

**PERKASIE BOROUGH
ORDINANCE NO. 986**

**AN ORDINANCE OF THE BOROUGH OF PERKASIE,
BUCKS COUNTY, PENNSYLVANIA, ACCEPTING DEDICATION OF
RIGHT-OF-WAY OF SUGARBUSH DRIVE AND A PORTION OF
EAST CHESTNUT STREET IN THE BOROUGH OF PERKASIE**

WHEREAS, the Borough Code at 8 Pa.C.S.A. § 101 *et seq.*, authorizes the Borough Council of the Borough of Perkasia (“Borough Council”) to make and adopt ordinances that are consistent with the constitution and laws of the Commonwealth when necessary for the property management, care and control of the Borough and the maintenance of peace, good government, health and welfare of the Borough and its citizens;

WHEREAS, the Borough Code at 8 Pa.C.S.A. §§ 1731 and 1734, authorizes Borough Council to open and vacate streets, and provides a process and the relevant procedure for the same; and

WHEREAS, the appropriate public hearing notice has been advertised in accordance with Section 1731 and 1734 of the Borough Code and the process and procedures outlined in the Borough Subdivision and Land Development Ordinance at Section 164-14 have been met; and

WHEREAS, Borough Council, after due consideration of the proposed ordinance at a duly advertised public hearing, has determined that the health, safety, and general welfare of the residents of Perkasia Borough will be served by the acceptance and dedication of Sugarbush Drive and a portion of East Chestnut Street.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Perkasia, Bucks County, Pennsylvania, and it is hereby enacted and ordained by the authority of same as follows:

SECTION 1. The following streets which are hereby designated as Sugarbush Drive and a portion of East Chestnut Street, are hereby laid out, opened, and ordained as public streets in the Borough of Perkasio, and accepted by way of the Deeds of Dedication, all as indicated on a final plan of subdivision made for Sugarbush Drive, also known as a Record Plan entitled "317 East Walnut Street," prepared by Woodrow & Associates, Inc., dated October 20, 2005, last revised June 3, 2011, being recorded in the Office of the Recorder of Deeds in and for the County of Bucks at Instrument No. _____.

SECTION 2. All Ordinances or parts of Ordinances that are inconsistent herewith, are hereby repealed, it being understood and intended that all Ordinances and the Borough Code, such as are not otherwise specifically in conflict or inconsistent with this Ordinance, shall remain in full force and effect, the same being reaffirmed hereby. The Borough shall also proceed to amend its Comprehensive Plan to reflect this particular change, if necessary.

SECTION 3. The Council of the Borough of Perkasio does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments of this Ordinance, including this provision.

SECTION 4. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional, by any court of competent jurisdiction, such provision shall be separate, distinct and independent, and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 5. The failure of the Borough of Perkasio to enforce any provisions of this Ordinance shall not constitute a waiver by the Borough of its rights of future enforcement hereunder.

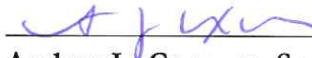
SECTION 6. This Ordinance shall take effect immediately and be in force from and after its enactment as provided by law.

SECTION 7. Under the authority conferred by the Borough Code, 8 Pa.C.S.A. § 101 *et seq.*, and other relevant statutory law, the Council of the Borough of Perkasio in the County of Bucks, Commonwealth of Pennsylvania does hereby enact and ordain this Ordinance for the Borough of Perkasio this.

Approved by the Borough Council of the Borough of Perkasio, this 16th day of March, 2015.

Attest:

BOROUGH OF PERKASIE




Andrea L. Coaxum, Secretary



James Ryder, Council President

Examined and approved this 16th day of March, 2015.



John Hollenbach, Mayor