

**NEWLIN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA
ORDINANCE NO 2018 – 02**

AN ORDINANCE OF NEWLIN TOWNSHIP, CHESTER COUNTY VACATING AN APPROXIMATELY FORTY-TWO (42') FOOT WIDE STRIP OF RIGHT-OF-WAY KNOWN AS LOST TRAIL ROAD (PUBLIC ROAD T-373) FROM A POINT NEAR THE INTERSECTION OF KELSALL ROAD EXTENDING NORTH TO THE INTERSECTION OF CANNERY ROAD FOR A DISTANCE OF APPROXIMATELY .72 MILES.

WHEREAS, the Township has advertised a public hearing with respect to the vacating of an approximately 42 foot wide strip of public right-of-way known as Lost Trail Road from a point near the intersection of Kelsall Road extending north to the intersection of Cannery Road for a distance of approximately .72 miles (the "ROW to be Vacated"), as more fully described in the attached Exhibit "A", and has provided the required written notice thereof to property owners affected by the ROW to be Vacated; and

WHEREAS, the public, including such affected parties by the ROW to be Vacated, were given the opportunity to be heard at such hearing and to examine such witnesses as they wished to call;

WHEREAS, the Township is desirous of vacating the ROW to be Vacated within the Township of Newlin;

NOW THEREFORE, the Board of Supervisors of the Township of Newlin, County of Chester, Commonwealth of Pennsylvania, hereby enacts and ordains as follows:

SECTION 1. The Board of Supervisors of the Township of Newlin hereby determines that vacating the ROW to be Vacated, as more fully described in the attached Exhibit "A", is necessary for the public convenience and the safety of the Township and its residents.

SECTION 2. The Township of Newlin hereby vacates the ROW to be Vacated, as more fully described in the attached Exhibit "A", effective as provided by law.

SECTION 3. The Township Secretary or her designee, with the advice of the Township Solicitor, is hereby authorized to take such action as is necessary in order to effect the intent and purpose of this Ordinance, including, if deemed necessary following enactment of this Ordinance, the posting of notices or signs in conspicuous

places along the boundaries of the ROW to be Vacated, as more fully described in the attached Exhibit "A", providing additional notice that this Ordinance has been enacted and that the ROW to be Vacated has been vacated and that the ROW is no longer a public road.

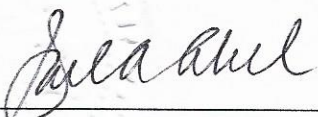
SECTION 4. Severability. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared as the intent of the Board of Supervisors of Newlin Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 5. Repealer. All Ordinances or parts of Ordinances conflicting with any provision of this Ordinance are hereby repealed insofar as the same affects this Ordinance.

SECTION 6. Effective Date. This Ordinance shall become effective as provided by law.

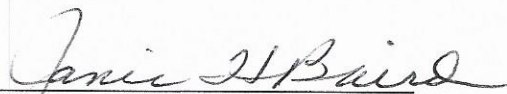
ENACTED AND ORDAINED THIS 9th day of July, 2018.

ATTEST:

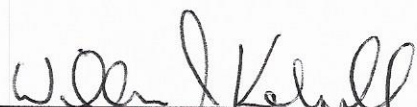


Gail A. Abel, Secretary

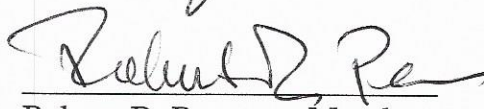
**NEWLIN TOWNSHIP
BOARD OF SUPERVISORS**



Janie H. Baird, Chair



William J. Kelsall, Vice-Chair



Robert R. Pearson, Member

