

PUBLIC NOTICE OF INTENTION TO ENACT PROPOSED ORDINANCE

Borough Council of the Borough of Delaware Water Gap hereby gives public notice of its intention to enact the ordinance summarized below at a special meeting of Borough Council to be held on Monday, February 17, 2025, at 6:00 p.m. at the Borough Building, 49 Main Street, Delaware Water Gap, Pennsylvania 18327. At the meeting, Council will listen to comments by members of the public concerning the proposed ordinance. If substantial amendments are not offered to the draft of the proposed ordinance, Council intends to consider enactment of the proposed ordinance immediately following receipt of public comment.

The proposed ordinance is entitled:

AN ORDINANCE OF THE BOROUGH OF DELAWARE WATER GAP, MONROE COUNTY, PENNSYLVANIA, AUTHORIZING THE CONDEMNATION AND TAKING BY EMINENT DOMAIN OF TEMPORARY AND PERMANENT EASEMENTS OVER PARCEL ID NOS. 16.8.3.35-2, 16.8.3.35-1, 16.8.3.35 FOR PUBLIC PURPOSES; AUTHORIZING THE BOROUGH SOLICITOR TO PROCEED WITH THE ACQUISITION OF TEMPORARY AND PERMANENT EASEMENTS THEREIN THROUGH EMINENT DOMAIN; AND AUTHORIZING THE PAYMENT OF JUST COMPENSATION.

The following is a brief summary of all of the provisions of the proposed ordinance.

The ordinance declares the Borough's intention to exercise eminent domain to acquire temporary and permanent easements over Parcel ID Nos. 16.8.3.35-2, 16.8.3.35-1, and 16.8.3.35 (the "Properties") for public purposes, specifically replacement of waterline. The ordinance authorizes the Borough Solicitor and other Borough Officials to take all actions necessary to effectuate acquisition of the easements on the Properties through eminent domain, including advertisement of the ordinance, drafting and filing a declaration of taking in accordance with the procedures set forth in the Eminent Domain Code, as well as such other documentation as required under the Borough Code and the Eminent Domain Code. The ordinance also authorizes the proper officials of the Borough to tender estimated compensation as required by law and to make such other expenditures as required by law to effectuate the exercise of eminent domain. The ordinance contains a severability clause, repeals prior inconsistent ordinances or parts of ordinances, and contains an effective date.

Copies of the proposed ordinance may be examined without charge or obtained for a charge not greater than the actual cost of reproduction thereof at the Borough Building, at the address above, during the hours of 9:00 a.m. to 1:00 p.m., Monday through Friday. Also, a copy of the proposed ordinance has been supplied to the *Pocono Record* and the Monroe County Law Library.

If you are a person with a disability and wish to attend this public meeting and require auxiliary aid, service, or other accommodation to participate in the proceedings, please contact the Borough at (570) 476-0331 to discuss how your needs may be accommodated.

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