

ORDINANCE NO. 2005-02

AN ORDINANCE TAKING OVER, BY LAYING OUT AND/OR OPENING PORTIONS OF EAST RIDGE STREET, PINE STREET-25' ALLEY, OAK STREET-30.78' ALLEY AND ANTHRACITE AVENUE AS PUBLIC STREETS; DIRECTING THAT A COPY OF THE ORDINANCE TOGETHER WITH A DRAFT OR SURVEY OF THE ROADS BE FILED WITH THE CLERK OF COURTS; PROVIDING AN EFFECTIVE DATE AND REPEALING INCONSISTENT ORDINANCES OR PARTS THEREOF.

**WHEREAS**, On December 8, 2004, the Borough of Coaldale, pursuant to 53 P.S. § 46701(4) and 46702(3), shall take over, by laying out (as hereinafter defined), portions of East Ridge Street, Pine Street-25' Alley, Oak Street-30.78' Alley and Anthracite Avenue as more particularly described in Exhibit "A", attached hereto and made a part hereof; and

**WHEREAS**, pursuant to 53 P.S. § 46702(3), any Borough shall have the right at any time to take over, by laying out and/or opening any street to which the public shall have acquired rights by constant use over a period exceeding twenty-one years; and

**WHEREAS**, 53 P.S. § 46701(4), provides that "Laying out" shall mean and include the plotting of an unopened street or portion thereof on the borough plan in any case where the same was never previously laid out, although such street may have been opened and used.

**BE IT AND IT IS HEREBY ORDAINED** by the Council of the Borough of Coaldale formally identifying in the name of the Borough of Coaldale, Schuylkill County, Pennsylvania, the above-described streets or portions thereof, as being included on the official Borough Map as streets of Borough.

**SECTION I.** The following streets and portions thereof are to be included on the official Borough map as streets of the Borough of Coaldale as more fully described as follows:

1. East Ridge Street -

ALL THAT CERTAIN parcel of land situate in the County of Schuylkill, Borough of Coaldale, section of Buck Mountain, bounded and described as follows to wit:

BEGINNING at a point along the lands of the Schuylkill County Housing Authority and along the West right-of-way of Anthracite Avenue; Thence partly along the South right-of-way of Anthracite Avenue and partly along residential properties North sixty eight degrees forty six minutes East (N68° 46'E) Five Hundred One and Two Tenths (501.20) Feet more or less to a point along the lands of N/F Lehigh Coal and Navigation Company; Thence along aforementioned lands South twenty one degrees fourteen minutes East (S 21° 14' E) Fifty (50.00) Feet to a point; Thence, partially along the lands of N/F Lehigh Coal and Navigation Company and partly along the lands of the Schuylkill County Housing Authority, South sixty eight degrees forty six minutes West (S 68° 46' W) Five Hundred One and Two Tenths (501.20) Feet more or less to a point; Thence North twenty one degrees fourteen minutes West (N 21° 14' W) Fifty (50.00) Feet to a point along the lands of the

Schuylkill County Housing Authority and also the West right-of-way of Anthracite Avenue to the point of BEGINNING.

CONTAINING Twenty Five Thousand and Sixty (25,060.00) Square Feet more or less or 0.5752 Acre, more or less.

2. Pine Street-25' Alley -

ALL THAT CERTAIN parcel of lands situate in the County of Schuylkill, Borough of Coaldale, section of Buck Mountain, an unnamed alley, bounded and described as follows to wit:

BEGINNING at a point at the right-of-way of Anthracite Avenue, A.K.A. Coal Street and at the South West corner of lands of Patricia S. Barron; Thence, North sixty eight degrees forty six minutes East (N 68° 46' E) Four Hundred Sixty One and Two Tenths (461.20) Feet more or less to a point at the lands of N/F Lehigh Coal and Navigation Company; Thence, along aforementioned lands South twenty one degrees fourteen minutes East (S 21° 14' E) Twenty Five (25.00) Feet to a point; Thence South sixty eight degrees forty six minutes West (S 68° 46' W) Four Hundred Sixty One and Two Tenths (461.20) Feet more or less to a point at the proposed right-of-way of Anthracite Avenue; Thence, along the aforementioned right-of-way north twenty one degrees fourteen minutes West (N 21° 14' W) Twenty Five (25.00) Feet to a point at the South West corner of lands of Patricia S. Barron, said point being the place of BEGINNING.

CONTAINING Eleven Thousand Five Hundred and Thirty (11,530.00) Square Feet more or less or 0.2646 Acre, more or less.

