

RESOLUTION NO. 972

A RESOLUTION ACCEPTING THE DEDICATION OF TRACTS OF LAND MORE FULLY DESCRIBED HEREIN AND AUTHORIZING THE FILING OF THE APPROPRIATE DEED OF DEDICATION WITH THE RECORDER OF DEEDS OFFICE IN AND FOR YORK COUNTY, PENNSYLVANIA

WHEREAS, as part of the Final Subdivision Plan of Whispering Run – Phases 2A, 2B and 2C, which plans are recorded in the Office of the Recorder of Deeds, in and for York County, Pennsylvania in Record Book 2253, Page 1740, Record Book 2279, Page 3614 and Record Book 2300, Page 5737 (the “Plan”), the Plan required the offer of dedication of certain sanitary sewers, outfalls and easements, which are now being offered for dedication by Joseph A. Myers (“Grantor”); and

WHEREAS, the Township desires to accept the offer of dedication and formally evidence such acceptance by the filing of a deed of dedication with the Recorder of Deeds Office in and for York County, Pennsylvania.

BE IT RESOLVED by the Commissioners of Penn Township and it is hereby resolved by the authority of the same that, pending receipt of an acceptable title opinion stating that title shall pass to the Township free and clear of all adverse encumbrances and restrictions, the following property is hereby accepted for dedication:

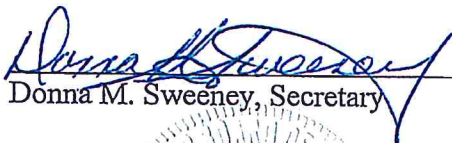
The tracts of land as described in the attached Exhibit “A” and as set forth in the Deed of Dedication by and between JOSEPH A. MYERS and PENN TOWNSHIP.

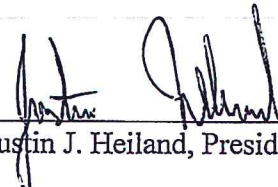
BE IT FURTHER RESOLVED that the Deed of Dedication attached hereto is hereby received and accepted by Penn Township as effectively transferring to said Township the said tracts of land more fully described in the attached exhibit and as set forth on the description contained in the aforesaid Deed.

ADOPTED, this 21st day of June, 2021, by the Township Commissioners of Penn Township in a lawful session duly assembled.

ATTEST:

PENN TOWNSHIP BOARD OF COMMISSIONERS


Donna M. Sweeney, Secretary

By: 
Justin J. Heiland, President

(SEAL)

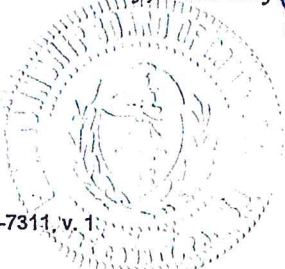


EXHIBIT "A"

Deed of Dedication



Prepared by:
Daniel M. Frey, Esquire
Barley Snyder
14 Center Square
Hanover, PA 17331
(717) 637-6239

Property Address:
Penn Township, York County
UPI:

DEED OF DEDICATION

THIS INDENTURE, made the _____ day of _____, in the year of our Lord two thousand twenty (2020).

BETWEEN

JOSEPH A. MYERS, unmarried, of 107 Little Bridge Road, Hanover, PA 17331,

GRANTOR

-and-

PENN TOWNSHIP, a Municipal Board organized and existing pursuant to the First Class Township Code of Pennsylvania and maintaining its principal office at 20 Wayne Avenue, Hanover, Penn Township, York County, Pennsylvania,

GRANTEE

WITNESSETH, that the said Grantor for and in consideration of the sum of One (\$1.00) Dollar lawful money of the United States of America, unto it well and truly paid by the said Grantee at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, the said Grantor does hereby dedicate for public use, grant and convey to the said Grantee, its successors and assigns,

ALL those certain eight (8) inch & (10) inch diameter gravity sanitary sewer mains, manholes and laterals appurtenant situated in the streets (Ripple Drive, Whispering Lane, Bair Road, Pearl Drive & Red Rock Run) and easement located outside of streets in Whispering Run (Phase 2) in Penn Township, York County, Pennsylvania bounded and shown according to 3 Plans, prepared by Group Hanover Inc entitled as follows:

1. "Final Subdivision Plan Whispering Run – Phase 2A", file number 021099A, revision date September 05, 2013, recorded in York County Recorder of Deeds in Record Book 2253 page 1740,

dated October 01, 2013.

2. "Final Subdivision Plan Whispering Run – Phase 2B", file number 021099B, revision date January 02, 2014, recorded in York County Recorder of Deeds in Record Book 2279 page 3614, dated May 28, 2014.

3. "Final Subdivision Plan Whispering Run – Phase 2C", file number 021099D, revision date November 06, 2014, recorded in York County Recorder of Deeds in Record Book 2300 page 5737, dated November 25, 2014.

