

COUNCIL BILL NO. 1904

INTRODUCED BY: Jim Aughenbaugh

ORDINANCE NO. 1806

AN ORDINANCE

AN ORDINANCE OF THE CITY OF DUBOIS AMENDING CHAPTER 21 OF THE CODE OF ORDINANCES OF THE CITY OF DUBOIS BY ADDING TO PART 15 THEREOF A SECTION VACATING SECOND AVENUE BETWEEN MCCLURE STREET AND MAHONING STREET.

WHEREAS, there exists a portion of Second Avenue between McClure Street and Mahoning Street that has been unused and blocked off for many years; and

WHEREAS, the City of DuBois has received a petition from all of the owners of property abutting the section of Second Avenue between McClure Street and Mahoning Street requesting that the City of DuBois vacate the same; and

WHEREAS, the City of DuBois has utilities for water and sewer underneath that portion of Second Avenue and will need to reserve an easement for ingress, egress and regress over the portion of Second Avenue between McClure Street and Mahoning Street for the maintenance of such utilities but has determined that the vacating of the portion of Second Avenue between McClure Street and Mahoning Street would otherwise result in a benefit to the property owners abutting said street and a financial benefit to the City of DuBois as said land will become taxable property to those owners abutting the same; and

WHEREAS, the Council of the City of DuBois has determined that it is in the best interests of the City of DuBois to vacate that portion of Second Avenue between McClure Street and Mahoning Street for all of the above reasons.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the City of DuBois in Council assembled, and it is hereby enacted and ordained by authority of the same, as follows:

SECTION 1. That a portion of Second Avenue existing between McClure Street and Mahoning Street is hereby declared vacated.

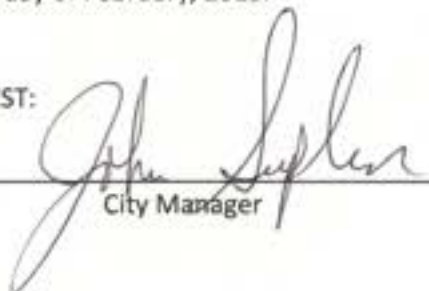
SECTION 2. City of DuBois hereby reserves from the above described description, the right of ingress, egress and regress over that portion of Second Avenue between McClure Street and Mahoning Street for the maintenance of utilities.

SECTION 3. All other Ordinances or parts of Ordinances or Resolutions in conflict herewith be and the same are herewith repealed. All other provisions of Chapter 21 of the Code of Ordinances not in conflict herewith are hereby reaffirmed and re-ratified as if set forth at length herein.

SECTION 4. The within Ordinance shall become effective upon final enactment hereof.

Ordained and enacted by the City Council of the City of DuBois in lawful session assembled this 23rd day of February, 2015.

ATTEST:



City Manager

CITY OF DUBOIS



Mayor & President of Council

PASSED BY COUNCIL:

02/23/15

APPROVED:



City Manager