

ORDINANCE OF WAYNE TOWNSHIP NO. 3 of 2017

An Ordinance by Wayne Township, Lawrence County, Pennsylvania, Providing for the Vacation of a Portion of an unnamed alley Situate in Wayne Township, Lawrence County, Pennsylvania.

WHEREAS, by Application dated March 28, 2017, Jocelyn Kelly, Jean Ann Knatz and David Kotuby, requested that the Board of Supervisors of Wayne Township vacate a portion of an unnamed alley for their sole and exclusive benefit;

WHEREAS, said portion of the unnamed alley is used exclusively by the Applicants whose property borders said portion of said unnamed alley and is not used by members of the public;

WHEREAS, it is the opinion of the Board of Supervisors that it is in the best interests of the Township to vacate said portion of the unnamed alley as the Applicants have agreed to indemnify the Township from and against any liability or cost related to said portion of the unnamed alley;

WHEREAS, said portion of the unnamed alley is bordered on the West by property of David Kotuby more particularly described as Parcel No. 36-027400 and by property of Jean Ann Knatz, Anna McDonald and/or Anna Capp more particularly described as Parcel I.D. No. 36-100900; on the East by property of David Kotuby more particularly described as Parcel I.D. No. 36-027300 and by property of Jocelyn Kelly more particularly described as Parcel I.D. Nos. 36-022600 and 36-022700; on the South at its intersection with Joseph Street; and, on the North at its intersection with another unnamed alley.

NOW THEREFORE, be it enacted and ordained by the Board of Supervisors of Wayne Township, Lawrence County, Pennsylvania, and it is hereby enacted and ordained as follows:

Section 1. Vacation.

That from and after the date hereof that certain portion of an unnamed alley situate in Wayne Township, Lawrence County, Pennsylvania, and more particularly described above, is hereby vacated as a public road, street, alley or thoroughfare and is hereby closed to public use and

traffic. Notice of said vacation shall be given in accordance with the provisions of the Act of Assembly, in such cases made and provided.

Section 2. Indemnification.

That from the date of adoption of this Ordinance, Wayne Township shall have no further liability for said portion of the unnamed alley including without limitation the responsibility to maintain said portion of the unnamed alley.

Section 3. Reservation.

The Township reserves any and all easements or right-of-ways in, on, or about said portion of the unnamed alley necessary for municipal purposes.

Section 4. Severability.

The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provision, sentences, clauses, or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Wayne Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

Section 5. Repealer.

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed insofar as they may be inconsistent herewith.

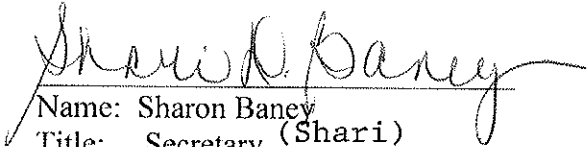
Section 6. Effective Date.

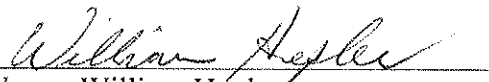
This Ordinance shall become effective five (5) days after its enactment.

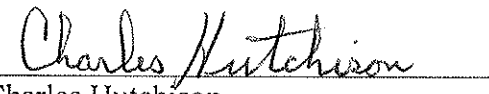
Enacted and ordained this 7th day of September 2017.

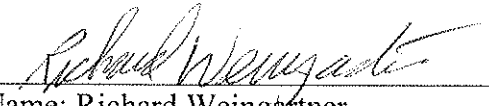
ATTEST:

BOARD OF SUPERVISORS,
TOWNSHIP OF WAYNE, LAWRENCE
COUNTY, PENNSYLVANIA


Name: Sharon Baney
Title: Secretary (Shari)

By: 
Name: William Hepler
Title: Chairman

By: 
Charles Hutchison
Title: Supervisor

By: 
Name: Richard Weingartner
Title: Supervisor