

**ORDINANCE NO. 2019- /0 /**  
**RED LION BOROUGH**  
**YORK COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF RED LION BOROUGH, YORK  
COUNTY, PENNSYLVANIA, VACATING AN UNIMPROVED  
AND UNOPENED PUBLIC WAY KNOWN AS NORTH  
RAILROAD LANE FROM THE NORTHERN RIGHT OF WAY  
LINE OF SUMMIT LANE TO THE SOUTHERN RIGHT OF  
WAY LINE OF HESS LANE, PROVIDING FOR NOTICE  
TO ABUTTING PROPERTY OWNERS, AND PROVIDING AN  
EFFECTIVE DATE**

**WHEREAS**, North Railroad Lane, between First Avenue and High Street, was authorized to be laid-out and opened as a sixteen (16) foot-wide alley by an Ordinance approved by Red Lion Borough Council on December 7, 1887; and

**WHEREAS**, the portion of North Railroad Lane north of Summit Lane and south of Hess Lane, being a distance of approximately one-hundred one (101) feet, was laid out but never opened or improved as a public way; and

**WHEREAS**, David D. Lutz, the sole owner of the property abutting the said described unopened portion of North Railroad Lane north of Summit Lane and south of Hess Lane, has requested the Borough Council to waive any and all interest which the Borough may have in the said described unopened portion of North Railroad Lane north of Summit Lane and south of Hess Lane as a public way by vacating the same; and

**WHEREAS**, Section 1731(a)(2) of the Borough Code, 8 Pa. C.S.A.s.1731(a)(2), authorizes Boroughs to vacate streets and sets forth the exclusive procedure for doing so; and

**WHEREAS**, the Council of the Borough of Red Lion deems it in the best interests of the citizens of the Borough of Red Lion to vacate the portion of North Railroad Lane north of Summit Lane and South of Hess Lane; and

**NOW THEREFORE, BE IT ENACTED AND ORDAINED** by the Council of the Borough of Red Lion, and it is hereby enacted and ordained, in lawful session assembled, as follows:

**SECTION 1:** North Railroad Lane, north of Summit Lane and South of Hess Lane, an unopened public way, is hereby vacated as a public street or public way.


**SECTION 2:** The area so vacated is set forth as the "Area to be Abandoned" on the addenda attached hereto. The owner of the property abutting the road is David D. Lutz, 250 Hill Stream Road, Red Lion, PA 17356.

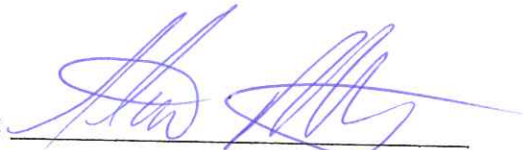
**SECTION 3:** This Ordinance shall become effective immediately after enactment unless an interested party shall petition the Borough Council for a hearing in accordance with Section 1732(b) of the Borough Code, in which event the Ordinance shall become effective only after hearing and final disposition of the petition in accordance with law.

**Enacted and Ordained** by the Council of the Borough of Red Lion, County of York, Pennsylvania, this 14th day of October, 2019.

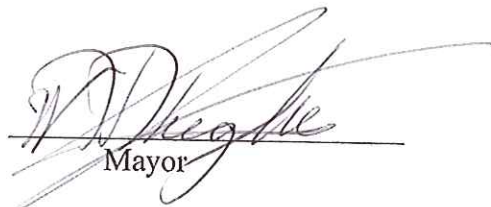
**RED LION BOROUGH COUNCIL**

Attest:

  
\_\_\_\_\_  
Secretary

BY:   
\_\_\_\_\_  
President

APPROVED/DISAPPROVED this 14<sup>th</sup> day of October, 2019.

  
\_\_\_\_\_  
Mayor



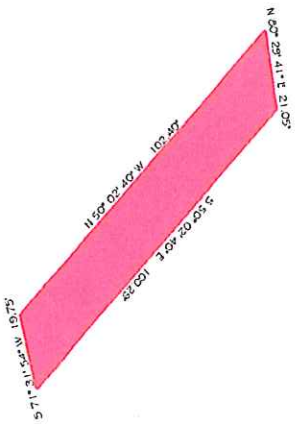
**SITE PLAN**  
1/8" = 1'-0"



**DETAIL OF AREA TO BE ABANDONED**  
1/32" = 1'-0"



AREA TO BE ABANDONED = 1,622 SQUARE FEET



DATE	1/15/24
BY	JON FREY
CHECKED	DAVID D. LUTZ
DATE	1/15/24
BY	JON FREY
CHECKED	DAVID D. LUTZ
DATE	1/15/24
BY	JON FREY
CHECKED	DAVID D. LUTZ
DATE	1/15/24
BY	JON FREY
CHECKED	DAVID D. LUTZ

**SITE PLAN**  
LAND OF DAVID D. LUTZ  
DBA ANDY'S AUTOMOTIVE SERVICE



**JON FREY**  
Design + Drafting  
1417 LEATHERSIDE  
YORK, PA 17403

REVISIONS	
NO.	DESCRIPTION