

**BOROUGH OF HELLERTOWN
ORDINANCE NO.: 850**

**AN ORDINANCE OF THE BOROUGH OF HELLERTOWN, NORTHAMPTON
COUNTY PENNSYLVANIA, VACATING A PORTION OF CLAUSER STREET
BEGINNING
AT THE INTERSECTION OF CLAUSER STREET AND HEMLOCK STREET
RUNNING NORTH +/- 100 FEET.**

BE IT ENACTED AND ORDAINED and it is hereby Enacted and Ordained by the Borough Council of the Borough of Hellertown, County of Northampton and Commonwealth of Pennsylvania as follows:

WHEREAS, on April 14, 2023, Douera I, LLC submitted a Petition to Vacate a portion of Clauser Street and formally requested Borough Council consider vacating a portion of Clauser Street bisecting its two (2) properties; and

WHEREAS, Borough Council listed the matter for public hearing on June 5, 2023; and

WHEREAS, at Borough Council's June 5, 2023 public meeting, it approved proceeding to a public hearing on the proposed vacation; and

WHEREAS, Borough Council has authority pursuant to the Borough Code at 8 Pa.C.S.A. § 1731 to vacate public streets; and

WHEREAS, after a public hearing on said ordinance pursuant to 8 Pa.C.S.A. §1731, the Borough finds the vacation of the noted portion of Clauser Street is proper.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOROUGH OF HELLERTOWN AND IT IS ENACTED AND ORDAINED AS FOLLOWS:

1. SECTION 1. The portion of Clauser Street as described in the legal description attached hereto as Exhibit 1 and as depicted on the Map attached hereto as Exhibit 2 is hereby vacated and stricken from the Borough's Plan of Streets.

2. SECTION 2. The proper officers and all other personnel the Borough hereby are authorized and empowered to take all such further action and execute such additional documents as they may deem necessary and appropriate to carry out the purposes of this Ordinance.

3. SECTION 3: SEVERABILITY. The provisions of this Ordinance shall be severable, and if any provision hereof shall be declared unconstitutional, illegal or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent of the Borough that this Ordinance would have been amended as if such unconstitutional, illegal or invalid provision or provisions had not been included herein.

4. SECTION 4: REPEALER. Any and all ordinances and/or parts hereon which are inconsistent herewith are hereby and the same repealed.

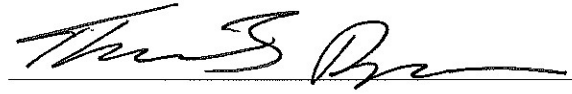
ENACTED AND ORDAINED this 5th day of June, 2023.

ATTEST:

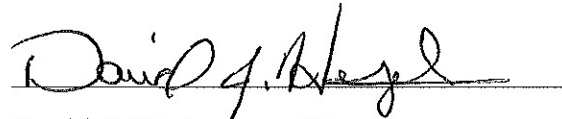
BOROUGH OF HELLERTOWN



Borough Manager



Thomas Rieger, President Borough Council



David J. Heintzelman, Mayor