

ORDINANCE NO. 154

**ORDINANCE OF THE BOARD OF SUPERVISORS OF MILFORD TOWNSHIP
VACATING HARRISON DRIVE IN MILFORD TOWNSHIP,
BUCKS COUNTY, PENNSYLVANIA**

BACKGROUND

A. Milford Township (the "Township") is a Pennsylvania second class township organized and existing under Pennsylvania Second Class Township Code, 53 P.S. §65101 et sq. (the "Code").

B. Section 2304 of the Second Class Township Code, 53 P.S. §67304, authorizes townships of the Second Class to lay out, open, widen, straighten and vacate roads within a township.

C. A plan of subdivision dated February 5, 1974 was entered in the Office of the Recorder of Deeds of Bucks County subdividing certain lands in Milford Township for Wallace Ham ("Ham"), which included the creation of a proposed street called "Harrison Drive."

D. The Ham subdivision plan is dated February 5, 1974 and was recorded in Plan Book 124, pages 21A and 21B in the Office of the Recorder of Deeds of Bucks County, and is attached to this Ordinance as Exhibit "A."

E. The Board of Supervisors of Milford Township determined it to be in the best interests of the Township to vacate a certain portion of the existing Harrison Drive, more particularly described in Exhibit "B" attached hereto and depicted on Exhibit "C."

F. The Board of Supervisors has given ten (10) days' written notice to the owners of property adjacent to the portion of Harrison Drive proposed to be vacated of the time and place set for hearing on this Ordinance.

G. Following the vacation of Harrison Drive as described herein, the Township desires that the vacated portion of Harrison Drive be removed from the Township plan of streets.

H. In accordance with the Second Class Code, notice of the January 5, 2009, hearing before Board of Supervisors for consideration and, if appropriate, adoption of this Ordinance vacating the referenced portion of Harrison Drive hearing was duly advertised in the December 29, 2008 edition of the Intelligencer, a newspaper of general circulation in Milford Township, and published notice was sent to each of the abutting property owners.

1. The matter was discussed at the January 5, 2009 Board of Supervisors meeting and continued to February 17, 2009 for further consideration and, if appropriate, adoption.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of Milford Township after a public hearing duly advertised and held on January 5, 2009 with a continuance to February 17, 2009, as follows:

Section 01: The portions of Harrison Drive described in Exhibit "B" attached hereto and made a part hereof is vacated as a public street in Milford Township.

Section 02: The vacated portion of Harrison Drive described in Exhibit "B" attached hereto is hereby removed from the Township plan of streets.

Section 03: The Milford Township Solicitor is authorized and directed, to file a copy of this Ordinance together with a draft or survey of the portion of the road vacated with the Clerk of the Court of Common Pleas of the County of Bucks.

Section 04: Any resident or property owner affected by the adoption of this ordinance shall have thirty (30) days from the date of enactment to file exceptions to the Ordinance in the Court of Common Pleas of Bucks county in accordance with the provisions of 53 P. S. 67305.

Section 05: A copy of this Ordinance shall be delivered by the Milford Township Solicitor to the Tax Mapping Office in the Bucks County Board of Assessments, and to any other governmental agency having jurisdiction over the proposed vacation of Harrison Drive as of the effective date of this Ordinance.

Section 06: From the effective date of this Ordinance, the Township shall have no further liability or responsibility with respect to the maintenance of that portion of Harrison Drive that is vacated by this Ordinance.

Section 07: In addition, all inconsistent provisions of all other Ordinances and Resolutions of the Township of Milford, Bucks County, Pennsylvania are hereby repealed to the extent of the inconsistency. All other provisions of the Ordinances and Resolutions of the Township of Milford, Bucks County, Pennsylvania shall remain in full force and effect.

Section 08: The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared to be invalid or unconstitutional by a court of competent jurisdiction, such determination shall have no effect on the remaining provisions of this Ordinance.

Section 09: This Ordinance shall be effective five (5) days after enactment, or such later date if required by law.

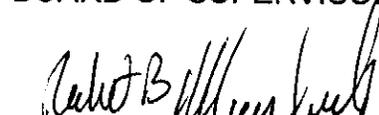
ENACTED AND ORDAINED this 17th day of February, 2009.

