

FILE OF COUNCIL

No. 2 (2023)

MAYOR MICHAEL A. LOMBARDO, IN PLACE

August, 16, 2023

“AN ORDINANCE”

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PITSTON
VACATING AN UNUSED PORTION OF DIVISION STREET BEGINNING AT ITS
INTERSECTION WITH DRUMMOND STREET AND ADJACENT TO LANDS OF
TIMOTHY AND LORI HAHN, PITSTON CITY, LUZERNE COUNTY,
PENNSYLVANIA.**

BE IT ORDAINED AND ENACTED, by the City Council of the City of Pittston and it is hereby Ordained and Enacted by the Authority of the same as follows:

WHEREAS, the City of Pittston (hereinafter “City”) is responsible for enacting Ordinances and enforcing matters associated with the health, safety and welfare of the City’s residents; and

WHEREAS, a certain unopened portion of Division Street containing an area of approximately 6,363.14 square feet or 0.146 acre, more or less, lies adjacent to property owned by Timothy and Lori Hahn (hereinafter “Hahns”); and

WHEREAS, said Street is unused for any city purpose; and

WHEREAS, Hahns have requested that the City vacate a portion of Division Street which runs contiguous to Hahns’ property in order to eliminate any vehicular hazards and to allow for desired development; and

WHEREAS, it has been ascertained by the City of Pittston authorities that, in view of the above, it is now desirable for the City of Pittston authorities to vacate said portion of the Street.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the City Council of the City of Pittston, as follows:

Section 1.

This Ordinance shall be known and may be cited as the "Ordinance Vacating a Certain Portion of an Unused Portion of Division Street".

Section 2.

The City of Pittston hereby formally vacates the following portion of Division Street:

ALL THAT CERTAIN piece or parcel of land located in the City of Pittston, County of Luzerne and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a PK nail, set this survey, for a corner on the easterly right-of-way line of Drummond Street one hundred ninety-six and fifty-three hundredths (196.53) feet in the direction of North seven degrees zero minutes zero seconds East (N 7°00'00" E) from the intersection of the easterly right-of-way line of Drummond Street and the northerly right-of-way line of Lambert Street;

THENCE along said Drummond Street North nineteen degrees thirty-five minutes thirty-two seconds East (N 19°35'32" E), a distance of forty-three and forty-two hundredths (43.42) feet to a PK nail, set this survey, for a corner on the easterly right-of-way line of Drummond Street;

THENCE South forty-seven degrees thirty minutes zero seconds East (S 47°30'00" E), a distance of one hundred sixty-seven and fifty-three hundredths (167.53) feet to an iron pin, set this survey, for a corner;

THENCE South forty-two degrees thirty minutes zero seconds West (S 42°30'00" W), a distance of forty and zero hundredths (40.00) feet to an iron pin, set this survey, for a corner;

THENCE North forty-seven degrees thirty minutes zero seconds West (N 47°30'00" W), a distance of one hundred fifty and sixty-three hundredths (150.63) feet to a PK nail at the point and place of beginning.

CONTAINING an area of 6,363.14 square feet or 0.146 acre, more or less.

BEING Part of an unopened and unused portion of Division Street to its intersection with Drummond Street and adjacent to premises owned by Timothy and Lori Hahn. PIN # 72-E11NE2-017-001.

Section 3. Severability.

The provisions of this Ordinance shall be severable and if any provision shall be deemed to be invalid for any reason, the validity of any of the remaining provisions of this Ordinance shall not affect. It is hereby declared as the intention of the City Council of the City of Pittston that this Ordinance would have been adopted had such invalidity not been included therein.

Section 4. Repealer.

All Ordinances or parts of Ordinances or Resolutions in conflict herewith be and the same are hereby repealed.

This Ordinance shall become effective ten (10) days after final reading.

ATTEST:



JOSEPH CHACKE
City Administrator

APPROVED



MICHAEL LOMBARDO
Mayor