

ORDINANCE NO. _____

AN ORDINANCE ORDAINING AND OPENING FOR PUBLIC USE IN THE BOROUGH OF WAYNESBORO, FRANKLIN COUNTY, PENNSYLVANIA, PORTIONS OF WEST THIRD STREET, GOLDEN SPRING DRIVE, AND FIR SPRING DRIVE, AND ACCEPTING DEDICATION OF REAL PROPERTY FOR WEST THIRD STREET, GOLDEN SPRING DRIVE, AND FIR SPRING DRIVE.

WHEREAS, Sections 1731 and 1734 of the Borough Code, 8 Pa.C.S.A. §§1731, 1734 authorize Borough Council to accept an open street, and provide a process and the relevant procedure for the same; and

WHEREAS, the Borough Council desires to accept portions of West Third Street, Golden Spring Drive, and Fir Spring Drive; and

WHEREAS, notice of this Ordinance has been advertised in accordance with Section 1731 of the Borough Code, 8 Pa.C.S.A. §1731; and

WHEREAS, the Borough Council has determined that the health, safety, and general welfare of its residents and the general community will be served by opening and ordination of certain portions of West Third Street, Golden Spring Drive, and Fir Spring Drive, and accepting the deeds of dedication.

NOW THEREFORE BE IT ENACTED AND ORDAINED by the Mayor and Borough Council of the Borough of Waynesboro, Franklin County, Pennsylvania, and it is enacted and ordained as follows:

SECTION 1: The above recitals are incorporated herein by reference.

SECTION 2: The dedicated portions of **West Third Street** are hereby opened and ordained as a public street of the Borough of Waynesboro. The Borough of Waynesboro accepts the deeds of dedication for the following portions of West Third Street:

Deed of Dedication (December 10, 2024): BEGINNING at a point on Fir Spring Drive, thence with Fir Spring Drive North 58 degrees 34 minutes 53 seconds West 95.00 feet to a point; thence North 58 degrees 35 minutes 00 seconds West 104.16 feet to a point; thence on a curve to the right having a radius of 50.00 feet, an arc length of 207.59 feet with a chord of 87.51 feet bearing North 60 degrees 21 minutes 16 seconds East to a point; thence on a curve to the left with a radius of 35.00 feet, an arc length of 35.35 feet with a chord of 33.87 feet bearing South 29 degrees 38 minutes 44 seconds East to a point; thence South 58 degrees 35 minutes 00 seconds East 578.21 feet to a point; thence South 59 degrees 22 minutes 46 seconds East 200.09 feet to a point; thence South 58 degrees 31 minutes 19 seconds East 350.85 feet to a point; thence South 32 degrees 41 minutes 41 seconds West 48.85 feet to a point; thence North 56 degrees 14 minutes 57 seconds West 14.00 feet to a

point; thence North 58 degrees 31 minutes 19 seconds West 250.61 feet to a point; thence North 58 degrees 31 minutes 19 seconds West 44.39 feet to a point; thence South 38 degrees 16 minutes 40 seconds West 11.71 feet to a point; thence North 58 degrees 31 minutes 19 seconds West 40.20 feet to a point; thence North 59 degrees 22 minutes 46 seconds West 199.97 feet to a point; thence North 58 degrees 35 minutes 00 seconds West 483.71 feet to a point, the place of beginning. CONTAINING 1.74 acres and BEING AND INTENDED TO BE part of the roadbed of **West Third Street** in the Borough of Waynesboro, Franklin County, Pennsylvania, as depicted on the survey prepared by R. Lee Royer & Associates Surveying dated April 20, 2023, attached hereto and incorporated herein as Exhibit "A".

BEING part of the same real estate conveyed to Cold Spring Builders, LLC by deed of Jane M. Zaiger, joined by her husband, James D. Zaiger, dated August 17, 2012, and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2012-17346.

