

BOROUGH OF CHAMBERSBURG
FRANKLIN COUNTY, PENNSYLVANIA

ORDINANCE NO. 2015 _____

AN ORDINANCE VACATING THAT PORTION OF BURKHART AVENUE MORE FULLY DESCRIBED IN SECTION 1 FOLLOWING

WHEREAS, the Franklin County Area Development Corporation has presented a petition requesting the Borough to vacate that portion of Burkhart Avenue immediately adjacent to property owned by the Franklin County Area Development Corporation having an address of 285 East Queen Street, said portion not presently open to public access and said petitioner being the landowner adjacent to or having access to the southernmost boundary of the same.

WHEREAS, the Borough is agreeable to the requested vacation and all conditions precedent the vacation of the portion of the subject street have been accomplished.

NOW THEREFORE, be it Enacted and Ordained by the Mayor and Town Council of the Borough of Chambersburg and it is Enacted and Ordained by authority of the same as follows:

SECTION 1. The following portion of Burkhart Avenue is hereby vacated and closed to public use:

Beginning at an existing magnetic nail at the North West property corner of Parcel 40A, Franklin County Tax Map 1C-58, point also being the southeast intersection of Burkhart Alley with Harrison Avenue, thence, by Harrison Avenue, N09°-34'-10"E, 14.00' to a point, thence by the south property line of Parcel 38, Franklin County Tax Map 1C-58, S80°-00'-29"E, 95.84' to a drill hole in a concrete retaining wall at the corner of Parcel 39, Franklin County Tax Map 1C-58. Thence by the south property line of Parcel 39, S80°-02'-46"E, 166.72' to a magnetic nail at the western right of way line of South Third Street, thence, by the western right of way of South Third Street S.09°-33'-41"W, 14.00' to an existing magnetic nail at the northeast corner of Parcel 40, Franklin County Tax Map 1C-58, thence, by the north property line of Parcel's 40 and 41 N80°-01'-56"W, 262.56' to an existing magnetic nail, the point of beginning.

Containing 3670.5 square feet, 0.1 acres and subject to utility easements belonging to the Borough of Chambersburg Gas and Electric Departments.

SECTION 2. Notice shall be given in accordance with the provisions of Section 1731 of the Pennsylvania Borough Code.

SECTION 3. This ordinance shall become effective thirty (30) days after the enactment hereof unless during said thirty (30) day period a petition for hearing thereof is filed and proceedings taken in accordance with the provisions of Section 1731 of the Pennsylvania Borough Code.

Enacted by the Mayor and Town Council of the Borough of Chambersburg this _____ day of _____, 2015.

ATTEST:

Allen B. Coffman
President of Town Council

Jamia Wright, Secretary of Town Council

APPROVED this _____ day of _____, 2015.

Darren Brown
Mayor, Borough of Chambersburg

CERTIFICATION

I, Jamia Wright, Borough Secretary, hereby certify that the foregoing ordinance was advertised in the Public Opinion on _____, and _____, a newspaper of general circulation in the Municipality and was duly enacted and approved as set forth at a Regular Public Meeting of the Council held _____, 2015.

Jamia Wright, Borough Secretary