

ORDINANCE NUMBER 5 OF 2010

AN ORDINANCE WHEREBY THROOP BOROUGH WILL ACQUIRE RIGHTS FOR STREETS, ROADS AND SEWERS PRIVATELY CONSTRUCTED IN TIFFANY ESTATES PENDING A RECORDED DEDICATION OF SAID STREETS IN LACKAWANNA COUNTY RECORDER OF DEEDS.

WHEREAS, a development including roads, streets and sewers were privately constructed in Throop Borough and titled "Tiffany Estates"; and,

WHEREAS, the developers have requested that Throop Borough accept dedication of streets, roads and sewers within Tiffany Estates; and,

NOW THEREFORE be it ordained and enacted by the Council of the Borough of Throop as follows:

- 1. Throop Borough hereby agrees to acquire by dedication the roads, streets and sewers located within Tiffany Estates.*
- 2. The acquiring or acceptance of the above will only take place after filing of a deed of dedication prepared by Tiffany Estates and filed in the Lackawanna County office for the Recorder of Deeds.*
- 3. In addition, developers will prepare a deed of easement over and across all land for the purpose of ingress, egress or regress to the lands of developer.*

SECTION 1.

If any section, clause, provision or portion of this ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The Borough of Throop reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interests of the promotion of the purposes and intent of this Ordinance and the effective administration thereof.

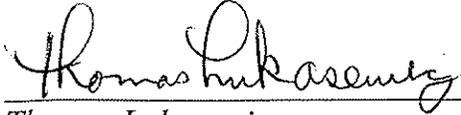
SECTION 2.

This ordinance shall become effective immediately upon approval.

SECTION 3.

This Ordinance is enacted by the Council of the Borough of Throop under the authority of the Act of the Legislative, as amended, December 12, 1990, P.L. 1994, No. 220, and any other applicable law arising under the laws of the Commonwealth of Pennsylvania.

ORDAINED AND ENACTED this 13th day of December, 2010.



Thomas Lukasewicz
Council President



Stanley Lukowski
Mayor

Attest:



Renee O'Malley
Secretary