

ORDINANCE NO. 85

ACCEPTING A PORTION OF MARION STREET IN THE BOROUGH OF SOUTHMONT, CAMBRIA COUNTY, PA., AS A PUBLIC HIGHWAY, ESTABLISHING THE WIDTHS THEREOF AND PROVIDING FOR THE GRADING, DRAINING, CURBING, PAVING AND IMPROVING OF SAME, TOGETHER WITH ALL SANITARY SEWERS AND INCIDENTAL WORK, AND APPROPRIATING THE MONEY FOR SAID GRADING, DRAINING, CURBING, PAVING AND IMPROVING OF SAID PORTION OF MARION STREET.

Section 1. Be it enacted and ordained by the Burgess and Town Council of the Borough of Southmont, Cambria County, Pa., and it is hereby enacted and ordained by the authority of the same that, that portion of Marion Street from its intersection with Floyd Street to its intersection with Palliser Street, within the limits of the Borough of Southmont, Cambria County, Pa., shall be accepted and the same hereby is accepted as a public highway.

Section 2. That the width of the said portion of Marion Street shall be established and the same hereby is established at sixty (60) feet; that the easterly side of said portion of Marion Street shall be sixty feet east of the westerly side of said portion of Marion Street, as located on the ground and shown by plan of James Howard, Proposed Sub-division of Property, situated in the Borough of Southmont, Cambria County Pa., prepared by S.E. Dickey & Co., Civil and Mining Engineers dated May 4th 1924, index number 50311 showing five (5) lots thereon numbered 1 to 5 consecutively. The width of the roadway and sidewalks shall be established and the same hereby are established at twenty-four feet from face to face of curb for roadway and eighteen feet from face of curb to property line for sidewalks.

Section 3. That said portion of Marion Street from its intersection with Floyd Street to its intersection with Palliser Street, including the necessary highway intersections and returns, shall be and the same hereby is authorized to be graded, drained, curbed and paved with a reinforced cement concrete pavement or a concrete base with a Bituminous Surface together with all necessary sanitary sewer, storm sewer, man-holes, drop inlets and other work incidental thereto, in accordance with the plans and specifications and directions of the Borough Engineers, as prayed for by a petition of a majority of the property owners in interest and in number abutting on said portion of Marion Street, acknowledged on the 7th day of May A.D. 1929.

Section 4. That the Committee on Highways and Sewers shall be authorized and hereby is authorized to proceed with the advertisements and completion of said work on the foot front plan in accordance with the petition on file for the improvements of said portion of Marion Street.

Section 5. That one-third of the total cost and expense of grading, draining, paving and improving of said portion of Marion St. together with all incidental work thereto, shall be appropriated and the same hereby is appropriated and the Borough Treasurer authorized to make payments of same from time to time on estimates prepared by the Borough Engineer and approved by the Borough Council.

Section 6. That two-thirds of the total cost and expense of grading, draining, paving and improving of said portion of Marion Street, together with all incidental work thereto, and the total cost of all curbing and sanitary sewer, as provided by the Borough Ordinance, shall be assessed and the same hereby is assessed on the foot front plan to the abutting property owners.

ORDINANCE NO. 85 Concluded

Section 7. All ordinances or parts of ordinance in conflict with the provisions of this ordinance shall be and the same hereby are repealed.

Passed finally in Council this 17th day of June 1929.

Frank J. Bernt
President of Council

Attest:
Herbert Munzer
Secretary

Peter Weitz
Burgess

This ordinance was advertised in Johnstown Democrat June 19, 1929 and posted in twelve public places June 20, 1929.
Herbert Munzer, Sec.