

City of Philadelphia



(Bill No. 100860)

AN ORDINANCE

Amending Section 2 of an Ordinance (Bill No. 020252) approved May 29, 2002, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 13-S by striking from the City Plan and vacating Lawrence Street from Wharton Street to Titan Street and Leithgow Street from Wharton Street to Titan Street; by revising the lines and grades of Reese Street from Reed Street to Wharton Street and Titan Street from Fifth Street to Fourth Street; by placing on the City Plan Earp Street from Fifth Street to relocated Leithgow Street; by striking from the City Plan and vacating certain portions of Earp Street from Fourth Street to Fifth Street; by revising the lines and grades of Lawrence and Leithgow Streets from Reed Street to former Earp Street, all under certain terms and conditions, including the dedication free and clear of all encumbrances the beds of the proposed Earp Street not previously dedicated and the unopened portions of Reese Street, Lawrence Street and Leithgow Street," by revising the terms and conditions stated therein and extending the period for compliance therewith.

WHEREAS, An Ordinance (Bill No. 020252), approved May 29, 2002, was conditional upon certain requirements being complied with within two (2) years from the date of approval; and

WHEREAS, An Ordinance (Bill No. 040905), approved January 25, 2005, amended Section 2 of Bill No. 051234 by extending the period for compliance with the requirements stated therein to July 31, 2006; and

WHEREAS, It is desirable to revise the terms and conditions stated therein and to further extend the timeframe in which such conditions may be met; now, therefore

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 2 of an Ordinance (Bill No. 020252) approved May 29, 2002, as amended by an Ordinance (Bill No. 040905) approved January 25, 2005, is hereby further amended to read as follows:

SECTION 2. This authorization is conditional upon compliance with the following requirements [by July 31, 2006] *May 29, 2012*:

- [(a) The filing of an agreement or agreements, satisfactory to the Law Department, by the owner or owners 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 of such agreements, if the party in interest has demonstrated best efforts

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to obtain these agreements and such efforts are unsuccessful, the party in interest may file an agreement and bond with corporate surety, satisfactory to the Law Department, to indemnify the City as aforesaid;]

[(b)]	<i>(a)</i>	*	*	*
[(c)]	<i>(b)</i>	*	*	*
[(d)]	<i>(c)</i>	*	*	*
[(e)]	<i>(d)</i>	*	*	*
[(f)]	<i>(e)</i>	*	*	*
		*	*	*

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on March 3, 2011. The Bill was Signed by the Mayor on March 16, 2011.



Michael A. Decker
Chief Clerk of the City Council