

ORDINANCE NO. 570

AN ORDINANCE OF THE TOWNSHIP OF PENN, YORK COUNTY,
PENNSYLVANIA AUTHORIZING FILING OF A DECLARATION
OF CONDEMNATION OF LAND BY EMINENT DOMAIN.

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by
the Commissioners of Penn Township, York County, Pennsylvania as follows:

SECTION 1.

The Penn Township Board of Commissioners intends to construct, widen, and
otherwise improve portions of Township roadways known as the Industrial Drive
Highway Improvement Project. In conjunction with said project it will be necessary to
enter upon and secure a portion of the property of the property owners set forth in
"Schedule A" to allow for the construction, relocation, widening, improving, and
maintenance of said roadways and related improvements including, but not limited to
concrete curbing, stormwater collection and conveyance, water, sewer, sidewalks and any
other such utility or use as shall be determined by the Board of Commissioners.

SECTION 2.

It is ordained by the Penn Township Board of Commissioners that Penn Township
shall acquire by condemnation right-of-way easements across lands of property owners
set forth in "Schedule A" for the construction, relocation, widening, improving,
maintenance and use of roadways and related improvements set forth in Section 1.

"Schedule A"

1. York County Industrial Development Authority 44-21-05
Deed Date: February 25, 1984 Book: 87J Page: 847
2. York County Industrial Development Authority 44-21-07
Deed Date: February 25, 1984 Book: 87J Page: 847
3. York County Industrial Development Authority 44-21-09
Deed Date: February 25, 1984 Book: 87J Page: 847
4. Willard P. Amoss & Linda W. Amos, his wife, 1/2 interest, & Walter A. Tilley,
1/4 interest, & Nancy Tilley, his wife, 1/4 interest. 67-DD-52H
Deed Date: March 25, 1991 Book: 146 Page: 21

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| 5. | Hanover Packaging Company
Deed Date: | Book: 730 | 44-21-06 | Page: 558 |
| 6. | Bertram F. Elsner and Joyce C. Elsner, his wife & Frank Elsner, Jr. and Eleanor Elsner, his wife.
Deed Date: August 12, 1974 | Book: 68D | 44-21-04 | Page: 305 |
| 7. | Elsner Engineering Works, Inc.
Deed Date: August 13, 1965 | Book: 58H | 67-DD-55 | Page: 219 |
| 8. | Hanover Pen Corporation
Deed Date: September 30, 1975 | Book: 68U | 44-21-03 | Page: 214 |
| 9. | SKF USA Inc.
Deed Date: January 15, 1993 | Book: 565 | 44-21-02 | Page: 97 |
| 10. | Everybody Press Inc.
Deed Date: | Book: 69F | 44-DD-55 | Page: 327 |

SECTION 3

It is hereby ordained that either Charles A. Stauffer, President of the Penn Township Board of Commissioners, Jeffrey R. Garvick, Township Manager or Walter A. Tilley, III, Township Solicitor, is authorized to execute and file any documents necessary or appropriate for the filing of a declaration of condemnation by eminent domain of land, as shown on the Industrial Drive right-of-way plans, project 1236.007, as prepared by Herbert, Rowland, & Grubic, Inc., Consulting Engineers, and are further authorized to negotiate with the condemnees with respect to compensation for the property taken in the condemnation proceedings.

ENACTED AND ORDAINED this 16th day of April, 2001.

BOARD OF COMMISSIONERS

Charles A. Stauffer
Charles A. Stauffer, President

Attest:

Kristina J. Rodgers
Kristina J. Rodgers, Secretary