BOROUGH OF OAKMONT
ORDINANCE NO. O8 OF 2024

AN ORDINANCE OF THE BOROUGH OF OAKMONT, ALLEGHENY COUNTY, PENNSYLVANIA, VACATING A CERTAIN UNOPENED PORTION OF "DOGWOOD ALLEY".

WHEREAS, the Borough of Oakmont has received a request to vacate a section of a certain Right of Way known as "Dogwood Alley" located in the Borough of Oakmont, Allegheny County, Pennsylvania; and

WHEREAS, all property owners abutting the section of Dogwood Alley to be vacated have expressed support of the requested vacation; and

WHEREAS, pursuant to Section 1731 of the Borough Code, Borough Council has determined that it is appropriate and necessary for the public convenience to vacate portions of land hereinafter described; and

WHEREAS, after giving written notice to all abutting property owners of the proposed vacation, no property owner requested to be heard with regard to said vacation.

NOW THEREFORE, be it ordained and enacted by the Borough Council of the Borough of Oakmont, and it is hereby ordained and enacted as follows:

Section 1. The right of way of Dogwood Alley described per the metes and bounds description attached hereto and made part hereof as Exhibit "A" and depicted on the Plan attached hereto and made part hereof as Exhibit "B" is hereby vacated.

Section 2. The Borough shall owe no duty of compensation as a result of the vacation of this road.

Section 3. In vacating such portions of public rights-of-way, the Borough of Oakmont hereby quitclaims to such persons, firms, corporations or entities as may lawfully acquire title thereto under the laws of the Commonwealth of Pennsylvania, such interests as the Borough of Oakmont may have had under the same prior to the vacating thereof.

Section 4. The following are the names of the owners of property abutting the proposed vacation: Anthony F. LaCava and Anna Marie LaCava; Jeffrey W. Kline and Nancy L. Kline, Trustees of the Jeffrey W. Kline Family Trust dated January 20, 2016; Scott C. Knoche and Kelly Knoche; Timothy J. Favo. The Borough shall provide notice to all abutting owners

Section 5. The proper officials of the Borough of Oakmont are hereby authorized and directed to do all things necessary to effectuate the purpose of this Ordinance.

Section 6. Any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance are hereby repealed insofar as they may affect this Ordinance.

Section 7. If any provision of this Ordinance is held by any court of competent jurisdiction to be invalid, the remaining provisions shall remain in effect.

ADOPTED AND APPROVED this **16th** day of **September** 2024.

ATTEST:

Scot E. Fodi, Borough Manager/Secretary

BOROUGH OF OAKMONT

Nancy L. Ride, President of Council

EXAMINED AND APPROVED BY ME this _____ day of _____, 2024.

