.
- (c) Municipal share of Pension Obligation under Municipal Employees Retirement System.

SECTION III. The Manager shall be entitled to an allowance of \$.10 per mile for use of his personal automobile for official business.

SECTION IV. Any ordinance or part of an ordinance conflicting with this ordinance, and specifically Ordinance No. 422 be and the same is hereby repealed.

ORDAINED AND ENACTED into law by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 5th day of January, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Biello
President, Board of
Commissioners

ATTEST:

[Signature]
Secretary

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ORDINANCE NO. 461

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 323 RELATIVE TO
THE REGULAR MEETING OF THE 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 the authority of the same that Section 1 of Ordinance No. 323 adopted on the 6th day of January, 1964 which reads as follows:

"All regular meetings of the Board of Commissioners of the Township of Wilkins shall be held on the first Monday of each month at 8:00 o'clock P.M. using the then prevailing time whether Eastern Standard Time or Daylight Savings Time. In the event the aforementioned date falls on a legal holiday, the meeting shall be held on the following Wednesday."

is hereby amended to read as follows:

"All regular meetings of the Board of Commissioners of the Township of Wilkins shall be held on the second Monday of each month at 8:00 o'clock P.M. using the then prevailing time whether Eastern Standard Time or Daylight Savings Time in the Municipal Building, 110 Peffer Road. In the event the aforementioned date falls on a legal holiday, the meeting shall be held on the following Wednesday."

BE IT FURTHER ORDAINED AND ENACTED that any Ordinances, Resolutions, or parts thereof, conflicting with the provisions of this Ordinance be, and the same is hereby repealed.

ORDAINED AND ENACTED by the Board of Commissioners of the Township of Wilkins, this 5th day of January, 1970, a quorum being present.

TOWNSHIP OF WILKINS

By *Dominic J. Trillo*
President, Board of
Commissioners

ATTEST:

Thomas R. Baldwin
Secretary

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ORDINANCE NO. 462

AN ORDINANCE OF THE TOWNSHIP OF WILKINS ESTABLISHING THE AMOUNTS OF THE SEVERAL ASSESSMENTS FOR THE GRADING, PAVING, CURBING, AND DRAINAGE OF SUNSET DRIVE FROM THE LINE DIVIDING THE TOWNSHIP OF WILKINS FROM THE TOWNSHIP OF PENN HILLS AND EXTENDING IN A SOUTHERLY DIRECTION A DISTANCE OF APPROXIMATELY NINE HUNDRED FORTY-FIVE (945) FEET AGAINST ABUTTING PROPERTIES, DIRECTING BILLING FOR SAME AND PROVIDING FOR FILING OF A MUNICIPAL CLAIM IN THE EVENT OF NON-PAYMENT.

The Township of Wilkins ordains as follows:

SECTION I. The properties hereinafter set forth as identified by the assessment numbers listed (as more particularly set forth in the Assessment Plan dated December, 1969, prepared by Mannella Engineers, and which plan is adopted as part of this ordinance and which is on file in the Office of the Township Secretary, 110 Peffer Road, where it may be examined) are hereby assessed in the respective amounts set forth for the grading, paving, curbing and drainage of Sunset Drive, a public road in the Township of Wilkins.

SECTION II. The improvement aforesaid was made on Sunset Drive from the line dividing the Township of Penn Hills and Wilkins and extending in a Southerly direction therefrom for a distance of approximately 945 feet as more particularly shown on said assessment plan and as ordained in Ordinance No. 445 adopted on May 5, 1969.

Section III. The assessments herein ordained are not more than one-fourth of the total cost of the improvement, the remainder to be paid for by the Township of Wilkins and the funds therefore are hereby appropriated.

SECTION IV. The assessments herein ordained are based on equal assessments on the front foot at the rate of \$3.3539 per foot.

SECTION V. The property designated as A-20 owned by Nicholas J. DiBattiste and Dorothy DiBattiste, his wife, being a lot of irregular shape shall be assessed by equitable adjustment on a frontage of 106.668 feet, this being the average frontage of all properties assessed and it appearing to the Board of Commissioners than an assessment for abutting frontage would be unjust.

SECTION VI. The assessment of costs and expenses is as follows:
Total Cost of Improvement \$27,189.65
Amount Charged to the Township of Wilkins \$20,392.24
Schedule - Assessment of Properties Abutting on Improvement

OWNER	A-NO.	FRONT FOOT	ASSESSMENT
Gedney B. Brown and Carol M. Brown, his wife	A-1	100.00	\$335.39
James Quirk and Mary Quirk, his wife	A-2	100.00	\$335.39
Leo M. Schonbachler and Rose M. Schonbachler, his wife	A-3	85.00	\$285.09
Frederick E. Roberts and Mary Clare S. Roberts, his wife	A-4	15.00	\$ 50.32
Howard R. Nopp and Eleanor M. Nopp, his wife	A-5	100.00	\$335.39
Enoch H. Turnock and Ann M. Turnock, his wife	A-6	100.00	\$335.39
Enoch H. Turnock and Ann M. Turnock, his wife	A-7	100.00	\$335.39
Winifred Kistler, Widow	A-8	115.00	\$385.70

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Schedule - Assessment of Properties Abutting on Improvement - Continued

<u>OWNER</u>	<u>A-NO.</u>	<u>FRONT FOOT</u>	<u>ASSESSMENT</u>
Sih Hsuin Tsiang and Margaret Mae Tsiang, his wife	A-9	116.87	\$391.98
Donald E. Hessong and Ruth Elaine Hessong, his wife	A-10	162.90	\$546.35
Leonard A. Molvin and Edna Molvin, his wife	A-11	100.00	\$335.39
George W. Norris and Esther L. Norris, his wife	A-12	100.00	\$335.39
Paul H. Scheuermann and Dorothy M. Scheuermann, his wife	A-13	100.00	\$335.39
John Rowland and Ruth M. Rowland, his wife	A-14	131.72	\$441.78
John F. Walter and Ann M. Walter, his wife	A-15	131.71	\$441.74
James H. Steele and Mary A. Steele, his wife	A-16	142.49	\$477.90
Louis A. Lamorte and Josephine L. Lamorte, his wife and Robert D'Cristofaro and Catherine D'Cristofaro, his wife	A-17	52.27	\$175.32
Louis A. Lamorte and Josephine L. Lamorte, his wife	A-18	90.22	\$302.59
Robert R. Forman and Joanne S. Forman, his wife	A-19	76.85	\$257.76
Nicholas J. DiBattiste and Dorothy DiBattiste, his wife	A-20	106.668	\$357.76
			<u>TOTAL.....\$ 6,797.41</u>
			<u>\$27,189.65</u>

SECTION VII. The Township Secretary is authorized and directed to send as soon as practicable a bill to each of the property owners above named for the amount of his assessment to be paid not later than thirty (30) days after notice is given.

SECTION VIII. If any assessment shall remain unpaid at the expiration of the notice the Township Solicitor shall collect the same with interest from thirty (30) days after the completion of the improvement by action of assumpsit or by a lien to be filed and collected as a municipal claim.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 9th day of February, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Biello
President of the Board of
Commissioners

ATTEST;

Mildred A. Biello
Secretary

ORDINANCE NO. 463

AN ORDINANCE OF THE TOWNSHIP OF WILKINS, AUTHORIZING THE PROPER TOWNSHIP OFFICIALS, TO EXECUTE ON BEHALF OF THE TOWNSHIP, AN AGREEMENT WITH ANIMAL CONTROL SERVICES, INC., PROVIDING FOR ENFORCEMENT OF THE DOG LAW OF 1965, AND SETTING FORTH THE TERMS AND CONDITIONS OF ENFORCEMENT AND PAYMENT OF THE SUM OF ONE HUNDRED (\$100.00) DOLLARS A MONTH THEREFOR.

The Township of Wilkins Ordains as follows:

SECTION I. The proper Township officials are hereby authorized and directed to execute and deliver on behalf of the Township of Wilkins, an Agreement with Animal Control Services, Inc. in substantially the following form:

A G R E E M E N T

MADE this _____ day of _____, 1970 between the TOWNSHIP OF WILKINS, hereinafter called "Township",

and

ANIMAL CONTROL SERVICE, INC., a Pennsylvania business corporation having its principal office in the City of Pittsburgh, Allegheny County, Pennsylvania, hereinafter called "The Corporation".

In consideration of the mutual covenants herein contained and intending to be legally bound hereby, the Township and the Corporation hereby agree as follows:

1. The Corporation agrees to provide sufficient personnel and equipment withing the Township to enforce the Dog Law of 1965 as enacted and as may be hereafter amended.

2. The services of The Corporation shall be rendered in accordance with the following terms and conditions:

- (a) Dog patrol shall be conducted in properly equipped trucks containing two-way radios.
- (b) The vehicles and the agents, servants and employees of The Corporation shall be covered during the life of this Agreement with Public Liability and Property Damage Insurance as shall protect the Township and The Corporation performing the work under this Agreement from claims for damages for personal injury, including accidental death, as well as from claims for property damage, which arise from operations under this Contract and the amounts of such insurance shall be as follows:

Public Liability Insurance in an amount not less than ONE HUNDRED THOUSAND (\$100,000.00) DOLLARS for injuries including wrongful death to any one person and subject to the same limit for each person in an amount not less than THREE HUNDRED THOUSAND (\$300,000.00) DOLLARS on account of any one accident.

Property Damage Insurance in an amount not less than FIFTY THOUSAND (\$50,000.00) DOLLARS.

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The Corporation shall furnish the Township at the time of execution of this Agreement, with Certificates as proof of the coverage of the insurance required. The insurance carrier must agree not to cancel any insurance policy without delivery of thirty (30) days' notice of intent to the Township and so indicate on the Certificate.

(c) The Corporation shall patrol the Township in its entirety, two (2) days a week from 8:00 A.M. to 5:00 P.M.

(d) The Corporation will answer service calls in connection with animals dangerous to human or animal life or running in packs at times other than the regular patrol days and hours, without charge.

