

WORCESTER TOWNSHIP

BOARD OF SUPERVISORS

MONTGOMERY COUNTY, COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 2010-19

**AUTHORIZING THE CONDEMNATION OF A PORTION
OF A PARCEL OF LAND IN WORCESTER TOWNSHIP,
MONTGOMERY COUNTY FOR OPEN SPACE PURPOSES.**

WHEREAS, pursuant to Worcester Township Open Space Plan, the Board of Supervisors of Worcester Township ("Board") considers it necessary for Worcester Township (the "Township") to acquire a certain parcel of undeveloped land owned by Ms. Mary Louise Graham ("Grantor") and being a portion of Montgomery County Tax Parcel 67-00-00892-508 as more specifically described in the plan attached hereto and incorporated herein as Exhibit "A" (the "Easement Area")

WHEREAS, the Board desires to use the Easement Area for open space purposes including: constructing; using; repairing; inspecting; renewing; removing; relocating; adding to; operating; and, patrolling and maintaining trail facilities; and

WHEREAS, the Board and Grantor have agreed that the term "trail facilities" as used hereinabove means: (i) trail or set of trails, together with steps, railings, and other surface structures which, as to wet area, may include bridges and culverts (collectively, the "Trail"); (ii) signs to mark the Trail, to provide information related to the Trail, and for interpretive purposes; (iii) fencing, gates, and barriers to control access; and, (iv) with the prior written consent of Grantor, her successor and assigns: benches, picnic tables, trash receptacles, and bicycle racks; and

WHEREAS, the Board has the authority to acquire lands or buildings by condemnation proceedings for the aforesaid purposes pursuant to the Second Class Township Code (53 P.S. §65101 *et seq.*), as amended.

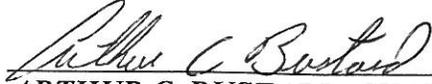
NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The Board hereby authorizes the condemnation of a portion of the property owned by Ms. Mary Louise Graham and being a portion of Montgomery County Tax Parcel 67-00-00892-508 as more specifically described in the plan attached hereto and incorporated herein as Exhibit "A", in fee simple absolute; and

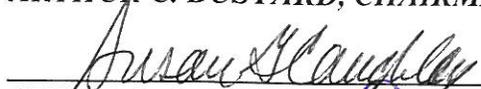
2. The Township Solicitor is hereby authorized to prepare, file, record and serve the appropriate documents in order to effectuate the condemnation.

ADOPTED by the Board of Supervisors of the Township of Worcester, County of Montgomery the Commonwealth of Pennsylvania, this 15th day of September, 2010.

WORCESTER TOWNSHIP



ARTHUR C. BUSTARD, CHAIRMAN



SUSAN G. CAUGHLAN, VICE CHAIR



STEPHEN C. QUIGLEY, MEMBER

EXHIBIT A

