

ORDINANCE PROVIDING FOR THE GRADING, DRAINING, CURBING AND PAVING OF A PORTION OF OTIS STREET AND OF BLUFF STREET, FOR STORM SEWERS AND OTHER INCIDENTAL WORK THEREON, AND FOR THE ASSESSMENT AND COLLECTION OF THE COST THEREOF FROM THE OWNERS OF THE REAL ESTATE ABUTTING ON THE IMPROVEMENT OF 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. Otis Street, part of which was formerly called Orange Street or Otis Place, beginning at a point on the Southerly side of Christine Court said point being North  $86^{\circ}-59'$  West 39.48 feet from the common corner of Lot #1028A and 1029A on the herein after mentioned Plan of Lots, thence through Lot #1028A by a curve to the left having a radius of 9 feet a distance of 3.88 feet to a point thence by same south  $12^{\circ}-06'$  West 44.85 feet to a point on the original Easterly side of Otis Street formerly Otis Place thence along said Easterly side of Otis Street formerly Otsi Place, South  $3^{\circ}-01'$  West 38.13 feet to a point said point being the extension of the Southerly property line of Bluff Street, thence across Otis Street formerly Otis Place North  $86^{\circ}-59'$  West 16.0 feet to a point, the Northeasterly corner of Lots #17 on the Hnery Koch Addition Plan of Lots thence across the Easterly end of Bluff Street North  $3^{\circ}-01'$  East 40.0 feet to a point on the Northerly side of Bluff Street, extended said point being the southeasterly corner of Lot #842 on the hereinafter mentioned Plan of Lots thence along the northerly side of Bluff Street extended and line of Lot #842 North  $86^{\circ}-59'$  West 13.06 feet to a point said point being South  $86^{\circ}-59'$  East 26.94 feet from the common corner of Lot #841 and #842, thence through Lot #842 North  $12^{\circ}-06'$  East 51.95 feet to a point, thence by same North  $24^{\circ}-48'$  East 13.09 feet to a point said point being an the westerly side of Otis Street and being South  $3^{\circ}-01'$  West 136.54 feet from the southwesterly corner of Edward Street and Otis Street, thence along said westerly side of Otis Street South  $3^{\circ}-01'$  West 17.46 feet to a point, said point being the Southerly property line of Christine Court extended thence across Otis Street, formerly Otis Place South  $86^{\circ}-59'$  East 24.52 feet to a point, the place of beginning including the

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intersections and returns, shall be graded, drained, curbed and paved with paving material and storm sewers, inlets and manholes and other work incidental thereto, shall be performed all in accordance with the plans and specifications therefor as submitted to the Borough Council by the Borough Engineer, said paving to be a width of 24 feet beginning at Station 0 plus 0 at the intersection of the center line of Christine Court thence by the center line of Otis Street South  $12^{\circ}$ -06' West 78.99 feet to Station 0 plus 78.99 at the intersection of the center line of Bluff Street, the place of beginning.

Section 2. Bluff Street formerly known as Bluff Alley, beginning at Station 0 plus 0 at the intersection of the center line of Otis Street thence by the center line of Bluff Street North  $86^{\circ}$ -59' West 698.42 feet to Station 6 plus 98.42 on the line of Lot #1014 on the Southmont Plan of Lots, the place of ending. Said Bluff Street being forty (40) feet in width, composed of a twenty-four (24) foot roadway and an eight (8) foot sidewalk on each side, including the intersections and returns shall be graded, drained, curbed and paved with paving material, and storm sewers, inlets, manholes and other work incidental thereto shall be performed all in accordance with the plans and specifications therefor as submitted to the Borough Council by the Borough Engineer.

Section 3. 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 advertisement 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 streets is hereby ratified and confirmed.

Section 4. The Borough Engineer is hereby designated as the person in charge of said improvement with full power to act for the Borough in all engineering matters connected with said work and also to estimate and set assessments therefor.

Section 5. The costs and the 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 streets in accordance with the Acts of Assembly in such cases made and provided including Act of May 4, 1927, P.L. 519, Section 1712 as amended so that one-third ( $1/3$ ) 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 two-thirds ( $2/3$ ) of said costs and expenses shall be paid by the owners of the real estate abutting or bounding on said streets improved and the same is hereby assessed against them according to the foot front rule, and said assessments are hereby appropriated therefor.

Section 6. Whenever curbing or guttering or both shall be necessary in the opinion of the Borough Engineer or as set forth in said plans and specifications to make a complete job the same shall be constructed as authorized above, but the entire costs thereof shall be and is hereby assessed against the real estate abutting or bounding the same according to the foot front rule.

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

ORDINANCE NO. 195 Concluded

Passed finally in Council this 13th day of July A.D. 1959.

G. Martin Fox  
President of Council

Attest:  
Betty M. Sabo  
Secretary

Approved this 13th day of July 1959.  
Robert Moors  
Burgess