



## **RESOLUTION 2021-011**

### **RESOLUTION OF THE TOWNSHIP OF HILLTOWN AUTHORIZING THE CONDEMNATION OF A PORTION OF THE PROPERTY OF STEVEN S. AND KATIE R. BENNETT, AT 1006 RICKERT ROAD, PERKASIE (TMP No. 15-028-041-002)**

#### **WITNESSETH:**

**WHEREAS**, Hilltown Township (the “Condemnor”) is a Township of the Second Class located in Bucks County, Pennsylvania, with offices at 13 West Creamery Road, Hilltown, PA 18927, that is authorized by Section 2201 of the Second Class Township code, 53 P.S. Section 67201, to “acquire lands or buildings by lease, gift, devise, purchase, or by the exercise of the right to eminent domain for recreational purposes in constructing equipment facilities for recreational purposes”; and

**WHEREAS**, Hilltown Township intends to construct a walking path to address the recreational needs of all of the citizens of Hilltown Township; and

**WHEREAS**, Hilltown Township requires a portion of the property of Steven S. and Katie R. Bennett at 1006 Rickert Road, Hilltown Township, Bucks County, Pennsylvania (the “Condemnee”) being described as set forth in the legal description attached hereto as Exhibit A, and as shown on the plan attached hereto as Exhibit B (the “Land”), for the purpose of constructing a public walking path and a temporary construction easement; and

**WHEREAS**, THE Board of Supervisors of Hilltown Township wishes to authorize the condemnation of the Land for construction of a public walking path and a temporary construction easement.

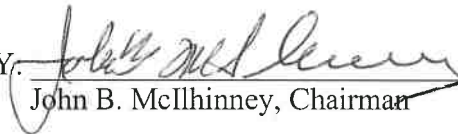
**NOW, THEREFORE, BE IT RESOLVED** and it is hereby **RESOLVED** on the 25<sup>th</sup> day of January, 2021, that the taking by eminent domain of the Land described on Exhibit A and shown on the Exhibit B, pursuant to the provisions of Section 302 of the Eminent Domain Code, 26 Pa.C.S. Section 302 and Section 2201 of the Second Class Code, 53 P.S. Section 67201, is approved for a public walking path and temporary construction easement, and the Township Solicitor is directed to prepare and file the required Declaration of Taking, serve it on the Condemnee, and take all necessary action to acquire the Land by eminent domain.

The record of the adoption of this Resolution may be examined at the Hilltown Township Building, 13 West Creamery Road, Hilltown, Pa 18927.

BOARD OF SUPERVISORS OF THE  
TOWNSHIP OF HILLTOWN, BUCKS COUNTY  
PENNSYLVANIA

ATTEST

  
Lorraine Leslie, Township Manager

BY:   
John B. McIlhinney, Chairman

I hereby certify that the foregoing is a true and correct copy of Resolution No. 2021-011, enacted by the Board of Supervisors of the Township of Hilltown, County of Bucks, Commonwealth of Pennsylvania, on the 25<sup>th</sup> day of January, 2021.

  
Township Manager

COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF BUCKS :

On the *25<sup>th</sup>* day of *January*, A. D., 2021, before me, a Notary Public in and for the Commonwealth of Pennsylvania, the undersigned, personally appeared the above-named John B. McIlhinney, Chairman of the Board of Supervisors of Hilltown Township and has been authorized by Hilltown Township to take this affidavit on behalf of Hilltown Township, as the act of Hilltown Township, and in due form of law acknowledged the foregoing document to be its true act and deed and desired the same to be recorded as such.