(e) The Corporation will answer service calls requested by the owner of any sick or injured animal at times other than the regular patrol days and hours at the expense of the owner, which will not exceed FIVE (\$5.00) DOLLARS for pickup, plus THREE (\$3.00) DOLLARS for humane disposal, if necessary.

(f) The Corporation during the life of this Agreement shall maintain kennels which meet standards imposed by the Commonwealth of Pennsylvania and The Corporation shall be entitled to all reimbursements allowed by the Commonwealth of Pennsylvania in connection with enforcement of the Dog Law of 1965.

(g) The Corporation agrees to prosecute all violators of the Dog Law of 1965.

(h) The Corporation shall be entitled to collect from the owner for any dog detained at The Corporation's kennels the penalty (now \$5.00), now or hereafter provided in the Dog Law of 1965, and in addition, a board fee of \$1.00 per day for each day of detention.

(i) The Corporation agrees to hold all unlicensed dogs of good health and disposition, for not less than three (3) days, after which they may be placed or humanely destroyed.

(j) Licensed dogs shall be detained, and the owner notified in strict conformance to the provisions of the Dog Law of 1965 as now enacted or hereafter amended.

(k) All dogs picked up in connection with biting, shall be detained for observation for a period of ten (10) days at a fee of \$1.00 per day payable by the owner, if known, and by the Township when unknown.

3. The Township agrees to pay The Corporation the sum of ONE HUNDRED (\$100.00) DOLLARS per month for the services provided under this Agreement.

4. This Agreement shall be binding on the parties hereto, their successors and assigns, and shall run for a period of one (1) year from the date above inserted. This Agreement may be extended for a period of one (1) year from its expiration date, and thereafter year by year by a memorandum executed by both parties hereto, indicating such intention.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by the hands of the proper officers and have affixed their corporate seals.

TOWNSHIP OF WILKINS

ATTEST:

M. W. Baldwin
Secretary

By *Dominic J. Ciello*

ANIMAL CONTROL SERVICE, INC.

ATTEST:

Secretary

By _____

SECTION II. This Ordinance is enacted by authority of the Act of 1931, June 24, P.L. 1206, Art. XV, Sec. 1502, cl.XXX, 1949, May 27, P.L. 1955, Sec. 31 and by authority of the Dog Law of 1965.

SECTION III. All ordinances and parts of ordinances inconsistent or in conflict with the provisions of this ordinance are hereby repealed insofar as they are inconsistent or in conflict.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 9th day of March, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
President
Board of Commissioners

ATTEST:

William H. Bellini
Secretary

BBG491

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ORDINANCE NO. 464

AN ORDINANCE OF THE TOWNSHIP OF WILKINS,
AUTHORIZING AND DIRECTING THE PROPER
TOWNSHIP OFFICERS TO EXECUTE AND DELIVER
ON BEHALF OF THE TOWNSHIP AN AGREEMENT
WITH CLARK SANITATION SERVICE INC. SETTING
FORTH THE TERM AND CONDITIONS FOR THE
COLLECTION OF GARBAGE WITHIN THE TOWNSHIP
OF WILKINS.

The Township of Wilkins Ordains as follows:

SECTION 1. The proper officers of the Township of Wilkins are, on behalf of the Township, authorized and directed to execute and deliver unto Clark Sanitation Service Inc. an agreement in substantially the following form:

BBG491

THIS AGREEMENT

MADE this 30th day of March, 1970,
by and between the TOWNSHIP OF WILKINS, a political subdivision
of the Commonwealth of Pennsylvania, hereinafter called
"Township",

and

Rufus Clark and Albert Mackson, trading as
Clark Sanitation Service Inc. hereinafter called
"The Collector".

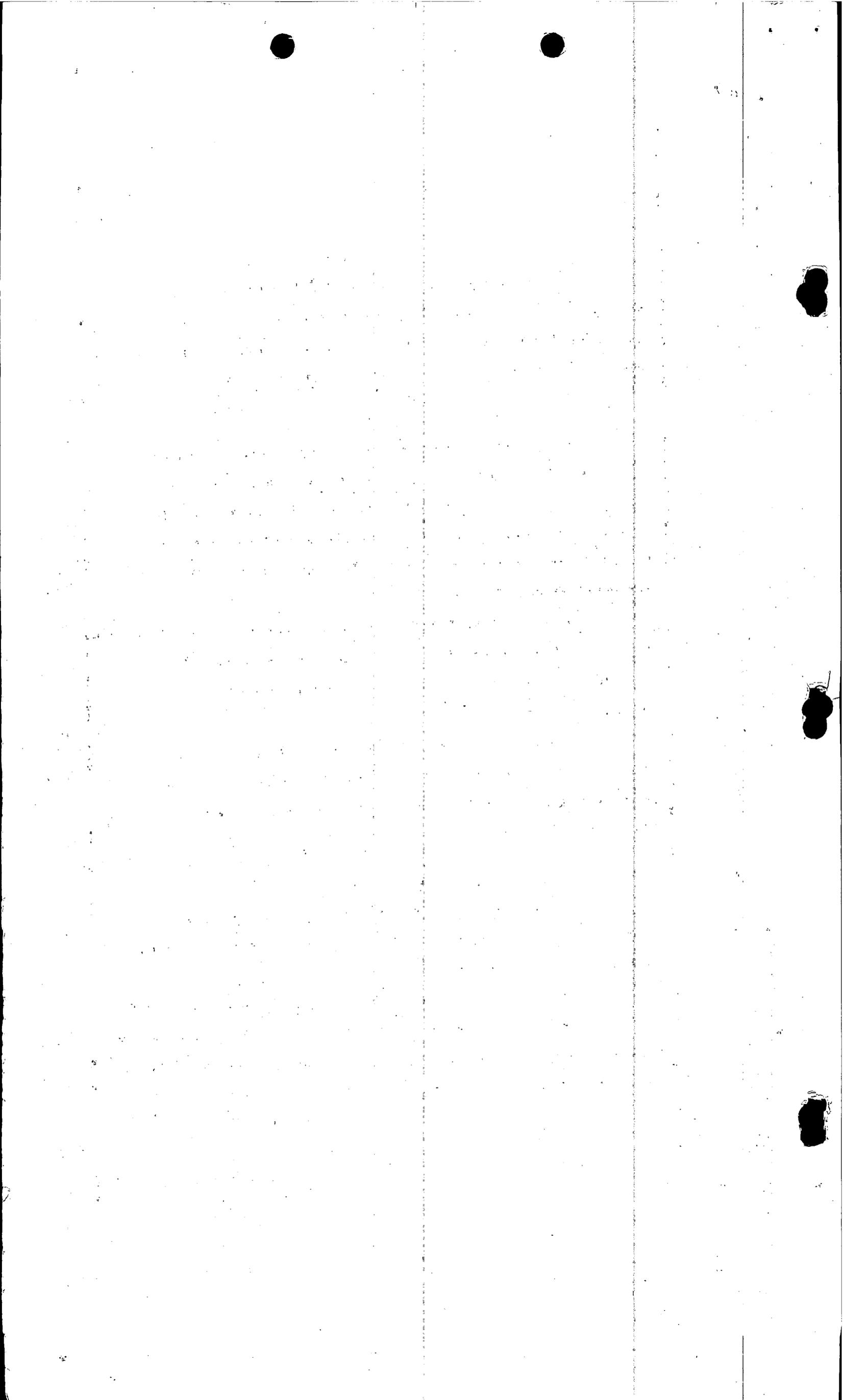
WITNESSETH, that in consideration of the mutual covenants
herein contained and intending to be legally bound hereby, the
Township and the Collector agree as follows:

ARTICLE I

The Collector is hereby granted by the Township, for a
period of two (2) years from the date hereof, the right, privi-
lege and authority to collect garbage and rubbish from residences
situate within the Township.

ARTICLE II

The Collector shall furnish all of the equipment and labor
necessary for the collection and transportation and removal of
all garbage and rubbish from residences in the Township, and will
lawfully dispose of same in accordance with existing laws per-
taining thereto, and such other future laws, resolutions or rules
as may be enacted or adopted during the life of this Contract,
by any governmental authority.



ARTICLE III

The Collector will dispose of all garbage and rubbish at a dump site licensed or approved of by and in accordance with the County of Allegheny or its Health Department, or the Department of Health of the Commonwealth of Pennsylvania.

ARTICLE IV

The Collector shall obtain Compensation for garbage collection services rendered to individual residents according to the terms and conditions as set forth in the Proposal submitted by the Collector: Either from the individual residents served by the Collector (Proposal Number One) or from the Township (Proposal Number Two).

