

BOROUGH OF SOUTHMONT, CAMBRIA COUNTY, PENNSYLVANIA

ORDINANCE NO. 274

ORDINANCE PROVIDING FOR THE ACCEPTANCE OF A PORTION OF ORANGE ALLEY AS A PUBLIC HIGHWAY FOR PUBLIC USE AND FURTHER PROVIDING FOR THE GRADING, DRAINING AND PAVING OF A PORTION OF SAID ALLEY, AND FOR THE ASSESSMENT AND COLLECTION OF THE COST THEREOF FROM THE OWNERS OF THE REAL ESTATE ABUTTING ON THE IMPROVEMENT ON THE FOOT FRONT PLAN.

Be it ordained and enacted, and it is hereby ordained and enacted by the Council of the Borough of Southmont, Cambria County, Pennsylvania, as follows:

Section 1. That portion of Orange Alley, as hereinafter described, shall be and is hereby accepted as a public highway for public use, and it shall be graded, drained and paved with paving material, and storm sewers, drains, inlets and manholes shall be installed, and other work incidental thereto completed in accordance with the plans and specifications therefor, as submitted to the Borough Council by the Borough Engineer.

The portion of the alley hereby accepted and to be improved is described as follows:

BEGINNING at the centerline of Orange Alley on the Northerly side of Arlington Street; thence by the centerline of Orange Alley North $3^{\circ} 01'$ East a distance of 251.95 feet to the Southerly side of Diamond Boulevard, the place of ending. This portion of Orange Alley is the portion from Arlington Street to Diamond Boulevard, and is 16 feet wide as shown on the Southmont Plan of Lots laid out by Cambria Land and Improvement Co. Ltd. March 5, 1907.

Section 2. The President of Council and the Borough Secretary are hereby authorized to enter into a proper contract or contracts in the name of the Borough after proper advertisements' for bids, for the whole or any part of said work, or for materials or labor connected therewith, with such parties and upon such terms as the Council may determine. Any and all action already taken in connection with the improvements of said alley is hereby ratified and confirmed.

Section 3. The Borough Engineer is hereby designated as the person in charge of said improvements with full power to act for the Borough in all engineering matters connected with said work and also to estimate and determine the amount of assessments therefor in accordance with law.

Section 4. The costs and expenses of the entire work hereby authorized shall be paid by the Borough of Southmont and the owners of the real estate abutting or bounding on said alley in accordance

ORDINANCE 274 (Continued)

with the acts of Assembly in such cases made and provided, including the Act of Feb. 1, 1966 P. L. (1965) No. 581, as amended, so that 1/3 of said costs and expenses shall be paid by the Borough, and the same is hereby appropriated therefor out of the funds now or hereafter in the treasury, and 2/3 of said costs and expenses shall be paid by the owners of the real estate abutting or bounding on said alley improved, and the same is hereby assessed against them according to the foot front plan, and said assessments are hereby appropriated therefor.

Section 5. All ordinances or parts of ordinances in conflict with the provisions of this ordinance shall be and the same hereby are repealed.

Passed finally in Council this 18th day of June, 1973.

ATTEST:

BOROUGH OF SOUTHMONT

Beverly O. Brown
16

By Paul L. Weir

APPROVED this 18th day of June, 1973.

Paul Moran
Mayor