

ORDINANCE

AN ORDINANCE AUTHORIZING AND CONFIRMING ACTION BY THE CITY OF COATESVILLE TO PURCHASE PROPERTY LOCATED BETWEEN OLD AND NEW ROUTE 82 (LOT) IDENTIFIED AS TAX PARCEL NO. 16-1-14.1. FOR \$1,500.00 PLUS COSTS

WHEREAS, the City of Coatesville is a Third Class City located in Chester County, Pennsylvania; and

WHEREAS, the City of Coatesville City Charter requires that the City pass an Ordinance to authorize, inter alia, the purchase of real property; and

WHEREAS, the City has identified an interest in owning tax parcel no. 16-1-14.1 located between old Route 82 and new Route 82 close to the intersection of Manor Road as same adjoins other properties with respect to which the City has an interest and as said property may be necessary for access or to assist with access to the Regional Recreational Properties owned by the City; and

WHEREAS, this property initially came into the possession of the County Repository without apparent notice to the City despite the fact that it had previously been condemned as part of a Regional Recreational project undertaken by the City said property being condemned by the City at civil action no. 02-06506 when a Declaration of Taking and Notice of Condemnation were properly filed on August 16, 2002 thereby vesting title in the City when the Notice of Condemnation was duly recorded with the Office of the Recorder of Deeds in and for Chester County, Pennsylvania at Record Book 5360 Page 776; and,

WHEREAS, the City Council at a public meeting on September 12, 2011 took action authorizing the purchase of said property from the County Tax Claims Bureau and accepted the counter-offer to purchase the said property for \$1,500.00 plus costs; and,

WHEREAS, under these circumstances, this Ordinance acts to confirm prior action by the City to reacquire title to said property, avoid potential litigation and confirm the aforementioned authorization in accordance with the requirements of the City Charter.

NOW THEREFORE, in consideration of the foregoing and other consideration, the receipt of which is hereby acknowledged, the City of Coatesville does hereby confirm and reauthorize its Solicitor, City Manager, Assistant City Manager, or City Council President, or other authorized Agent, to execute any documents necessary for the acquisition of the property located between old and new Route 82 and identified as tax parcel no. 16-1-14.1 for \$1,500.00 plus costs.

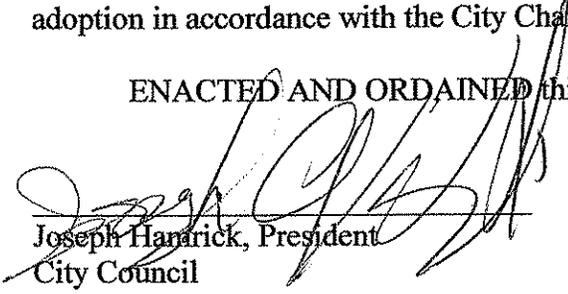
Bill: 18 -2011

Ordinance: 2011-1363

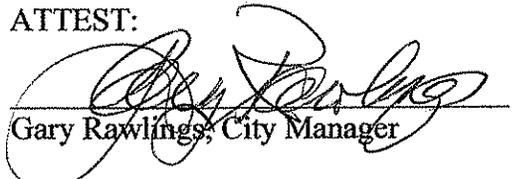
If any portion of the Ordinance shall be determined to be unconstitutional, illegal or unenforceable, then the portion and only that portion of this Ordinance, which is deemed to be unconstitutional, illegal or unenforceable shall be severed from the remainder of this Ordinance and all other terms thereof shall remain in full force and effect.

This Ordinance shall be effective thirty (30) days after publication following final adoption in accordance with the City Charter and the Third-Class City Code.

ENACTED AND ORDAINED this 10th day of October, 2011.


Joseph Hanrick, President
City Council

ATTEST:


Gary Rawlings, City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 26th day of September, 2011, and was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania on the 10th day of October, 2011, that the vote upon the said Ordinance has been recorded in the Minutes of the City Council and that the Ordinance has been fully recorded.


Gary Rawlings, City Manager