

FISHING CREEK TOWNSHIP ORDINANCE NO.2 OF 1997
VACATING APPROXIMATELY.10 MILE OF TOWNSHIP ROUTE 670,
.20 MILE OF TOWNSHIP ROUTE 782, AND
.15 MILE OF TOWNSHIP ROUTE 752

WITNESSETH AS FOLLOWS:

WHEREAS, the following portions of Township Routes 670, 782, and 752 have in the past been maintained by the Supervisors (the "Supervisors") of Fishing Creek Township, Columbia County, Pennsylvania, for the use and benefit of the general public:

1. Township Route 670, known as Rickter's Road, extending from its intersection with Township Route 668 for approximately .10 mile to its terminus.

2. Township Route 782, known as the Strawberry Lane Extension, extending from its intersection with Township Route 784 for approximately .20 mile in a northwest direction to the Fishing Creek Township boundary line.

3. Township Route 752, having no common name, extending from Township Route 569 to its intersection with State Route 487, being a distance of approximately .15 mile; and

WHEREAS, it appears that said roadways proposed to be vacated are no longer necessary or required as a means of public use and travel; and

WHEREAS, ten days written notice has been given to the affected property owners of the time and place of a hearing on the proposed vacation; and

WHEREAS, the affected property owners have executed individual affidavits, appended to this Ordinance as Exhibit A(1)through A(7), evidencing their agreement to said road vacation, waiving any damages and the formality of a view in connection therewith, and agreeing to the continued existence and reservation of a private right of usage, for the adjoining property owners

along Township Routes 670 and 782; and

WHEREAS, appended hereto and incorporated herein as Exhibit B is a map depicting the Township Routes 670, 782, 752 being vacated hereby; and

WHEREAS, no objections or dissents have been entered at hearing with respect to the proposed roads to be vacated; and

WHEREAS, the intention of the Supervisors to adopt the within Ordinance has been duly and properly advertised.

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

Section 1: Township Route 670, known as Rickters Road, extending from its intersection with Township Route 668 for approximately .10 mile to its terminus, as shown on Exhibit B appended hereto, shall be and the same is hereby vacated, to the end that the said Township Route 670 shall cease to be a public road and right of way, reserving nonetheless a private right for usage for the adjoining property owners.

Section 2: Township Route 782, known as the Strawberry Lane Extension, extending from its intersection with Township Route 784 for approximately .20 mile in a northwest direction to the Fishing Creek Township boundary line, as shown on Exhibit B appended hereto, shall be and the same is hereby vacated, to the end that the said Township Route 782 shall cease to be a public road, reserving nonetheless a private right for usage for the adjoining property owners.

Section 3: Township Route 752, having no common name, extending from Township Route 569 to its intersection with State Route 487, being a distance of approximately .15 mile, as shown on Exhibit B appended hereto, shall be and the same is hereby vacated, to the end that the said Township Route 752 shall cease to be a public road and right of way.

Section 4: This Ordinance shall become effective at the earliest possible date permitted under law.

ENACTED on this 3rd day of December, 1997.

BOARD OF SUPERVISORS OF
FISHING CREEK TOWNSHIP

Fred C. Cleaver

Randall K. Laubach

Lynn Posey

ATTEST:

Jean Deitterick
SECRETARY

(SEAL)