

ORDINANCE NO. 2022-01

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE OFFICIAL MAP OF LOWER ALLEN TOWNSHIP BY VACATING A PORTION OF PUBLIC RIGHT-OF-WAY KNOWN AS U.S. ROUTE 15 SOUTH SLIP RAMP ACQUIRED FROM THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION AND A TOWNSHIP ROAD KNOWN AS BON-TON DRIVE TO THE LOWER ALLEN TOWNSHIP DEVELOPMENT AUTHORITY

BE IT ENACTED AND ORDAINED by the Board of Commissioners ("Board") of Lower Allen Township ("Township") Cumberland County, Pennsylvania, and it is hereby enacted and ordained by the same as follows:

WHEREAS, Lower Allen Township has the authority to vacate public streets pursuant to Section 2005 of the First-Class Township Code, (53 P.S. §57005); and

WHEREAS, Lower Allen Township, acquired Right-of-Way by vacation from the Pennsylvania Department of Transportation in connection with the U.S. Route 15 improvement project in 2009; and

WHEREAS, Lower Allen Township wishes to vacate this property to the Lower Allen Township Development Authority as successor in interest to Alstores Realty Corporation (The Bon-Ton Department Stores, Inc.) by Deed dated January 18, 2009 and recorded as Instrument Number 201901802 in the Cumberland County Recorder of Deeds; and

WHEREAS, Lower Allen Township owns a local road known as Bon-Ton Drive which it wishes to vacate to the Lower Allen Township Development Authority; and

WHEREAS, Lower Allen Township Development Authority owns 100% of the abutting property to the subject portion of U.S. Route 15 South slip ramp and Bon-Ton Drive and the highway vacation is in compliance with the First-Class Township Code, 53 P.S. §57005; and

WHEREAS, the Board of Commissioners of Lower Allen Township, finds it to be in the best interest of Lower Allen Township to vacate this portion of U.S. 15 Right-of-Way and Bon-Ton Drive to the Lower Allen Township Development Authority;

NOW THEREFORE BE IT ORDAINED, that all the above recitals are incorporated herein and the Board of Commissioners of the Township of Lower Allen, Cumberland County, Pennsylvania, by Motion duly made and by affirmative vote of Commissioners present hereby vacate the portion of U.S. Route 15 South slip ramp and Bon-Ton Drive, more fully described in Exhibits 1 through 3.


ENACTED AND ORDAINED this 14 day of February, 2022.

This vacation will be effective upon completion of a final report and upon the recording of a Quit Claim Deed with the Recorder of Deeds of Cumberland County.

ATTEST:
(Corporate Seal)

BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP


Secretary

By 
President