

INCREASING THE BONDED INDEBTEDNESS FOR
THE PURPOSE OF GRADING, PAVING AND
CURBING AND OTHER IMPROVEMENTS TO
MAIN STREET.

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Ordinance No. 8-1927

An ordinance increasing the bonded indebtedness of the Borough of Yoe, York County, Pa., for the purpose of grading, paving and curbing and other highway improvements to Main Street of the said Borough of Yoe, from the southern boundary line of said borough, at Lombard Street in the Borough of Dallastown, York County, Pa., eastwardly to the eastern boundary line of said Borough of Yoe, of a width approximately from twenty-eight feet to thirty feet, from the curb line on each side of said Main Street, as the same are or may be established by the Highway Department of the State of Pennsylvania, including the necessary drainage thereof; authorizing the issuing and sale of bonds of said borough, fixing the denomination of said bonds, the number, the form, the rate of interest the same shall bear, the maturity, etc.; authorizing the levying of a tax for the payment of the principal and interest thereof; and providing for a sinking fund.

WHEREAS the assent of the electors of the Borough of Yoe, York County, Pa., was secured at an election held in said Borough on the ninth day of December, 1924 to increase the indebtedness of said borough in the sum of nine thousand dollars, for the purpose of grading, paving and curbing, and making other highway improvements to Main Street of the said borough of Yoe from the southern boundary line of said borough, at Lombard Street in the Borough of Dallastown, York County, Pa., eastwardly, to the eastern boundary line of said borough, of a width approximately from twenty-eight feet to thirty feet, from the curb line on each side of said Main Street, as the same are or may be established by the Highway Department of the State of Pennsylvania, including the necessary drainage thereof, and for the purpose of paying the borough's share of the cost of said improvements.

Section 1. Be it enacted and ordained by and with the authority of the Town Council of the Borough of Yoe, and it is hereby enacted and ordained by authority of the same: That in pursuance of the assent of said electors of said Borough of Yoe, Pa., so obtained as aforesaid, the debt of said Borough of Yoe, Pa., be and is hereby increased in the sum of nine thousand dollars for the purposes aforesaid, and the said Borough is hereby empowered and directed to borrow said sum in the name of the Borough of Yoe, Pa.

Section 2. That said indebtedness shall be evidenced by coupon bonds to the number of eighteen (18), numbered from one (1) to eighteen (18), both inclusive, and shall be payable in thirty (30) years from the date thereof, and redeemable at the option of the said borough in ten (10) years from the date thereof. They shall bear interest at the rate of four and one-fourth per

cent. ($\frac{1}{4}\%$) per annum, payable semi-annually, upon the presentation and surrender of the respective interest coupons, as they respectively mature. Said bonds shall be payable to the Treasurer of said borough, at the First National Bank, Dallastown, Pa. Said bonds shall be signed by the President of the Town Council, by the Chief Burgess of the Borough of Yoe, and shall have the common and corporate seal of the Borough of Yoe, affixed, with attestation of the Secretary of the Town Council of the Borough of Yoe, and the coupons thereon shall be executed by lithograph or engraved facsimile of the Borough Treasurer. Said bonds shall be known as "Borough of Yoe Highway Improvement Bonds," Series 1928.

Section 3. The form of said bonds and coupons shall be substantially as follows:

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
HIGHWAY IMPROVEMENT BOND
BOROUGH OF YOE
Series 1927

No..... \$500.00

KNOW ALL MEN BY THESE PRESENTS, that the Borough of Yoe, in the County of York and State of Pennsylvania, a municipal corporation existing by and under the laws of the Commonwealth of Pennsylvania, for value received, hereby acknowledges itself to be indebted to and promises to pay to the bearer hereof, the just and full sum of five hundred (\$500) dollars in gold coin of the United States of America, of the present standard and weight and fineness, by the Treasurer of said Borough of Yoe, Pa., at the First National Bank, Dallastown, Pa., on the first day of December 1st, 1957, upon the presentation and surrender hereof at the said First National Bank, Dallastown, Pa., together with interest thereon meanwhile, at the rate of four and one-fourth per cent. ($\frac{1}{4}\%$) per annum, payable in like gold coin semiannually on the first day of December and June of each year upon presentation and surrender of the respective interest coupons hereto attached, at the said First National Bank of Dallastown, Pa., as they severally become due without any deduction for any tax, except succession and inheritance tax which may be levied or assessed thereon, or on this bond, or on the debt secured hereby under any present or future law of the Commonwealth of Pennsylvania, all of which tax the Borough of Yoe, Pa., hereby assumes and agrees to pay, making this bond free of tax to the holder.

