

FILE OF COUNCIL

NO. 23 OF 1999

Presented in City Council on Aug 31, 1999

AN ORDINANCE

AMENDING FILE OF COUNCIL NO. 17 OF 1960, AS AMENDED, ENTITLED
“THE CITY OF WILKES-BARRE ZONING ORDINANCE.”

WHEREAS, THE City Council of the City of Wilkes-Barre passed finally on
October 18, 1960, a Zoning Ordinance of the City of Wilkes-Barre; and

WHEREAS, it is the desire of City Council to amend the Zoning Ordinance
and;

WHEREAS, THE City Council of the City of Wilkes-Barre held a Public Hearing
on August 31, 1999 in accordance with the requirements under Section 830 of the
City of Wilkes-Barre Zoning Ordinance, as amended.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of
Wilkes-Barre, and it is hereby ordained by authority of the same that:

SECTION 1.

File of Council No. 17 of 1960, as amended, entitled “The City of Wilkes-Barre Zoning
Ordinance,” passed finally October 18, 1960, is hereby amended as follows:

A zoning district boundary for a property located at 12-34 Hanover Street from
M-1 (Light Industrial) to C-4 (Heavy Commercial). The area to be rezoned is
described as follows:

BEGINNING at a point marked by a drill hole in wall on the southwesterly side line of Hanover Street and in the southeasterly side line of land of the Atlantic Refining Company. Said beginning point distant ninety-nine and ninety one-hundredths feet measured in a southeasterly direction along the side line of Hanover Street from the southeasterly side line of South Franklin Street. THENCE from said beginning point and along the said side line of Hanover Street. South fifty-one degrees, nineteen minutes East, three hundred fourteen feet to a point of lands of Delaware Hudson Railroad Company, said point being distant eight feet measured radially in a northwesterly direction to and from the center line of the switch track upon said Railroad Company right of way; thence from said point and along the northerly right of way line of said Railroad Company right of way by a curve to the right in a westerly direction for an arc distance of one hundred sixty-seven and eight one hundredths feet to a point of tangent in said right of way line said curve having a radius of two hundred three and thirty-two one hundredths feet in a chord having a course of south seventy three degrees nine minutes West for a distance of one hundred sixty-one and forty two one hundredths feet; thence from said point and continuing along the right of way line of said Railroad Company north eighty-three degrees eighteen and one half minutes, west five hundred twenty-five and fifty five one hundredths feet to a point marked by a drill hole in wall on the southeasterly side line of South Franklin Street; thence along the side line of South Franklin Street north fifty-five degrees twenty three minutes east three hundred fifteen and twenty five one hundredths feet to a point marked by a cross cut in wall in the Southwesterly Side line of lands of the Atlantic Refining Company; THENCE from said point and along the line of said lands, South fifty one degrees, nineteen minutes East one hundred thirty six and ninety two one hundredths feet to a point; thence from said point and continuing along the line of the lands of the Atlantic Refining Company, North thirty six degrees forty minutes East one hundred ten and fifty one hundredths feet to the side line of Hanover Street, the place of beginning

CONTAINING 2.09 acres of land, be the same more or less.

SECTION 2.

A copy of the portion of the City of Wilkes-Barre Zoning Map which indicates the areas subject to the re-zoning described in Section 1 is hereby attached and made a portion hereof. The subject zoning map shall be the governing information for any conflicts arising between the description provided in Section 1 and the area indicated upon the attached map.

SECTION 3.

The provisions of this zoning ordinance shall be severable, and if any of its portions shall be deemed to be invalid for any reason, the validity of any of the remaining provisions

of this ordinance shall not be affected. It is hereby declared as the intention of the City Council, that this ordinance would have been adopted at such invalidity not been included therein.

SECTION 4.

All other ordinances or parts thereof of the City of Wilkes-Barre which are in conflict with this ordinance, to the extent of such conflict are hereby repealed.

Passed finally by City Council of the City of Wilkes-Barre on

9/9/99.

This Ordinance shall become effective on 9/19/99.

ATTEST:

William G. Brace, City Clerk