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

  
Notary Public

Commonwealth of Pennsylvania - Notary Seal  
BARBARA FREDERICK, Notary Public  
Bucks County  
My Commission Expires October 26, 2021  
Commission Number 1053459

# C. ROBERT WYNN ASSOCIATES, INC.

## **MUNICIPAL ENGINEERING SERVICES**

211 West Broad Street • Quakertown • PA • 18951  
(215) 536-7336 • FAX (215) 536-5361

Date: February 25, 2019

**BENNETT PROPERTY  
DESCRIPTION OF PEDESTRIAN EASEMENT  
1006 RICKERT ROAD  
T.M.P. # 15-028-041-002  
File No. 03-107.12**

All that certain tract of land situate in Hilltown Township, Bucks County, Commonwealth of Pennsylvania, on the Easterly side of Rickert Road (T-417), as shown on a plan titled "Pedestrian Path Easement, Steven S. & Katie Bennett Property", prepared by C. Robert Wynn Associates, Inc., dated February 25, 2019, bounded and described as follows:

Beginning at a point in the Southwest corner of T.M.P. #15-028-041-002;

- 1) Thence along lands of Bennett North 37°03'52" East – 18.80' to a point,
- 2) Thence over lands of Bennett South 11°49'24" East – 28.74' to a point,
- 3) Thence along lands of Bennett North 52°41'47" West – 21.65' to the point of beginning.

Containing 203.56 square feet of land.

Subject to a Temporary Construction Easement as shown on the above referenced plan.

Beginning at a point in the Southwest corner of T.M.P. #15-028-041-002;

- 1) Thence along lands of Bennett North 37°03'52" East – 18.80' to the point of beginning,
- 2) Thence along lands of Bennett North 37°03'52" East – 13.27' to a point,
- 3) Thence over lands of Bennett South 11°49'24" East – 49.02' to a point,
- 4) Thence along lands of Bennett North 52°41'47" West – 15.28' to a point,
- 5) Thence over lands of Bennett North 11°49'24" West – 28.74' to the point of beginning.

Containing 388.77 square feet of land.

### EXHIBIT "A"

T.M.P. #15-028-038  
N/F RONALD & KATHRYN WALTER

T.M.P. #15-028-044  
N/F JOHN D. SCOTT, JR.

T.M.P. #15-028-042  
N/F HILLTOWN TOWNSHIP

T.M.P. #15-028-041-002  
N/F STEVEN & KATIE R. BENNETT

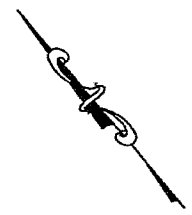
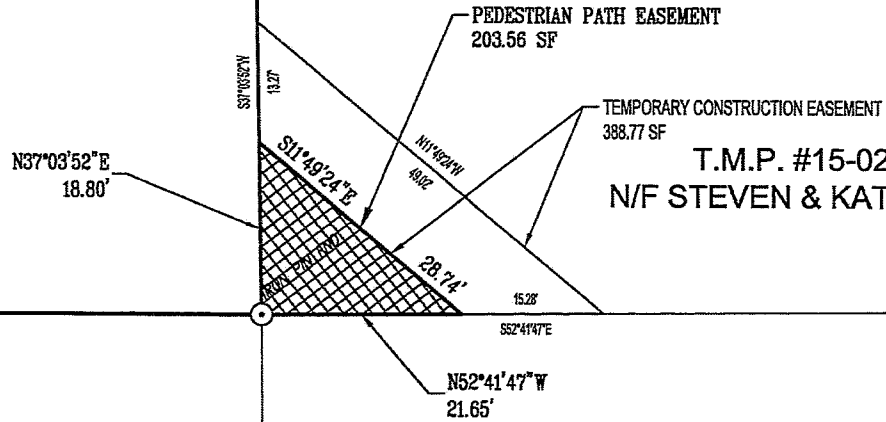


EXHIBIT "B"

△	2/25/19	REV
NO.	DATE	REVISIONS
<b>PEDESTRIAN PATH EASEMENT</b>		
STEVEN S. & KATIE BENNETT PROPERTY 1006 RICKERT ROAD T.M.P. #15-028-041-002 HILLTOWN TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA		
C. ROBERT WYNN ASSOCIATES, INC. MUNICIPAL & CIVIL ENGINEERING 211 W. Broad Street, Quakertown, PA 18951 Phone 215-636-7336 Fax 215-636-6361		
		DRAWING NO. 1