And by Sanitary Sewer As-Built Plans prepared by Group Hanover Inc entitled as follows:

1. "Sanitary & Storm Sewer As-Built Plan Whispering Run – Phase 2A", file number 131800A, dated September 06, 2013 for Penn Township.

2. "Sanitary & Storm Sewer As-Built Plan Whispering Run – Phase 2B", file number 131800A, dated June 16, 2014 for Penn Township.

3. "Sanitary & Storm Sewer As-Built Plan Whispering Run – Phase 2C", file number 131800A, dated January 29, 2015 and revised on February 09, 2015 for Penn Township.

SANITARY SEWER RUN MH# 8-619 TO MH# 8-605 (BAIR ROAD) (PHASE 2C)
(8" SDR-35)

BEGINNING at a manhole designated as MH# 8-619 located at Bair Road Station 43+09 in centerline; thence in and along said centerline in a southerly direction 399 feet to MH# 8-618 located at Bair Road Station 39+10 in centerline; thence in and along said centerline in a southerly direction 400 feet to MH# 8-617 located at Bair Road Station 35+09 in centerline; thence in and along said centerline in a southerly direction 364 feet to MH# 8-616 located at Bair Road Station 31+45 offset 2' left of centerline; thence in and along said centerline in a southerly direction 243 feet to MH# 8-605 located at Bair Road Station 29+02 offset 1' right of centerline, said manhole being near the centerline intersection with Ripple Drive.

SANITARY SEWER RUN MH# 8-600 TO MH# 8-593 (WHISPERING LANE) (PHASE 2C)
(8" SDR-35)

BEGINNING at a manhole designated as MH# 8-600 located at Whispering Lane Station 10+08 in centerline; thence in and along said centerline in a westerly direction 131 feet to MH# 8-599 located at Whispering Lane Station 8+75 in centerline; thence in and along said centerline in a northwesterly direction 344 feet to MH# 8-598 located at Whispering Lane Station 5+31 in centerline; thence in and along said centerline in a northwesterly direction 118 feet to MH# 8-597 located at Whispering Lane Station 4+12 offset 1' left of centerline; thence in and along said centerline in a northwesterly direction 116 feet to MH# 8-596 located at Whispering Lane Station 2+95 in centerline; thence in and along said centerline in a westerly direction 118 feet to MH# 8-595 located at Whispering Lane Station 1+76 in centerline; thence in and along said centerline in a southwesterly direction 177 feet to MH# 8-593 located at Whispering Lane Station -0+01 offset 1' right of centerline, said manhole being near the centerline intersection with Ripple Drive.

SANITARY SEWER RUN MH# 8-611 TO MH# 8-607 (PEARL DRIVE) (PHASE 2B) (8" SDR-35)

BEGINNING at a manhole designated as MH# 8-611 located at Pearl Drive Station 8+40 in centerline; thence in and along said centerline in a southerly direction 262 feet to MH# 8-610 located at Pearl Drive Station 5+78 in centerline; thence in and along said centerline in a southerly direction 199 feet to MH# 8-609 located at Pearl Drive Lane Station 3+79 in centerline; thence in and along said centerline in a southerly direction 379 feet to MH# 8-607 located at Pearl Drive Station 0+00 offset 1' left of centerline, said manhole being near the centerline intersection with Ripple Drive.

SANITARY SEWER RUN MH# 8-608 TO MH# 8-591 (RIPPLE DRIVE) (PHASE 2B) (10" SDR-35)

BEGINNING at a manhole designated as MH# 8-608 (Manhole has a 5' stub to the east capped at property line) located at Ripple Drive Station 23+05 in centerline; thence in and along said centerline in a westerly direction 198 feet to MH# 8-607 located at Ripple Drive Station 21+06 in centerline, said manhole being near the centerline intersection with Pearl Drive; thence in and along said centerline in a westerly direction 171 feet to MH# 8-606 located at Ripple Drive Station 19+36 in centerline; thence in and along said centerline in a westerly direction 247 feet to MH# 8-605 located at Ripple Drive Station 16+89 offset 1' right of centerline said Manhole being near the centerline intersection with Bare Road; thence in and along said centerline in a westerly direction 129 feet to MH# 8-604 located a Ripple Drive Station 15+59 in centerline; thence in and along said centerline in a northwesterly direction 106 feet to MH# 8-603 located at Ripple Drive Station 14+51 offset 1' left of centerline; thence in and along said centerline in a northwesterly direction 201 feet to MH# 8-602 located at Ripple Drive Station 12+50 offset 1' left of centerline; thence in and along said centerline in a northwesterly direction 399 feet to MH# 8-601 located at Ripple Drive Station 8+51 offset 1' left of centerline; thence in and along said centerline in a northwesterly direction 236 feet to MH# 8-591 located at Ripple Drive Station 6+15 in said centerline, said Manhole being the outfall to Penn Townships Sewer Extension System.

