

MINUTES OF THE TWENTIETH MONTHLY MEETING
OF THE BOROUGH OF CHESTER HEIGHTS, PA. COUNCIL
HELD IN THE BOROUGH SCHOOL BLDG. MONDAY
AUGUST 4th. 1947.

Meeting called to order by President of Council at 8 P.M.

Councilman Lehr H. Kerns absent.

The minutes of the July meeting were read by the Secretary and unanimously approved.

The following bills were approved for payment.

John S. Voigt, Street Supervisor

14 hrs. work on roads, July 24th to 25th---- \$14.00

Richard & Shhrader

Equipment and Supplies for Road Supervisor-- 7.70

Howard E. Thyng

Arrest Forms-Police Blank for J. of P. Buckley-14.00

\$ 35.70

Council, upon being informed by the Secretary that Borough Auditor, Richard Wood, Jr. had returned his check of \$25.00 compensation for auditing the books for 1946, requested this check be again sent to Richard Wood, Jr. with a letter expressing Councils appreciation of his generosity, but that this body feels Mr. Wood should dispose of this check himself in what ever manner he shall choose to take.

Constable Hohn Voigt submitted his monthly police report which was placed in file.

Mrs. Josephine G. Brenneman, Treasurer read the Treasurers Report which was unanimously approved.

The proposed ordinance dealing with transient business within the Borough commonly referred to as the "Pedler Ordinance", was held over for further consideration and copies of this proposed ordinance were directed to be sent, by the Secretary, to each member of

Council in order that they might more carefully consider and study this matter before it is again brought before Council at the September meeting.

The following ordinance was moved, seconded and unanimously
RESOLVED,

Ordinance 13

An Ordinance of the Borough of Chester Heights vacating a portion of Old Baltimore Pike running through the Lands of Richard D. Wood

WHEREAS, a portion of old Baltimore Pike (U.S. Route No.1.) passes through the lands of Richard D. Wood and is abutted on all sides by said lands; and

WHEREAS, the Commonwealth of Pennsylvania through its State Highway Department has abandoned said old Baltimore Pike as of September 20th, 1939; and

WHEREAS, Richard D. Wood being the owner in fee of all of the property abutting said old Baltimore Pike has petitioned the Borough of Chester Heights to vacate the same and in said Petition agreed on behalf of himself, his heirs and assigns to release the Borough from all claims, demands, causes of action, and damage that may arise directly or indirectly as a result of the vacation of said road.

THEREFORE,

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Council of the Borough of Chester Heights, Commonwealth of Pennsylvania:

SECTION 1. That the portion of old Baltimore Pike (U.S. Route No. 1.) which is entirely abutted by the lands of Richard D. Wood, and which was abandoned by the Commonwealth of Pennsylvania on September 20th, 1939, and which is described by metes and bounds as follows:

BEGINNING at the point of intersection of the center line

of the vacated course of the Baltimore Pike with the line marking the southerly side of the present course of the said pike (60.ft. wide) said beginning point being distant 333.70 ft. from the center line of the bridge that carries the said pike over Chester Creek, extending thence through lands of Richard D. Wood along the course of the said vacated section of the said pike on or near its center line the four following courses and distances, to wit,
(1) S. 43 deg. 51' 30" W. 474.40 ft. to a point, thence
(2) S. 72 deg. 50' 30" W. 116.49 ft. to a point, thence
(3) S. 86 deg. 32' 30" W. 144.13 ft. to a point, thence
(4) N. 78 deg. 59' 30" W. 340.20 ft. to the point of intersection of the center line of the said vacated section of the said Baltimore Pike with the line marking the southerly side of the present course of the said pike - the center line of the vacated section of the said pike having a total length of 1075.16 ft.

be and the same is hereby vacated.

Adopted this 4th day of August, A.D., 1947

President of Council

Attest:



Secretary

Approved this 4th day of August, A.D., 1947.

Burgess

This petition before the Penna. Public Utility Commission Inre: Application of John G. Moe to operate a taxie cab service thru th Borough of Chester Heights, Pa. was presented by Borough Council Donald H. Hamilton. Council directed a notation of this be placed upon the minutes of this meeting.

Burgess, Walter E. Schrader, inquired about the printed copies of Ordinances order from W. Griffith. He also reported there are a number of dogs reuuning loose within the Borough which are not licensed and therefore subject to be picked up or shot. The Burgess further stated a survey of the Borough revealed that on the Bodly Rd. and Church Rd. low limbs of trees were constituting a dangerous situation but the Borough not being equipped to handle this situation

at this time he had been successful in obtaining the co-operation of the Highway Dept. to take care of this matter. The Burgess also reported the line on Route 261 from Chester Heights to Chelsea are seen to be painted.