This bond is one of a series of eighteen (18) bonds of like date, amount and tenor, numbered from one (1) to eighteen (18) both inclusive, amounting in the aggregate to the sum of nine thousand (\$9,000) dollars, issued in accordance with the Act of the General Assembly of the Commonwealth of Pennsylvania, approved the 20th day of April, A.D. 1874, P.L. 65. and the several amendments thereof and the supplements thereto, as well as in

pursuance of all and every law in this behalf enabling, also in pursuance of an ordinance of the Borough of Yoe, Pa., passed, enacted and ordained by the Town Council of the Borough of Yoe, and approved by the Chief Burgess of the Borough of Yoe on the third day of November, 1924, which ordinance was duly transcribed in the Ordinance Book of said Borough, signed, certified, advertised and posted as required by law.

It is hereby certified that this series of bonds does not violate any provision of the Constitution or laws of the State of Pennsylvania; and it is further certified that prior to the issue of this series of bonds an annual tax upon all proper subjects of taxation within said Borough of Yoe, has been levied and assessed to an amount sufficient to pay the principal of said bonds at maturity, and the interest and State Tax that may accrue thereon.

And further, that all acts, requirements and conditions precedent or authorized necessary for the issuance of this series of bonds, required by all laws applicable thereto, have been complied with and taken, had and performed prior to the issuance thereof.

IN WITNESS WHEREOF, the Borough of Yoe, York County, State of Pennsylvania, has caused this bond to be signed by its President of Town Council and its Chief Burgess, and the common and corporate seal of said Borough of Yoe, Pa., to be affixed hereunto, with the attestation of the Secretary of said Town Council, and has caused the coupons hereunto attached to be signed by the facsimile signature of its Treasurer, as of the first day of December A. D. 1927.

BOROUGH OF YOE
York County, Pa.

By FURD A. GLATFELTER,
President of Council

J. O. SNYDER,
Chief Burgess

Attest:

OHAS. DIEHL,
Secretary of Council

(Form of Coupon)
BOROUGH OF YOE
Series of 1927

Coupon No.....

On.....the Borough of Yoe, York County, Pa.,
promised to pay to the bearer, at the First National Bank, Dallastown,
twenty-one and twenty-five one-hundredths dollars, being six (6) months'
interest due this day on Bond No. of the above issue. \$21.25

S. W. KOHLER,
Treasurer

(Back of Bond)

No.

UNITED STATES OF AMERICA
COMMONWEALTH OF PENNSYLVANIA
BOROUGH OF YOE

York County, Pennsylvania

Borough of Yoe

Series of 1927

\$500.00

Interest at $4\frac{1}{2}$ per cent.

Payable December 1st and June 1st

Dated December 1st, 1927

Due December 1st, 1957

Section 4. The proper officers of the Borough of Yoe, Pa., are hereby authorized and directed to execute said bonds on behalf of said Borough of Yoe, Pa., and to affix thereto the common and corporate seal of the Borough of Yoe, Pa., and to cause the coupons to be signed on behalf of the Borough of Yoe, Pa., with the facsimile signature of the Treasurer of the Borough of Yoe, Pa., by lithograph or engraving, and the Chairman of the Finance Committee is hereby authorized and directed to advertise, according to law, for bids for the sale of said bonds; said sale shall be made after said bids shall have been received and the bids awarded and approved by the Town Council.

Said Chairman of the Finance Committee is hereby authorized and directed to deliver said bonds to the purchaser, and receive payment therefor on behalf of said Borough of Yoe, Pa., provided such bonds shall not be sold for less than their par value and accrued interest at the date of their delivery and payment.

Section 5. For the purpose of complying with the provisions of the Act of Assembly of April 20, 1874, and the several amendments thereof and supplements thereto, providing, amongst other things, for the creation of a sinking fund in borough, which said sinking fund is hereby authorized to be established, there is hereby laid, levied and assessed upon all property, real, personal and mixed, in said borough, as shall be subject to taxation for county rates and levies, and for other borough purposes, beginning with the first day of January, 1928, an annual tax of .004349 mills on the dollar, upon the basis of the present assessed valuation, and upon any change in the assessed valuation in lieu thereof, as many mills as will produce seven hundred and sixteen dollars and fifty cents (\$716.50) annually, which said levy and assessment or annual tax is sufficient for and shall be exclusively applied towards the extinguishment and payment, from time to time, within thirty years, of the interest and principal and State tax on

the gross indebtedness of nine thousand dollars (\$9,000) authorized by ordinance approved November 3rd, 1924, and with the assent of the electors of said Borough, duly obtained at an election held in said borough on the ninth day of December, A. D. 1924.

