

**MUNICIPALITY OF NORRISTOWN
MONTGOMERY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 17-07 OF 2017

AN ORDINANCE OF THE MUNICIPALITY OF NORRISTOWN, MONTGOMERY COUNTY, PENNSYLVANIA, VACATING A PORTION OF THE RIGHT OF WAY OF HIGH STREET IN THE MUNICIPALITY OF NORRISTOWN; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Norristown Municipal Council adopted Resolution 05-150 of 2005 which granted final plan approval to Quaker City Properties, LLC for a residential subdivision and land development (the "Development") between High Street, Fairfield Court, and Jacoby Street as provided for in the approved plans for the Development prepared by Wilkinson Associates of Valley Forge, PA; and

WHEREAS, a portion of High Street was laid out on the above-referenced plan that is not required for use by the public; and

WHEREAS, Norristown Municipal Council desires to vacate that portion of the right-of-way of High Street as laid out on the above-referenced plan because it is not required for use by the public; and

WHEREAS, Section 1731 of the Pennsylvania Borough Code authorizes the Municipality to vacate a portion of a street previously laid out or opened in order to terminate the public right in or to the street;

NOW, THEREFORE, be it, and it is hereby **ORDAINED** by Norristown Municipal Council, and it is hereby **ENACTED** and **ORDAINED** by authority of same as follows:

SECTION 1. The below-described portion of High Street, which is depicted on the plan attached hereto as Exhibit "A" and incorporated herein by reference, is hereby vacated:

ALL THAT CERTAIN tract of ground situate in the Municipality of Norristown, County of Montgomery, Commonwealth of Pennsylvania, beginning at a point (POB3) on the northeasterly legal right-of-way of East Elm Street (50 feet wide) at the southwesterly property corner of lands N/L Edward W. & Delores I. Davis, said point being the TRUE POINT OF BEGINNING; thence following the four (4) courses and distances to wit:

1. North 40 degrees 47 minutes 26 seconds East, 109.84 feet along lands N/L Edward W. & Delores I. Davis to a point on the southwesterly property line of lands N/L Rosa Crovetto, thence;
2. South 49 degrees 21 minutes 00 seconds East, 30.40 feet to a point on the southwesterly property line of lands N/L William H. Ball, thence,

3. South 41 degrees 12 minutes 00 seconds West, 109.92 feet along the northwesterly property line of lands N/L Kevin Stanton (Lot 6) to a point (monument to be set) on the northeasterly legal right-of-way of East Elm Street, thence;
4. North 49 degrees 12 minutes 34 seconds West, 29.62 feet along the northeasterly right-of-way of East Elm Street to the TRUE POINT OF BEGINNING.

Containing 3,297.17 square feet, more or less.

SECTION 2. The Municipality reserves unto itself an easement for the maintenance, construction and reconstruction of any underground utilities presently located on or under the vacated street.

SECTION 3. Upon final enactment of this Ordinance, the Municipal Engineer be and hereby is authorized, empowered, and directed to strike from the Municipality's General Plan of Streets that portion of High Street described in Section 1.

SECTION 4. All Ordinances and parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of the inconsistency.

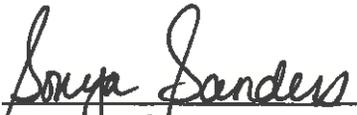
SECTION 5. The provisions of this Ordinance are declared to be severable. If any provision of this Ordinance is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Ordinance.

SECTION 6. This Ordinance shall become effective immediately upon its legal enactment.

ENACTED and ORDAINED this 21st Day of November, 2017.

Seal:

**Municipality of Norristown
Municipal Council**

By: 
Sonya Sanders
Council President

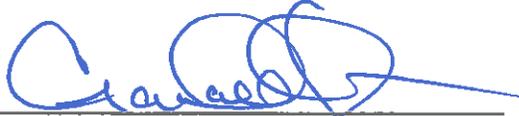
Attest 
Crandall O. Jones, ICMA - CM
Municipal Administrator

EXHIBIT A

PLAN
VACATION OF HIGH STREET