Deed of Dedication (March 7, 2024): BEGINNING at a point where Fir Spring Drive intersects with West Third Street; thence with Lot No. 161 and Lot No. 234 through an iron pin on line North 58 degrees 35 minutes 00 seconds West 104.16 feet to an iron pin; thence with Lot 234 on a curve to the right having a radius of 50.00 feet, an arc length of 57.35 feet with a chord of 54.26 feet bearing North 25 degrees 43 minutes 30 seconds West to an iron pin; thence with Lot No. 235 on a curve to the right having a radius of 50.00 feet, an arc length of 20.32 feet with a chord of 20.18 feet bearing North 18 degrees 46 minutes 24 seconds East to an iron pin; thence with Lot No. 236 on a curve to the right having a radius of 50.00 feet, an arc length of 21.22 feet with a chord of 21.07 feet bearing North 42 degrees 34 minutes 25 seconds East to an iron pin; thence with Lot No. 237 on a curve to the right having a radius of 50.00 feet, an arc length of 41.51 feet with a chord of 40.33 feet bearing North 78 degrees 31 minutes 10 seconds East to an iron pin; thence with Lot No. 238 on a curve to the right having a radius of 50.00 feet, an arc length of 67.18 feet with a chord of 62.24 feet bearing South 39 degrees 12 minutes 05 seconds East to an iron pin; thence with the same on a curve to the left having a radius of 35.00 feet, and arc length of 35.35 feet with a chord of 33.87 feet bearing South 29 degrees 38 minutes 44 seconds East to a point; thence with the same and lands now or formerly of David Grimes and Kelly Powell South 58 degrees 35 minutes 00 seconds East 32.18 feet to a point; thence crossing West Third Street South 31 degrees 25 minutes 00 seconds West 60.20 feet to a point, the place of beginning. CONTAINING 0.27 acres and BEING AND INTENDED TO BE the roadbed of **West Third Street** in the Borough of Waynesboro, Franklin County, Pennsylvania, as depicted on the survey prepared by R. Lee Royer & Associates Surveying dated January 6, 2023, and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2023 -07629.

BEING part of the same real estate conveyed to Jane M. Zaiger by deed of James D. Zaiger dated March 10, 1989, and recorded in the Office of the Recorder of Deeds of Franklin County in Deed Book 1043, page 431.

Deed of Dedication (March 20, 2008): BEGINNING at a set iron pin on the northeast edge of West Third Street (at the northernmost terminus of a portion of West Third Street

previously dedicated to the Borough of Waynesboro by Deed of Dedication dated October 18, 1996); thence with the northwesternmost terminus of West Third Street, previously dedicated to the Borough of Waynesboro, south 32 degrees 16 minutes 40 seconds west 60.03 feet to a set iron pin at the southwestern edge of West Third Street; thence with the southwestern edge of West Third Street, north 58 degrees 35 minutes 00 seconds west 563.82 feet to a set iron pin; thence with Lot No. 71 on a curve to the left having a radius of 20.00 feet, chord bearing south 76 degrees 25 minutes 00 seconds west, an arc length of 31.41 feet, and a chord length of 28.28 feet, to a set iron pin; thence with lands now or formerly of Grantors herein, north 31 degrees 25 minutes 00 seconds east 80.00 feet to a set iron pin; thence with the northeastern edge of West Third Street, south 58 degrees 35 minutes 00 seconds east 576.24 feet to a set iron pin, the place of beginning. CONTAINING 35,143 square feet or .807 acre and being and intended to be an extension of **West Third Street**, having a center line distance of 576.24 feet, more or less. The aforesaid extension of West Third Street is more fully shown on that survey and subdivision of land as prepared by R. Lee Royer & Associates Surveying, for Cold Spring Estates, dated October 27, 1994, and recorded in Franklin County Plat Book 288F, Page 1111.

BEING a part of that real estate conveyed by deed of Jane M. Zaiger and James D. Zaiger, wife and husband, to Zaiger Builders, Inc., dated March 24, 1999, and recorded in Franklin County Deed Book 1424, Page 90.

Deed of Dedication (October 18, 1996): BEGINNING at a set iron pin on the northeast edge of West Third Street at the southern edge of Lot No. 35, near the intersection of South Price Avenue and West Third Street; thence crossing West Third Street, south 31 degrees 28 minutes 41 seconds west 48.29 feet to a set iron pin; thence with lands of South Penn Power Co., north 58 degrees 31 minutes 19 seconds west 44.39 feet to a set iron pin; thence by the same, south 32 degrees 16 minutes 40 seconds west 11.77 feet to a set iron pin; thence with Lot No. 48, north 58 degrees 31 minutes 19 seconds west 40.20 feet to a set iron pin; thence by the same and with a 30 foot access easement through a set iron pin on line, north 59 degrees 22 minutes 46 seconds west 119.86 feet to a set iron pin; thence with lands of Jane M. Zaiger, north 32 degrees 16 minutes 40 seconds east 60.02 feet to a set iron pin; thence by the same, south 59 degrees 22 minutes 46 seconds east 78.78 feet to a set iron pin; thence with Open Space "B", south 59 degrees 22 minutes 46 seconds east 20.00 feet to a set iron pin; thence with Lot No. 36, south 59 degrees 22 minutes 46 seconds east 19.79 feet to a set iron pin; thence with Lot No. 36 and Lot No. 35, south 58 degrees 31 minutes 19 seconds east 85.21 feet to a set iron pin, the place of beginning. CONTAINING .269 acre and being and intended to be an extension of **West Third Street**, having a center line distance of 203 feet, more or less. The aforesaid extension of West Third Street is more fully shown on that survey and subdivision of land as prepared by R. Lee Royer & Associates Surveying, for Cold Spring Estates, dated October 27, 1994, and recorded in Franklin County Plat Book 288F, Page 1111.