ATTEST:



JEFFREY A. VEY,
TOWNSHIP MANAGER
Janya Auckland
Township Secretary

MILFORD TOWNSHIP
BOARD OF SUPERVISORS



ROBERT B. MANSFIELD, CHAIRMAN

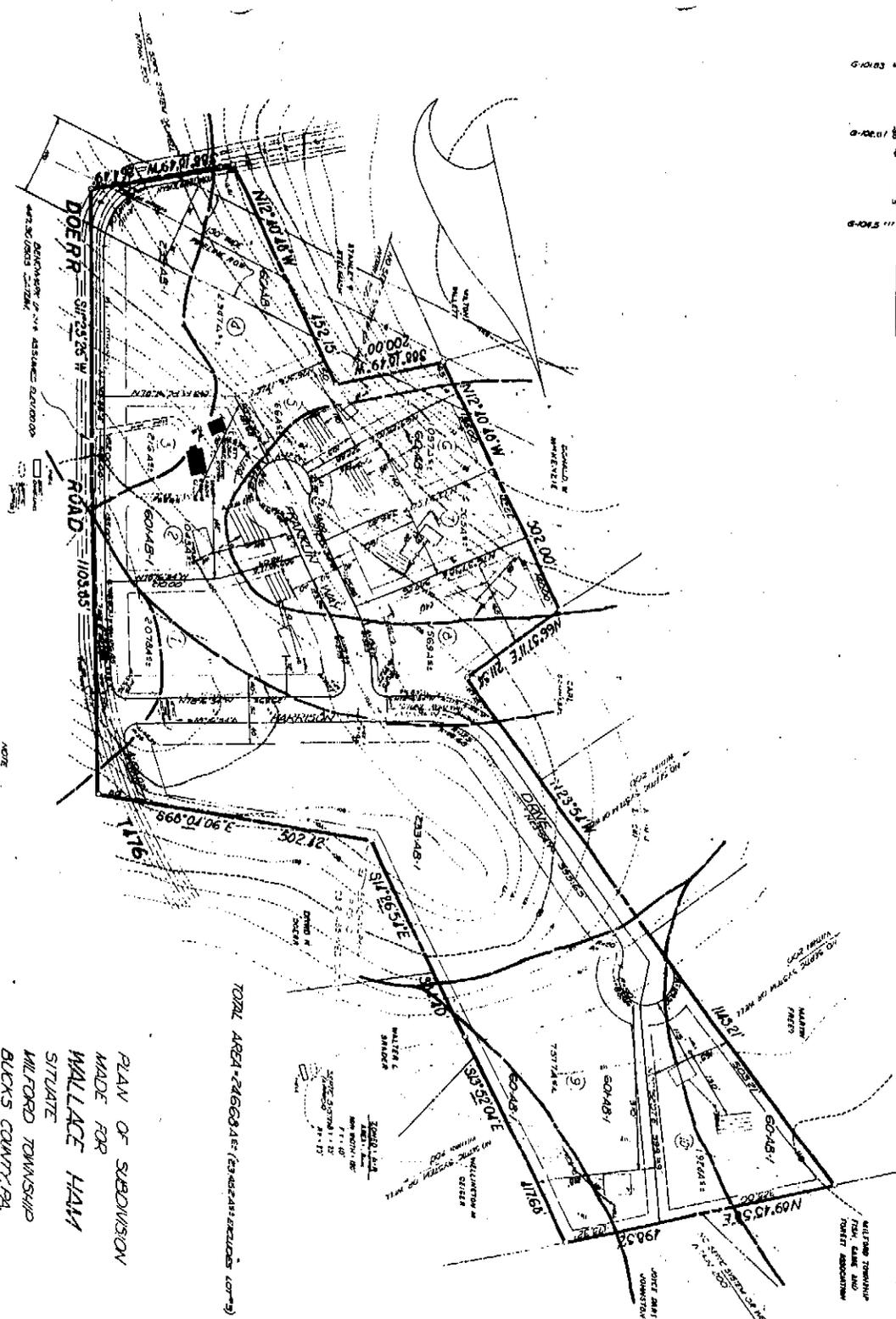


CHARLES STRUNK, VICE-CHAIR



TIMOTHY DAMIANI

5-1015
5-1018
5-1021
5-1017



SEE EXHIBIT 1
FOR THE LOCATION OF THE
WATER MAIN AND
SEWER MAINS
AND THE LOCATION OF THE
WATER TOWER AND
PUMP HOUSE

STUDY OF EXISTING ACTIVITIES
MADE BY THE ENGINEER
ON THE 15TH DAY OF FEBRUARY 1974
AND THE RESULTS THEREOF
ARE SHOWN ON THIS PLAN

