



City of Philadelphia

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

BILL NO. 240881

Introduced October 10, 2024

Councilmember Driscoll

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

AN ORDINANCE

Authorizing the striking from City Plan Nos. 292 and 321 and abandonment of a certain right-of-way reserved for gas main purposes located along the southwesterly side of Ashburner Street, southeast of Hegerman Street, and extending southwestwardly therefrom, 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 strike from City Plan Nos. 292 and 321 and abandon a certain right-of-way reserved for gas main purposes located along the southwesterly side of Ashburner Street, at a point approximately four-hundred thirty-one feet southeast of Hegerman Street, and extending southwestwardly approximately four-hundred seventeen feet Therefrom.

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 obtain such agreements and such efforts are unsuccessful, 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.

City of Philadelphia

BILL NO. 240881 continued

- 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.

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.