

2010-1555-C0 RE: Snyder Road, Baw-Twi.

Re: William Joseph Durbin, Jr. & Diane Durbin, Assessment Map No. 102.0-B12-000-00014
Rorabaugh Lumber Company, Assessment Map No. 102.0-B12-000-00012
Assessment Map No. 102.0-B12-000-00036
R.J. Cornman Railroad Company, Assessment Map No. 102.0-B12-000-00040
Frank J. & Irene Hanchar, Assessment Map No. 102.0-B12-000-00013
Assessment Map No. 102.0-B12-000-00025
H.B. McGee Revocable Trust, Assessment Map No. 102.0-B12-000-00015
Theo C. Miller, Assessment Map No. 102.0-B12-000-00017
Kovalchick Corporation, Assessment Map No. 102.0-B12-000-00039

FILED
SEP 01 2010
07/11/2010
William A. Shaw
Prothonotary/Clerk of Courts
11 court to April
WCCN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

IN RE: VACATING A PORTION OF
SNYDER ROAD A/K/A T-327

:
: ROAD DOCKET NO.: 2010-1555-CV
:

REPORT OF THE BOARD OF SUPERVISORS OF BELL
TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA

TO THE HONORABLE COURT:

The Board of Supervisors of Bell Township, Clearfield County, Pennsylvania, respectfully represents as follows:

1. That they are the duly elected Supervisors of Bell Township, Clearfield County, Pennsylvania.

2. That the roadway which was vacated is described as follows:

(a) Being in Bell Township, Clearfield County, Pennsylvania being Snyder Road a/k/a T-327 as it runs from Covered Bridge Road a/k/a T-322 along the Susquehanna River to a dead end being a distance of approximately 1.24 miles on the south side of the Susquehanna River.

(b) That attached hereto and made a part hereof and marked as Exhibit "A" is a map from Clearfield County Mapping with the area being vacated being part of what is marked in red.

3. That the affected property owners are William Joseph Durbin, Jr., Diane K. Durbin, Rorabaugh Lumber Company, R.J. Cornman Railroad Company/Pennsylvania Lines, Inc., Frank J. Hanchar, Irene Hanchar, H. B. McGee, Trustee of the H.B. McGee Revocable Trust, Theo Miller and Kovalchick Corporation, who were served by mail with a copy of Notice

of the proposed enactment of the Ordinance affecting the roadway and a hearing thereon. Copies of said Notices are attached hereto and made a part hereof and marked as Exhibits "B", "C", "D", "E", "F", "G", "H", "I" and "J".

4. That pursuant to 53 P.S. § 10304 (a)(1), the Clearfield County Planning Office reviewed documents relating to this vacation, which review is confirmed by letter dated June 1, 2010, a copy of which is attached hereto as Exhibit "K".

5. That prior to the enactment of said Ordinance following advertisement of the full Ordinance and the public hearing, a hearing was held at the Bell Township Building on July 6, 2010 at 6:30 p.m.

6. That, pursuant to said Notice and following advertisement as required by law, the Board of Supervisors of Bell Township did enact Ordinance No. 33-2010, to carry out the vacation of said roadway at the regular Township meeting on July 6, 2010. A copy of said Ordinance is attached hereto as Exhibit "L".

7. That copies of the advertisements and proof of publication of the public hearing and the Ordinance are attached hereto as Exhibits "M" and "N".

Respectfully submitted,

BELL TOWNSHIP
CLEARFIELD COUNTY,
PENNSYLVANIA
BOARD OF SUPERVISORS
BY:

Attest:

Barbara H Kauffman
Barbara Kauffman, Secretary

David W Kauffman
David Kauffman

Kenneth R Voris
Kenneth R. Voris

Edward Elling
Edward Elling

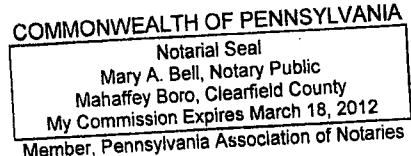
COMMONWEALTH OF PENNSYLVANIA :
: SS
COUNTY OF CLEARFIELD :

On this, the 30 day of August, 2010, before me, the undersigned officer,
personally appeared BARBARA KAUFFMAN, Secretary of Bell Township, Clearfield County,
known to me (or satisfactorily proven) to be the person whose name is subscribed to the within
Instrument and acknowledged that she has executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.