3. Oak Street-30.78' Alley -

ALL THAT CERTAIN parcel of land situate in th County of Schuylkill, Borough of Coaldale, section of Buck Mountain, bounded and described as follows to wit:

BEGINNING at a point at the South right-of-way of an unnamed Twenty Five (25.00) Feet alley; Thence along the aforementioned alley North sixty eight degrees forty six minutes East (N 68° 46' E) Thirty and Seventy Eight Hundredths (30.78) Feet more or less to a point at the lands of Lehigh Coal and Navigation Company; Thence, along the aforementioned lands, South twenty one degrees fourteen minutes East (S 21° 14' E) One Hundred Seventy (170.00) Feet more or less to a point at the proposed North right-of-way of East Ridge Street; Thence, along the aforementioned North right-of-way South sixty eight degrees forty six minutes West (S 68° 46' W) Thirty and Seventy Eight Hundredths (30.78) Feet more or less to a point; Thence, North twenty one degrees fourteen minutes West (N 21° 14' W) One Hundred Seventy (170.00) Feet more or less to the South right-of-way of a Twenty Five (25.00) Feet wide alley and the point of BEGINNING.

CONTAINING Five Thousand Two Hundred Thirty Two Feet and Sixty Hundredths (5232.60) Square Feet more or less or 0.12 Acre, more or less.

4. Anthracite Avenue-

ALL THAT CERTAIN parcel of land situate in the County of Schuylkill, Borough of Coaldale, section of Buck Mountain, known as Anthracite Avenue, A.K.A., Coal Street bounded and described as follows to wit:

BEGINNING at a concrete monument with a copper weld at the South right-of-way of PA. Route SR 0209 and also being the Northeast property corner of the Schuylkill County Housing Authority lands; Thence along the South right-of-way of PA. Route SR 0209, North sixty eight degrees forty six minutes East (N 68° 46' E) Forty (40.00) Feet to a point; Thence along the lands of Patricia S. Barron; a Twenty Five (25.00) unnamed alley; and along the lands of Barbara Weaver and David Bower South twenty one degrees fourteen minutes East (S 21° 14' E) Three Hundred Seventy One (371.00) Feet more or less to a point at the North right-of-way of East Ridge Street to be ordained; Thence, along the North right-of-way of East Ridge Street South sixty eight degrees forty six minutes West (S 68° 46' W) Forty (40.00) Feet to a point, being the Southwest property corner of this parcel; Thence, along the lands of the Schuylkill County Housing Authority North twenty one degrees fourteen minutes West (N 21° 14' W) Three Hundred Seventy One (371.00) Feet more or less to a concrete monument with a copper weld at the South right-of-way of PA. Route SR 0209, the place of BEGINNING.

CONTAINING Fourteen Thousand Eight Hundred Forty (14,840.00) Square Feet more or less or (0.3407) Acre, more or less.

SECTION II. A copy of this Ordinance, together with a draft or survey showing the location and width thereof, is directed to be filed in the Office of the Clerk of Court of Common Pleas, Schuylkill County, Pennsylvania.


SECTION III. This Ordinance shall become effective thirty (30) days after the filing thereof and the plan or survey referred to in Section II hereof.


SECTION IV. All ordinances or parts of ordinances inconsistent herewith, are hereby repealed.

ENACTED and ORDAINED this 8<sup>th</sup> day of March, 2005.


ATTEST

**BOROUGH OF COALDALE**

  
Louise Lill, Secretary/Treasurer

  
By: Susan Solt, President

Approved this 8<sup>th</sup> day of March , 2005.

  
By: Claire Remington, Mayor



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2. Pine Street-25' Alley -

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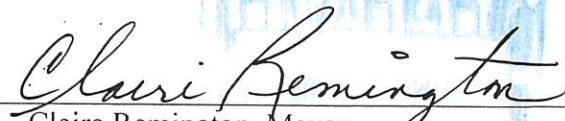
ATTEST

**BOROUGH OF COALDALE**

  
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Louise Lill, Secretary/Treasurer

  
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By: Susan Solt, President

Approved this 8<sup>th</sup> day of March , 2005.

  
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By: Claire Remington, Mayor

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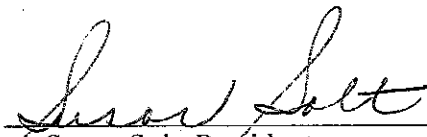
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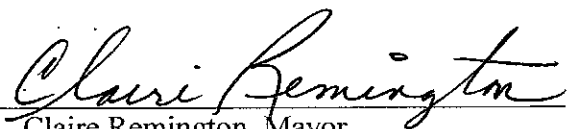
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**BOROUGH OF COALDALE**

  
Louise Lill, Secretary/Treasurer

  
By: Susan Solt, President

Approved this 8<sup>th</sup> day of March , 2005.

  
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