

2024

AN ORDINANCE

AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO AN EASEMENT WITH MARISSA LYNADY TO REMOVE DANGEROUS SHRUBBERY RESULTING FROM THE ABUTTING CITY PROPERTY (POWDERLY PARK).

WHEREAS, Marissa Lynady is the owner of a property situate at 636-638 N. Main Avenue, Scranton, Lackawanna County, Pennsylvania; and

WHEREAS, the City requires an easement and right-of-way over a portion of the Lynady Property solely for the purpose to remove hazardous shrub line due to spike-like structures having grown from City property, that being Powderly Park, onto her property; and

WHEREAS, the City Parks Department is seeking an easement by and through the document attached and enclosed, incorporated hereto as Exhibit "A."

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON, that the Mayor and other appropriate City Officials are authorized to execute and enter into an easement, substantially in the form attached hereto marked as Exhibit "A" and incorporated herein by reference thereto, with Marissa Lynady to remove dangerous shrubbery resulting from the abutting City property (Powderly Park).

**SECTION 1.** If any section, clause, provision, or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decisions shall not affect any other section, clause, provision, or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion.

**SECTION 2.** This Ordinance shall become effective immediately upon approval.

**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of the Legislature, April 13, 1971, Act No. 62, known as the "Home Rule Charter and Optional Plans Law", and any other applicable law arising under the laws of the State and Pennsylvania.

Passed by the Council  
June 4, 2024

Receiving the Affirmative votes of Council Persons  
King, Schuster, Rochillo, McAndrew, Smur1

Negative NONE  
President

Approved 6/5/2024  
[Signature] Mayor  
[Signature] City Clerk  
Certified Copy

CERTIFIED COPY  
[Signature] City Clerk

Introduced in Council on above date and referred to Committee on May 21, 2024

PUBLIC WORKS  
[Signature]  
City Clerk

Scranton, PA June 4, 2024  
Committee on Public-Works reports favorably on the  
with this Ordinance  
[Signature]  
Chair

SIXTH ORDER:  
May 28, 2024