



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 180996

Introduced November 15, 2018

**Councilmember Greenlee
for
Council President Clarke**

**Referred to the
Committee on Streets and Services**

AN ORDINANCE

Authorizing the revision of lines and grades on a portion of City Plan No. 118 by striking from the City Plan and vacating a widened portion of Warnock Street, on the easterly side thereof between Berks Street and Norris Street, and relocating the easterly houseline of said Warnock Street so as to align with the easterly houseline of the unaffected portions of Warnock Street as extending from Berks Street to said Norris Street, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Pursuant to Section 11-403 of The Philadelphia Code, the Board of Surveyors of the Department of Streets is hereby authorized to revise the lines and grades on a portion of City Plan No. 118 by striking from the City Plan and vacating a widened portion of Warnock Street, on the easterly side thereof, from a point approximately one-hundred forty-six feet north of Berks Street to a point approximately two-hundred eight feet further northwardly therefrom, and relocating the easterly houseline of said Warnock Street so as to align with the easterly houseline of the unaffected portions of Warnock Street as extending from Berks Street to Norris Street.

SECTION 2. This authorization is conditional upon compliance with the following requirements within two (2) years from the date this Ordinance becomes law:

- a) The filing of an agreement, satisfactory to the City Solicitor, by the owner(s) of property affected thereby, to release the City from all damages or claims for damages which may arise by reason of the City Plan changes authorized herein; in lieu thereof, only after the party in interest has demonstrated best efforts to locate any owner or

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owners of property affected and has been unable to do so, the party in interest shall file an agreement and a bond, with corporate surety, satisfactory to the City Solicitor or an irrevocable letter of credit satisfactory to the City Solicitor, to release the City as aforesaid.

b) The filing of an agreement, satisfactory to the City Solicitor, by the party in interest, to release, indemnify, and defend the City from all damages or claims for damages that may arise by reason of the City Plan changes authorized herein.

c) The payment by the party in interest of the cost of advertising the public hearing by the Board of Surveyors on the City Plan changes authorized by this Ordinance.

SECTION 3. This Ordinance shall not become effective unless the sum of two hundred dollars (\$200.00), toward costs thereof, is paid into the City Treasury within one hundred and twenty (120) days after this Ordinance becomes law.