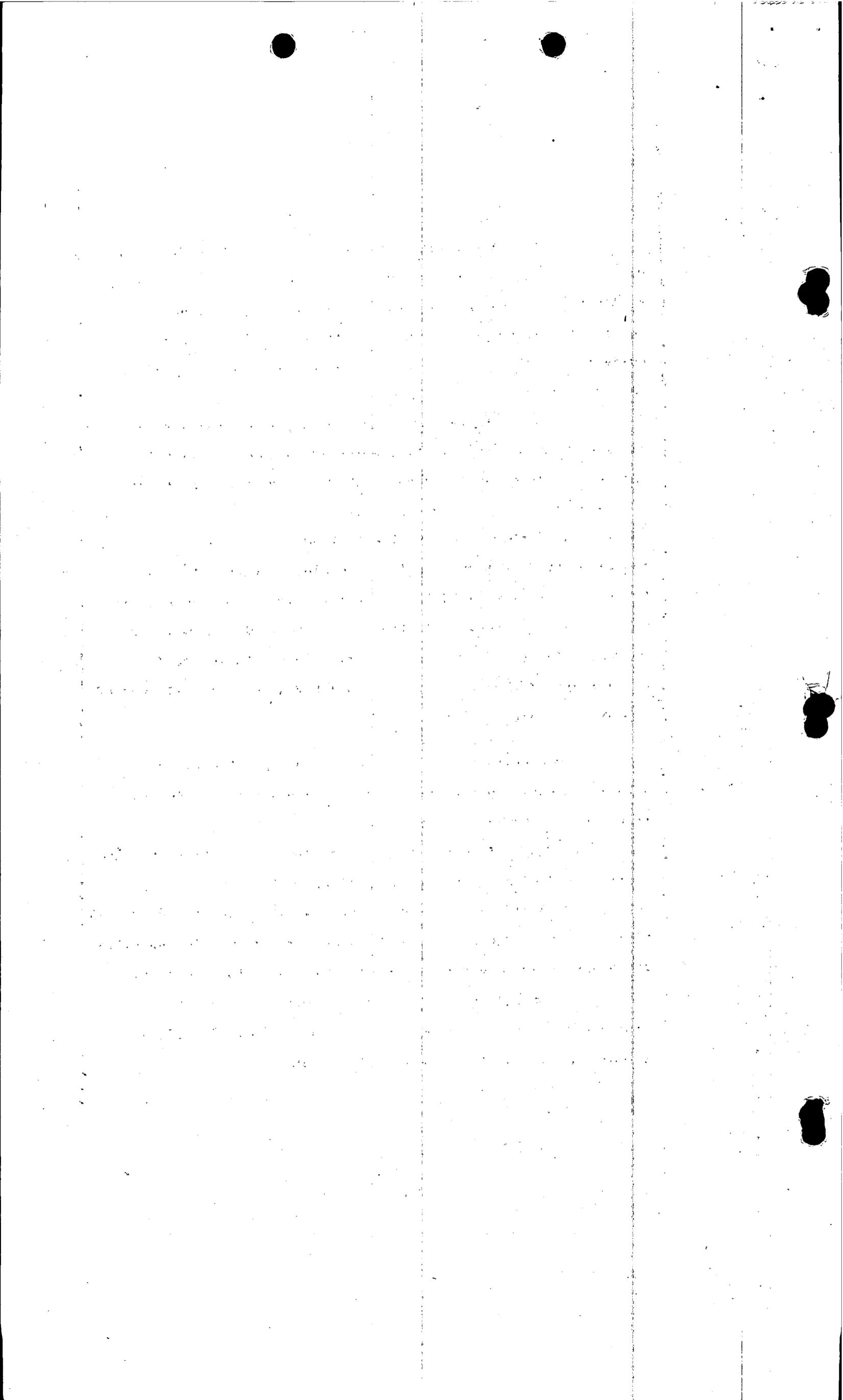
The Proposal submitted by the Collector and the terms and conditions therein set forth, are incorporated herein by reference thereto and made a part hereof as though fully set forth.

The Collector shall obtain Compensation for rubbish collection services directly from the Township, at the rate bid in said Proposal and payable monthly commencing thirty (30) days after the first collection.

ARTICLE V

The garbage collection services contemplated by this Agreement shall be rendered under and subject to the following terms, conditions and rules:

1. Collections shall be made between 6 A.M. and 6 P.M., prevailing time, promptly every seventh day in the areas and on the days designated in the attached "Garbage Collection Schedule" which is made a part hereof.



2. If for any reason whatsoever, the Collector shall not make collections as scheduled, the Collector shall immediately notify the Township Manager or his deputy in charge, and give all information as to the reason for delay and the projected time of collection. The Collector shall also notify the said Manager when collections have returned to normal.

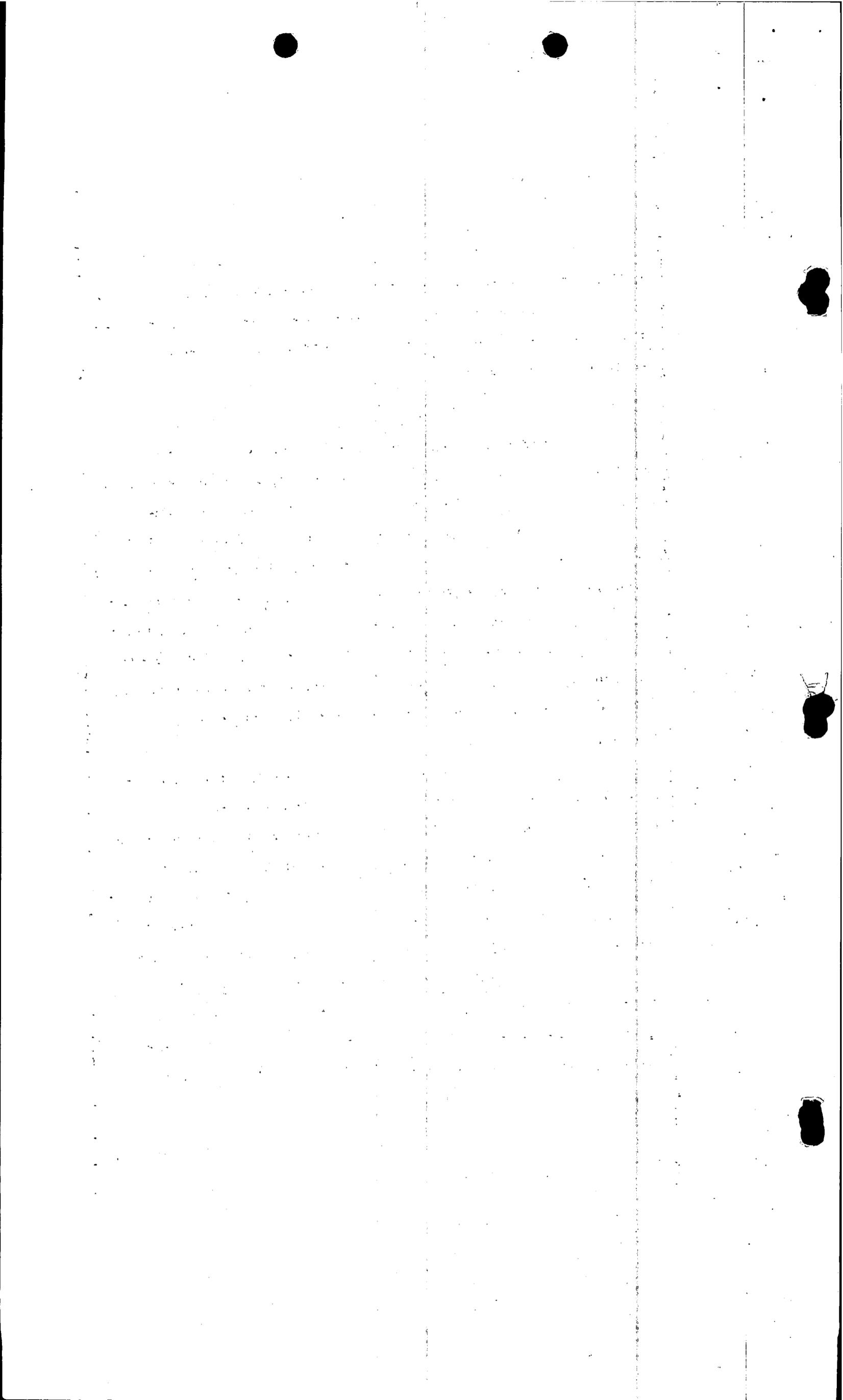
3. Garbage shall be transported through the streets of the Township in water-tight, completely enclosed metal bodies and said vehicles shall be thoroughly washed and disinfected after the close of each day's hauling.

4. Garbage cans shall be collected from the premises of the property owners but shall not be placed further than one hundred twenty-five (125') feet from the Township road right-of-way, or within twenty (20') feet of the rear of any dwelling whichever is less. The Township will aid the Collector in enforcement of this regulation when notified by the Collector of violations thereof.

The rubbish collection service contemplated by this Agreement, shall be rendered under and subject to the following terms, conditions and rules:

1. The Collector agrees to provide at the times hereinafter specified, packer type completely enclosed metal body vehicles in sufficient numbers to pick up all materials permitted to be collected under the Township "Scheduling and Cleanup Rules" which are attached hereto and made a part of this Agreement.

2. Sufficient vehicles will be provided to insure complete collection on the streets listed in said "Schedule", between the hours of 6:00 A.M. and 6:00 P.M.



3. The Collector shall be responsible for providing sufficient labor to complete the rubbish collections on schedule.

4. The first rubbish pick-up shall commence on the first (1st) Thursday in April, 1970, and continue thereafter as set forth in the attached "Schedule".

