

AN ORDINANCE OF THE BOROUGH OF ROCKWOOD TO REMOVE
A CERTAIN ALLEY FROM THE PLAN OF STREETS OF THE BOROUGH
OF ROCKWOOD AND TO CANCEL THE LAYING OUT THEREOF
AND/OR IN THE ALTERNATIVE TO VACATE A CERTAIN ALLEY;
SAID ALLEY BEING A PORTION OF PENN ALLEY, EXTENDING
IN A GENERAL EAST-WEST DIRECTION AND BOUNDED ON THE
SOUTH SIDE BY LOTS 1 THROUGH 4 OF BLOCK 5 OF THE HIGHLAND
ADDITION TO ROCKWOOD AND BOUNDED ON THE NORTH SIDE
BY LOTS 5 THROUGH 10 IN BLOCK 5 IN THE PLAN OF THE
HIGHLAND ADDITION TO ROCKWOOD.

WHEREAS, the Council of the Borough of Rockwood has received a Petition from the Rockwood Community Bible Church to remove a certain portion of Penn Alley from the Plan of Streets of the Borough of Rockwood and to cancel the laying out thereof and/or, in the alternative, to vacate the laying out of this portion of Penn Alley; and

WHEREAS, it appears to the Council of the Borough of Rockwood that Rockwood Community Bible Church is the owner of more than fifty (50%) percent of the land abutting the portion of the alley proposed to be vacated; and

WHEREAS, the Borough of Rockwood has entertained said Petition and has given notice of the intention to adopt this Ordinance as required by Section 1724 and Section 1732 of the Borough Code; and

WHEREAS, after due public notice and hearing, said hearing conducted on September 17, 2019, it appears to Rockwood Borough Council that the said

portion of Penn Alley has never been open, and is no longer necessary or convenient for public use or travel, and should and shall be removed from the Plan of Streets and/or vacated from the Plan of Streets; and

NOW, THEREFORE, it is Ordained and Enacted by Council of the Borough of Rockwood as follows:

SECTION 1:

The Council of the Borough of Rockwood does hereby find and conclude that the alley described in paragraph 3 below has remained laid out, but has not been open for a period of ten (10) years or longer, and the owners of fifty (50%) percent of the front feet of the land over which the alley has been laid out has petitioned the Borough to remove said alley from the Plan and to cancel the laying out thereof, and Council does have the power to remove said alley from the Plan of Streets of the Borough of Rockwood and to cancel the laying out thereof pursuant to Section 1724 of the Borough Code

SECTION 2:

In the alternative, the Council of the Borough of Rockwood does hereby conclude that a majority in number and interest of the owners of the real estate abutting the said alley has petitioned the Council to vacate said alley and is in the

best interest of the citizens of the Borough of Rockwood to grant said Petition, and Council does have the power to vacate said alley pursuant to Section 1732 of the Borough Code.

SECTION 3:

That portion of Penn Alley, being 16½ feet in width and being 300 feet long, as it appears on the Plan of the Highland Addition to the Borough of Rockwood, running in a general east-west direction with Hay Street as its western terminus and White Oak Street as its eastern terminus, and between Lots 1 through 4 in Block 5 of the cited Plan of the Highland Addition to Rockwood on the south side, and Lots 5 through 10 in Block 5 of said Plan on the north side, as may be seen by reference to the cited Plan of the Highland Addition as recorded at Somerset County Deed Book Volume 146, Page 369, is hereby removed from the Plan of Streets of the Borough of Rockwood and is hereby cancelled pursuant to Section 1724 of the Borough Code, and/or in the alternative, said alley is hereby vacated pursuant to Section 1732 of the Borough Code.

SECTION 4:

Attached hereto and incorporated herein is a copy of the Plan of the Highland Addition to the Borough of Rockwood, as recorded at Deed Book

Volume 146, Page 369, upon which the section of Penn Alley which had been laid out between Lots 1 through 4 on the southern side and Lots 5 through 10 on the its northern side, which section of Penn Alley is cancelled and vacated by this Ordinance, has been marked in yellow for reference purposes. Additionally, attached hereto and incorporated herein is a copy of the assessment map from the records of the Assessment Office of Somerset County, being known as Rockwood Borough Map No. 14, upon which the section of Penn Alley cancelled and vacated by this Ordinance has been marked in yellow for reference purposes

SECTION 5:

All ordinances or parts of ordinances which are inconsistent with this Ordinance are hereby repealed.

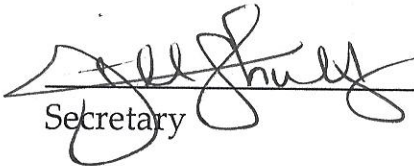
SECTION 6:


This Ordinance shall be effective immediately upon its enactment.

ADOPTED by Council of the Borough of Rockwood this 17th day of September 2019.

