

ORDINANCE NO. 5 - 2025

AN ORDINANCE OF MIDDLESEX TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, VACATING A PORTION OF COOK DRIVE (TOWNSHIP ROAD 519).

WHEREAS, the Pennsylvania Second Class Township Code, 53 P.S. Section 67304 authorizes the Board of Supervisors to vacate roads within the Middlesex Township by ordinance; and

WHEREAS, Saia Motor Freight Line, LLC, an owner of property abutting Cook Drive, has submitted a Petition to Vacate a portion of Cook Drive; and

WHEREAS, following a duly advertised and noticed public hearing held on August 22, 2025, the Middlesex Township Board of Supervisors determined it is in the best interest of Middlesex Township to vacate the portion of Cook Drive that was the subject of the petition submitted by Saia Motor Freight Line, LLC; and

WHEREAS, this Ordinance has been duly advertised as required by the Pennsylvania Second Class Township Code.

NOW THEREFORE, IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors of Middlesex Township, as follows:

SECTION 1: The portion of Cook Drive as identified on Exhibit A-1 and as more fully described in the legal description contained on Exhibit A-2, which exhibits are attached to this Ordinance and made a part hereof, is vacated as and for a public street of Middlesex Township, subject to the reservations and requirements noted in Section 2, below, of this Ordinance.

SECTION 2: The vacated portion of Cook Drive is subject to the following

reservations and conditions:

- A. The portion of Cook Drive vacated remains subject to the rights of any existing public or municipal utilities located within the vacated area of Cook Drive, if any;
- B. That the vacation of the portion of Cook Drive shall be subject to the reservation of the easement rights of Saia Motor Freight Line, LLC, Enawala Hospitality, LLC and 1400 Harrisburg Pike, LLC, their successors and assigns, to continue the use of the vacated area of Cook Drive for vehicular and pedestrian access for access to and from their respective properties;
- C. That Saia Motor Freight Line, LLC, its successors and assigns, shall be responsible for maintaining the vacated portion of Cook Drive in good condition in perpetuity for purposes of providing vehicle and pedestrian access to and from the properties having access across the vacated area of Cook Drive; and
- D. That Saia Motor Freight Line, LLC, its successors and assigns, releases Middlesex Township from all damages Middlesex Township may sustain as a result of the vacation.

SECTION 3: This Ordinance upon enactment shall further constitute an agreement addressing the damages and benefits agreed to that are associated with the vacation undertaken hereby.

SECTION 4: This Ordinance shall become effective in accordance with applicable law.

ENACTED AND ORDAINED this 22nd day of August, 2025.

ATTEST:


Township Secretary

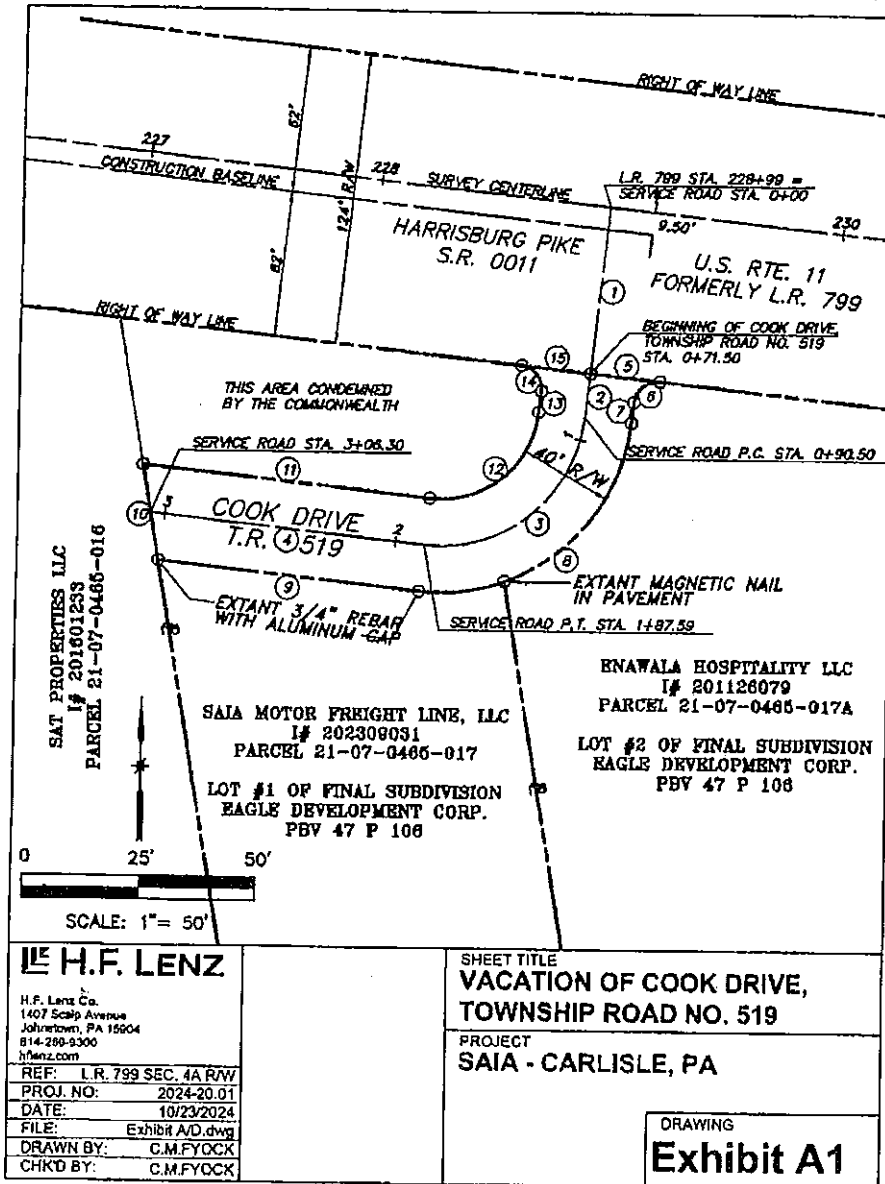
TOWNSHIP OF MIDDLESEX

By: 
Chairman, Board of Township
Supervisors

(SEAL)

EXHIBIT A

Vacated Portion of Cook Drive



COOK DRIVE, MIDDLESEX TOWNSHIP ROAD NO. 519, BEGAN AS A 40' WIDE SERVICE ROAD AS SHOWN ON SHEET 35 OF 35 OF THE COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF HIGHWAYS DRAWINGS FOR ESTABLISHMENT OF LIMITED ACCESS HIGHWAY AND CONDEMNATION OF RIGHT OF WAY, ROUTE NO. 799, SECTION NO. 4A R/W IN CUMBERLAND COUNTY ROUTE NO. 799, SECTION NO. 4A R/W IN CUMBERLAND AND IS TO BE VACATED IN TOTO.

SERVICE ROAD CENTERLINE DATA				
	BEARING	DISTANCE	RADIUS	ARC
L.R. STA. 228+99 = SERVICE ROAD STA. 0+00				
1	S 05°59'10" W	71.50'	-	-
SERVICE ROAD STA. 0+71.50 = BEGINNING OF TOWNSHIP ROAD NO. 519				
2	S 05°59'10" W	19.00'	-	-
TOWNSHIP ROAD NO. 519 P.C. STA. 0+90.50				
3	S 50°59'10" W	87.68'	62.00'	97.39'
TOWNSHIP ROAD NO. 519 P.T. STA. 1+87.59				
4	N 84°00'50" W	118.71'	-	-
TOWNSHIP ROAD NO. 519 TERMINAL STA. 3+06.30				
CENTERLINE LENGTH OF COOK DRIVE, TOWNSHIP ROAD NO. 519 = 235.10 LINEAL FEET OR 0.0445 MILES				

COOK DRIVE RIGHT OF WAY COURSES				
	BEARING	DISTANCE	RADIUS	ARC
5	S 84°00'50" E	30.00'	-	-
6	S 50°59'10" W	14.14'	10.00'	15.71'
7	S 05°59'10" W	9.00'	-	-
8	S 50°59'10" W	115.97'	82.00'	128.81'
9	N 84°00'50" W	113.00'	-	-
10	N 09°57'43" W	41.60'	-	-
11	S 84°00'50" E	124.43'	-	-
12	N 50°59'10" E	59.40'	42.00'	65.97'
13	N 5°59'10" E	9.00'	-	-
14	N 39°00'50" W	14.14'	10.00'	15.71'
15	S 84°00'50" E	30.00'	-	-
AREA = 9,447 SQ. FT. OR 0.217 AC.				

H.F. LENZ

H.F. Lenz Co.
1407 Scalp Avenue
Johnstown, PA 15904
814-289-9300
hflen2.com

REF: L.R. 799 SEC. 4A R/W
PROJ. NO: 2024-20.01
DATE: 10/23/2024
FILE: Exhibit A/D.dwg
DRAWN BY: C.M.FYOCK
CHK'D BY: C.M.FYOCK

SHEET TITLE
**VACATION OF COOK DRIVE,
TOWNSHIP ROAD NO. 519**

PROJECT
SAIA - CARLISLE, PA

DRAWING
Exhibit A2