

**LEGAL NOTICE:**

Notice of Condemnation in the Court of Common Pleas of Allegheny County, Pennsylvania Civil Division, No. GD-23-6818, In Re: Condemnation of a 20' Stormwater Easement Over Lands Owned by Leo J. Wagner, Located at Allegheny County Block Lot No. 0167-H-00271-0000-00 for Public Purposes for Use in a Stormwater System Improvement Project Located on Ravine Street in the Township of O'Hara, Allegheny County, Pennsylvania.

**TO:** Leo J. Wagner, his unknown heirs, executors, administrators, successors, or assigns or any other persons found to have an interest in the following property.

**NOTICE IS HEREBY GIVEN** in accordance with the provisions of Section 305 of the Pennsylvania Eminent Domain Code, 26 Pa. Con. Stat. Ann. §§101, et seq., that a twenty (20) foot wide stormwater easement over property owned by you, Leo J. Wagner or the Heirs of Leo J. Wagner, has been condemned by the Township of O'Hara through a Declaration of Taking, which was filed on June 1, 2023, to the above docket number and Court as well as the Office of the Recorder of Deeds of Allegheny County at Deed Book Volume 19322, Page 227. The Township of O'Hara, which maintains a principal place of business at 325 Fox Chapel Road, Pittsburgh, Pennsylvania 15238, has condemned a twenty (20) foot wide wide stormwater easement for the maintenance, repair, reconstruction and control of a natural stormwater flow channel across the subject property. The Township of O'Hara has condemned the subject property pursuant to the provisions of the Township of O'Hara Home Rule Charter and the Home Rule Charter and Optional Plans Law, 53 Pa. Con. Stat. Ann. §§ 2901, et seq., including §§ 2961 and 2962, and the First Class Township Code, 53 P.S. §§ 56901, et seq. and 57401, et seq., including §§ 56901, 57067, 57402, 57404, and 57415. Said condemnation was adopted by the Condemnor by and through the enactment of Ordinance No. 1410 on May 9, 2023, the original of which may be examined at the office of the Condemnor, located at the above address, and is attached to the Declaration of Taking as Exhibit B.

**NOTICE IS FURTHER GIVEN** that a copy of the description of the easement over the subject property, which was made part of the Declaration of Taking, is available for inspection at the Township of O'Hara offices at 325 Fox Chapel Road, Pittsburgh, Pennsylvania 15238. The description of the property of the owners or reputed owners to be condemned may be inspected at the office of Condemnor at the aforesaid address and has been lodged for record and filed in the Office of the Recorder of Deeds of Allegheny County pursuant to Section 304 of the Pennsylvania Eminent Domain Code. Pursuant Section 305(b) of the Pennsylvania Eminent Domain Code, just compensation to Condemnee is deemed secured because the Township of O'Hara has the power of taxation.

**YOU ARE FURTHER EXPRESSLY NOTIFIED** that if you wish to challenge the power or right of the Township of O'Hara to appropriate the subject property for the purposes described in the Declaration of Taking, or the sufficiency of the security, or the procedure followed by the said Condemnor, or the Declaration of Taking, you should file preliminary objections with the Prothonotary within thirty (30) days after being served with this notice of condemnation.

**BY:** Brendan P. Lucas, Solicitor for the Township of O'Hara.