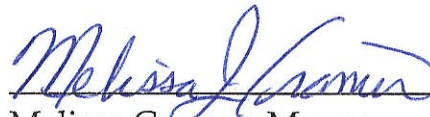
Attest:

ROCKWOOD BOROUGH COUNCIL


Secretary

By 
Amy Jo Stout, President

APPROVED this 17th day of September 2019.

A handwritten signature in blue ink, appearing to read "Melissa Cramer", is written over a horizontal line.

Melissa Cramer, Mayor

PLAN OF HIGHLAND ADDITION TO ROCKWOOD.

To all to whom these presents shall come, We Valentine Hay and Elizabeth S. Hay, wife of Valentine Hay, send greeting. Know ye, that having laid out, upon a certain tract of land, situate in Midway Township, Inverness County, on the right and left of which said tract became vested in said Valentine Hay by deed of Philip Elliot for a long time dated May 7 1870 & recorded in Deed Book Vol 43 page 577 a series of lots with convenient Access, streets & alleys according to the accompanying plan, marked a "Plan of Highland Addition to Brookwood, intended to be forthwith recorded in the Record Office in & for the County of Inverness, in the said several parties hereto do now and each of our act and deed to the end that the same may be recorded in the public records, we have acknowledged the 24 day of November 1905 before me.

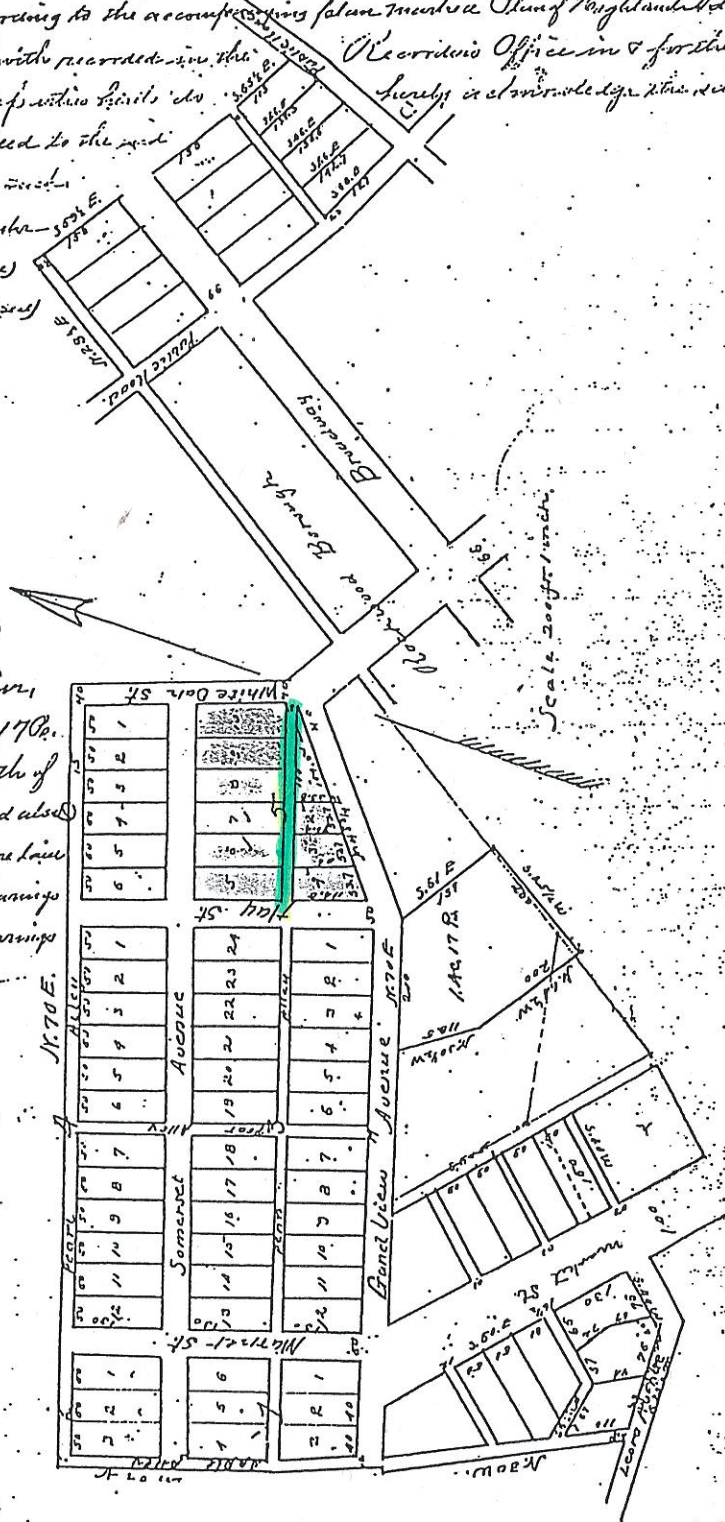
Valentine Hay (one)
Elizabeth S. Hay (one)

E. C. Welch
Recorder.

Oct. 19. 05.

All lots North of Grand View Ave.,
and the piece containing 1 No. 170th
have magnetic bearings. Those South of
Grand Ave. along Market St. and also
those East of White Oak Street were laid
off at an earlier date and the bearings
were made to agree with the bearings
of the official draft of Oldwood
Livingston.