DTJ 2/5/1974
BOOK 124 Pgs 21A-F, 21B



ALL-STATE LEGAL®
EXHIBIT
A

NOTE:
DUE TO THE COMPLEX NATURE OF THE
SUBDIVISION, THE ENGINEER HAS
ADVISED THAT THE SUBDIVISION
SHOULD BE RECORDED IN QUARTER SECTION 5, T12N
R12E, S10W

NOTE:
DUE TO THE COMPLEX NATURE OF THE
SUBDIVISION, THE ENGINEER HAS
ADVISED THAT THE SUBDIVISION
SHOULD BE RECORDED IN QUARTER SECTION 5, T12N
R12E, S10W

PLAN OF SUBDIVISION
MADE FOR
WALLACE HAM
SITE
MILFORD TOWNSHIP
BUCKS COUNTY, PA.
SCALE: 1"=100'
JOB# 7347D FEB. 5, 1974

TOTAL AREA = 246,634.45' (23,462,454.76 SQ. FT.)

Prepared by
REC'D BY
MILFORD TWP.
Planning Commission
MAY 1 1974

MILFORD TOWNSHIP
PLANNING AND
ZONING DEPARTMENT

andersen engineering associates, inc.

www.andersenengineering.com

306 n. fifth street

2nd floor

perkasié, pa 18944

215/257-5711

610/776-1388

fax 215/257-5766

WESTERLY PORTION OF HARRISON DRIVE (REV. 2/13/09)

Description of the westerly portion of Harrison Drive intended to be vacated, situate in Milford Township, Bucks County, Pennsylvania:

BEGINNING at a point in the centerline of Harrison Drive (50 feet wide), as shown on a plan entitled "Plan of Subdivision made for Wallace Ham", dated February 5, 1974, last revised April 11, 1974, filed in the Office of the Recorder of Deeds for Bucks County in Plan Book 124 at Page 21-A, said point being distant the following two (2) courses from the westerly terminus of a 25 foot radius curve connecting the easterly right-of-way line of Harrison Drive to the westerly line of Doerr Road:

- A) North 78 degrees 16 minutes 34 seconds West, 487.67 feet
- B) South 11 degrees 43 minutes 26 seconds West, 25.00 feet

AND from said point of BEGINNING, running; thence

- 1) South 11 degrees 43 minutes 26 seconds West, a distance of 25.00 feet to a point in the westerly right-of-way line of Harrison Drive; thence
- 2) North 78 degrees 16 minutes 34 seconds West, along the said line of Harrison Drive, a distance of 55.83 feet to a point of curvature; thence
- 3) Northwestwardly, along the same and following an arc of a curve bearing to the right having a radius of 175.00 feet (the chord of which bears North 51 degrees 05 minutes 17 seconds West, 159.92 feet), an arc distance of 166.08 feet to a point of tangency; thence
- 4) North 23 degrees 54 minutes 00 seconds West, still along the same, a distance of 482.25 feet to a point of curvature; thence
- 5) Northeastwardly, still along the same and following the arc of a curve bearing to the right having a radius of 50.00 feet (the chord of which bears North 45 degrees 18 minutes 02 seconds East, 93.48 feet), an arc distance of 120.78 feet to a point of non-tangency; thence
- 6) South 24 degrees 30 minutes 04 seconds West, a distance of 83.43 feet to a point in the centerline of Harrison Drive; thence
- 7) South 23 degrees 54 minutes 00 seconds East, along the said centerline, a distance of 460.06 feet to a point of curvature; thence
- 8) Southeastwardly, along the same and following the arc of a curve bearing to the left having a radius of 150.00 feet (the chord of which bears South 51 degrees 05 minutes 17 seconds East, 137.07 feet), an arc distance of 142.36 feet to a point of tangency; thence
- 9) South 78 degrees 16 minutes 34 seconds East, still along the same, a distance of 55.83 feet to the point and place of BEGINNING.

