

City of Philadelphia



(Bill No. 080903)

AN ORDINANCE

Authorizing the revision of lines and grades on a portion of City Plan No. 297 by relocating, widening, and extending Keely Street from Henry Avenue northwestwardly and placing on the City Plan a cul-de-sac turnaround at the proposed northwesterly terminus of said Keely Street, authorizing dedication to the City of the bed of the widened and extended portions of Keely Street and the cul-de-sac turnaround, and changing the name of said Keely Street to Keely Court, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Pursuant to Sections 11-402 and 11-404 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. 297 by:

- (a) Relocating the lines and changing the grades of Keely Street from Henry Avenue to a dead end approximately three-hundred fifty-two feet northwestwardly therefrom, thereby increasing the width of said Keely Street from thirty feet to fifty feet.
- (b) Striking from the City Plan and vacating a certain one foot wide and variable width portion of said Keely Street from a point approximately two-hundred forty-two feet northwest of Henry Avenue to the present terminus of said Keely Street approximately one-hundred ten feet further northwestwardly therefrom, the said portion being stricken being along the southeasterly side of said Keely Street as currently plotted on the City Plan and laying outside of the proposed relocated lines of said Keely Street.
- (c) Extending said Keely Street of the width of fifty feet from its present terminus to a point approximately one-hundred thirty feet northwestwardly therefrom and placing on the City Plan a cul-de-sac turnaround at the proposed northwesterly terminus of said Keely 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 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 thereof, only after the party in interest has demonstrated best efforts to locate any owner or 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

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City Solicitor or an irrevocable letter of credit satisfactory to the City Solicitor, to indemnify 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 dedication to the City, without cost and free and clear of all encumbrances, of the bed of the widened and extended portions of Keely Street and the cul-de-sac turnaround at the northwesterly terminus of said Keely Street as proposed to be placed on the City Plan by authority of this Ordinance.
- (d) 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. Pursuant to Section 11-304 of The Philadelphia Code, relating to street names, upon confirmation of the City Plan changes authorized in Section 1 herein, the Board of Surveyors shall adopt a resolution changing the name of Keely Street, from Henry Avenue to its terminus northwestwardly therefrom, to Keely Court.

SECTION 4. The provisions of The Philadelphia Code, Section 14-2104(5), relating to the widths of streets, shall not apply to Keely Street as affected by this Ordinance.

SECTION 5. 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.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on January 22, 2009. The Bill was Signed by the Mayor on February 4, 2009.



Patricia Rafferty
Chief Clerk of the City Council