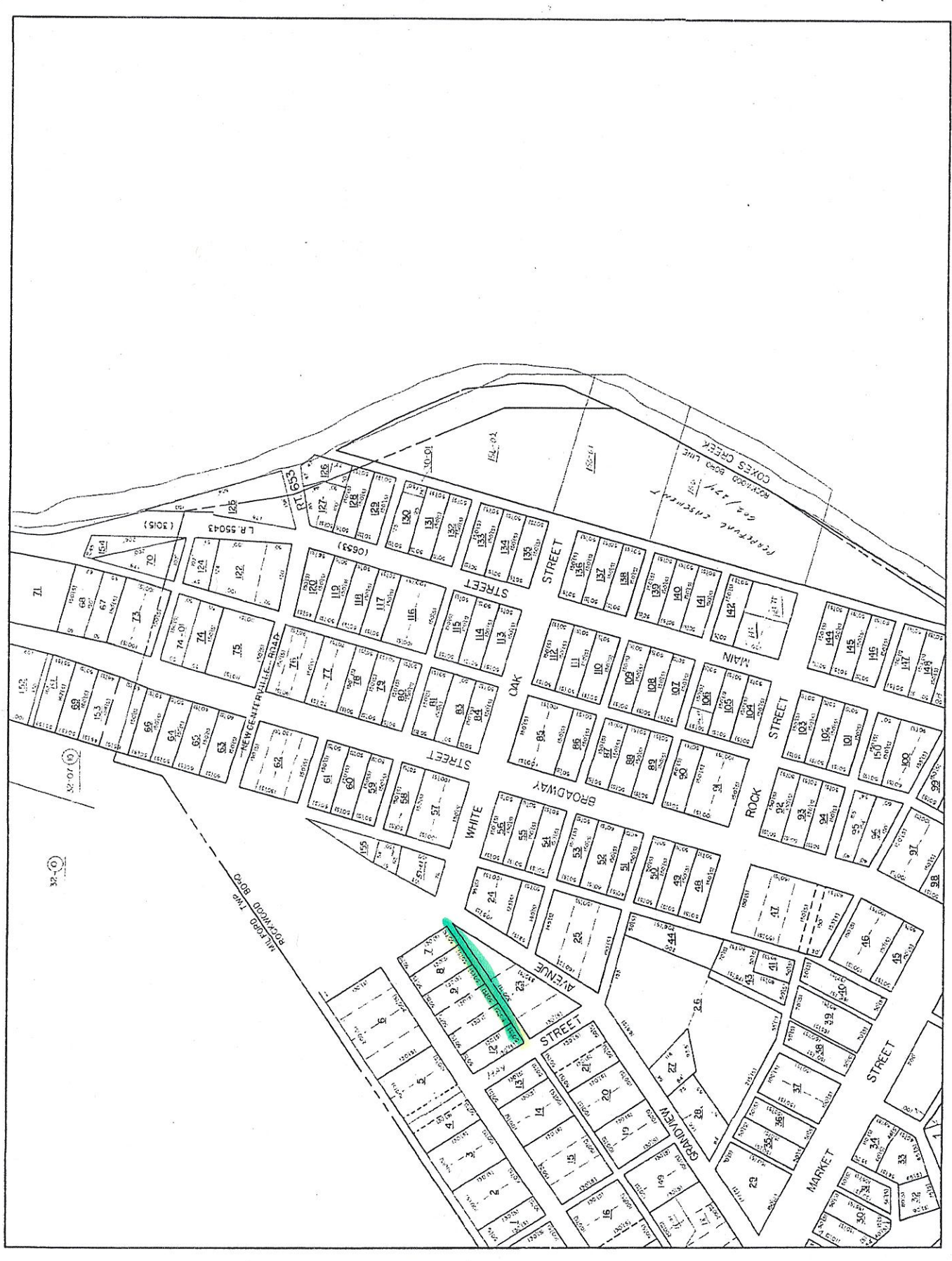
James Blinche



Recorded Nov. 24, 1905.

Ed. W. W. W.

Кесовица



COPY

AS OF

3-26-18

PROPERTY MAP

ROCKWOOD BOROUGH

SOMERSET COUNTY

PENNSYLVANIA

SHEET 14

FOR GENERAL

REFERENCE ONLY

APPROXIMATE SCALE: 1" = 100'

REVISIONS

NO.	DATE	DESCRIPTION
1	12-1-18	DATE
2	12-1-18	DATE
3	12-1-18	DATE
4	12-1-18	DATE
5	12-1-18	DATE
6	12-1-18	DATE
7	12-1-18	DATE
8	12-1-18	DATE
9	12-1-18	DATE
10	12-1-18	DATE
11	12-1-18	DATE
12	12-1-18	DATE
13	12-1-18	DATE
14	12-1-18	DATE
15	12-1-18	DATE

SHEET INDEX

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