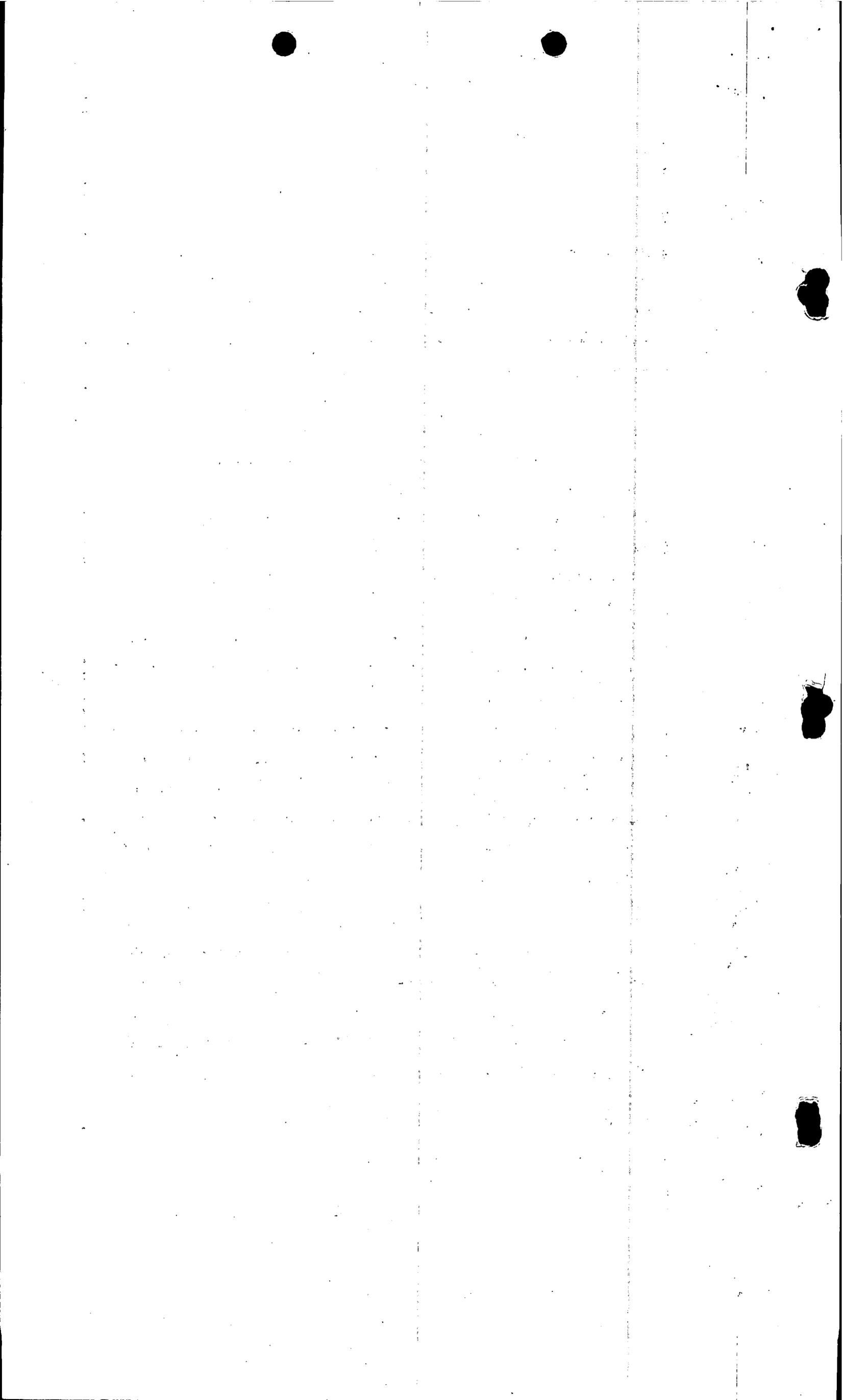
ARTICLE VI

The Collector shall not commence work under this Contract until he has obtained all the insurance required under this paragraph and such insurance has been approved by the Township.

(a) Compensation Insurance: The Collector shall take out and maintain during the life of this Contract, Workmen's Compensation Insurance for all of his employees employed at the site of the work and, in case any work is sublet, the Collector shall require the Subcontractor similarly to provide Workmen's Compensation Insurance for all of the latter's employees unless such employees are covered by the protection afforded by the Collector.

The Collector shall accept, insofar as the work covered by this Contract is concerned, the provisions of the Workmen's Compensation Act of 1915 and any supplements or amendments thereof, including any which may hereafter be passed, and shall insure his liability thereunder, or file with the Township a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry.

(b) Public Liability and Property Damage Insurance: The Collector shall take out and maintain during the life of this Contract, such Public Liability and Property Damage Insurance as shall protect the Township and Collector and any Subcontractor



performing work covered by this Contract, from claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise from operations under this Contract, whether such operations be by himself or by any Subcontractor or by anyone directly or indirectly employed by either of them and the amounts of such insurance shall be as follows:

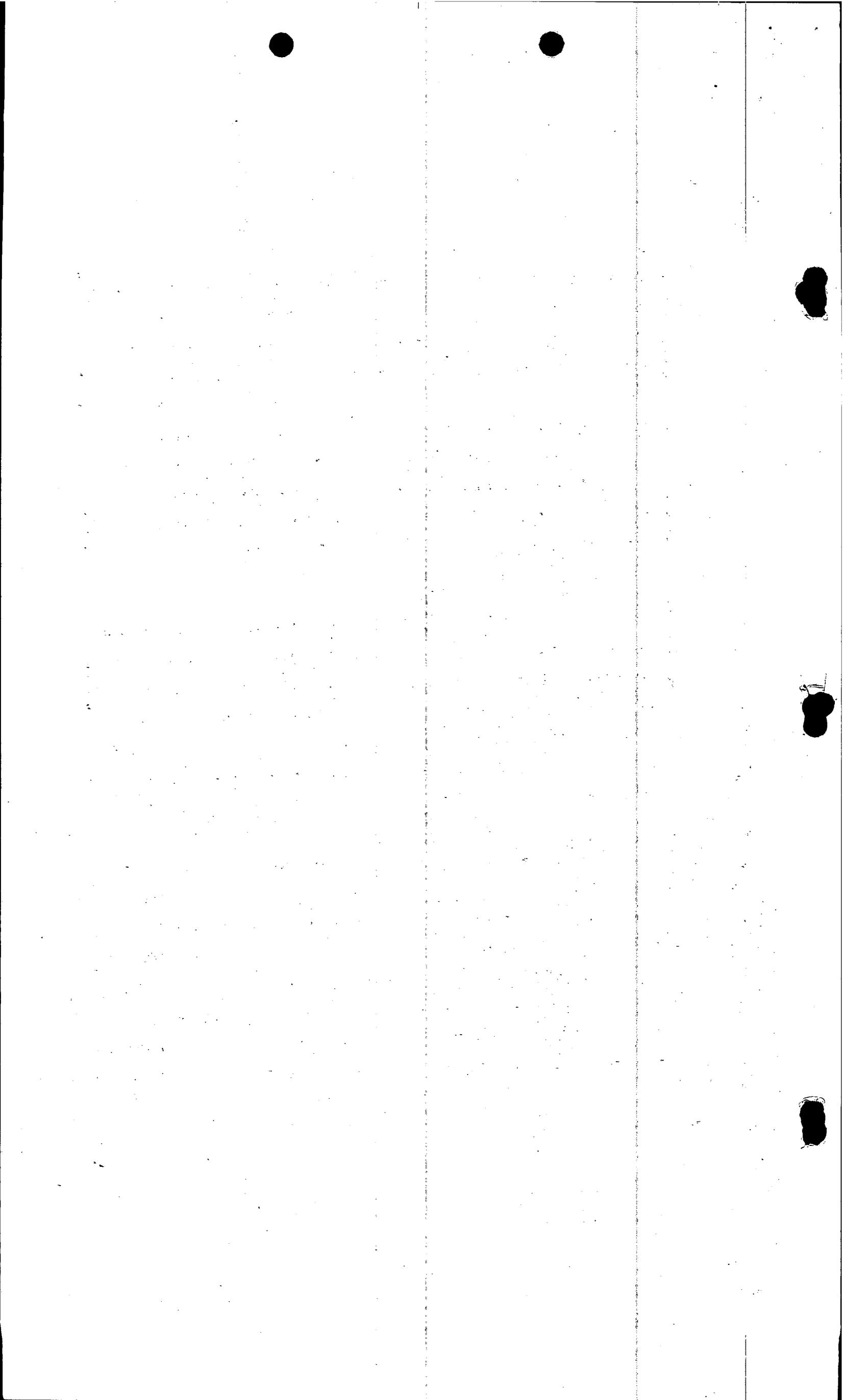
Public Liability Insurance in an amount not less than TWO HUNDRED THOUSAND (\$200,000.00) DOLLARS for injuries, including wrongful death to any one person, and subject to the same limit for each person, in an amount not less than FIVE HUNDRED THOUSAND (\$500,000.00) DOLLARS on account of any one accident;

Property Damage Insurance in an amount not less than ONE HUNDRED THOUSAND (\$100,000.00) DOLLARS for damages on account of all accidents.

The Collector shall furnish the Township at the time of execution of the Contract with certificates as proof of the carriage of the insurance required. The insurance carrier must agree not to cancel any insurance policy without delivery of thirty (30) days' written notice of intent to the Township of Wilkins and so indicate in the certificate.

ARTICLE VII

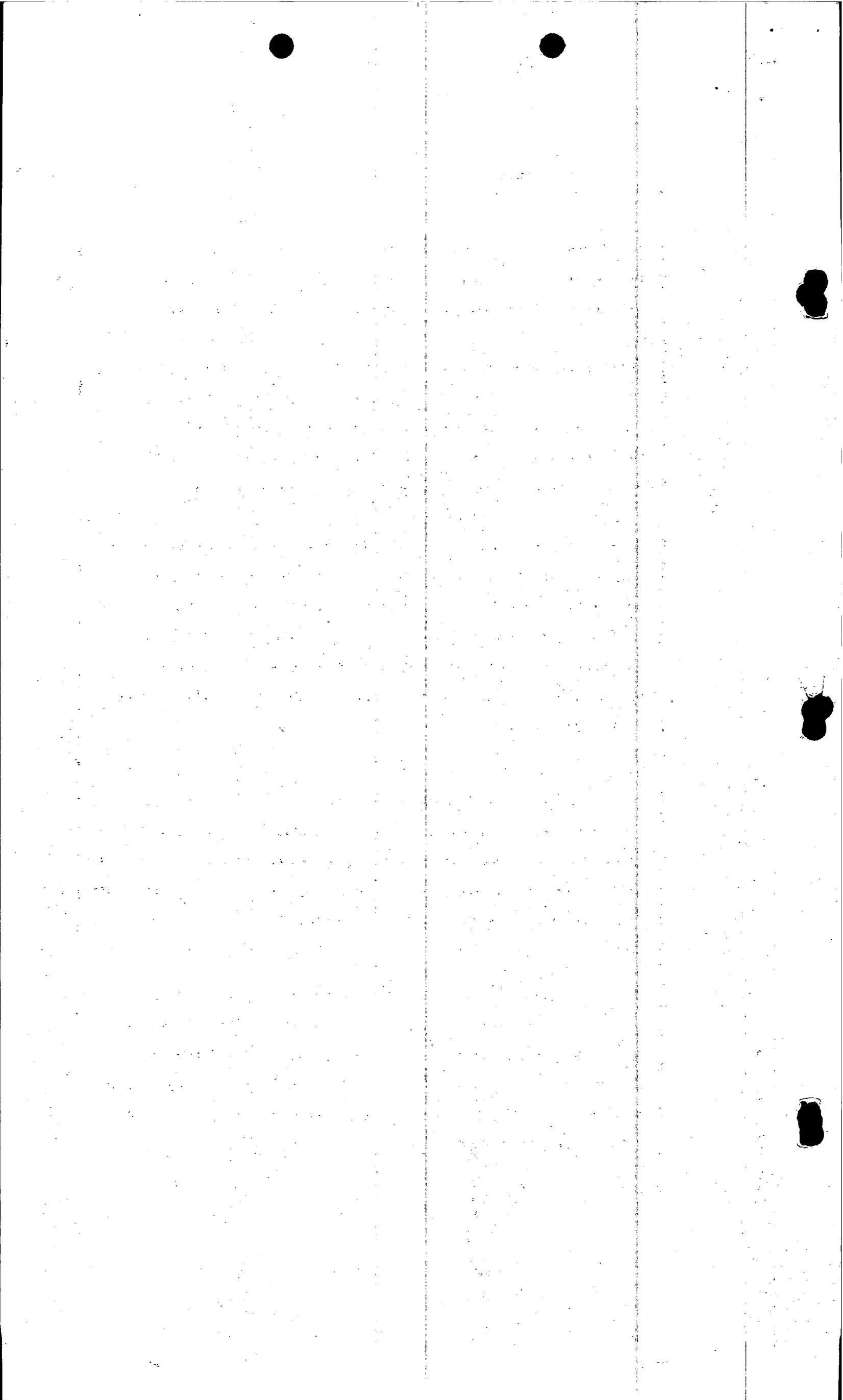
The Collector shall assume all responsibility for the work and shall take all precautions for preventing injury to property or persons in or about the work; and he shall assume the defense of and indemnify and hold blameless the Township, its officers and agents from all claims, relating to any violation of