CONTAINING 0.47 acres of land, more or less



Kevin J. Wolf
2/13/09

andersen engineering associates, inc.

www.andersenengineering.com

306 n. fifth street

2nd floor

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215/257-5711

610/776-1388

fax 215/257-5766

EASTERLY PORTION OF HARRISON DRIVE – (REV. 2/13/09)

Description of the easterly portion of Harrison Drive intended to be vacated, situate in Milford Township, Bucks County, Pennsylvania:

BEGINNING at a point in the easterly right-of-way line of Harrison Drive (50 feet wide), as shown on a plan entitled "Plan of Subdivision made for Wallace Ham", dated February 5, 1974, last revised April 11, 1974, filed in the Office of the Recorder of Deeds for Bucks County in Plan Book 124 at Page 21-A, said point being distant North 78 degrees 16 minutes 34 seconds West, 487.67 feet from the westerly terminus of a 25 foot radius curve connecting the said line of Harrison Drive to the westerly line of Doerr Road, and running; thence

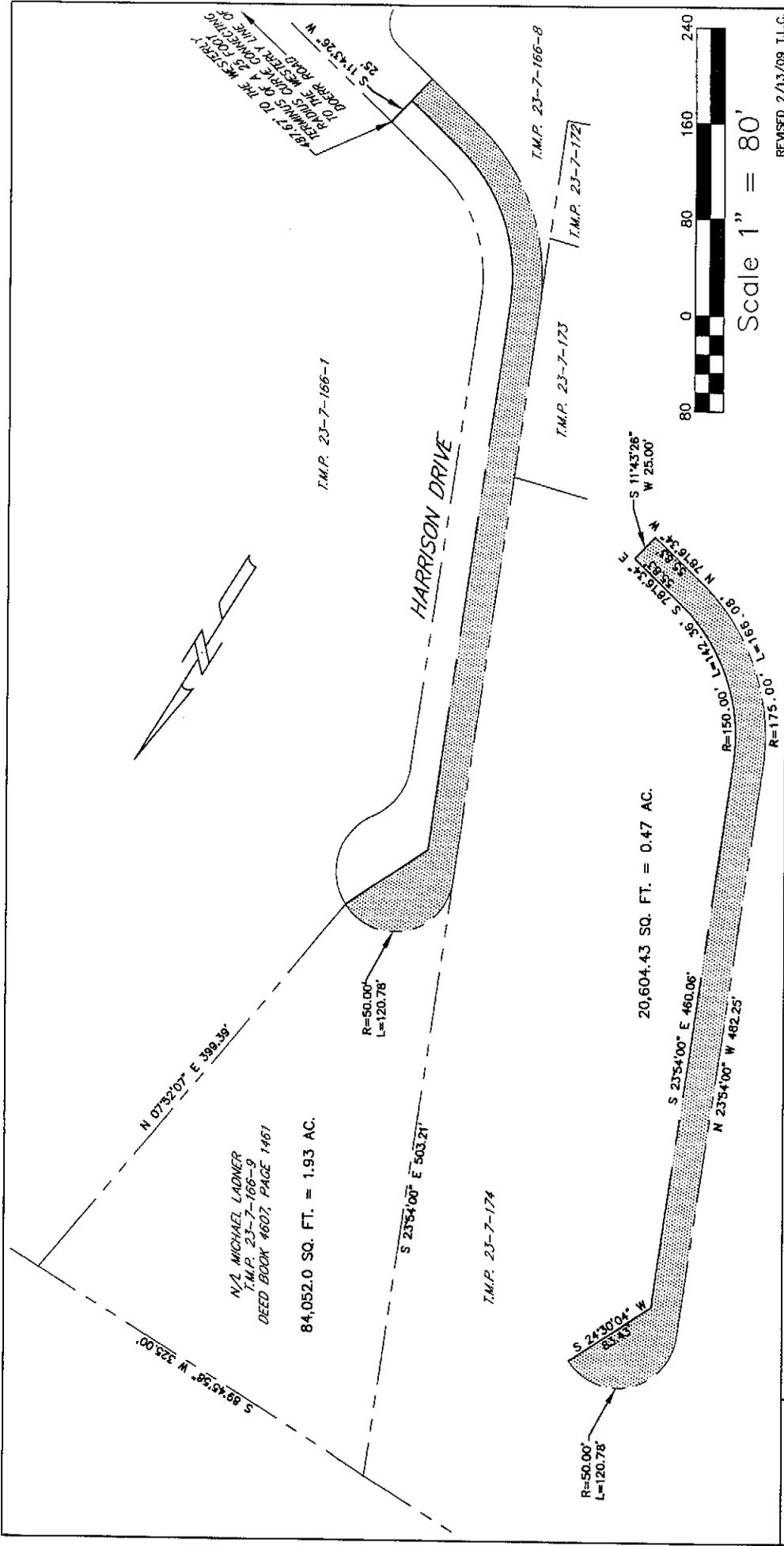
AND from said point of BEGINNING, running; thence

