

BOROUGH OF WEST KITTANNING  
ARMSTRONG COUNTY, PENNSYLVANIA

ORDINANCE NO. 133

AN ORDINANCE OF THE BOROUGH OF WEST KITTANNING  
AUTHORIZING THE WEST HILLS AREA WATER POLLUTION  
CONTROL AUTHORITY TO LAY, CONSTRUCT, MAINTAIN,  
REPAIR AND REPLACE SANITARY SEWER LINES AND  
APPURTENANCES THEREOF, IN STREETS, ROADS,  
ALLEYS AND RIGHTS-OF-WAY OF THE BOROUGH OF  
WEST KITTANNING.

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough  
of West Kittanning, and it hereby is ordained and enacted by authority of the  
same as follows:

SECTION 1. The West Hills Area Water Pollution Control Authority  
is hereby granted the right, privilege, franchise and authority to lay, construct,  
maintain, repair and replace in the streets, roads, alleys and rights-of-ways  
of the said Borough of West Kittanning the necessary sanitary sewer lines and  
the required appurtenances thereto to complete the erection and construction  
of the sanitary sewer system pursuant to the plans and specifications and  
reports prepared by Duncan, Lagnese and Associates, Inc., Consulting Engineers,  
of Pittsburgh, Pennsylvania, and R.B. Shannon and Associates, Consulting  
Engineers, of Kittanning, Pennsylvania jointly the Consulting Engineers for  
said Authority's proposed Sewer System.

SECTION 2. All such sanitary sewer lines shall be laid and  
constructed at such depth beneath the surface of said streets, roads, alleys,  
and rights-of-way and in such manner as not to interfere with proper drainage  
and the occupancy of other utility facilities in said streets, roads, alleys,  
and rights-of-way.

SECTION 3. It shall be the duty of the West Hills Area Water  
Pollution Control Authority to provide and maintain proper and adequate guards,

barriers, and lights, and it shall assume all risks and be liable for all damages.

SECTION 4. It shall be the duty of the West Hills Area Water Pollution Control Authority, after causing any opening or excavation to be made, to thoroughly and completely fill the same in accordance with the requirements of the applicable Borough Ordinance, or by puddling or tamping so as to prevent any settling thereafter, and replacing the surface of the thoroughfare as it was before the opening at the proper grade and with the same subsurface and surface covering as the part of the thoroughfare adjoining the opening, without ridges or depressions, and to maintain the surface replaced in as good condition as it was prior to the opening or excavation, at the established grade and with the same kind and density of material, until the said replacements have been approved by the Borough.

SECTION 5. If the work in opening or in filling or maintaining the surface of said streets, road, alleys and rights-of-way shall not be promptly or shall be unskillfully or improperly or incompletely done, the Borough reserves the right to cause the same to be done in the manner it deems proper and the expense thereof shall be charged to the West Hills Area Water Pollution Control Authority.

SECTION 6. All ordinances or resolutions or parts of ordinances or resolutions not in accord with this Ordinance are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into law by the Borough Council of the Borough of West Kittanning in lawful session assembled this 5<sup>TH</sup> day of OC7, 1981.

BOROUGH OF WEST KITTANNING

(BOROUGH SEAL)

Attest:

Bernie Brown  
Borough Secretary

By Fred K. Southworth  
President, Borough Council

Approved this 5<sup>th</sup> day of Oct, 1981

By John C. Beed  
Mayor

C E R T I F I C A T E

I, the undersigned, Secretary of the Borough of West Kittanning, Armstrong County, Pennsylvania, do hereby certify that the foregoing and attached is a true and correct copy of an Ordinance of said Borough which was duly enacted by the affirmative vote of a majority of a quorum of the members of the Governing Body of said Borough at a meeting thereof duly called and held on the 5<sup>th</sup> day of OCT, 1981; that the same was duly recorded in the Ordinance Book of said Borough, and said Ordinance has not been amended, modified or rescinded and is still in full force and effect.

WITNESS my hand and the seal of the Borough this 5<sup>th</sup> day of OCT, 1981.

BOROUGH OF WEST KITTANNING

(BOROUGH SEAL)

BY

  
Borough Secretary