any legislative acts and Municipal Ordinances, and all violations of law by the Collector, his Subcontractors, or his employees, and to inventions, patents and patent rights used during the work, or to injuries to any person, corporation, or property received or sustained by, or in consequence of any acts or negligence of the Collector, his agents or Subcontractors or employees during the prosecution of the work in consequence of any improper materials or implements of labor used therein, or defect in the apparatus, ways, works, machinery or plant, or to any act, omission or neglect of the Collector, his agents or employees therein.

ARTICLE VIII

If the Collector shall abandon the collection, or in the opinion of the Township Manager, shall neglect or fail to prosecute the collection with promptness and diligence, or unreasonably delay the work so that it may not be completed within the set times, or if he shall refuse or neglect to furnish and supply a sufficiency of properly skilled workmen and necessary equipment or either; or if he shall execute any of the work improperly, carelessly, or in bad faith, or if the Collector shall make default in the performance of any of the terms, conditions and provisions of the Contract; then and in that event the Township may notify the Collector in writing or by phone, to remedy his neglect or default and require said Collector to comply with the terms, conditions and provisions of the Contract which he is violating. If the said notification be without effect twenty-four (24) hours later, then and in that event the Township shall have the right to declare the Collector in default and notify him



to discontinue all work or any part thereof; and thereupon the Collector shall discontinue such work or such part thereof as the Township may designate, whereupon the Township may, by Contract or otherwise, as it may determine, complete the Collection or such part thereof and charge the entire expense of so completing the work or part thereof to the Collector; and for such completion the Township for itself or its Contractors may take possession of and use or cause to be used in the completion of the collection or part thereof, any dump site, owned, leased or controlled by the Collector.

All expenses incurred under this section may be paid to the Township out of the Performance Bond given under this Contract, and in such accounting the Township shall not be held to obtain the lowest figures for the work of completing the Contract or any part thereof, or for insuring its proper completion, but all sums actually paid therefor shall be charged to the Collector.

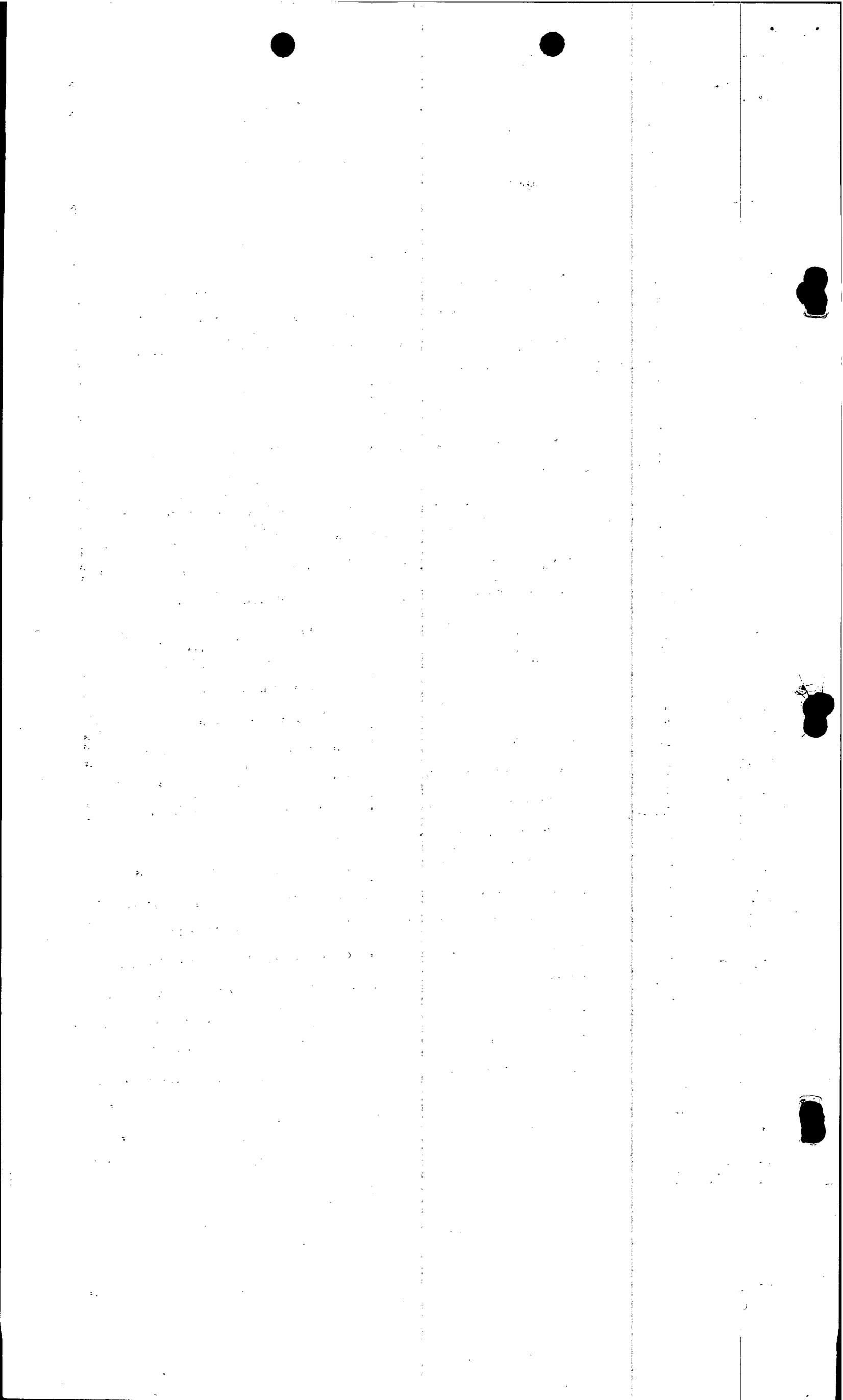
ARTICLE IX

A Performance Bond with Surety approved by the Township, in the sum of TWENTY-SIX THOUSAND FIVE HUNDRED (\$26,500.00) DOLLARS, conditioned upon faithful performance of all provisions of this Agreement, shall be furnished by the Collector immediately after execution hereof by the Collector.

ARTICLE X

"Garbage" as used in this Agreement is defined as:

All putrescible animal and vegetable wastes resulting from the handling, storage and preparation of food and all non-putrescible wastes whether combustibles or not, such as, but not limited to paper, cardboard, cans, glass, crockery, rags and other waste materials.



ARTICLE XI

This Agreement between the Township and the Collector shall begin upon the date inserted as the date of execution hereof and shall remain in force and effect for a period of two (2) years thereafter.

