

**BOROUGH OF NEWBURG
CUMBERLAND COUNTY, PENNSYLVANIA
ORDINANCE NO. 2018-002**

**AN ORDINANCE OF THE BOROUGH OF NEWBURG, CUMBERLAND COUNTY,
PENNSYLVANIA TO VACATE CERTAIN UNNAMED ALLEYS WITHIN THE
BOROUGH OF NEWBURG THAT ARE NO LONGER MAINTAINED BY THE
BOROUGH AND ARE NO LONGER BEING USED BY THE GENERAL PUBLIC**

WHEREAS, an unnamed alley begins on the north side of Firehouse Road approximately one hundred and eighty five (185) feet west of North High Street, extends approximately four hundred and seventy (470) feet in a northern direction and terminates at its intersection with the unnamed alley that runs east to west from the point of intersection to North High Street, as shown on the Borough's street plan and hereinafter referred to as Alley 8 ("Alley 1"); and

WHEREAS, an unnamed alley begins on the west side of North High Street approximately two hundred and sixty (260) feet north of the intersection of Firehouse Road and North High Street, extends approximately one hundred and ninety three (193) feet in a western direction and terminates at its intersection with Alley 1, as shown on the Borough's street plan ("Alley 2"); and

WHEREAS, an unnamed alley begins on the north side of East Second Street approximately two hundred and ninety five (295) feet east of North High Street and extends approximately one hundred and seventy six (176) feet in a northern direction until its point of termination, as shown on the Borough's street plan ("Alley 3"); and

WHEREAS, an unnamed alley begins on the north side of Birch Alley approximately ninety five (95) feet west of Exchange Street, extends approximately one hundred and eighty (180) feet in a northern direction and terminates at its intersection with East Second Street, as shown on the Borough's street plan ("Alley 4"); and

WHEREAS, an unnamed alley begins at a point where the portion of Locust Alley running east to west meeting the portion of Locust Alley running north to south and extends approximately eighty seven (87) feet in an eastern direction until its point of termination, as shown on the Borough's street plan ("Alley 5"); and

WHEREAS, an unnamed alley begins on the southern side of Walnut Alley approximately one hundred and ninety (190) feet east of South High Street and extends in a southern direction approximately two hundred and thirty five (235) feet until its point of termination, as shown on the Borough's street plan ("Alley 6"); and

WHEREAS, an unnamed alley begins on the western side of South Water Street, directly across from Hickory Alley, approximately four hundred (400) feet south of West Main Street and extends in a western direction approximately two hundred and twenty (220) feet until its point of termination, as shown on the Borough's street plan ("Alley 7"); and

WHEREAS, an unnamed alley begins on the west side of North High Street approximately four hundred and twenty five (425) feet north of the intersection of Firehouse Road and North High Street, extends approximately one hundred and ninety three (193) feet in a western direction and terminates at its intersection with Alley 1, as shown on the Borough's street plan ("Alley 8"); and

WHEREAS, all alleys within Borough limits are twelve (12) feet in width, as indicated on the Map of the Town of Newburg, Hopewell Township as laid out by Meyers, Trimble & McCormick on March 14, 1816; and

WHEREAS, the Borough has not maintained the Alley 1, Alley 2, Alley 3, Alley 4, Alley 5, Alley 6, Alley 7, nor Alley 8 (collectively referred to as the "Alleys") for at least twenty-one years; and

WHEREAS, the Alley have not been regularly used by the general public for at least twenty-one years; and

WHEREAS, the Borough has deemed it in the best interest of the Borough's residents and the general public that the Alleys be vacated; and

WHEREAS, vacating the Alleys will eliminate unnecessary access onto several main thoroughfares utilized within the Borough.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Newburg, Cumberland County, Pennsylvania, pursuant to the Borough Code, as follows:

Section 1: Pursuant to Section 1731 of the Borough Code, 8 Pa.C.S.A §1731, the Borough hereby vacates the following unnamed alleys as shown on the Borough's street plan and as shown on Exhibit A, attached hereto and incorporated herein by reference:

a. Alley 1: Begins on the north side of Firehouse Road approximately one hundred and eighty five (185) feet west of North High Street, extends approximately four hundred and seventy (470) feet in a northern direction and terminates at its intersection with the unnamed alley that runs east to west from the point of intersection to North High Street.