Mary A. Bell
Notary Public



NOTICE

To: William Joseph Durbin, Jr.
16432 SE 24th Street
Bellevue, WA 98008

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

A copy of a map showing said roadway is enclosed for your reference.

You are notified that you may appear at that time and place and present your position on the proposed action.

The Township meeting to consider passage of the proposed Ordinance to vacate said roadway will be held at 7:00 p.m. following said hearing.

Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Diane K. Durbin
16432 SE 24th Street
Bellevue, WA 98008

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Rorabaugh Lumber Company
57 Byers Road
Burnside, PA 15721

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: R.J. Corman Railroad Company/Pennsylvania Lines Inc.
Attn: Debbie Hawley
Contracts and Real Estate
P.O. Box 788
Nicholasville, KY 40340

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Frank J. Hanchar
40 Hanchar Lane
Mahaffey, PA 15757

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Irene Hanchar
40 Hanchar Lane
Mahaffey, PA 15757

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: H.B. McGee, Trustee
H.B. McGee Revocable Trust
12464 Burnside McGee Highway
Mahaffey, PA 15757

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Theo C. Miller
11906 Burnside McGee Highway
Mahaffey, PA 15757

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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Ann B. Wood

Ann B. Wood, Esquire
Bell Township Solicitor

NOTICE

To: Kovalchick Corporation
1060 Wayne Avenue
P.O. Box 279
Indiana, PA 15701

Notice is hereby given that the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania will meet at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania on Tuesday, July 6, 2010 at 6:30 p.m. for a hearing on the proposed action to vacate Snyder Road a/k/a T-432 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

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The Township meeting to consider passage of the proposed Ordinance to vacate said roadway will be held at 7:00 p.m. following said hearing.

Ann B. Wood
Ann B. Wood, Esquire
Bell Township Solicitor

RECEIVED JUN 03 2010



Clearfield County Planning and Community Development Office

650 Leonard Street - Suite 110 • Clearfield, PA 16830
Phone 814-765-5149 • Fax 814-765-6056
www.planning.clearfieldco.org

June 1, 2010

Ann B. Wood, Esquire
Bell, Silberblatt & Wood
PO Box 670
Clearfield, PA 16830-0670

RE: Bell Township/Vacation of Snyder Road, a/k/a T-327

Dear Ann:

The Clearfield County Planning Department has reviewed the request for the vacation of Snyder Road (T-327). This proposed ordinance would change Snyder Road from a public road to a private road.

The Clearfield County Planning and Community Development Office has no comments to submit regarding this proposed zoning change.

Sincerely,

Rob Thomas
Planning Specialist

pc: File

BELL TOWNSHIP
CLEARFIELD COUNTY, PENNSYLVANIA
ORDINANCE NO. 33-2010

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF BELL
TOWNSHIP, CLEARFIELD COUNTY, PENNSYLVANIA
VACATING SNYDER ROAD A/K/A T-327.

The Board of Supervisors of Bell Township, Clearfield County, Pennsylvania, hereby enacts and ordains as follows:

SECTION I
DECLARATION OF PURPOSE

Section 1.01: Whereas, Section 2304(a) of The Second Class Township Code [53 P.S. § 67304(a)] permits the Board of Supervisors by ordinance to enact, ordain, survey, lay out, widen, straighten, vacate and relay all roads and bridges and parts thereof which are located within the Township; and

Section 1.02: Whereas, in the judgement of the Board of Supervisors, in consultation with the adjacent property owners, it is a benefit to the Township citizens and the public generally to vacate Snyder Road a/k/a T-327.

SECTION II
VACATION

Section 2.01: The Township does hereby vacate Snyder Road a/k/a T-327 as it runs from Covered Bridge Road a/k/a T-322 along the Susquehanna River to a dead end being a distance of approximately 1.24 miles *on the south side of the Susquehanna River.* BHC

KV
EB
JWR

SECTION III
EFFECTIVE DATE

Section 3.01: This Ordinance shall become effective five (5) days after the date of enactment.

