

**RESOLUTION 99-3**

WHEREAS, the Township of Schuylkill (the "Township") is a municipality existing under the Second Class Township Code of 1933, Re-enacted and Amended Nov. 9, 1995, as amended and supplemented, 53 P.S. 65101; and

WHEREAS, the Township, by virtue of the Eminent Domain Code, has power and authority to condemn property for dumping and storage of ashes and supplies and equipment used for disposal, collection or removal of ashes and or solid waste and/or management of storm water run-off; and

WHEREAS, the Township, at the request and with the approval of the Township of Schuylkill, Schuylkill County, Pennsylvania, heretofore undertook to take Tax Parcel No. 27-8-50(2) for the purposes of dumping and storage of ashes and supplies and equipment used for disposal, collection or removal of ashes and or solid waste and management of storm water run-off; and

WHEREAS, in order to carry out the project it is necessary to acquire title in fee simple to certain land that of Tax Parcel No. 27-8-50(2); and

WHEREAS, the Township has negotiated with Diane Hain a price of \$10,500.00 for the portion of the parcel described in her deed recorded in the Office of the Schuylkill County Recorder of Deeds, Book 1477 Page 531; and

WHEREAS, in accordance with the PA Code 53 P.S. 67105 and 67702, the Township is authorized to acquire said property interests through eminent domain proceedings;

NOW THEREFORE, BE IT RESOLVED, that the Township of Schuylkill, in accordance with authority conferred by law selects and appropriates for the purpose of storing supplies and equipment and for other Township purposes property interests listed in Exhibit "A".

RESOLVED: That the title to be acquired for those properties listed in Exhibit "A" shall be absolute or fee simple title.

RESOLVED: That Solicitor for the Township and its proper officers are hereby authorized to file a Declaration of Taking, and such other proceeding as may be necessary to carry out the purpose of this Resolution.

RESOLVED: That the institution of such proceedings and any damages which may be awarded to the owner of said premises be paid out of the General Fund of the Township.

ADOPTED this 1st day of September, 1999.

The Township of Schuylkill

By: Frank Thompson  
Frank Thompson, Chairman

ATTEST:

Mary E. Bube  
Mary Bube, Secretary