Section 6. The moneys arising from such taxes shall be applied as aforesaid annually, after the time said borough can exercise its option, as fast as the same shall or may accumulate, to the redemption, at par, and payment of interest and State tax, upon the outstanding obligations given to secure said indebtedness.

Section 7. The proper officers of the Borough of Yoe, Pa., are hereby authorized and directed to file with the Clerk of the Court of Quarter Sessions, in and for the County of York, Pa., the proper statement regarding this increase of indebtedness, and to approve all other acts proper in connection herewith, and in accordance with the Act of Assembly of the Commonwealth of Pennsylvania, approved the 20th day of April, 1874, P.L. 65, the amendments thereof and supplements thereto, as also the Act of Assembly, approved the fourth day of May, 1927, P.L.

Section 8. All ordinances and parts of ordinances not in accordance with the ordinance herewith, are hereby repealed in so far as they are not in accordance with this ordinance.

Passed, enacted and ordained by the Town Council of the Borough of Yoe York County, Pennsylvania, this 3rd day of Nov. A. D. 1927.

YOE BOROUGH COUNCIL

By PURD A. GLATFELTER,
President

Attest:

CHAS. DIEHL,
Secretary

Approved this 3rd day of Nov. A. D. 1927.

J. O. SNYDER,
Chief Burgess.

AMENDING SECTION "2" OF AN ORDINANCE AUTHORIZING
AND DIRECTING THE GRADING, PAVING AND CURBING OF
MAIN STREET IN THE BOROUGH OF YOE, YORK COUNTY, PA.

Amending section "2" of an ordinance authorizing and directing the grading, paving and curbing of Main Street in the Borough of Yoe, York County, Pa., from the southern boundary line of said borough at Lombard Street in the Borough of Dallastown, York County, Pa., eastwardly to the eastern boundary line of said Borough of Yoe, of a width approximately from twenty-eight feet to thirty-five feet, between the curb lines on each side of said Main Street as the same are or may be established by the Highway Department of the State of Pennsylvania, including the necessary drainage thereof, enacted July 12, 1927, approved July 14, 1927.

Be it enacted and ordained by the Council of the Borough of Yoe, York County, Pennsylvania, and it is hereby enacted and ordained by authority of the same: That section "2" of the ordinance authorizing and directing the grading, paving and curbing of Main Street, in the Borough of Yoe, York County, Pa., from the southern boundary line of said borough, at Lombard Street in the Borough of Dallastown, Pa., eastwardly to the eastern boundary line of said Borough of Yoe, of a width approximately from twenty-eight feet to thirty-five feet, between the curb lines on each side of said Main Street as the same are or may be established by the Highway Department of the State of Pennsylvania, including the necessary drainage thereof, and providing for the payment of the cost thereof, which reads as follows:

"Section 2. That concrete curbs six inches in width at the top, seven inches in width at the base and twenty inches in depth be laid in front of each property abutting on the improvement, on each side of said Main Street, by the property owners bounding and abutting along the the line of said improvement, at the cost of the respective property owners, within thirty days from the passage of this ordinance, or the service of notice so to do; in default of which the said Borough of Yoe shall lay said curbing and collect the cost thereof, from such property owner defaulting, together with ten per cent penalty, as provided by law," be amended to read as follows:

SECTION 2. That concrete curbs six inches in width at the top, seven inches in width at the base and twenty-two inches in depth be laid in front of each property abutting on the improvement, on each side of said Main Street, by the property owners bounding and abutting along the line of said improvement, within thirty days after service of notice so to do; in default of which the said Borough of Yoe shall lay said curbing and collect the cost thereof from such property owner defaulting, together with ten per cent penalty as provided by law.

This section and the ordinance as amended shall be in force and effect after the passage and legal publication thereof.

Introduced October 4th, 1927.

Borough of Yoe.

Charles Diehl,
Secretary

Purd A. Glatfelter,
President of Council.

Enacted and ordained this 1st day of November, 1927.

Attest:

Charles Diehl,

J. O. Snyder,
Chief Burgess.

Approved this 1st day of November, 1927.