ARTICLE XII

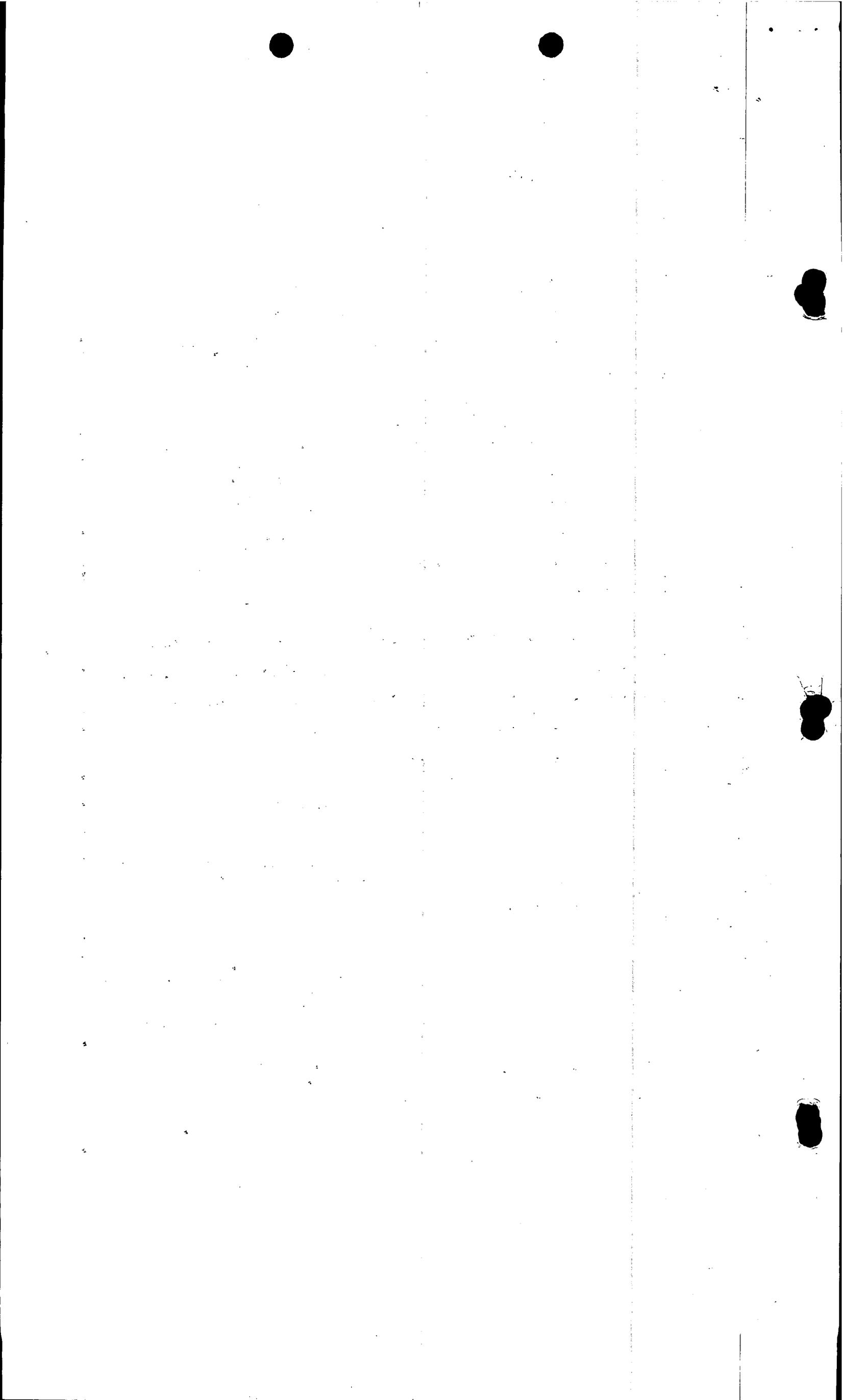
In the event Proposal No. Two is the basis for the Contract award:

(a) The total sum due the Contractor each Quarter for Garbage Collection shall be calculated by multiplying the number of residences from which collections are made, by the sum set forth in the Collector's Proposal.

(b) Payment of the sum due for Garbage Collection shall be due on or before the 30th day of April, 1970 and on the 30th day of each month thereafter.

(c) The first payment shall be based upon the assumption that the number of residences served are those listed in the Street List of Registered Electors in Wilkins Township, prepared by the Allegheny County Election Bureau. Adjustments shall be made after the first month of collection upon proof of any additional residences serviced, being submitted by the Collector.

(d) The Collector shall be responsible for ascertaining, recording and notifying the Township, in writing, of the names and addresses of those persons and properties from which more than two (2) garbage cans are regularly collected, and for which the Collector claims the additional service charge. No additional payments to



the Collector shall be due in any Quarter unless the names and addresses aforesaid are registered with the Township at least six (6) weeks before the end of the Quarter in which the claim for additional payments is made.

ARTICLE XIII

This Agreement shall not be assigned, sublet, transferred or set over unto any other person, firm or corporation without the written consent of the Township.

This Agreement shall be binding upon the parties signatory and their respective heirs, administrators, executors, successors and assigns.

IN WITNESS WHEREOF, the Township has caused this Agreement to be executed by its duly authorized officer and affixed its official seal and the Collector has executed this Agreement by the hands and seals of the individual owners; all on the day and year first above set forth.

TOWNSHIP OF WILKINS

ATTEST:

By _____
President of the
Board of Commissioners

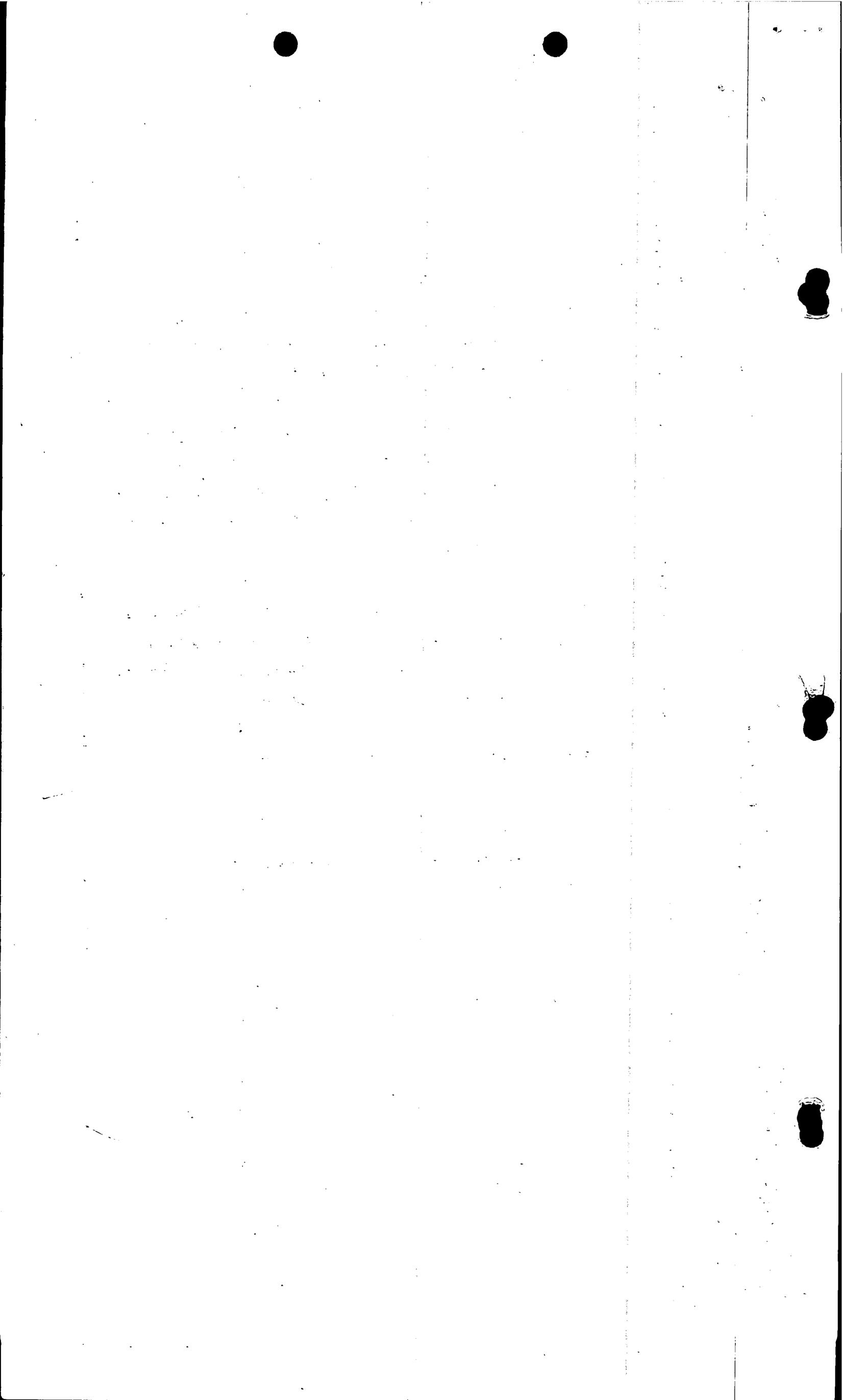
Secretary

ATTEST:

By _____

Secretary

Corporate Seal



GARBAGE COLLECTION SCHEDULE

WEDNESDAY:

wednesday

STREETS BETWEEN BROWN AVENUE AND GREENSBURG PIKE, GILMORE ACRES, INCLUDING GREENSBURG PIKE TO CHALFANT BOROUGH LINE.

THURSDAY:

thursday

ALL STREETS BETWEEN AND INCLUDING BROWN AVENUE AND WM. PENN WAY, INCLUDING PENHURST AREA, CHURCHILL ROAD, WASHINGTON STREET, AREA, #2 and #3 HILLS, GARDENIA DRIVE AREA AND TO TURTLE CREEK LINE.

FRIDAY:

