RESOLUTION NO. 14-19
HATFIELD TOWNSHIP, MONTGOMERY COUNTY, PA

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF HATFIELD TOWNSHIP AUTHORIZING THE CONDEMNATION AND TAKING OF CERTAIN REAL ESTATE LOCATED WITHIN HATFIELD TOWNSHIP FOR THE PURPOSE OF REALIGNING ORVILLA ROAD

RECITALS

A. 53 Pa. C.S. § 56901 of the First Class Township Code authorizes the Township to exercise eminent domain powers for the taking of property for all street related purposes, including the realignment thereof.

B. 26 Pa. C.S. § 101, *et seq*. commonly known as the Condemnation Code, details the procedures for the Township to take property.

C. 26 Pa. C.S. § 302 of the Condemnation Code requires a specific reference in the declaration of taking to the action, whether by ordinance, resolution or otherwise, by which the declaration to taking was authorized.

D. The Township desires to condemn and take said property situated at the intersection of Cowpath Road and Orvilla Road and being Tax Parcel No. 35-00-02524-00-6 ("Property")

E. The Board of Assessment information indicates that 1505 Cowpath Associates, LP owns the Property and has an address of 27 E. Levering Mill Rd., Bala Cynwyd, PA 19004.

F. The Township desires to acquire the Property for the purposes of realigning Orvilla Road with the Property taken in accordance with the authorization and guidelines established by the First Class Township Code and the Condemnation Code.

G. The Township will acquire the subject property in fee simple.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners as follows:

1. The Board of Commissioners hereby authorizes the condemnation and taking of the Property.

2. The Board of Commissioners hereby authorizes the preparation by its staff and engineer of the legal descriptions and plans necessary to provide the complete description of the Property for the condemnation paperwork.

3. The Board of Commissioners hereby authorizes its solicitor to file all necessary documents, including, but not limited to, a Declaration of Taking, and to take those actions which are necessary to acquire the Property for the aforesaid purpose.

4. The Board of Commissioners authorizes its relevant members to execute those documents which are necessary to give effect to this Resolution and the actions contemplated by it.

DULY PRESENTED AND ADOPTED by the Hatfield Township Board of Commissioners, Montgomery County, Pennsylvania, in a public meeting held this _____ day of _____, 2014.

ATTEST:

HATFIELD TOWNSHIP
BOARD OF COMMISSIONERS

_____

By: _____