

TOWNSHIP OF CONNELLSVILLE
FAYETTE COUNTY, PENNSYLVANIA
ORDINANCE NO. 2018-1

**AN ORDINANCE OF THE TOWNSHIP OF CONNELLSVILLE
PROVIDING FOR THE VACATION OF AN UNNAMED AND
UNOPENED PAPER ALLEY LOCATED WITHIN THE
BOUNDARIES OF CONNELLSVILLE TOWNSHIP
PURSUANT OT ARTICLE XXIII OF THE PENNSYLVANIA
SECOND CLASS TOWNSHIP CODE**

WHEREAS, Article XXIII of the Pennsylvania Second Class Township Code authorizes the Connellsville Township Board of Supervisors to vacate any road located wholly or partially within Connellsville Township; and,

WHEREAS, the unnamed and unopened Paper Alley, located within the boundaries of Connellsville Township, to be vacated by this Ordinance is currently not officially opened or utilized as a Township road; and,

WHEREAS, the Connellsville Township Board of Supervisors has determined that the vacation of the unnamed Paper Alley identified herein is in the best interests of the Township; and,

WHEREAS, pursuant to Sections 2304 and 2305 of the Second Class Township Code (53 P.S. 67304 and 67305) as amended, the Connellsville Township Board of Supervisors held a public hearing on December 14, 2017, after providing ten (10) days written notice to all owners of property adjacent to the unnamed Paper Alley, to accept public comment on and consider the vacation of the unnamed Paper Alley.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the Connellsville Township Board of Supervisors as follows:

SECTION 1.

The Connellsville Township Board of Supervisors has deemed it appropriate to vacate the unnamed and unopened Paper Alley (as further described on Exhibit "A" which is attached hereto and incorporated herein by reference) after considering the testimony offered at the public hearing, and has determined that the vacation of the unnamed Paper Alley, as described above, is in the best interested of the Township. Therefore, the Connellsville Township Board of Supervisors hereby vacates the unnamed Paper Alley as described in Exhibit "A" thereby relinquishing any right, title, interest, obligation, or duties to the described unnamed Paper alley.

SECTION 2.

The resultant title to the unnamed and unopened Paper Alley, as described in Exhibit "A", shall vest according to law.

SECTION 3. SEVERABILITY.

If any provision, sentence, clause, section, or part 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 provisions of this Ordinance. It is hereby declared as the intent of Connellsville Township that this Ordinance would have been adopted had such stricken provisions not been included herein.

SECTION 4. REPEALER.

All other Ordinances or parts thereof which are contradictory with the provisions hereof, are repealed to the extent of such inconsistencies.

SECTION 5. EFFECTIVE DATE.

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

ENACTED and ORDAINED this 8th day of February, 2017.

ATTEST:

CONNELLSVILLE TOWNSHIP
BOARD OF SUPERVISORS

Darlene Hann
Secretary

[Signature]
Chairman

COMMONWEALTH OF PENNSYLVANIA :

SS

COUNTY OF FAYETTE :

On this, the _____ day of _____, 2017, before me, the undersigned officer, personally appeared _____, Chairman of the Connellsville Township Board of Supervisors, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I do hereunto set my hand and official seal.

_____(SEAL)
Notary Public

My commission expires:



K2 ENGINEERING, INC.

November 17, 2017

The Alley to be vacated is located in Connellsville Township, Fayette County, Pennsylvania. The Alley is a 20 foot alley that runs from near the West end of West Blake Avenue and then in a Northeasterly direction from West Blake Avenue to a point in-line with West Georgia Avenue. The Alley then turns 90 degrees to terminate at Carson Street. The Alley is undeveloped and unpaved.

A portion of the Alley is shown on a the "Property Survey for Paul E. & Cynthia L. Hatfield of Lots 147, 148 and 161 in the Poplar Grove Plan of Lots" by Eugene H. Head III dated august 10, 2010.

The same portion that is shown on the Hatfield Survey is also shown on a Sanitary Sewer Right of Way Plat from Ella Mae Hatfield for the Bullskin Township/Connellsville Township Joint Sewer Authority by Widmer Engineering dated April 2001.

The entire Alley is shown on the current Fayette County Property Assessment maps. A portion of the Alley is also shown on the Poplar Grove Plan of Lots in Fayette County Plan Book 1 Page 178.

The Alley is bordered by the following properties listed by their Fayette County Tax Parcel numbers: 06-03-0004, 06-03-0005, 06-03-0006, 06-03-0007, 06-03-0008, 06-03-0009, 06-03-0010, 06-03-0011 and 06-02-0098.

The Sanitary Sewer Right of Way easement noted above shall remain in effect following the abandonment of the Alley.

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