friday

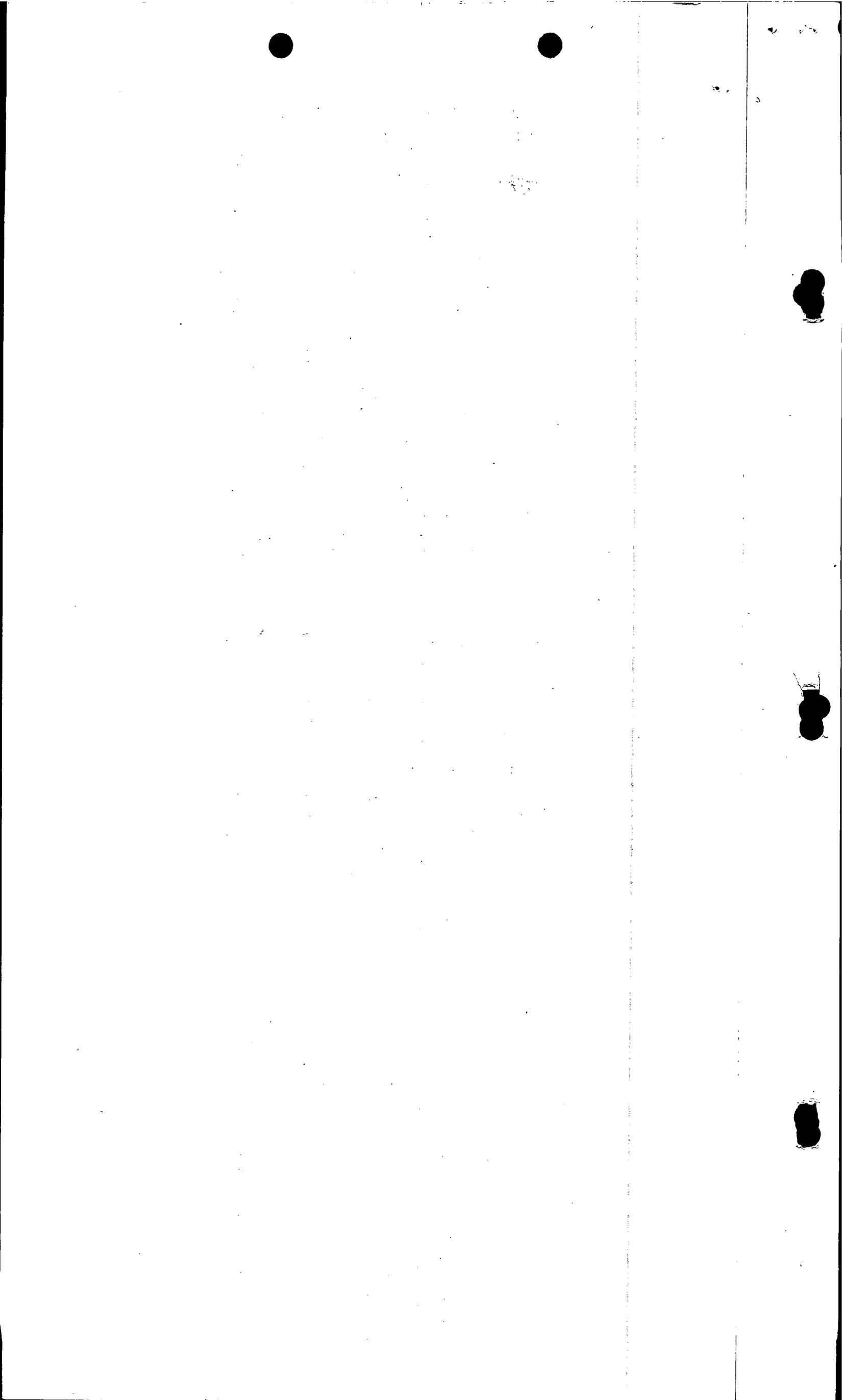
#3 FIRE HOUSE AREA, BROWN PLAN (TO TURTLE CREEK LINE), ALL STREETS NORTH OF WM. PENN HIGHWAY, RIDGEWOOD AND SUNCREST AREAS THROUGH JEFFERSON HEIGHTS, ELWOOD AND DUNBAR DRIVES.

SATURDAY:

saturday

ALL REMAINING STREETS IN EASTMONT.

The above Schedule shall govern unless changed from time to time by mutual agreement of the Collector and the Township.



CLEAN UP — TRASH AND RUBBISH COLLECTION

SCHEDULING

To effect monthly pickup, the Township will be divided into four areas. Each area will be picked up weekly as follows:

Area I — 1st Thursday of Month

All streets north of the William Penn Highway including the Eastmont, Ridgewood and Suncrest neighborhoods except the Cresmont Plan.

Area II — 2nd Thursday of Month

All streets between Churchill Road and William Penn Highway including Linhart, No. 3 Hill and Penhurst neighborhoods and Churchill Road. Also the Crestmont Plan.

Area III — 3rd Thursday of Month

All Township streets between Brown Avenue and Churchill Road including No. 2 Hill, Washington Street Area, Gardenia Drive Area, Briaridge Plan and Brown Avenue.

Area IV 4th Thursday of Month

All Township streets between Greensburg Pike and Brown Avenue including Gilmore Acres, No. 3 Fire House Area, Greensburg Pike and also the Brown Plan.

PLEASE NOTE: In the event of a holiday or bad weather cleanup will be on the following day. No pickup will be scheduled on the 5th Thursday of month.

CLEANUP RULES

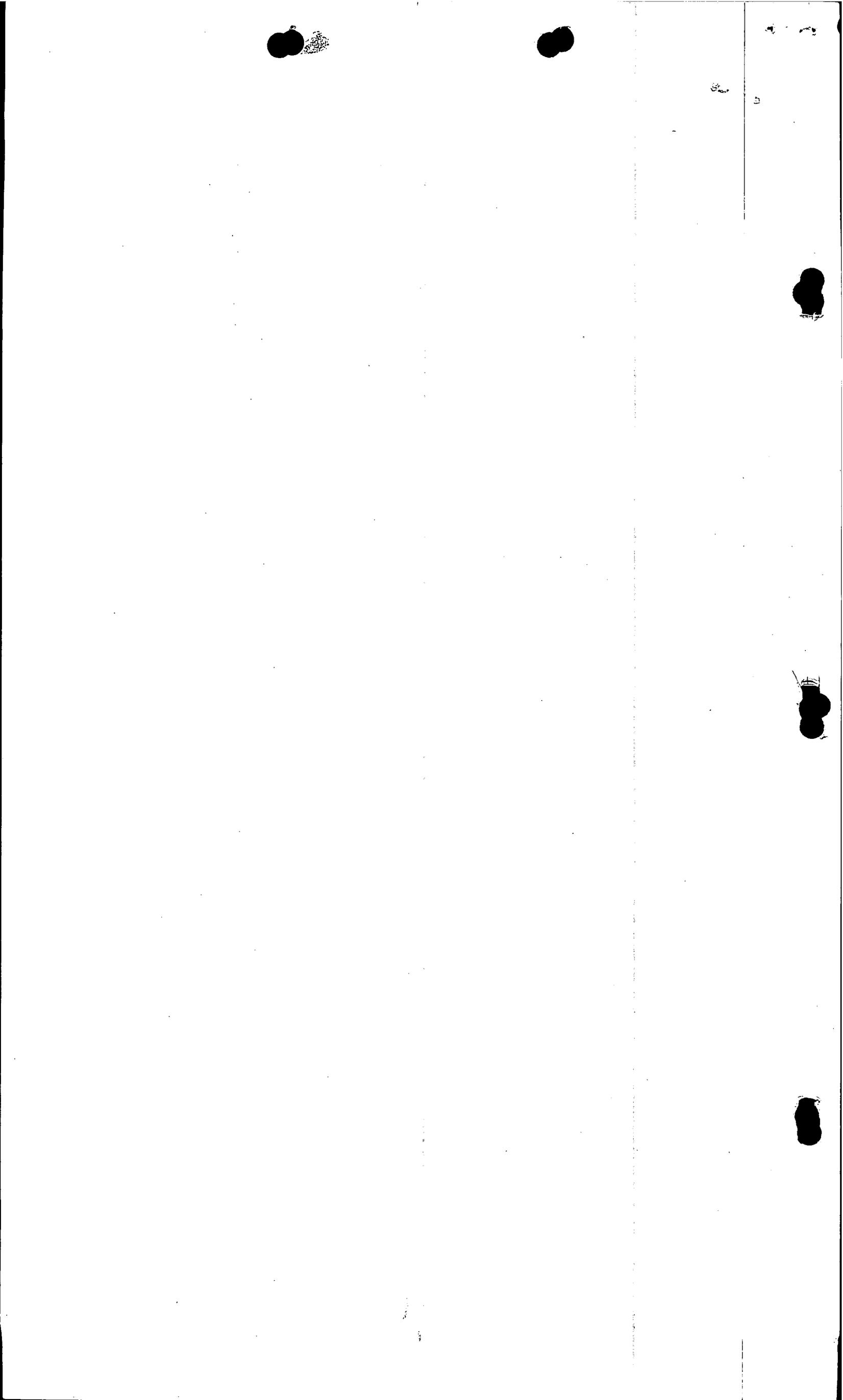
PLEASE NOTE:

This service is intended for the disposition of rubbish which generally accumulates in our homes such as broken toys, furni-

ture and other household articles which have become useless. It is not intended to dispose of table garbage or items which do not fall within the general category as defined above. ~~Garbage collection may be obtained by calling 823-2485.~~

The following specific regulations will also apply:

1. This collection is for residential trash only. No trash from commercial businesses, either in the Township or where the material is brought into the Township, will be picked up.
2. No automobile parts, furnaces, boilers, refrigerators, pianos or garage doors will be picked up.
3. All brush trees and lawn clippings must be cut into 3'-4' lengths and securely tied, boxed or bundled.
4. All building materials must be boxed in such a manner that one man can easily lift them.
5. All lumber and furniture must be broken into 3'-4' lengths and tied or bundled so that one man can easily lift them.
6. Unless metal or plastic trash containers are marked "Please Take" the container will be returned to the curb.
7. No call backs will be made.
8. Please observe the collection dates for your area.
9. Please place rubbish at the curb prior to 7:00 a.m. on the collection day.
10. Material not conforming to the above regulations will not be picked up.



SECTION 2. All ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they are in conflict.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 30th day of March, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
President of the
Board of Commissioners

ATTEST:

Margaret M. Sheldon
Secretary

BBG491



ORDINANCE NO. 465

AN ORDINANCE OF THE TOWNSHIP OF WILKINS REGULATING THE PREPARATION, STORAGE AND DISPOSAL OF GARBAGE AND RUBBISH FROM ALL PROPERTIES WITHIN SAID TOWNSHIP; ASSESING SERVICE CHARGES THEREFORE AND PROVIDING FOR THE PAYMENT THEREOF INCLUDING THE FILING OF MUNICIPAL CLAIMS AND PROVIDING PENALTIES FOR VIOLATION OF THIS ORDINANCE.

The Township of Wilkins hereby Ordains as follows:

SECTION I. Definitions. The following words, terms and phrases shall be construed in this Ordinance to have the following meanings except in those instances where the context clearly indicates otherwise:

- (a) "Person" includes every natural person, firm, co-partnership, association or corporation.
- (b) "Garbage" includes all animal and vegetable waste attending or resulting from the handling, dealing in, storing, preparation, cooking and consumption of foods; all refuse of animal or vegetable matter which has been used for food of man or which was intended to be so used and excess fruit from trees on residential property but not from trees in orchards or on farms.
- (c) "Rubbish" includes all paper, cardboard, rags, broken glass, crockery, bottles, tin cans, wastebasket debris, grass cutings, and small household refuse placed in approved receptacles, generally including incinerator ashes and refuse from paper burners, exclusive of ashes from heating plants and coal stoves and refuse caused by repairs, alterations and new constructions of buildings and sidewalks.
- (d) "Trash" means any object other than garbage and rubbish which is abandoned or of no further use to its owner.
- (e) "Single Family Dwelling" includes all duplexes, double houses and row houses.
- (f) "Owner" means the owner of record by deed recorded in the Office of the Recorder of Deeds of Allegheny County.