DULY ENACTED, this 6th day of July, 2010, by the Board of Supervisors of Bell Township, Clearfield County, Pennsylvania, following hearing as required by Section 2305(a) of The Second Class Township Code [53 P.S. § 67305(a)], in lawful session duly assembled.

Attest:

Barbara Kauffman
Barbara Kauffman, Secretary

BELL TOWNSHIP
CLEARFIELD COUNTY,
PENNSYLVANIA
BOARD OF SUPERVISORS

David W Kauffman
David Kauffman

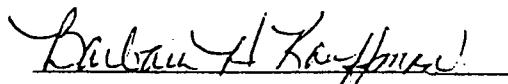
Kenneth R Voris
Kenneth R. Voris

Edward Elling
Edward Elling

CERTIFICATION

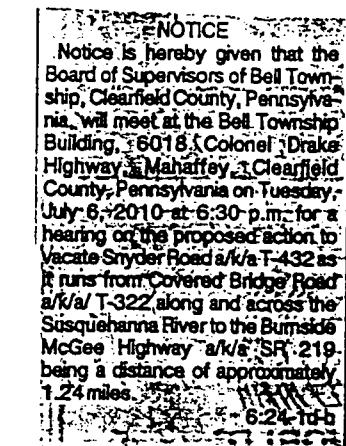
I, the undersigned, Secretary of the Bell Township, Clearfield County, Pennsylvania (the "Township"), certify that the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by affirmative vote of a majority of all members of the Board of Supervisors of the Township at a meeting duly held on July 6, 2010; that said Ordinance has been duly recorded in the Ordinance Book of the Township; said Ordinance has been duly published, as required by law; and that said Ordinance remains in effect, unaltered and unamended, as of the date of this certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 6th day of July, 2010.


Barbara Kauffman
Secretary

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD :



On this 28th day of June, A.D. 2010, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of June 24, 2010. And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

Margaret E. Krebs

Sworn and subscribed to before me the day and year aforesaid.

Cheryl J. Robison
Notary Public

Clearfield, Pa.

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Cheryl J. Robison, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Oct. 31, 2011

Member, Pennsylvania Association of Notaries

ORDINANCE NOTICE
NOTICE IS HEREBY GIVEN that on July 6, 2010 at 7:00 p.m. at a regular meeting of the Bell Township Board of Supervisors to be held at the Bell Township Building, 6018 Colonel Drake Highway, Mahaffey, Clearfield County, Pennsylvania 15757, the Board will enact the following Ordinance.

AN ORDINANCE OF
THE BOARD OF SUPERVISORS
OF BELL TOWNSHIP
CLEARFIELD COUNTY,
PENNSYLVANIA
VACATING SNYDER ROAD
A/K/A T-327

The Board of Supervisors of Bell Township, Clearfield County, Pennsylvania, hereby enacts and ordains as follows:

SECTION I: DECLARATION OF PURPOSE

Section 1.01: Whereas, Section 2304(a) of The Second Class Township Code (53 P.S. § 67304(a)) permits the Board of Supervisors by ordinance to enact, ordain, survey, lay out, widen, straighten, vacate, and relay all roads and bridges and parts thereof which are located within the Township; and

Section 1.02: Whereas, in the judgement of the Board of Supervisors, in consultation with the adjacent property owners, it is a benefit to the Township citizens and the public generally to vacate Snyder Road a/k/a T-327.

SECTION II

VACATION

Section 2.01: The Township does hereby vacate Snyder Road a/k/a T-327 as it runs from Covered Bridge Road a/k/a T-322 along and across the Susquehanna River to the Burnside McGee Highway a/k/a SR 219 being a distance of approximately 1.24 miles.

SECTION III

EFFECTIVE DATE

Section 3.01: This Ordinance shall become effective five (5) days after the date of enactment.

Ann B. Wood, Esquire
Solicitor-Bell Township

6:25-1d-b

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
: SS:
COUNTY OF CLEARFIELD :

On this 28th day of June, A.D. 20 10, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of June 25, 2010. And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

Margaret E. Krebs

Sworn and subscribed to before me the day and year aforesaid.

Cheryl J. Robison
Notary Public

Clearfield, Pa.

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cheryl J. Robison, Notary Public
Clearfield Boro, Clearfield County

My Commission Expires Oct. 31, 2011

Member, Pennsylvania Association of Notaries