BEING a part of that real estate conveyed by deed of Jane M. Zaiger and James D. Zaiger, wife and husband, to Zaiger Builders, Inc., dated July 14, 1993, and recorded in Franklin County Deed Book 1187, Page 101.

SECTION 3: The dedicated portions of **Golden Spring Drive** are hereby opened and ordained as a public street of the Borough of Waynesboro. The Borough of Waynesboro accepts the deeds of dedication for the following portions of Golden Spring Drive:

Deed of Dedication (August 14, 2024): BEGINNING at a point on Fir Spring Drive; thence on a curve to the left having a radius of 24.86 feet, an arc length of 39.33 feet with a chord of 35.36 feet bearing South 65 degrees 28 minutes 53 seconds West to a point; thence South 20 degrees 28 minutes 53 seconds West to a point; thence South 20 degrees 28 minutes 53 seconds West 376.64 feet to a point; thence on a curve to the left having a radius of 45.00 feet, an arc length of 71.74 feet with a chord of 64.38 feet bearing South 25 degrees 11 minutes 33 seconds East to a point; thence South 70 degrees 51 minutes 59 seconds East 268.00 feet to a point; thence on a curve to the left having a radius of 45.00 feet, an arc length of 33.01 feet with a chord of 32.28 feet bearing North 88 degrees 07 minutes 00 seconds East to a point; thence North 67 degrees 12 minutes 18 seconds East 102.69 feet to a point; thence North 68 degrees 18 minutes 53 seconds East 571.47 feet to a point; thence on a curve to the left having a radius of 45.00 feet, an arc length of 28.30 feet with a chord of 27.84 feet bearing North 50 degrees 17 minutes 46 seconds East to a point; thence North 32 degrees 16 minutes 40 seconds East 13.46 feet to a point; thence crossing Golden Spring Drive South 59 degrees 22 minutes 46 seconds East 10.00 feet to a point; thence continuing across Golden Spring Drive South 57 degrees 43 minutes 20 seconds East 40.00 feet to a point; thence South 32 degrees 16 minutes 40 seconds West 13.75 feet to a point; thence on a curve to the right having a radius of 9500 feet, an arc length of 59.75 feet with a chord of 58.77 feet bearing South 50 degrees 17 minutes 46 seconds West to a point; thence South 68 degrees 18 minutes 53 seconds West 570.98 feet to a point; thence South 67 degrees 12 minutes 18 seconds West 102.29 feet to a point; thence on a curve to the right having a radius of 95.00 feet, an arc length of 69.52 feet with a chord of 67.98 feet bearing South 88 degrees 10 minutes 09 seconds West to a point; thence North 70 degrees 51 minutes 59 seconds West 268.00 feet to a point; thence on a curve to the right having a radius of 95.00 feet, an arc length of 151.46 feet with a chord of 135.92 feet bearing North 25 degrees 11 minutes 33 seconds West to a point; thence North 20 degrees 28 minutes 53 seconds East 376.64 feet to a point; thence on a curve to the left having a radius of 25.00 feet, an arc length of 39.27 feet with a chord of 35.36 feet bearing North 24 degrees 31 minutes 07 seconds West to a point; thence with Fir Spring Drive South 69 degrees 31 minutes 07 seconds East 100.00 feet to a point, the place of beginning. CONTAINING 1.80 acres and BEING AND INTENDED TO BE the roadbed of **Golden Spring Drive** in the Borough of Waynesboro, Franklin County, Pennsylvania, as depicted on the survey prepared by R. Lee Royer & Associates Surveying dated April 20, 2023, attached hereto and incorporated herein as Exhibit "B".

