

Chapter 73: Streets and Sidewalks

LISA WEILAND ~~NOTICE~~ *Article 11: Vacate Church Street*
CLERK OF COURTS
ENTERED & FILED

Bill Williams

2008 MAY 15 P 2:14

CP-10-MD- 143 -20 08

BUTLER COUNTY
COURT OF COMMON PLEAS

ORDINANCE NO. 98

ORDINANCE OF THE BOROUGH OF CALLERY, BUTLER COUNTY, PENNSYLVANIA, REMOVING A PORTION OF CHURCH STREET FROM THE CALLERY BOROUGH PLAN OF STREETS AND TO VACATE A PORTION THEREOF.

WHEREAS, a petition was received from the Crestview Presbyterian Church to remove the following described portion of Church Street from the Callery Borough Plan of Streets and to vacate said portion; and

WHEREAS, the Petitioner, Crestview Presbyterian Church, is the owner of all of the adjacent property to the proposed vacated section; and

WHEREAS, pursuant to a provisions of Borough code, 53 PS 46741 and 46742, after public notice and pursuant to personal notice as required by the borough code to the abutting property owners thereof, and any owners in the pertinent plan of lots, and after the borough council held a public hearing on July 2, 1998; and

WHEREAS, at the conclusion of the said public hearing, it appearing into the Borough Council of the Borough of Callery to be in the best interest in the abutting property owners and the Borough that such portion of Church Street be removed from the Borough Plan of Lots and vacated.

Now therefore, be it ordained and enacted, and it is hereby ordained and enacted by the Callery Borough Council as follows:

1. That a portion of Church Street as hereinafter described is hereby removed from the Callery Borough Plan of Streets and is hereby vacated. The portion of Church Street to be vacated is hereinafter described:

Beginning at a point, said point being the southwest corner of the property of the Crestview Presbyterian Church and said point lying on the eastern boundary of Kline Avenue, thence along the southern boundary of the property now or formerly Crestview Presbyterian Church, and the northern boundary of Church Street in an easterly direction, 135 feet to a point; thence by a line perpendicular to the northern boundary of Church Street in a southerly direction to the southern boundary of Church Street, 50 feet to a point; thence along other lands of Crestview Presbyterian Church, and along the southern boundary of Church Street, and the northern boundary of said Crestview Presbyterian Church, 160 feet to a point, said

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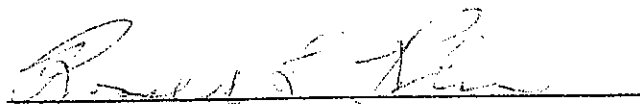
Ice; mapping, planning, law library, Callery Boro (court)

point lying on the eastern boundary of Kline Avenue, and being the southwest corner of Church Street at said intersection, then by a curve to the northeast along the eastern boundary of Kline Avenue, in a northeasterly direction to a point, the place of beginning.

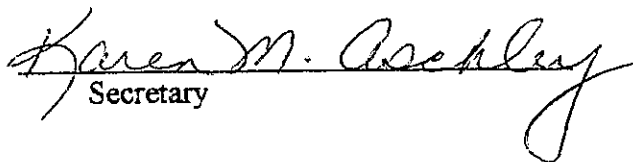
2. That this said vacation of the portion of Church Street shall become effective, pursuant to section 1741 of the Borough Code, 45 days after the enactment thereof, and after giving public and any required personal notice to any abutting property owners and property owners of any affected plan of lots.

Ordained and enacted by the Council of the Borough of Callery this 3rd day of Sept, 1998.

Reviewed and Approved by me this 3rd
day of Sept 1998.



Mayor




Secretary

SEAL

ATTEST;

BOROUGH OF CALLERY



President, Borough Council

CLERK OF COURTS
MUNICIPAL & DISTRICT
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BUTLER COUNTY
COURT OF COMMON PLEAS