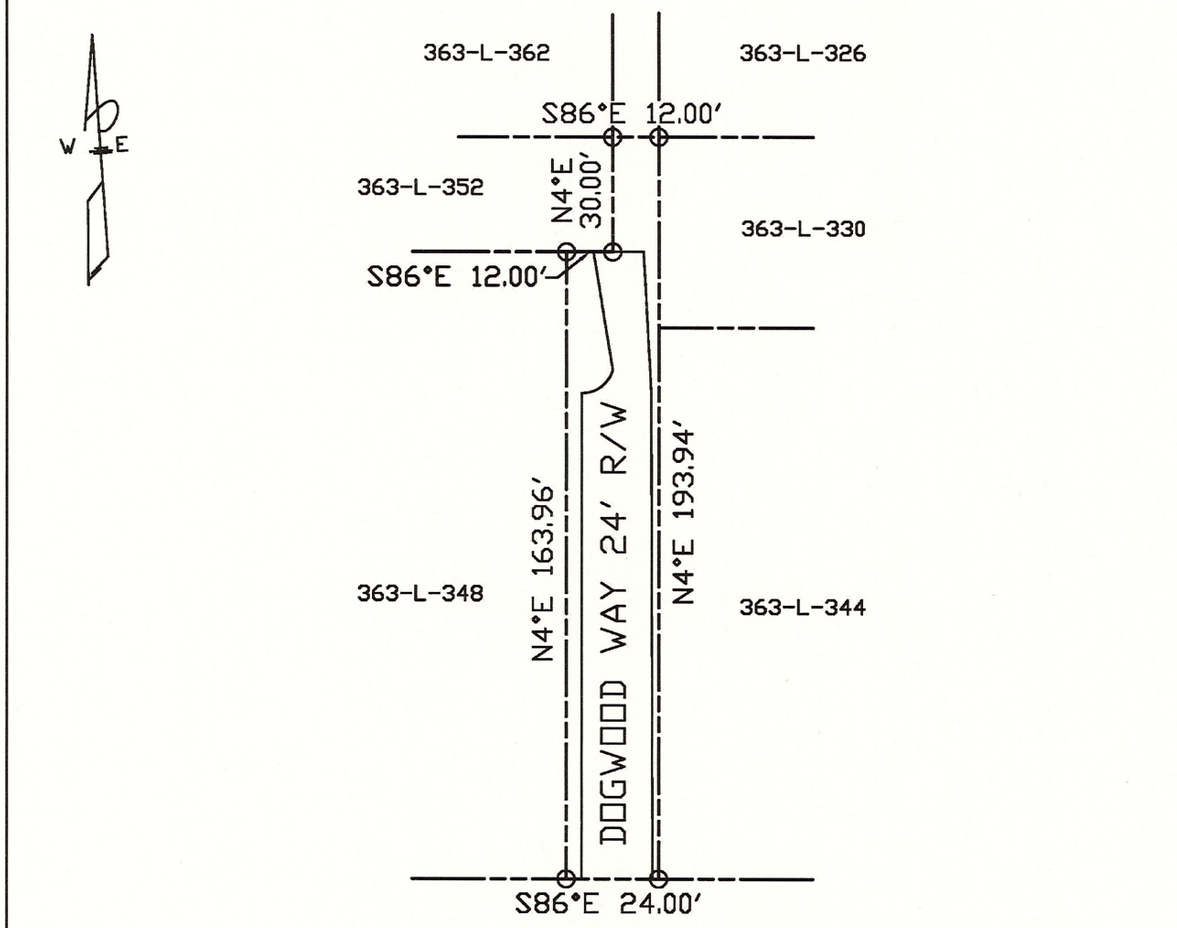
Sophia Pacaros, Mayor

Dogwood Way Vacation

Metes and Bounds Description

Beginning at a point on the northly side of College Ave, thence along the Westly side Of Dogwood Way, North 4 degrees East distance of 163.96 to a point, thence though Dogwood Way South 86 degrees East 12.00 feet to a point the center line of Dogwood Way. Thence along center line of Dogwood Way North 4 degrees East 30.00 feet to a point Thence South 86 degrees East 12.00 feet to a point on the Eastly side of Dogwood Way. Thence South 4 degrees West 193.94 feet to a point on the Northerly side of College Ave. Thence North 86 degrees West along College Ave.24.00 feet to a point at the place of the beginning.

EXHIBIT A



NOTE:
1.BUILDING LOCATED ONLY
2. PA 1-CALL MUST BE INITIATED PRIOR TO ANY CONSTRUCTION
3. NO UTILITIES LOCATED

COMMONWEALTH OF PENNSYLVANIA
REGISTERED PROFESSIONAL
TIMOTHY ROBERT MILLER
SURVEYOR
SU-046020-E

SURVEY TO VACATE DOGWOOD WAY

SITUATED IN
BOROUGH OF OAKMONT, ALLEGHENY COUNTY, PA.

MADE FOR
ANNAMARIE LACAVA

SCALE 1"=40'

DATE 7-24-24

IN CONSIDERATION OF THE ACCEPTANCE OF THIS PLAN OF SURVEY I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE INFORMATION AND BELIEF, THAT THIS IS A CORRECT PLAN OF SURVEY MADE BY ME UPON THE PREMISES SHOWING ALL BUILDINGS, EASEMENTS OR SERVITUDES APPARENT FROM A SURVEY MADE ON THE GROUND. THIS SURVEY PLAN IS SUBJECT TO ALL R/W'S AND EASEMENTS AS PER PRIOR DEEDS AND INSTRUMENTS OF RECORD.

ALL-POINTS SURVEYING CO. 3474 IVY DRIVE, MURRYSVILLE, PA 15668 PHONE: (724) 325-5751

J1980

EXHIBIT B