

BOROUGH OF AVALON

RESOLUTION NO. 997

A RESOLUTION OF THE BOROUGH OF AVALON, COUNTY OF ALLEGHENY AND COMMONWEALTH OF PENNSYLVANIA AUTHORIZING THE PROPER OFFICERS OF THE BOROUGH TO EXECUTE ALL DOCUMENTS AND TO TAKE ALL STEPS NECESSARY TO EFFECTUATE THE PURCHASE AND OR CONDEMNATION OF CERTAIN REAL ESTATE LOCATED IN THE BOROUGH OF AVALON, DESIGNATED AS LOT AND BLOCK 159-D-53, FOR THE SUM OF \$82,000.00, FROM OLIVE M. TRESKY, WHICH PROPERTY IS TO BE USED FOR MUNICIPAL PURPOSES.

WHEREAS, Borough Council of the Borough of Avalon has determined that it is necessary for Council to either condemn or to purchase certain Borough real estate to erect a new Borough Municipal Building for municipal purposes; and

WHEREAS, Borough Council of the Borough of Avalon has determined that if possible, it would be in the best interest of the Borough to purchase such property, known as 708 California Avenue, Pittsburgh, PA 15202, Lot and Block, 159-D-53, (hereinafter referred to as "that property"), Deed Book Volume 5974, Page 559, pursuant to 53 P.S. § 46202(33), (40) and (46) as well as 53 P.S. § 46302(a)(7), for the sum of Eighty-Two Thousand (\$82,000.00) Dollars.

NOW THEREFORE, be it resolved by the Borough Council of the Borough of Avalon and it is hereby resolved with the authority of same:

SECTION 1: The proper officers of the Borough of Avalon are hereby authorized to take any and all steps necessary to effectuate the purchase and or condemnation of that property known as 708 California Avenue, Pittsburgh, PA 15202, Lot and Block, 159-D-53, Deed Book Volume 5974, Page 559, for the sum of Eighty-Two Thousand (\$82,000.00) Dollars, which property is more particularly described as follows:

ALL that certain lot or piece of ground situate in the Borough of Avalon, County of Allegheny and State of Pennsylvania, being part of Lot No. 2 in J. W. Cook's Plan of Lots, called Woodlawn as the same is recorded in the Recorder's Office of Allegheny County in Plan Book Volume 17 at page 192, bounded and described as follows, to-wit:

BEGINNING on the southwesterly side of California Avenue at the dividing line between Lots Nos. 1 and 2 in said plan; thence along said side of California Avenue South $49^{\circ} 9'$ East, 37.5 feet to a point; thence southwestwardly by a line running through said Lot No. 2 and parallel to the dividing line between Lots Nos. 1 and 2 aforesaid 115 feet to an alley; thence along said alley northwestwardly 37.5 feet to the dividing line of Lots Nos. 1 and 2 aforesaid; and thence along said dividing line northeastwardly 115 feet to California Avenue at the place of beginning.

HAVING erected thereon a two (2) story frame dwelling house and a brick and cement block garage.

Being Block 159-D, Lot 53 in the Allegheny County Lot and Block System.

Being the same property which John H. Tresky by his deed dated July 3, 1978 and recorded in the Recorder's Office of Allegheny County, Pennsylvania in Deed Book Volume 5974, Page 559, granted and conveyed unto Olive M. Tresky, the former spouse of John H. Tresky.

SECTION 2: The purchase and or condemnation of the within property is necessary for municipal purposes and to erect a municipal borough building.

SECTION 3: The Borough shall bear the total expense involved in the purchase and or condemnation of the Tresky property including without limitation, any transfer fees if required, title expenses and recording fees but not including any broker commissions.

SECTION 4: This Resolution refers to that Indenture by and between Olive M. Tresky and the Borough of Avalon, dated the _____ day of _____, 2004, and recorded in the Recorder of Deeds Office of Allegheny County, Pennsylvania in Deed Book Volume _____, Pages _____ to _____, on _____, 2004.

SECTION 5: All resolutions or parts of resolutions conflicting herewith are repealed insofar as they conflict herewith.

Resolved this 25th day of August, 2004.

ATTEST:

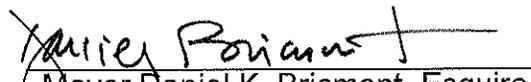
BOROUGH OF AVALON


Harry W. Dilmore
Secretary


Edward Klicker
President of Council

SEAL

THIS RESOLUTION examined and approved by me
this 25th day of August, 2004.


Mayor Daniel K. Bricmont, Esquire