

ORDINANCE OF WAYNE TOWNSHIP NO. 3 of 2019

An Ordinance by Wayne Township, Lawrence County, Pennsylvania, Providing for the Vacation of a Portion of a Seventeen (17) foot Paper Alley Situate in Wayne Township, Lawrence County, Pennsylvania.

WHEREAS, Paradise Property Group, LLC, and/or its designees, successors and assigns have requested that the Board of Supervisors of Wayne Township vacate a portion of a seventeen (17) foot Paper Alley for its sole and exclusive benefit;

WHEREAS, said portion of the seventeen (17) foot Paper Alley is used exclusively by Paradise Property Group, LLC, its designees, successors, assigns, and invitees and is not otherwise used by members of the public;

WHEREAS, it is the opinion of the Board of Supervisors that it is in the best interest of the Township to vacate said portion of the seventeen (17) foot Paper 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. Description of Paper Alley.

The portion of the seventeen (17) foot Paper Alley to be vacated is described, as follows:

All that certain tract of land situate on the north side of Woodside Avenue (SR-0065) in Wayne Township, Lawrence County, Pennsylvania, more particularly bounded and described, as follows:

Parcel 1:

Beginning at a point at the southwest corner of the lands of Paradise Property Group, LLC (Deed 2016-1321, Parcel 2), said point also being on the northern right-of-way line of Woodside Avenue; thence along said right-of-way line, South 42 degrees 27 minutes 31 seconds West a distance of 12.59 feet to a point; thence crossing the 17 foot wide unnamed alley the two following courses and distances: 1) North 00 degrees 00 minutes 11 seconds East a distance of 172.11 feet to a point; 2) South 47 degrees 29 minutes 49 seconds East a distance of 11.53 feet to a point at the northwest corner of the lands of Paradise Property Group, LLC (Deed 2016-1421, Parcel 2); thence along said lands, South 00 degrees 00 minutes 11 seconds West a distance of 155.03 feet to the point of beginning, containing 0.032 acres and as is depicted on the

Section 2. Vacation.

That from and after the date hereof that certain portion of the seventeen (17) foot Paper 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 seventeen (17) foot Paper Alley including without limitation the responsibility to maintain said portion of the seventeen (17) foot Paper Alley.

Section 3. Reservation.

The Township reserves any and all easements or right-of-ways in, on, or about said portion of the seventeen (17) foot Paper 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.

Abandonment Exhibit dated September 24, 2019, and prepared by Steckbeck Engineering and Surveying, Inc. , which is attached hereto and incorporated herein as Exhibit "A".

Parcel 2:

Beginning at a point at the northeast corner of the lands of Paradise Property Group, LLC (Deed 2016-1500), said point also being at the southeast corner of the lands of Paradise Property Group, LLC (Deed 2016-1321, Parcel 1); thence along a portion of the lands of Paradise Property Group, LLC (Deed 2016-1321, Parcel 1) North 00 degrees 00 minutes 11 seconds East a distance of 124.16 feet to a point; thence crossing the 17 foot wide unnamed alley the three following courses and distances: 1) South 47 degrees 29 minutes 49 seconds East a distance of 11.53 feet to a point; 2) South 00 degrees 00 minutes 11 seconds West a distance of 115.09 feet to a point; 3) South 81 degrees 23 minutes 26 seconds West a distance of 8.60 feet to the point of beginning. on the northern right-of-way line of Woodside Avenue; thence along said right-of-way line, South 42 degrees 27 minutes 31 seconds West a distance of 12.59 feet to a point; thence crossing the 17 foot wide unnamed alley the two following courses and distances: 1) North 00 degrees 00 minutes 11 seconds East a distance of 172.11 feet to a point; 2) South 47 degrees 29 minutes 49 seconds East a distance of 11.53 feet to a point at the northwest corner of the lands of Paradise Property Group, LLC (Deed 2016-1421, Parcel 2); thence along said lands, South 00 degrees 00 minutes 11 seconds West a distance of 155.03 feet to the point of beginning, containing 0.023 acres and as is depicted on the Abandonment Exhibit dated September 24, 2019, and prepared by Steckbeck Engineering and Surveying, Inc., which is attached hereto and incorporated herein as Exhibit "B".

Parcel 3:

Beginning at a point on the northern right-of-way line of Woodside Avenue, said point also being at the southeast corner of Paradise Property Group, LLC (Deed 2016-1500); thence along said lands, north 00 degrees 00 minutes 11 seconds East a distance of 65.03 feet to a point at the southeast corner of the lands of Paradise Property Group, LLC (Deed 2016-1321, Parcel 1); thence crossing the 17 foot wide unnamed alley the two following courses and distances: 1) North 81 degrees 23 minutes 26 seconds East a distance of 8.60 feet to a point; 2) South 00 degrees 00 minutes 11 seconds West a distance of 57.02 feet to a point on the northern right-of-way line Woodside Avenue; thence along said right-of-way line, South 42 degrees 27 minutes 31 seconds West a distance of 12.59 feet to the point of beginning, containing 0.012 acres and as is depicted on the Abandonment Exhibit dated September 24, 2019, and prepared by Steckbeck Engineering and Surveying, Inc., which is attached hereto and incorporated herein as Exhibit "C".

Enacted and ordained this 7th day of November, 2019.

ATTEST:

(Sharon)
Sharon Baney
Name: Sharon Baney
Title: Secretary

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

By: William Hepler
Name: William Hepler
Title: Chairman

By: _____
Name: Charles Hutchison
Title: Supervisor

By: Rick Weingartner
Name: Rick Weingartner
Title: Supervisor