

TOWNSHIP OF UPPER PAXTON  
DAUPHIN COUNTY, PENNSYLVANIA

ORDINANCE NO. \_\_\_\_ 7-11-2023

AN ORDINANCE VACATING A PORTION OF NORTH STREET,  
LOCATED IN UPPER PAXTON TOWNSHIP, DAUPHIN  
COUNTY, PENNSYLVANIA

The Board of Supervisors of the Township of Upper Paxton (“Township”) hereby enact and ordain as follows:

WHEREAS, there exists on the property of the Millersburg Area School District and Devon Schlegel Weaver and Robin Schlegel Young, an unopened portion of street rights-of-way located in the Township and Millersburg Borough; and

WHEREAS, the unopened portions of said streets were laid out and have remained unopened for a period of time in excess of twenty-one years; and

WHEREAS, the Millersburg Area School District has submitted a Land Development Plan for a building expansion to house an elementary school; and

WHEREAS, as a condition of approval of said Land Development Plan, the Dauphin County Planning Commission has required that the unopened portions of the street rights-of-way in the Township and Millersburg Borough be formally vacated by both municipalities; and

WHEREAS, the affected property owners adjacent to the affected portions of the unopened street rights-of-way have been notified and a duly advertised public hearing was held on July 11, 2023, to hear public comment with regard to the proposed vacation of the unopened portion of street rights-of-way, as shown on the attached Exhibit A, which is incorporated herein by reference.

Section 1. Pursuant to the Second Class Township Code (53 Pa. C.S. §67304), the Township may by ordinance vacate any highway or road, or portion thereof, within its municipal boundaries.

Section 2. The Board of Supervisors of the Township hereby vacate the unopened portions of street rights-of-way in the Township, as shown on the attached Exhibit A, having found that such street rights-of-way has been unopened and not used by the traveling public, and such portion is no longer necessary or required to serve the citizens of Upper Paxton Township.

Section 3. This Ordinance shall become effective five (5) days after enactment.

ENACTED AND ORDAINED by the Board of Supervisors of the Township of Upper Paxton, Dauphin County, Pennsylvania, at a duly convened meeting on this 11<sup>th</sup> day of July, 2023.

ATTEST:

BOARD OF SUPERVISORS

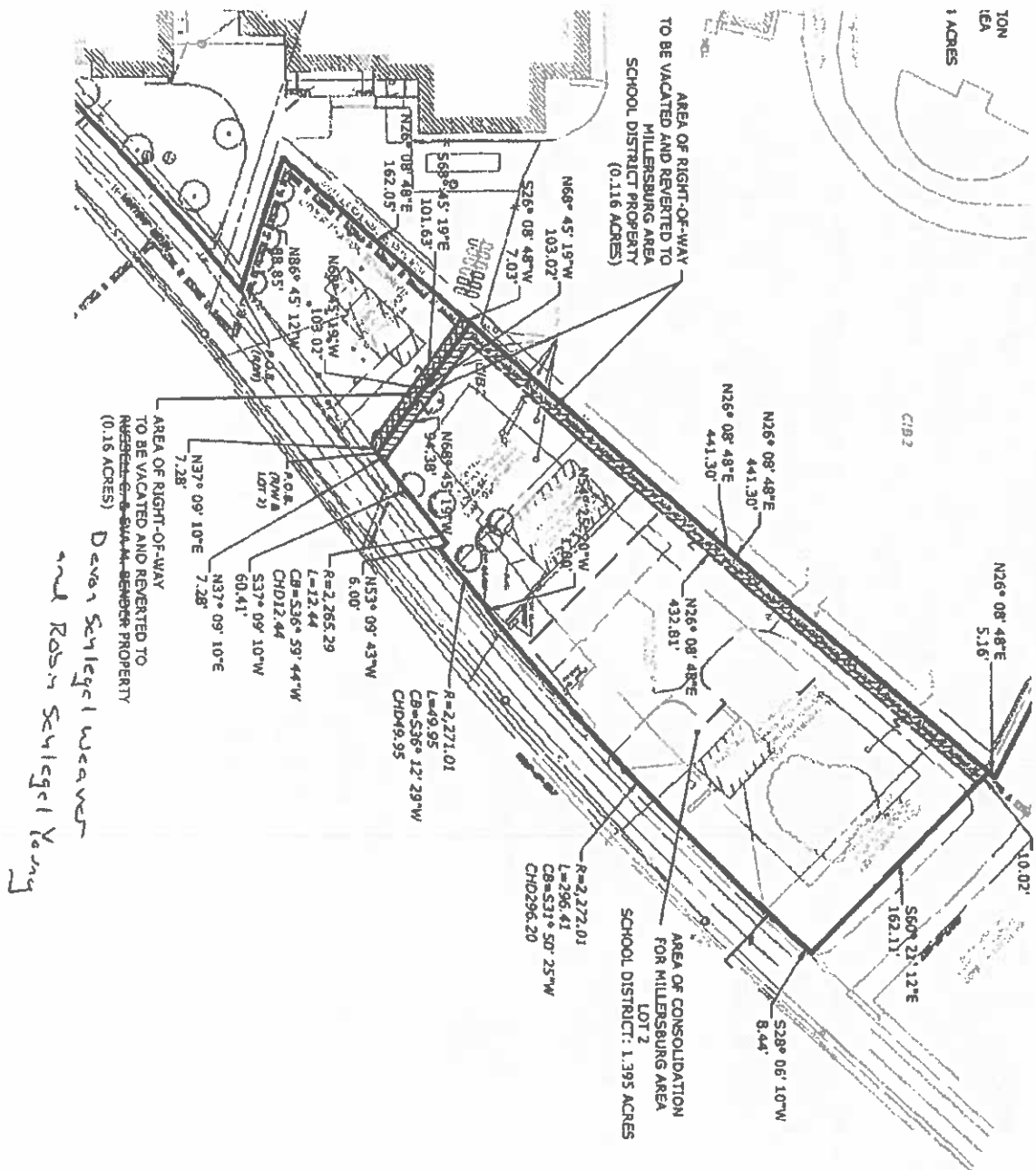
\_\_\_\_\_  
Luanna M. Zimmerman, Secretary

By: \_\_\_\_\_  
Robert A. Stoner, Chairman

(SEAL)

By: \_\_\_\_\_  
John C. Orr, Vice-Chairman

By: \_\_\_\_\_  
Robert L. Coleman,  
2<sup>nd</sup> Vice-Chairman



Devin Schlegel Weaver  
and Robin Schlegel Young

EXHIBIT A