

**MANHEIM BOROUGH
LANCASTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. _____

AN ORDINANCE OF MANHEIM BOROUGH, LANCASTER COUNTY, PENNSYLVANIA DECLARING ITS INTENTION TO TAKE AND AUTHORIZING ANY AND ALL NECESSARY ACTS FOR THE TAKING OF 60 W. COLEBROOK STREET, BOROUGH OF MANHEIM, LANCASTER COUNTY, PENNSYLVANIA IN FEE SIMPLE, THROUGH THE FILING OF A DECLARATION OF TAKING, PURSUANT TO THE EMINENT DOMAIN CODE, 26 PA.C.S. 101, *ET SEQ.*, AND THE BOROUGH CODE, 8 PA.C.S. 101, *ET SEQ.*

WHEREAS, Manheim Borough, Lancaster County, Pennsylvania (“Borough”) is a municipal corporation and borough operating under the Borough Code, 8 Pa.C.S. § 101, *et seq.*;

WHEREAS, the Borough is a public body that possesses the power of eminent domain to acquire fee simple title to properties with the authorization of the local governing body under the Borough Code and the Eminent Domain Code, 26 Pa.C.S. § 101, *et seq.*;

WHEREAS, the Borough has the need for a new Borough Hall and a location for EMS services in close proximity to the existing location of the Manheim Borough Police Department which is situated at 211 N. Charlotte Street, Manheim Borough, Lancaster County, Pennsylvania, in order to provide a more effective and efficient local government and services to the residents and taxpayers of the Borough; and

WHEREAS, that certain real property situated at 60 W. Colebrook Street, Manheim Borough, Lancaster County, Pennsylvania, which is identified as Property I.D. No. 400-48319-0-0000, and owned by Northwest Emergency Medical Services Inc. via a Deed dated November 3, 2015 and recorded in the Lancaster County Recorder of Deeds Office at Document No. 6234727, adjoins the property containing the Manheim Borough Police Department.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, that the Borough Council of Manheim Borough, Lancaster County, Pennsylvania under the power conferred by the Borough Code and the procedure set forth in the Eminent Domain Code hereby authorizes the acquisition in fee simple of that certain real property, together with all buildings and other improvements thereon as well as fixtures attached thereto, situated at 60 W. Colebrook Street, Manheim Borough, Lancaster County, Pennsylvania, which is identified as Property I.D. No. 400-48319-0-0000, and owned by Northwest Emergency Medical Services Inc. via a Deed dated November 3, 2015 and recorded in the Lancaster County Recorder of Deeds Office at Document No. 6234727 (the “Property”);

BE IT FURTHER ENACTED AND ORDAINED, that the Borough hereby authorizes the filing of a Declaration of Taking to acquire fee simple title to the Property;

BE IT FURTHER ENACTED AND ORDAINED, that the Borough hereby authorizes its Solicitor and other proper officers, employees, and consultants to perform all acts and execute all documents necessary to carry out the purposes of this Ordinance; and

BE IT FURTHER ENACTED AND ORDAINED, that the Borough will pay out of its funds the fees, costs, and expenses to institute such proceedings, and any just compensation and/or damages that may be agreed upon or awarded to any party in interest, including the owner of said Property.

DULY ENACTED AND ORDAINED this 14th day of November, 2023, by the Borough Council of Manheim Borough, Lancaster County, Pennsylvania in lawful session duly assembled.

**MANHEIM BOROUGH
LANCASTER COUNTY, PENNSYLVANIA**

By: _____
Noah Martin, Borough Council President

[SEAL]

Attest: _____

Approved as an Ordinance this ____ day of _____, 2023:

By: _____
Scot Funk, Mayor

MUNICIPAL CERTIFICATION

I, James Fisher, Borough Manager, certify that this is a true and correct copy of the Ordinance enacted by the Borough Council of Manheim Borough, Lancaster County, Pennsylvania, which was duly advertised in the Lancaster Newspaper on Tuesday, November 7, 2023.

James Fisher, Manager