BEING part of the real estate conveyed to Cold Spring Builders, LLC by deed of Jane M. Zaiger, joined by her husband, James D. Zaiger, dated August 17, 2012, and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2012-17346 and being part of the real estate conveyed to Cold Spring Builders, LLC by deed of Jane M. Zaiger, joined by her husband, James D. Zaiger, dated August 21, 2007 and recorded in Franklin County Volume 3558, page 590.

Deed of Dedication (March 7, 2024): BEGINNING at an iron pin at the northwest corner of Lot No. 198; thence crossing Golden Spring Drive North 22 degrees 54 minutes 01 second West 50.00 feet to an iron pin; thence with Open Space Q and Lot No. 222 through an iron pin on line North 67 degrees 12 minutes 18 seconds East 102.69 feet to an iron pin; thence with Lot Nos. 222, 221, 220, 219, 218, 217, 216, 215, 214, 213, 212, 211 and Open Space P through 12 iron pins on line North 68 degrees 18 minutes 53 seconds East 571.47 feet to an iron pin; thence with Open Space P on a curve to the left having a radius of 45.00 feet, a length of 28.30 feet with a chord of 27.84 feet bearing North 50 degrees 17 minutes 46 seconds East to an iron pin; thence continuing with Open Space P North 32 degrees 16 minutes 40 seconds East 13.46 feet to an iron pin; thence crossing Golden Spring Drive South 57 degrees 43 minutes 20 seconds East 40.00 feet to an iron pin; thence with Open Space R South 32 degrees 16 minutes 40 seconds West 13.75 feet to an iron pin; thence continuing with Open Space R on a curve to the right having a radius of 95.00 feet, a length of 39.31 feet with a chord of 39.03 feet bearing South 44 degrees 07 minutes 51 seconds West to an iron pin; thence with Lot No. 229 on a curve to the right having a radius of 95.00 feet, a length of 20.45 feet with a chord 20.41 feet bearing South 62 degrees 08 minutes 58 seconds West to an iron pin; thence with Lot Nos. 229, 228, 227 and 226 through three iron pins on line South 68 degrees 18 minutes 53 seconds West 358.43 feet to an iron pin; thence with Lot Nos. 225, 224 and 223 through two iron pins on line South 68 degrees 18 minutes 53 seconds West 212.55 feet to an iron pin; thence with Lot No. 223 and Parcel R1 through an iron pin on line South 67 degrees 12 minutes 18 seconds West 100.00 feet to an iron pin; thence with Lot No. 198 South 67 degrees 12 minutes 18 seconds West 2.11 feet, to an iron pin the place of beginning. BEING AND INTENDED TO BE part of the roadbed of **Golden Spring Drive** in the Borough of Waynesboro, Franklin County, Pennsylvania, as depicted on the following surveys prepared by R. Lee Royer & Associates Surveying:

- A. Dated November 2, 2009 and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2010-03316;
- B. Dated November 5, 2010 and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2011-01492;
- C. Dated December 2, 2014 and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2015-01782;
- D. Dated September 26, 2016 and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2016-20877; and
- E. Dated September 26, 2016 and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2016-20878.

BEING part of the same real estate conveyed to Cold Spring Builders, LLC by deed of JaneM. Zaiger, joined by her husband, James D. Zaiger, dated August 17, 2012, and recorded in the Office of the Recorder of Deeds of Franklin County as instrument #2012-17346.

Deed of Dedication (November 6, 2012): BEGINNING at a set iron pin on the southwest corner of Golden Spring Drive (at the southernmost terminus of a portion of Golden Spring Drive previously dedicated to the Borough of Waynesboro); thence with Lot Nos. 182,