- 1) South 11 degrees 43 minutes 26 seconds West, a distance of 25.00 feet to a point in the center line of Harrison Drive; thence
- 2) North 78 degrees 16 minutes 34 seconds West, along the centerline of Harrison Drive, a distance of 55.83 feet to a point of curvature; thence
- 3) Northwestwardly, along the same and following an arc of a curve bearing to the right having a radius of 150.00 feet (the chord of which bears North 51 degrees 05 minutes 17 seconds West, 137.07 feet), an arc distance of 142.36 feet to a point of tangency; thence
- 4) North 23 degrees 54 minutes 00 seconds West, still along the same, a distance of 460.06 feet to a point; thence
- 5) North 24 degrees 30 minutes 03 seconds East, crossing the bulb of a cul-de-sac, a distance of 83.43 feet to a point on a curve in the easterly right-of-way line of Harrison Drive; thence
- 6) Southeastwardly, along the same and following the arc of a curve bearing to the right having a radius of 50.00 feet (the chord of which bears South 14 degrees 41 minutes 58 seconds East, 77.49 feet), an arc distance of 88.66 feet to a point of reverse curvature; thence
- 7) Southwestwardly, still along the same and following the arc of a curve bearing to the left having a radius of 50.00 feet (the chord of which bears South 6 degrees 06 minutes 00 seconds West, 50.00 feet), an arc distance of 52.36 feet to a point of tangency; thence
- 8) South 23 degrees 54 minutes 00 seconds East, still along the same, a distance
- 9) Southeastwardly, still along the same and following the arc of a curve bearing to the left having a radius of 125.00 feet (the chord of which bears South 51 degrees 05 minutes 17 seconds East, 114.23 feet), an arc distance of 118.63 feet to a point of tangency; thence
- 10) South 78 degrees 64 minutes 34 seconds East, still along the same, a distance of 55.83 feet to the point and place of BEGINNING.

