

527-1599

BILL NO. 01- 08

ORDINANCE NO. 01- 08

**AN ORDINANCE OF THE CITY OF JEANNETTE  
AUTHORIZING THE PAVING OF AN ALLEY RUNNING  
PARALLEL BETWEEN NORTH THIRD STREET AND  
NORTH FOURTH STREET FROM MELLON AVENUE TO HARRISON AVENUE  
AND AUTHORIZING THE ASSESSMENT OF ABUTTING PROPERTY OWNERS  
FOR A PORTION OF THE COSTS OF SAME.**

WHEREAS, the City of Jeannette is authorized under the laws of the Commonwealth of Pennsylvania to pave streets, highways and alleyways within the City upon request of a sufficient number of abutting property owners; and

WHEREAS, under the laws of the Commonwealth of Pennsylvania and City of Jeannette Ordinance No. 63-15, adopted December 16, 1963, the City is able to assess the costs of such paving upon abutting property owners on a "front foot basis" with each abutting property owner paying one-third (1/3) the cost of the paving project; and

WHEREAS, following receipt of a Petition signed by an appropriate number of property owners, the City desires to pave the alleyway located within the City of Jeannette running parallel between North Third Street and North Fourth Street from Mellon Avenue to Harrison Avenue, a copy of such Petition being attached hereto as Exhibit "A"; and

WHEREAS, the City has advertised for bids for the paving of various streets and alleyways within the City of Jeannette, such bid including the paving of the aforesaid alleyway, and accepted a comprehensive bid from A. Folino Construction, Inc., at a public meeting held the 12<sup>th</sup> day of September, 2001, that would cause the gross cost of paving such alleyway to be \$15.15 per linear foot; and

WHEREAS, the Council of the City of Jeannette desires to adopt an Ordinance authorizing the assessment of the costs of such paving against abutting property owners on a “front foot basis” consistent with City of Jeannette Ordinance No. 63-15 referenced above.


NOW, THEREFORE, WITH THE FOREGOING RECITALS BEING INCORPORATED HEREIN, THE COUNCIL OF THE CITY OF JEANNETTE HEREBY ORDAINS AND ENACTS THE FOLLOWING:

1. The paving of the alleyway running parallel between North Third Street and North Fourth Street from Mellon Avenue to Harrison Avenue is hereby authorized.
2. Each owner of property abutting those portions of alleyways set forth above shall be assessed for such paving at a rate of \$5.05 per linear foot based on the “front foot” rule and Ordinance No. 63-15 such amount representing one third (1/3) of the gross paving cost to the City referenced above. The City Engineer shall calculate the number of linear feet for each property subject to assessment and shall calculate the total amount of the assessment due and owing.
3. Upon the issuance of a Certificate of Completion by the City Engineer that the paving of such alleyways was completed on the ground on a date certain, the City Treasurer is directed to immediately bill each abutting property owner for the assessed amount due, with payment to be made within five (5) months of the date of completion on the ground.
4. In the event any person subject to assessment fails to make such payment within the time period referenced above, the City Solicitor shall be and is hereby authorized and directed to

take whatever steps are necessary to file a municipal claim or municipal lien against any property subject to assessment for the costs and expense associated with same together with interest at a rate of ten (10%) per cent per annum from the date of filing such lien.

THIS ORDINANCE IS ORDAINED AND ENACTED AT A PUBLIC MEETING OF JEANNETTE CITY COUNCIL HELD THE 12<sup>th</sup> DAY OF DECEMBER, 2001 AND SHALL TAKE EFFECT IMMEDIATELY.

ATTEST:

  
\_\_\_\_\_  
Ronald E. Dinsmore, City Clerk

THE CITY OF JEANNETTE:

  
\_\_\_\_\_  
Carl Matt, President/Mayor of Council