It was proposed the Borough keep a "Lien Book" with the result it was moved, seconded and unanimously RESOLVED the Secretary purchase and keep a Lien Book.

It was moved seconded and unanimously RESOLVED the bill of \$14.00 for the printing of J. of P. Forms be paid.

It was moved , seconded and unanimously RESOLVED the 1st. Natl. Bank of Media, Pa. be designated as the depository for taxes collected for the Borough of Chester Heights, Penna.

At this point in the meeting it became apparent why the large number of resident guests were present. They were in attendance as a pressure group to urge upon Council some action in support of the protest by Communities along the Octorare Branch of the P.R.R. from Wawa to Oxford.

When this subject was brought up by one of the residents President Willcox requested he be relieved as Chairman due to his connection with the P.R.R. Mr. Willcox vacated his seat and withdrew from the body of Council while Mr. ^{E. CLAY}~~Clay~~ Krebs was unanimously chosen as temporary chairman,

The following resolution was immediately proposed, seconded and unanimously passed.

RESOLVED That the Borough of Chester Heights protest the application of the Pennsylvania Railroad to abandon passenger service to Chester Heights and points South on the Octorare Branch of the Railroad, and that the Borough Solicitor, Donald H. Hamilton, Esquire be authorized to present this Resolution to the Pennsylvania Public Utility Commission and to take such other steps as are necessary to

protest and oppose said application at hearings before the Commission and otherwise.

~~Next came a motion which was seconded and unanimously passed which~~
~~TO PAY \$300 TO THE CHESTER HEIGHTS FIRE CO. WHICH WAS DEFEATED.~~
~~NEXT CAME A MOTION WHICH WAS SECONDED AND UNANIMOUSLY PASSED WHICH,~~

RESOLVED that, not to exceed \$300.00 be appropriated as legal fees for the hire of an Attorney to prepare a case in protest of the abandonment of passenger service on the Octarare Branch of the P.R.R. Co. and to meet with other representatives of Communities along this branch and to appear before the P.U.C. when this hearing re-convenes.

Another companion motion was made, seconded and unanimously RESOLVED that the Borough Solicitor, Donald H. Hamilton be appointed as the Attorney to represent the Borough and that he take the necessary steps to prepare a case in protest of the application of the P.R.R. Co. to abandon passenger service on the Octarare Branch and to appear in the Boroughs interest and upon its behalf at the hearing before the P.U.C. when re-convened.

The next order of business was a motion made, seconded and unanimously

RESOLVED, the temporary chairman withdraw with due appreciation and thanks for his service and that Mr. Willcox be called back and reinstated as permanent Chairman,

Upon Mr. Willcox renewing his duties as permanent Chairman
~~1ST MADE TO PAY \$300 TO THE CHESTER HEIGHTS FIRE CO. THIS MOTION WAS DEFEATED.~~
a motion was made, seconded and unanimously passed with one negative
~~2ND A MOTION TO APPROPRIATE \$150 TO THE CHESTER HEIGHTS FIRE CO AND \$150~~
~~vote which RESOLVED the \$300.00 in the Budget for donations to Fire~~
~~TO BE DIVIDED THREE WAYS BETWEEN CONCORDVILLE, LENNAI AND LIMA FIRE CO'S. WAS MADE BUT~~
~~Co.'s be paid in lump sum to the newly formed Chester Heights Fire Co.~~
~~NOT SECONDED. 3RD UPON NEW EVIDENCE DEVELOPED BY DISCUSSION, COUNCELMAN BRENNEMAN~~
~~No. 1 and when this new Fire Company is incorporated all unexpended~~
~~RE-INTRODUCED HIS ORIGINAL MOTION TO PAY \$300 TO THE CHESTER HEIGHTS FIRE CO. THIS MOTION WAS~~
~~balance of this donation be transferred to the new corporation.~~
~~SECONDED AND PASSED WITH ONE NEGATIVE VOTE, THAT OF E. CLAY KREBS.~~

Mr. Herbert Brenneman read to Council the questionnaire proposed to be sent all tax payers and voters, prepared by himself with

the assistance of Mr. Edwin H. Keller.

A motion was then made, seconded and unanimously RESOLVED the Brenneman questionnaire be prepared and mailed to all tax payers and voters within the Borough of Chester Heights, Pa. together with a stamped return envelope addressed to the Secretary. The necessary expenses to be approved by Council.

There being no further business it was moved, seconded and unanimously RESOLVED this meeting adjourn.