SECTION II No person shall keep, bury or suffer to remain upon any property, public or private, any garbage, rubbish or trash or dump the same upon any lot or piece of ground within the Township of Wilkins, or upon the shores or margin of any stream or body of water, or into any sewer inlet or upon any sidewalk or street within the Township. Nor shall any person use or permit to be used any spot or premises within the Township as a private dump for garbage, rubbish or trash.

SECTION III From and after April 1, 1970, all garbage, rubbish and trash originating within the Township shall be stored, collected and removed solely as hereinafter provided. Collection and removal shall be done solely by a Collector who shall be under Contract to the Township. Commercial, industrial and multi-family dwelling establishments shall negotiate and contract individually with the Township Collector or any other duly licensed collector of their choice.

SECTION IV All garbage and rubbish shall be collected and removed from the Township in motor driven vehicles having water-tight completely enclosed metal bodies and all collectors shall comply with the laws of the Commonwealth of Pennsylvania and the rules and regulations of the Departments of Health of the Commonwealth of Pennsylvania and the County of Allegheny.

SECTION V All persons producing garbage and rubbish for collection shall obey the following storage practices:

(a) All garbage and refuse shall be drained free of liquids before disposal.

(b) Garbage shall be wrapped in paper before placement in the refuse container. Only garbage and rubbish as heretofore defined shall be placed in containers for weekly collection.

(c) Refuse containers shall be made of durable, water tight rust-resistant material having a close fitting lid and two handles. Containers shall not exceed 24 gallon capacity, at single family residences.

(d) No single family residence shall use more than four 24 gallon containers except upon failure of the collector to make the collection every seventh day.

(e) Containers shall not be placed further than 125 feet from the street right-of-way, nor further than 20 feet from the rear of any dwelling whichever is less.

(f) All refuse containers shall be kept in a sanitary condition and shall be kept securely covered to prevent scattering of the contents by animals or other causes and to prevent the propagation of rodents and insects.

(g) Defective containers shall be replaced by the owner thereof upon notice.

(h) Commercial, industrial and multi-family dwelling establishments are subject to these regulations but may vary the size and placement of containers by individual contract with the collector.

SECTION VI The Board of Commissioners may from time to time, by Resolution, amend and supplement the regulations set forth in Section V hereof and adopt any other regulations deemed necessary to insure the proper storage collection and removal of garbage, rubbish and trash.

SECTION VII Trash shall be collected from single family dwellings once a month under without charge rules and regulations adopted by motion of the Board of Commissioners. Trash which does not comply with adopted rules and regulations must be lawfully removed by the owner of same.

SECTION VIII The charges for the garbage and rubbish collection services to single family dwelling shall be payable to the TOWNSHIP OF WILKINS, as follows:

(a) For two refuse containers (not to exceed 24 gallon capacity each) a quarterly rate of \$5.86 payable in advance.

(b) For not more than two additional containers (not to exceed 24 gallon capacity each) a quarterly rate of \$2.50 payable in advance.

The Board of Commissioners may from time to time, by Resolution, adjust the above charges.

(1) The Township shall acquire the necessary machinery and supplies to prepare and deliver the billings required herein.

SECTION IX The owner of the premises from which garbage and rubbish is collected shall be liable for payment of the charges above set forth. At the request of the owner, billings will be made to the tenant or other person named by the owner, but such procedure shall not relieve the owner from liability for payment of the charges imposed.

SECTION X All charges shall be paid within 30 days after the commencement of each quarter, i.e., by April 30, July 30, October 30, and January 30, of each year. Upon default in payment the charges may be collected by action in assumpsit or the filing of a municipal claim with penalty and interest as provided by law.

SECTION XI Any person who violates any provision of this Ordinance shall, upon conviction, be subject to a fine or penalty not to exceed THREE HUNDRED (\$300.00) DOLLARS and on default of the fine or penalty imposed, and the costs, such person may be sentenced and committed to the Allegheny County Jail or workhouse for a period not exceeding thirty (30) days.

Each day a violation continues, after notice to the violator to abate, shall constitute a separate offense.

SECTION XII All ordinances and parts of ordinances inconsistent or in conflict herewith are hereby repealed insofar as inconsistent or conflicting.

SECTION XIII The provisions of this Ordinance shall be severable and if any of its provisions be held unconstitutional or illegal, it is hereby declared as legislative intent that this Ordinance would have been adopted had such unconstitutional or illegal provision not been included therein.

ORDAINED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 13th day of April, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
President of the Board
of Commissioners

ATTEST:

Murray B. Baldwin
Secretary



BBG491



ORDINANCE NO. 466

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
AMENDING ORDINANCE NO. 247 BY ESTABLISHING
A NO PARKING ZONE ON A PORTION OF WEST
STREET.

THE TOWNSHIP OF WILKINS ORDAINS as follows:

SECTION 1. That Section 6 of Ordinance No. 247, parking permitted on one side only, as amended by adding thereto the following:

West Street, Greensburg Pike to Chalfant Borough Line, South Side.

SECTION 2. That the proper officers of the Township be authorized to enter into an agreement with the Pennsylvania Department of Highways establishing this parking restriction.

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 11th day of May, 1970, at a regular meeting of the Board of Commissioners, a full quorum being present.

TOWNSHIP OF WILKINS

By *Dominic J. Liello*
President, Board of Commissioners

ATTEST:

William R. Baldwin
Secretary

BBG491

Handwritten circular stamp or scribble, possibly containing illegible text or a signature.



ORDINANCE NO. 467

AN ORDINANCE OF THE TOWNSHIP OF WILKINS AMENDING ORDINANCE NO. 458, THE 1970 BUDGET ORDINANCE, BY APPROPRIATING ESTIMATED FUNDS TO BE RECEIVED FOR THE REVISED COLLECTION OF REFUSE WITHIN THE TOWNSHIP AS SET FORTH IN ORDINANCES NUMBERS 464 AND 465 AND TRANSFERRING CERTAIN UN-APPROPRIATED CAPITAL RESERVE FUNDS.

WHEREAS in view of the inadequate and inefficient refuse collection service available within the Township it has become necessary to provide service in line with the needs of the community, and

WHEREAS, the budgetary details for the revised service were not available for inclusion in the 1970 Budget Ordinance No. 458 adopted the 29th day of December, 1969.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Wilkins as follows:

SECTION I. That pursuant to the provisions of Ordinance No. 465, adopted the 13th day of April, 1970, the receipts for refuse service to be rendered are estimated to be \$44,250.00 and that this amount is to be inserted as item 10a page 6 of Ordinance No. 458, thus increasing the total revenue item 11, page 6 to \$237,250.00 and Item 22, Page 7 to \$642,427.87.

SECTION II. That appropriation 101b be increased by the sum of \$750.00 from \$8366.00 to \$9116.00 to cover the additional estimated expenditure for clerical work.

SECTION III. That Appropriation 101d1 (Office Supplies) be increased by the sum of \$1000 from \$1250.00 to \$2250.00 to cover the additional expenses for the billing system.

SECTION IV. That appropriation 303w (Rubbish Collection) be increased by the sum of \$42,500 from the balance of revenue anticipated under Section I hereof and the sum of \$9500 to be transferred from Capital Reserve, item N_o. 1420, page 22, thus reducing said item 1420 to \$97,399.57.

SECTION V. That all ordinances or parts of ordinances inconsistent or in conflict herewith are hereby repealed.

ORDAINED and ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled regular meeting held this 11th day of May, 1970.

TOWNSHIP OF WILKINS

By Dominic J. Aiello
Dominic J. Aiello, President

ATTEST:

Wilmer K. Baldwin
Wilmer K. Baldwin, Secretary

BBG491

ORDINANCE NO. 468

AN ORDINANCE OF THE TOWNSHIP OF WILKINS
 AMENDING ZONING ORDINANCE NO. 303 BY
 REVISING FENCE REQUIREMENTS.

The Township of Wilkins Ordains as follows:

SECTION I. That paragraph G Section 9.7 of Ordinance 303 as now reads:

"A screening wall or fence, no more than sixty inches in height, may be erected in any yard or within the buildable area. A fence not exceeding ten (10) feet in height may be built in any yard used for schools, playgrounds, parks recreational areas or industrial plants. Solid fences are prohibited, except under 7.8 of Article Seven. Solid fences shall not be construed to include hedges. On corner lots - no fence, enclosure or hedge exceeding 3 feet in height may be erected within fifty feet of the intersection of the corner curb lines.

Be deleted in entirety and be replaced with the following:

Section 9.7 Paragraph G - An open screening wall or fence no more than 36" in height may be erected in the front and side yards of any structure. An open or solid screening wall or fence no more than 72" in height may be constructed in the rear yard of any structure. For purposes of this paragraph the line of demarkation between rear and side yards shall be determined to be the rear wall of the building. A fence not exceeding 10' in height may be built in any yard used for public schools, public playgrounds, public parks, public recreation areas or public institution districts. On corner lots no fence or enclosure hedge exceeding three feet in height may be erected within 50' of the intersection of the curb lines.

H. Fences not conforming to the standards above set forth may be permitted by the Zoning Hearing Board as a special exception when found to comply with the following standards and criteria:

- (a) No fence shall unreasonably interfere with light, air or view of any other property, whether or not abutting.
- (b) No fence shall be erected which is likely to endanger public safety by reason of design or construction.
- (c) The fence must be found to be necessary for the convenience of the owner at the proposed location and as designed.

SECTION II. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same hereby are repealed insofar as inconsistent herewith.

ORDIANED AND ADOPTED by the Board of Commissioners of the Township of Wilkins at a duly assembled meeting held this 8th day of June 1970.

TOWNSHIP OF WILKINS

By Dominic J. Cuella
 President, Board of Commissioners

ATTEST:

D. J. Baldwin
 Secretary

BBG491