183, 184, 185, 186 and 187 south 20 degrees 28 minutes 53 seconds west 291.64 feet to a set iron pin; thence with Lot No. 187 on a curve to the left having a radius of 95.00 feet, chord bearing south 15 degrees 10 minutes 09 seconds west, and a chord length of 17.59 feet, to a set iron pin; thence with Lot No. 188 on a curve to the left having a radius of 95.00 feet, chord bearing south 01 degrees 35 minutes 15 seconds west, and a chord length of 27.33 feet, to a set iron pin; thence with Lot No. 189 on a curve to the left having a radius of 95.00 feet, chord bearing south 18 degrees 18 minutes 54 seconds east, and a chord length of 38.31 feet, to a set iron pin; thence with Lot No. 190 on a curve to the left having a radius of 95.00 feet, chord bearing south 37 degrees 46 minutes 15 seconds east and a chord length of 25.86 feet, to a set iron pin; thence with Lot No. 191 on a curve to the left having a radius of 95.00 feet, chord bearing south 58 degrees 13 minutes 49 seconds east, and a chord length of 41.56 feet, to a set iron pin; thence with Lot Nos. 191, 192, 193, 194, 195, 196 and 197 south 70 degrees 51 minutes 59 seconds east 268.00 feet to a set iron pin; thence with Lot No. 97 on a curve to the left having a radius of 95.00 feet, chord bearing south 77 degrees 50 minutes 06 seconds east and a chord length of 23.05 feet, to a set iron pin; thence with Open Space M on a curve to the left having a radius of 95.00 feet, chord bearing north 81 degrees 36 minutes 30 seconds east and a chord length of 44.64 feet, to a set iron pin; thence with Lot No. 198 on a curve to the left having a radius of 95.00 feet, chord bearing north 67 degrees 33 minutes 36 seconds east and a chord length of 1.53 feet, to a set iron pin; thence with remaining lands north 22 degrees 54 minutes 01 seconds west 50.00 feet to a set iron pin; thence with remaining lands on a curve to the right having a radius of 45.00 feet, chord bearing south 81 degrees 41 minutes 48 seconds west and a chord length of 22.68 feet, to a set iron pin; thence with Lot No. 202 on a curve to the right having a radius of 45.00 feet, chord bearing north 77 degrees 17 minutes 11 seconds west and a chord length of 10.06 feet, to a set iron pin; thence with Lot Nos. 202, 203, 204, 205, 206 and 207 north 70 degrees 51 minutes 59 seconds west 268.00 feet to a set iron pin; thence with Lot No. 207 on a curve to the right having a radius of 45.00 feet, chord bearing north 64 degrees 26 minutes 38 seconds west and a chord length of 10.07 feet, to a set iron pin; thence with Open Space O on a curve to the right having a radius of 45.00 feet, chord bearing north 18 degrees 46 minutes 11 seconds west and a chord length of 56.95 feet, to a set iron pin; thence with Open Space O, Lot Nos. 208, 209, 210 and Open Space J north 20 degrees 28 minutes 53 seconds east 291.64 feet to a set iron pin; thence with a portion of Golden Spring Drive previously dedicated to the Borough of Waynesboro north 69 degrees 31 minutes 07 seconds west 50.00 feet to a set iron pin, the place of beginning. CONTAINING 36,127 square feet or .829 acre and being and intended to be an extension of **Golden Spring Drive**. The aforesaid extension of Golden Spring Drive is more fully shown on that survey and subdivision of land as prepared by R. Lee Royer & Associates Surveying, for Cold Spring Estates — Phase 7, dated January 24, 2007, and recorded in Franklin County Plan Book Volume 288K, Page 243.

BEING a part of that real estate conveyed by deed of Jane M. Zaiger and James D. Zaiger, wife and husband, to Cold Spring Builders, LLC dated August 21, 2007, and recorded in Franklin County Deed Book 3558, Page 590.

SECTION 4: The dedicated portion of **Fir Spring Drive** is hereby opened and ordained as a public street of the Borough of Waynesboro. The Borough of Waynesboro accepts the deed of dedication for the following portion of Fir Spring Drive:

Deed of Dedication (March 7, 2008): BEGINNING at a set iron pin on the northern edge of Fir Spring Drive (at the northwesternmost terminus of a portion of Fir Spring Drive previously dedicated to the Borough of Waynesboro); thence with Lot No. 162 on a curve to the left having a radius of 95.00 feet, chord bearing north 80 degrees 51 minutes 55 seconds west, an arc length of 37.63 feet, and a chord length of 37.38 feet, to a set iron pin; thence with Lot No. 163 on a curve to the left having a radius of 95.00 feet, chord bearing south 76 degrees 27 minutes 01 seconds west, an arc length of 37.60 feet, and a chord length of 37.35 feet, to a set iron pin; thence with Lot No. 164 on a curve to the left having a radius of 95.00 feet, chord bearing south 53 degrees 46 minutes 31 seconds west, an arc length of 37.60 feet, and a chord length of 37.35 feet, to a set iron pin; thence with Lot No. 165 on a curve to the left having a radius of 95.18 feet, chord bearing south 31 degrees 07 minutes 15 seconds west, an arc length of 37.56 feet, and a chord length of 37.32 feet, to a set iron pin; thence with the western edge of Fir Spring Drive, south 20 degrees 28 minutes 53 seconds west 199.05 feet to a set iron pin; thence with Lot No. 170 on a curve to the right having a radius of 10.00 feet, chord bearing south 60 degrees 41 minutes 04 seconds west, an arc length of 14.03 feet, and a chord length of 12.91 feet, to a set iron pin; thence with Lot No. 170 on a curve to the left having a radius of 50.00 feet, chord bearing south 71 degrees 09 minutes 27 seconds west, an arc length of 51.89 feet, and a chord length of 49.59 feet, to a set iron pin; thence with Lot No. 171 on a curve to the left having a radius of 50.00 feet, chord bearing south 22 degrees 38 minutes 37 seconds west, an arc length of 32.78 feet, and a chord length of 32.20 feet, to a set iron pin; thence with Lot No. 171 on a curve to the left having a radius of 50.00 feet, chord bearing south 07 degrees 48 minutes 36 seconds east, an arc length of 20.37 feet, and a chord length of 20.23 feet, to a set iron pin; thence with Lot No. 173 on a curve to the left having a radius of 50.00 feet, chord bearing south 31 degrees 34 minutes 08 seconds east, an arc length of 21.10 feet, and a chord length of 20.94 feet, to a set iron pin; thence with Lot No. 174 on a curve to the left having a radius of 50.00 feet, chord bearing south 61 degrees 41 minutes 37 seconds east, an arc length of 31.48 feet, and a chord length of 30.96 feet, to a set iron pin; thence with Lot No. 175 on a curve to the left having a radius of 50.00 feet, chord bearing north 86 degrees 02 minutes 07 seconds east, an arc length of 24.85 feet, and a chord length of 24.59 feet, to a set iron pin; thence with Lot No. 176 on a curve to the left having a radius of 50.00 feet, chord bearing north 60 degrees 13 minutes 45 seconds east, an arc length of 20.19 feet, and a chord length of 20.06 feet, to a set iron pin; thence with Lot No. 177 on a curve to the left having a radius of 50.00 feet, chord bearing north 34 degrees 34 minutes 13 seconds east, an arc length of 24.59 feet, and a chord length of 24.34 feet, to a set iron pin; thence with the eastern edge of Fir Spring Drive, north 20 degrees 28 minutes 53 seconds east 259.37 feet to a set iron pin; thence with remaining lands on a curve to the right having a radius of 45.00 feet, chord bearing north 65 degrees 28 minutes 53 seconds east, an arc length of 70.69 feet, and a chord length of 63.64 feet, to a set iron pin; thence with the westernmost terminus of a portion of Fir Spring Drive previously dedicated to the Borough of Waynesboro, north 20 degrees 28 minutes 53 seconds east 50.00 feet to a set iron pin, the place of beginning. CONTAINING 24,374 square feet or .5596 acre and being

and intended to be an extension of **Fir Spring Drive**. The aforesaid extension of Fir Spring Drive is more fully shown on that survey and subdivision of land as prepared by R. Lee Royer & Associates Surveying, for Cold Spring Estates — Phase 9, dated March 18, 2005, and recorded on April 29, 2005, in Franklin County Plat Book 2881, Page 1047, Parts 1-5.

BEING a part of that real estate conveyed by deed of Jane M. Zaiger and James D. Zaiger, wife and husband, to Cold Spring Builders, LLC, dated October 5, 2005, and recorded in Franklin County Deed Book 2931, Page 557.

SECTION 5: Pursuant to Section 1731 of the Borough Code, 8 Pa.C.S.A. § 1731, a list the names of the owners of a property abutting the above streets is attached hereto and incorporated herein as Exhibit “C”.

SECTION 6: Repealer. All provisions of previous ordinances of the Borough of Waynesboro, which are contrary to this Ordinance, are expressly repealed.

SECTION 7: Savings Clause. In all other respects, the Ordinances of the Borough of Waynesboro shall remain as previously enacted and ordained.

SECTION 8: Severability. The provisions of this Ordinance are severable and if any of its sections, clauses or sentences shall be held illegal, invalid or unconstitutional, such provision shall not affect or impair any remaining sections, clauses or sentences of the same.

SECTION 9: Effective Date. This ordinance shall be in effect in accordance with law.

ENACTED, ORDAINED AND APPROVED this ____ day of _____, 2025.

BOROUGH OF WAYNESBORO

C. Harold Mumma
President of Borough Council

ATTEST:

Melinda Knott
Secretary

Richard Starlipper
Mayor