b. Alley 2: Begins on the west side of North High Street approximately two hundred and sixty (260) feet north of the intersection of Firehouse Road and North High Street, extends approximately one hundred and ninety three (193) feet in a western direction and terminates at its intersection with Alley 1.

c. Alley 3: Begins on the north side of East Second Street approximately two hundred and ninety five (295) feet east of North High Street and extends approximately one hundred and seventy six (176) feet in a northern direction until it point of termination.

d. Alley 4: Begins on the north side of Birch Alley approximately ninety five (95) feet west of Exchange Street, extends approximately one hundred and eighty (180) feet in a northern direction and terminates at its intersection with East Second Street.

e. Alley 5: Begins at a point where the portion of Locust Alley running east to west meeting the portion of Locust Alley running north to south and extends approximately eighty seven (87) feet in an eastern direction until its point of termination.

f. Alley 6: Begins on the southern side of Walnut Alley approximately one hundred and ninety (190) feet east of South High Street and extends in a southern direction approximately two hundred and thirty five (235) feet until its point of termination.

g. Alley 7: Begins on the western side of South Water Street, directly across from Hickory Alley, approximately four hundred (400) feet south of West Main Street and extends in a western direction approximately two hundred and twenty (220) feet until its point of termination.

h. Alley 8: Begins on the west side of North High Street approximately four hundred and twenty five (425) feet north of the intersection of Firehouse Road and North High Street, extends approximately one hundred and ninety three (193) feet in a western direction and terminates at its intersection with Alley 1.

Section 2: A map is attached hereto and incorporated herein as Exhibit "A" showing the location of the Alleys being vacated, the profile and dimensions thereof, and contains the names of the abutting property owners.

Section 3: Once vacated, the properties that were formerly the Alleys shall be divided down the centerline with the properties becoming a part of the abutting parcels, respectively.

Section 4: Personalized notice has been sent to the abutting landowners via certified and first class mail contemporaneously with the advertising of this Ordinance.

Section 5: All provisions of previous ordinances of the Borough of Newburg, or parts thereof, which are contrary or inconsistent to this Ordinance are expressly repealed.

Section 6: Savings Clause – In all other respects, the Ordinances of the Borough of Newburg shall remain as previously enacted and ordained.

Section 7: Effective Date – This Ordinance shall take effect immediately.

[Remainder of Page Intentionally Left Blank; Signatures Follow]

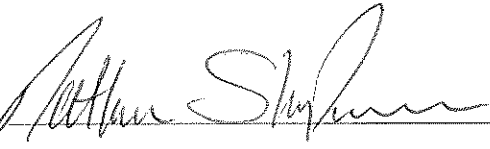
ENACTED AND ORDAINED by the Borough Council of the Borough of Newburg
into law this 21 day of May, 2018.

ATTEST:

