

**ORDINANCE NO. 516
BOROUGH OF PARKESBURG
CHESTER COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE BOROUGH OF PARKESBURG, CHESTER COUNTY, PENNSYLVANIA VACATING A PORTION OF SOUTH ALLEY (BETWEEN W. BRIDGE STREET AND S. LIMESTONE ROAD (ROUTE 372)) LISTING THE PROPERTY OWNERS ABUTTING THE PORTION OF SOUTH ALLEY TO BE VACATED, STRIKING THE PORTION OF SOUTH ALLEY AS REFERENCED FROM ANY OFFICIAL MAP OF THE BOROUGH OF PARKESBURG, PROVIDING FOR A SAVINGS CLAUSE, PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES, AND PRESERVING PRIVATE RIGHTS OF WAY OF ABUTTING PROPERTY OWNERS AND UTILITY RIGHTS OF WAY IN THE VACATED PORTION OF SOUTH ALLEY

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Parkesburg, Chester County, Pennsylvania, under the authority given to the Borough Council by the Act of February 1, 1966, P.L. (1965) --, No. 581 §1741, as amended by the Act of June 28, 1979, P.L. 55, No. 23 §1 (53 P.S. §46741)(now § 1731, Purdon's number to be assigned), amended by Act 37, Title 8 of the Pennsylvania Consolidated Statutes, as follows:

SECTION 101

The section of South Alley to be vacated by this Ordinance (as such section of the alley is more fully described hereinafter) is hereby declared by the Parkesburg Borough Council to be unnecessary for the public convenience and, it is specifically noted that it does not provide the sole means of access to any adjoining property thereto.

SECTION 102

The section of South Alley to be vacated by this Ordinance is situated between First and Second Avenue and constitutes a 20 foot wide paper street (partially paved) extending west from West Bridge Street to South Limestone Road (Route 372) as more specifically described in the Plan of Survey prepared by Registered Professional Land Surveyor Jerry L. Miller of Hopkins and Scott dated September 18, 2014, which is attached hereto as Exhibit "A".

SECTION 103

The above described section of South Alley is bounded by properties currently owned in fee by the following fifteen (15) property owners, whose names, current postal addresses, and current Chester County tax parcel numbers of the property which they own are:

	<u>Current Property Owner Name</u>	<u>Current Postal Address of Property</u>	<u>Current Tax Parcel</u>
A.	Kandi L. & Raymond E. Sheller	801 West 2nd Avenue Parkesburg, PA 19365	8-5-128
B.	Edward A. Harvey	805 West 2nd Avenue Parkesburg, PA 19365	8-5-127
C.	Michael D. & Margaret A. Montgomery	807 West 2nd Avenue Parkesburg, PA 19365	8-5-126

	<u>Current Property Owner Name</u>	<u>Current Postal Address of Property</u>	<u>Current Tax Parcel</u>
D.	Bart E. Hill	809 West 2nd Avenue Parkesburg, PA 19365	8-5-126.1
E.	John & Christine G. Peck	811 West 2nd Avenue Parkesburg, PA 19365	8-5-124
F.	Charles C. and Edith M. Fernald	813 West 2nd Avenue Parkesburg, PA 19365	8-5-123
G.	Lorne & Rebecca Porta	815 West 2nd Avenue Parkesburg, PA 19365	8-5-122
H.	Walter F. & Margaret E. Morris	821 West 2nd Avenue Parkesburg, PA 19365	8-5-121
I.	Hershell E. & Sandra Twyman	825 West 2nd Avenue Parkesburg, PA 19365	8-5-120
J.	Kimberly L. Shear	103 South Limestone Road Parkesburg, PA 19365	8-5-65.2
K.	George F. & Judith E. Cowperthwaite	816 West 1st Avenue Parkesburg, PA 19365	8-5-65
L.	Rose Gazzerro	814 West 1st Avenue Parkesburg, PA 19365	8-5-65.3
M.	Loretta M. Donahue	812 West 1st Avenue Parkesburg, PA 19365	8-5-65.1
N.	Brian Tagliaferro & Emily Leader	810 West 1st Avenue Parkesburg, PA 19365	8-5-66
O.	Constance Rice	808 West 1st Avenue Parkesburg, PA 19365	8-5-67
P.	Susan M. & Charles C. Oskins, IV	800 West 1st Avenue Parkesburg, PA 19365	8-5-68

SECTION 104

The section of South Alley as described in §102, above, is hereby vacated as a Borough street subject to the effective date specified in §109 of this Ordinance except that sanitary sewer mains, utility rights-of-way, as well as access rights to all adjoining properties are hereby specifically preserved.

SECTION 105

The section of South Alley identified above and in this Ordinance is, and is hereby, stricken from any Official Map of the Borough of Parkesburg.

SECTION 106

To the extent that the section of South Alley from West Bridge Street to South Limestone Road (Route 372) in the Borough of Parkesburg vacated by this Ordinance exists on any Official Map of the Borough of Parkesburg, the Borough Engineer is hereby directed to make such

proper notation on the Official Map by striking therefrom the section so vacated by this Ordinance.

SECTION 107

If any section or provisions of this ordinance is declared by any Court of competent jurisdiction to be unconstitutional, illegal or invalid, such unconstitutionality; illegality or invalidity shall not affect the constitutionality, legality or validity of this Ordinance as a whole, nor the constitutionality, legality or validity of any other section or provision of this Ordinance other than the one so declared to be unconstitutional, illegal or invalid.

SECTION 108

All existing ordinances of the Borough or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 109

This Ordinance shall become effective according to law and the Borough Code.

ORDAINED and ENACTED by the Parkesburg Borough Council this 15th day of December, 2014.

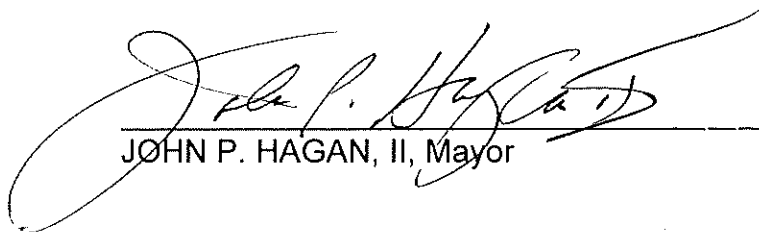
PARKESBURG BOROUGH COUNCIL


KATHLEEN M. RICK, President

ATTEST:


WENDY A. KEEGAN, Secretary

Approved this 15th day of December, 2014.


JOHN P. HAGAN, II, Mayor