CONTAINING 0.45 acres of land, more or less



Kevin J. Wolf
2/13/09



CHK BY:	K.J.W.
FILE NO.:	4989site
DATE:	9/25/08
SCALE:	1"=80'
T.M.P.:	23-7-166-9
ACRES	SHEET
1.93 Ac.	1 OF 1

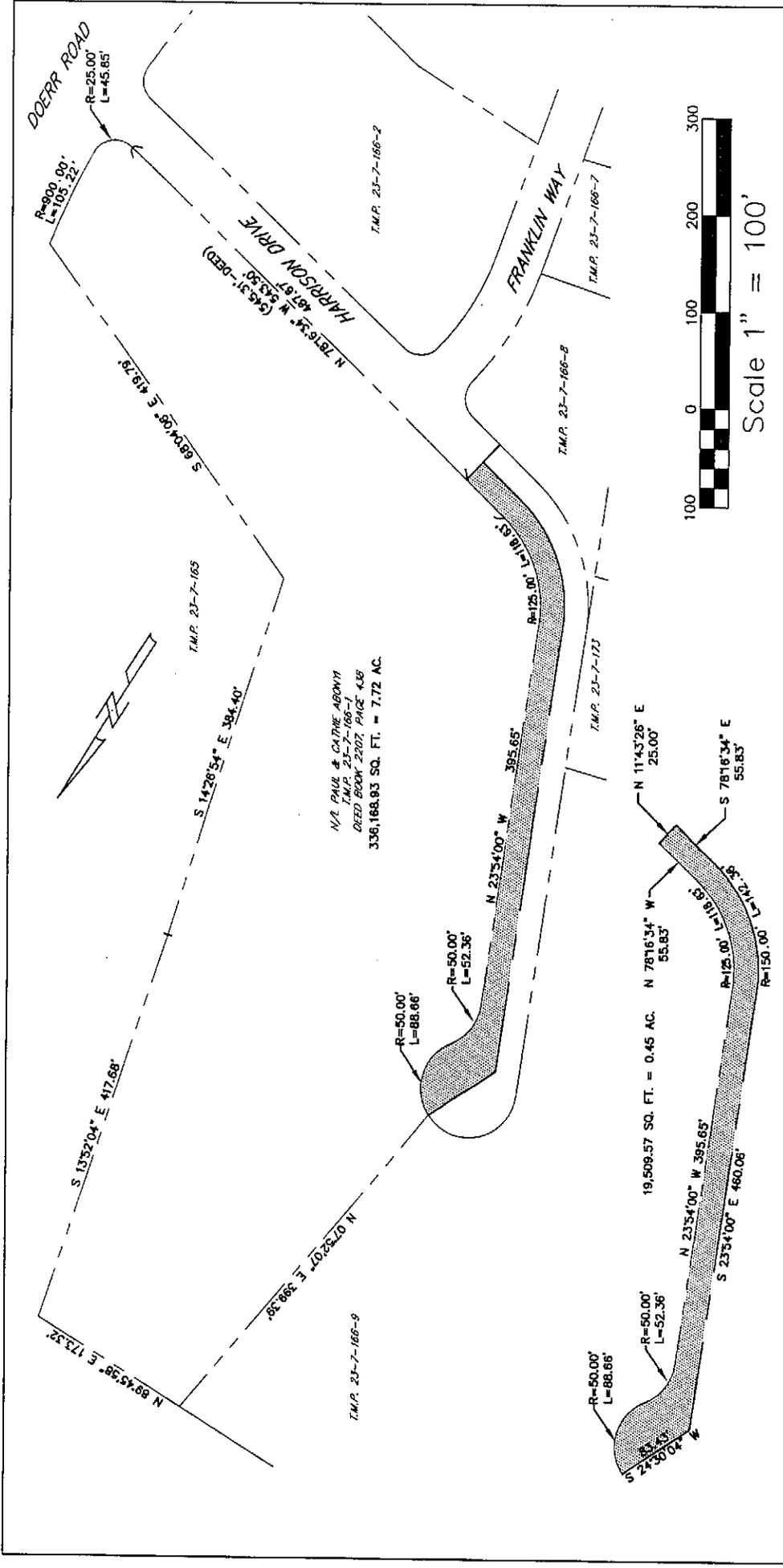
REMOVED 2/13/09 T.L.C.

ROAD VACATION EXHIBIT
 PREPARED FOR:
WESTERLY PORTION OF HARRISON DRIVE
 SITUATED IN:
 MILFORD TOWNSHIP, BUCKS COUNTY, PA.

ANDERSEN
 ENGINEERING
AEA
 ASSOCIATES
 INCORPORATED
 306 NORTH FIFTH STREET, PERKASIE, PA.
 (215) 251-5711

SEAL:





REVISED 2/13/09 T.L.C.

CHK BY:	K.J.W.
FILE NO.:	4989site
DATE:	9/25/08
SCALE:	1"=100'
T.M.P.:	23-7-166-1
ACRES	7.72 Ac.
SHEET	1 OF 1

ROAD VACATION EXHIBIT
 PREPARED FOR:
 EASTERLY PORTION OF HARRISON DRIVE
 SITUATED IN:
 MILFORD TOWNSHIP, BUCKS COUNTY, PA.

ANDERSEN
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 306 NORTH FIFTH STREET, PERKASIE, PA
 (215) 267-9711

SEAL: