

**ALDAN BOROUGH
DELAWARE COUNTY, PENNSYLVANIA**

Resolution No. 2021-03

**A RESOLUTION OF ALDAN BOROUGH AUTHORIZING DEMOLITION OF
DANGEROUS AND UNSAFE BUILDING**

April 14, 2021

RESOLUTION

WHEREAS, ALDAN BOROUGH (“Borough”) is a Borough organized and operating in accordance with the Borough Code of Pennsylvania, 8 Pa.C.S. §101 *et seq.*; and

WHEREAS, Chapter 167, Nuisances, of the Borough’s Code of Ordinances defines a “Nuisance” as “an act, condition, situation or thing having a natural or artificial tendency to injure a person or property, things, conditions or uses which injure, annoy, inconvenience, disturb or otherwise affect adversely life, health, safety or the use and enjoyment of property or are offensive to the sense of hearing, smell or sight or may be intrinsically harmful and prejudicial to the health, safety, morals or welfare of the public and/or which may have been determined by courts of low of competent jurisdiction to constitute a public nuisance per se;” and

WHEREAS, Chapter 167 further permits the Borough to identify conditions or situations as constituting a public nuisance, to the extent such conditions or situations adversely affect the public health, safety and welfare; and

WHEREAS, Chapter 167 further provides for abatement of a public nuisance so identified by the Borough, following proper notice and issuance of orders of abatement and failure of a property owner to comply with such orders of abatement, and permits the Borough, through its authorized representatives, to enter upon property to abate the nuisance; and

WHEREAS, the Borough, through its authorized representatives, has identified the structure(s) situated at 33 East Providence Road, Aldan, Pennsylvania, identified as County Tax Map Parcel No. 01000088000 (the “Property”), as constituting a public nuisance posing an immediate threat to the public health, safety and welfare; and

WHEREAS, despite numerous orders of abatement having been issued for abatement of the nuisance at the Property, the nuisance has not been abated; and

WHEREAS, the County of Delaware Office of Housing and Community Development has awarded a grant to the Borough through the OHCD Demolition Program for demolition of the Property (the “OHCD Grant”).

NOW, THEREFORE, BE IT RESOLVED AND ENACTED by the Borough Council of the Borough of Aldan, Delaware County, Pennsylvania, and it is hereby resolved and enacted by the authority of the same as follows:

THAT the Borough Manager, or his designee, is hereby authorized and directed to take all steps necessary and appropriate to undertake the demolition of the structure(s) located at 33 East Providence Road, Aldan, Pennsylvania, pursuant to and in accordance with the OHCD Grant and the authority to take such action pursuant to Chapter 167.

ENACTED and RESOLVED this _____ day of _____, 2021

BY:

Dan Procopio
President of Council

ATTEST: _____
John White
Borough Manager

Approved this _____ day of _____, 2021

BY: _____
Carmen Maniaci
Mayor