SANITARY SEWER RUN MH# 8-594 TO MH# 8-591 (RIPPLE DRIVE) (PHASE 2B) (8" SDR-35) & (8" CLASS 50 D.I.P. As Noted Below)

BEGINNING at a manhole designated as MH# 8-594 located at Ripple Drive Station 0+48 in centerline; thence in and along said centerline in a southeasterly direction 183 feet to MH# 8-593 located at Ripple Drive Station 2+30 in centerline, said manhole being near the centerline intersection with Whispering Lane; thence in and along said centerline in a southerly direction 261 feet to MH# 8-592 located at Ripple Drive Station 4+92 in centerline; thence in and along said centerline in a southerly direction 123 feet (8" Class 50 D.I.P.) to MH# 8-591 located a Ripple Drive Station 6+15 in said centerline, said Manhole being the outfall to Penn Townships Sewer Extension System.

OUTFALL TO PENN TOWNSHIPS SEWER EXTENSION SYSTEM

SANITARY SEWER RUN MH# 8-591 TO EXISTING MH# 8-517

WITHIN A 20' SEWER & UTILITY EASEMENT THROUGH LOT 126 (PHASE 2B) (10" SDR-35) & (10" CLASS 50 D.I.P. As Noted Below)

BEGINNING at a manhole designated as MH# 8-591 located at Ripple Drive Station 6+15 in centerline; thence leaving said centerline in and along the center of a 20' Sewer & Utility Easement through lot 126 in a southwesterly direction 194 feet to MH# 8-590 located in the center of said easement; thence in and along and through said easement in a southwesterly direction 141 feet (10" Class 50 D.I.P.) to existing MH# 8-517 Penn Townships Sewer Extension System.

**SANITARY SEWER RUN MH# 8-612 TO EXISTING MH# 304A (PEARL DRIVE)
(PHASE 2A) (8" SDR-35) & 8" CLASS 50 D.I.P. As Noted Below**

BEGINNING at a manhole designated as MH# 8-612 located at Pearl Drive Station 9+70 in centerline; thence in and along said centerline in a northerly direction 254 feet to MH# 8-613 located at Pearl Drive Station 12+24 in centerline; thence in and along said centerline in a northerly direction 242 feet to MH# 8-614 located at Pearl Drive Station 14+66 in centerline; thence in and along said centerline in a northerly direction 172 feet to MH# 8-640 located at Pearl Drive Station 16+38 in centerline, said Manhole being near the centerline intersection with Red Rock Run; thence in and along said centerline in a northerly direction 108 feet (8" Class 50 D.I.P.) to MH# 8-615 located a Pearl Drive Station 17+46 in centerline; thence in and along said centerline in a northerly direction 124 feet to existing MH# 304A located a Pearl Drive Station 18+69.49 in said centerline of existing street.

**SANITARY SEWER RUN MH# 8-641 TO MH# 8-640 (Red Rock Run)
(PHASE 2A) (8" SDR-35)**

BEGINNING at a manhole designated as MH# 8-641 located at Red Rock Run Station 9+70 in centerline (Manhole has a 20 foot stub to the east, established from a design of Stonewicke by Hanover Land Services); thence in and along said centerline in a westerly direction 174 feet to MH# 8-640 located at Red Rock Run Station 0+00 in centerline intersection with Pearl Drive.

TO HAVE AND TO HOLD the said sanitary sewer mains, manholes and laterals appurtenant thereto to and for the only proper use, including maintenance and repairs within the easements, and behoof of the Grantee, its successors and assigns forever, as and for public sewer lines and for no other use and purpose whatsoever.

AND THE SAID Grantor, for himself, his heirs and assigns, by these presents covenants, promises, and agrees to and with the said Grantee, its successors and assigns, that neither the Grantor, his heirs or assigns, shall or will at any time hereafter ask, demand or receive of or from the Grantee, its successors and assigns, any sum or sums of money as and for damages for or by reason of the taking of said sewer system for public purposes.

IN WITNESS WHEREOF, this Deed of Dedication has been duly executed the day and year first above written.

WITNESS:

Johnnie Adricks

By: Joseph A. Myers
Joseph A. Myers

COMMONWEALTH OF PENNSYLVANIA :
: ss:
COUNTY OF ADAMS :

On this, the 18th day of August, 2020, before me, the undersigned officer, personally appeared **JOSEPH A. MYERS**, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Jamie Cluck (SEAL)
Notary Public

My Commission Expires:
March 12, 2023

Commonwealth of Pennsylvania - Notary Seal
Jamie Cluck, Notary Public
Adams County
My commission expires March 12, 2023
Commission number 1288826
Member, Pennsylvania Association of Notaries

CERTIFICATE OF RESIDENCE

I do hereby certify that the precise residence and complete Post Office address of the within named Grantee is:

_____, 2020

Attorney for Grantee