

ORDINANCE NO. 84

**AN ORDINANCE OF THE TOWNSHIP OF HAYCOCK, BUCKS COUNTY,
PENNSYLVANIA, VACATING STRAWNTOWN ROAD**

BACKGROUND

A. Strawntown Road (T-428) is a public township road having been used for public travel, maintained and kept in repair by Haycock Township for a period of at least twenty-one (21) years and thereby constituting a public road pursuant to Section 2307 of the Second Class Township Code.

B. On or about June 26, 1999, Christopher B. Asplundh, Jr., equitable owner of Tax Map Parcels numbered 14-7-21, 14-7-24 and 14-7-25 having frontage on Strawntown Road to vacate that portion of Strawntown Road fronting on the aforesaid tax parcels together with such additional sections as the Board of Supervisors may determine necessary.

C. Section 2304 of the Second Class Township Code requires the Board of Supervisors to act on the Petition within sixty (60) days of its filing.

D. Public hearings on the question of vacating Strawntown Road were duly advertised and hearings were held on August 2, 1999 and November 1, 1999. Additionally, all property owners abutting on Strawntown Road were given written notice of the hearing. A true and correct copy of the legal notice is attached hereto as Exhibit "A" and a true and correct copy of the notice sent to property owners and the list of property owners is attached hereto as Exhibit "B".

E. A public hearing has been held on the question of whether it is in the public interest to vacate Strawntown Road in conformity with Section 2305 of the Second Class Township Code and has been submitted to review by the Haycock Township Planning Commission in accordance with Section 2703a thereof.

F. In the judgment of the Board of Supervisors of Haycock Township, Strawntown Road as hereafter described, is used primarily only by those property owners abutting thereon a majority in both number and interest of which have requested its vacation.

G. Strawntown Road is partially gravel, narrow, and not suitable for modern vehicular traffic. The improvement of the road to modern standards would be expensive to the Township and unnecessarily burdensome to taxpayers with little or no corresponding benefit.

H. Strawntown Road runs very near and between buildings on the property of Petitioner Asplundh with less distance between those buildings and the legal right-of-way than is required by the current Haycock Township Zoning Ordinance.

I. Strawntown Road is not heavily used by the traveling public and other nearby improved roads provide more convenient travel routes to the public.

J. In the judgment of the Board of Supervisors of Haycock Township, Strawntown Road serves no public purpose or convenience to the general public as a public road.

NOW THEREFORE, in consideration of the foregoing, it is ORDAINED and ENACTED by the Board of Supervisors of Haycock Township as follows:

1. The land described in the legal description attached hereto as

Exhibit "C" being Strawntown Road (T-428) extending from Old Bethlehem Road to Apple Road, a distance of approximately 5,218 linear feet, located within Haycock Township, Bucks County, Pennsylvania and shown on the Plan attached hereto and marked Exhibit "D" is hereby vacated as a public road of Haycock Township.

2. Private property owners abutting the roadway herein shall be entitled to exercise such private rights of easement as is provided by the statutory and case law of the Commonwealth of Pennsylvania.

3. Appropriate Township officials are hereby authorized to execute any and all documents necessary to effectuate this Ordinance.

4. The map, zoning map or plan of Haycock Township shall be amended by striking therefrom the portion of the road described in Exhibits "C" and "D" which are hereby vacated.

5. All ordinances or parts thereof inconsistent herewith are hereby repealed.

6. This Ordinance shall become effective five (5) days after enactment.

ORDAINED and ENACTED this 1ST day of November, 1999.

ATTEST:

HAYCOCK TOWNSHIP
BOARD OF SUPERVISORS

Nancy M. Yodis
Nancy M. Yodis,
Township Secretary

By: Kathleen M. Babb
Kathleen M. Babb, Chairman

By: Earl D. Winters
Earl D. Winters, Vice-Chairman

By: Michael Lennard
Michael Lennard