

SEP 22 1980

West Bradford Township

Resolution 80-08

RESOLUTION OF THE BOARD OF SUPERVISORS OF WEST BRADFORD TOWNSHIP REVOKING A CERTAIN SUBDIVISION PLAN SUBMITTED BY STRASBURG ASSOCIATES I AND STRASBURG ASSOCIATES II ON FEBRUARY 18, 1977 TO THE BOARD OF SUPERVISORS OF WEST BRADFORD TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA, AND APPROVED BY THE BOARD OF SUPERVISORS ON APRIL 12, 1977.

WHEREAS, Strasburg I and Strasburg II, Pennsylvania Limited Partnerships ("Strasburg"), submitted a Subdivision Plan to the Board of Supervisors of West Bradford Township on February 18, 1977 for the purpose of obtaining approval to subdivide approximately seventy-five (75) acres of land into two (2) residential lots, containing 11.29 acres and 63.94 acres respectfully, said land more particularly described in the Office of the Recorder of Deeds in and for Chester County, Pennsylvania, in Deed Book O-42, Page 200 and T-43, Page 296; and

WHEREAS, the Board of Supervisors of West Bradford Township approved said Subdivision Plan on April 12, 1977 and in conjunction therewith and as an integral part thereof, entered into a Subdivision and Land Development Agreement, dated April 12, 1977, which agreement was later modified and became known as the Amended Subdivision and Land Development Agreement ("Agreement"), dated May 23, 1978; and

WHEREAS, Strasburg has failed to perform a substantial number of the covenants and promises contained in the Agreement, specifically and not by way of limitation, all or portions of paragraphs 2, 3, 4, 5, 6, 7, 8, 9, 10 and 14, all of which are and continue to be material to and an integral part of the Subdivision Plan and Agreement; and

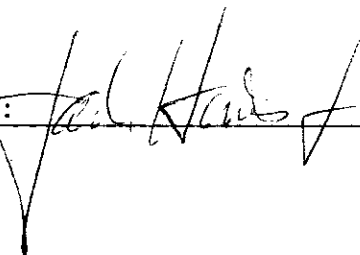
WHEREAS, Strasburg has filed a certain pleading entitled "Answer, New Matter and Counterclaim" in the Court of Common Pleas of Chester County, Pennsylvania, No. 37, Equity Term, 1979, wherein Strasburg has asserted that the Agreement is void, illegal and contrary to public policy.

NOW, THEREFORE, BE IT RESOLVED, that because of Strasburg's failure to perform a substantial number of the covenants and promises contained in the Agreement and because Strasburg has taken the position that the Agreement is void, illegal and contrary to public policy, the approval by the Board of Supervisors of West Bradford Township on April 12, 1977 of the Subdivision Plan submitted by Strasburg on February 18, 1977, which said Plan is material to and an integral part of the Agreement, is hereby revoked.

BE IT FURTHER RESOLVED, that the appropriate officers of West Bradford Township are hereby directed to take whatever action is deemed appropriate against Strasburg to ensure compliance with the laws of the Commonwealth of Pennsylvania and the Ordinances and Regulations of the Township of West Bradford.

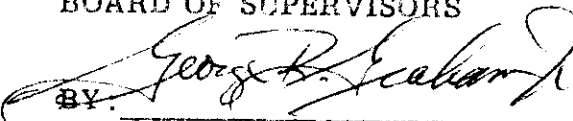
APPROVED AND ADOPTED this 22nd day of September, 1980.

ATTEST:



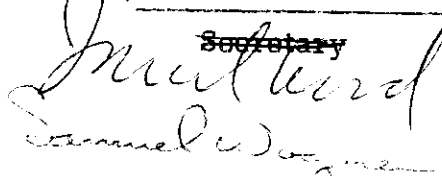
WEST BRADFORD TOWNSHIP
BOARD OF SUPERVISORS

BY:



President

ATTEST:



Secretary