

RESOLUTION NO. 2011-12

RESOLUTION AUTHORIZING THE BOARD OF SUPERVISORS OF EAST ROCKHILL TOWNSHIP TO SELECT AND APPROPRIATE EITHER AMICABLY OR BY EMINENT DOMAIN CERTAIN REAL ESTATE IN EAST ROCKHILL TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA, IN FEE SIMPLE, FOR PROTECTING EXISTING SCENIC AND AESTHETIC VALUES OF PROPERTY ADJACENT TO EXISTING PARK LANDS AND TO ACQUIRE IN FEE SIMPLE LAND TO BE USED FOR PUBLIC PARK AND RECREATION USES AND/OR OTHER AUTHORIZED PUBLIC USES; AUTHORIZING THE INSTITUTION OF EMINENT DOMAIN PROCEEDINGS FOR THE ACQUISITION THEREOF; PROVIDING FOR THE FURNISHING OF SECURITY FOR THE PAYMENT OF DAMAGES IN ACCORDANCE WITH THE LAW; AND AUTHORIZING CERTAIN OFFICERS OF EAST ROCKHILL TOWNSHIP TO ACT FOR IT IN ALL PROCEDURES AND ACTIONS REQUIRED BY THE EMINENT DOMAIN CODE.

WHEREAS, the East Rockhill Township Board of Supervisors desires to provide for park and recreation areas and other authorized public lands for the benefit of its citizens pursuant to the Comprehensive Plan of East Rockhill Township; and

WHEREAS, the East Rockhill Township Board of Supervisors desires to control the use of land adjacent to existing park lands in order to protect the scenic, aesthetic and/or watershed values of the land; and

WHEREAS, the East Rockhill Township Board of Supervisors desires to protect scenic areas for public visual enjoyment from public rights of way; and

WHEREAS, the East Rockhill Township Board of Supervisors desires to remove public nuisances and blight within the Township in accordance with 26 Pa. C.S. §§ 204 and 205; and

WHEREAS, the Second Class Township Code, 53 P.S. 67201 permits the Township to acquire land or buildings for park and recreational purposes and other authorized public uses; and

WHEREAS, in order to carry out the foregoing-described purposes, it is necessary that the Township acquire title in fee simple to land suitably located within the Township.

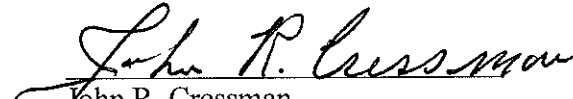
NOW, THEREFORE, IT IS HEREBY RESOLVED:

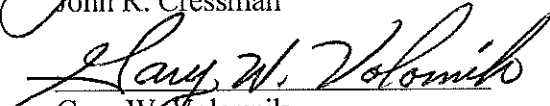
1. That the Township authorizes the condemnation of and hereby selects and appropriates for the condemnation of the property located at 1510 Ridge Road, Sellersville, PA 18960, more particularly described at Bucks County Tax Map Parcel No. 12-009-165.

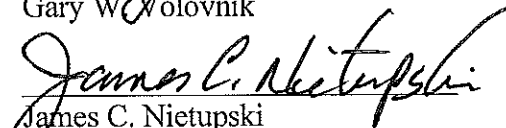
2. That the nature of the title acquired by the authorized condemnation shall be absolute or fee simple title, including all easements, rights-of-way and real property interests of whatever nature.
3. That the Township Solicitor and the proper officers of the Township are hereby authorized to attempt to acquire said property by amicable agreement, however, if said property cannot be amicably acquired, the Township Solicitor and Township officers are hereby authorized to file a Declaration of Taking and such other action to carry out the purpose of this Resolution.
4. That the institution of such proceedings, and any other damages, which may be agreed upon or awarded to any party in interest, including the owner or owners of said property, shall be paid out of the Township's Open Space Fund and/or General Fund, where appropriate.

ADOPTED this 13th day of September, A.D., 2011.

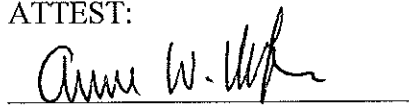
EAST ROCKHILL TOWNSHIP
BOARD OF SUPERVISORS


John R. Cressman


Gary W. Volovnik


James C. Nietupski

ATTEST:


Township Manager