BOROUGH OF NEWBURG



Secretary

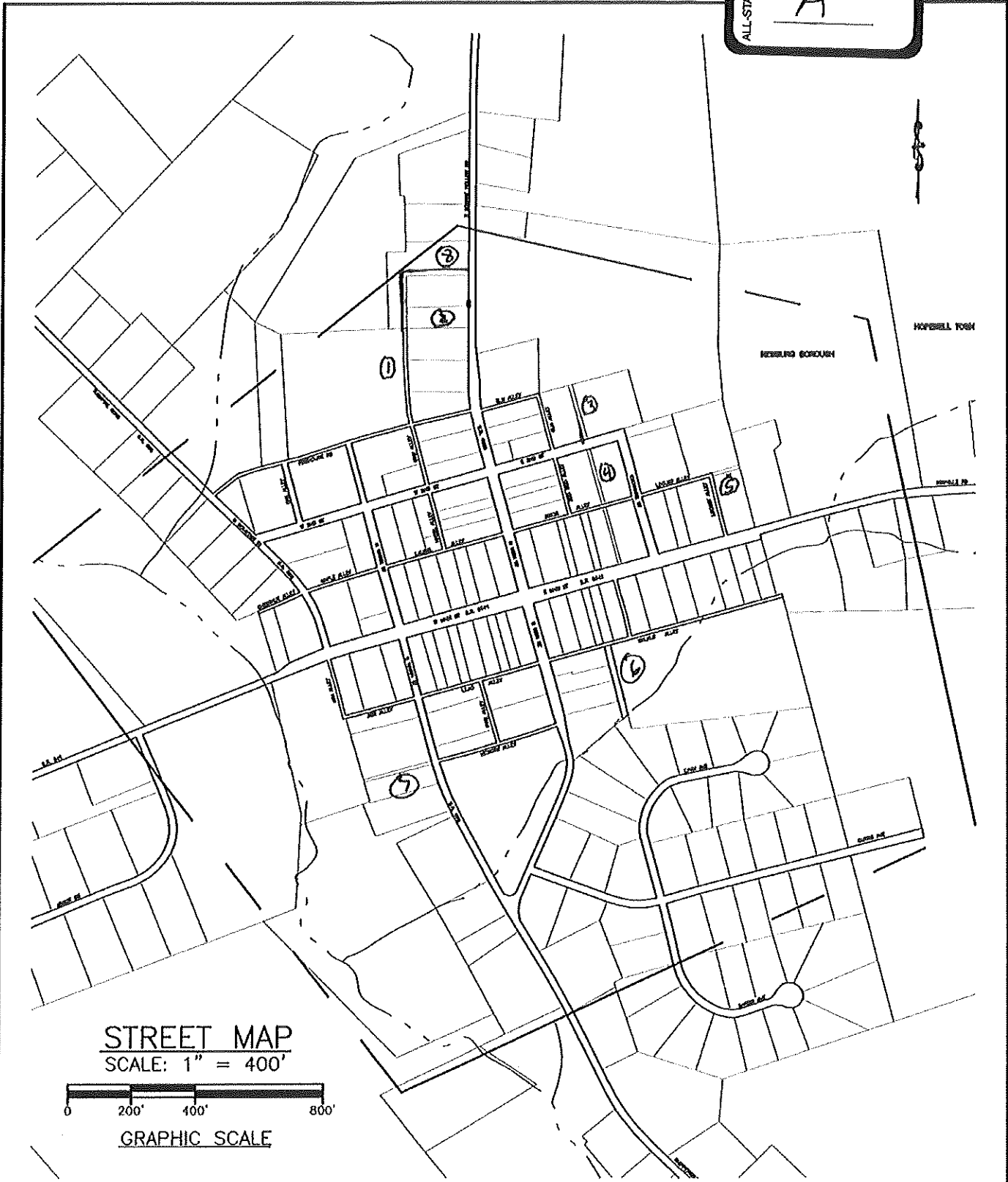
By: 

Name: Nathan Shuemaker
Title: President Newburg Borough Council

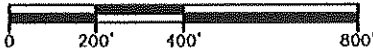
By: 

Name: NICHOLAS SPENCER
Title: Mayor Newburg Borough

ALL-STATE LEGAL
EXHIBIT
A



STREET MAP
 SCALE: 1" = 400'



GRAPHIC SCALE



WM. F. HILL & ASSOC., INC.

PROFESSIONAL ENGINEERS
 CIVIL ♦ MUNICIPAL ♦ ENVIRONMENTAL
 GETTYSBURG, PA 17325
 PH. (717) 334 - 9137

PLAN PREPARATION

DRAWN BY: EMV	DATE: 11/06/14
DESIGNED BY: EMV	CHECKED BY: WFH

NEWBURG BOROUGH STREET MAP

STREET MAP
 NEWBURG BOROUGH
 NEWBURG BOROUGH, CUMBERLAND COUNTY, PA

SCALE
 AS SHOWN

SHEET NO.
 1 OF 1

Abutting Property Owners

- Alley 1: Hopewell Township
Gardner, Donald and Bonita
Linn, Robert and Carol
Greenland, Jeremiah
Jumper, Nicolle
Hartman, David and Donna
- Alley 2: Jumper, Nicolle
Greenland, Jeremiah
- Alley 3: Barnhart, Keith
Greenawalt, Adam and Rust, Sara
- Alley 4: Kelso, Rodney and Jennifer
Stump, Susan
- Alley 5: Haines, William and Susan
Peterson, Jessica
- Alley 6: Spencer, Nicholas
Hartman, Donna
Gibbons, Thomas
Fenicle Jr., Jason
- Alley 7: Carbaugh, Curtis and Angela
Burkholder, Timothy and Tina
- Alley 8: Linn, Robert and Carol
Hartman, David and Donna