

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Burgess and Town Council of the Borough of Pottstown intends to adopt and enact at its regular meeting of Monday, January 9, 2023, at 7:00 p.m. in the Council Meeting Room, Pottstown Borough Hall, 100 E. High Street, Pottstown, Montgomery County, Pennsylvania the following ordinance:

ORDINANCE NO. _____

AN ORDINANCE VACATING AND CLOSING TO PUBLIC USE THAT CERTAIN PORTION OF A PAPER ALLEY, 20' IN WIDTH AND APPROXIMATELY 107' IN LENGTH, LOCATED BETWEEN WEST STREET AND N. WASHINGTON STREET, ALL OF WHICH IS SITUATE IN THE FIFTH WARD OF THE BOROUGH OF POTTSTOWN, MONTGOMERY COUNTY, PENNSYLVANIA.

WHEREAS, an Agreement, Petition and Release has been presented to Borough Council signed by one hundred percent (100%) of the property owners fronting and abutting a certain portion of a paper alley, (hereinafter referred to as "Paper Alley"), all of which is situate in the Fifth Ward of the Borough of Pottstown, stating that the vacating of the said "Paper Alley" is for the sole and exclusive benefit, use and advantage of all property owners fronting and abutting on both sides of the said "Paper Alley", and that said parties in interest, having, in said Agreement, Petition and Release properly release the Borough of and from any and all liability, responsibility or damage for the proposed closing or vacating, and the said majority owners of property fronting and abutting on both sides of the "Paper Alley" have further covenanted and agreed, in consideration of the said vacating, to indemnify and save harmless the Borough, of and from any and all liability, claims, demands or damages; and

WHEREAS, pursuant to Section 1731 and 1732 of the Pennsylvania Borough Code, Borough Council has provided proper notice to all property owners abutting said portion of the Paper Alley by personal service.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Burgess and Town Council of the Borough of Pottstown, and it is hereby enacted and ordained by the authority of same, that from and after the date hereof, that certain portion of a Paper Alley 20' in width and approximately 107' in length, between West Street and N. Washington Street, located in the Fifth Ward of the Borough of Pottstown and which is more specifically described in Exhibit "A", which is attached hereto and incorporated herein by reference, is hereby vacated as a public thoroughfare, and is hereby closed to public use and pedestrian traffic. Notice of said vacating has been given in accordance with the Acts of Assembly, including the Pennsylvania Borough Code and such cases made and provided.

ENACTED and ORDAINED this ____ day of January A.D., 2023.

**THE BURGESS AND TOWN COUNCIL
OF THE BOROUGH OF POTTSTOWN**

BY: _____
Dan Weand, President

ATTEST: _____
Virginia L. Takach, Sec.

Approved this ____ day of _____, A.D., 2023

Stephanie Henrick, Mayor