



# City of Philadelphia

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

**BILL NO. 070874**

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**Introduced October 18, 2007**

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**Councilmember Campbell**

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

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## **AN ORDINANCE**

Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 231 and 275 by striking from the City Plan Mansion Street and Fowler Street each from Cinnaminson Street to Lemonte Street and Cinnaminson Street from a point approximately 182' southwest of Silverwood Street to a point approximately 30' southwestwardly therefrom; by widening Cinnaminson Street 4' and a variable width on the northwesterly side thereof from a property line in the vicinity of Mansion Street (to be stricken by this Ordinance) to a point approximately 700' northeastwardly therefrom and by placing a cul-de-sac at the resultant dead-end of Cinnaminson Street under certain terms and conditions including the dedication to the City, free and clear of all encumbrances of the widened portion of Cinnaminson Street and the area of the portion of the cul-de-sac lying outside Cinnaminson Street as currently placed on the City Plan.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

**SECTION 1.** Pursuant to Section 11-405 of The Philadelphia Code, the Board of Surveyors of the Department of Streets is authorized and directed to revise the lines and grades on a portion of City Plan Nos. 231 and 275 by:

(a) Striking from the City Plan:

- (1) Mansion Street from Cinnaminson Street to Lemonte Street,
- (2) Fowler Street from Cinnaminson Street to Lemonte Street,
- (3) Cinnaminson Street from a point approximately 182' southwest of Silverwood Street to a point approximately 30' southwestwardly therefrom.

(b) Placing on the City Plan:

- (1) The 4' and variable width widening on the northwesterly side of Cinnaminson

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Street.

(2) That portion of the cul-de-sac lying outside Cinnaminson Street as currently placed on the City Plan.

**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 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, provided that, 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, in lieu thereof, the party in interest shall file an agreement and bond with corporate surety, satisfactory to the Law Department, to indemnify the City as aforesaid.

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

(c) The filing of an agreement, satisfactory to the Law Department, by the party in interest, to make any and all changes and adjustments to curbing, sidewalk paving, cartway paving, water pipe, fire hydrants, sewers, inlets and manholes and to other City structures either overhead, underground or upon the surface, including the relocation, abandonment, repairing, reconstruction, cutting and sealing such structures and facilities which may be necessary in the judgment of the Department of Streets and Water Department by reason of the City Plan changes authorized herein. The agreement shall provide for the removal of salvageable hydrants, valves, manhole covers, frames and connections as determined by the Water Department and delivery to the storage yard of the Water Department located at Twenty-ninth Street and Cambria Street at no cost to the City and shall also provide for the removal of salvageable cast iron manholes and covers, street inlet grates, frames and hoods and inlet castings as determined by the Water Department and delivery to the storage yard of the Water Department located at 3201 Fox

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Street at no cost to the City. The agreement shall provide that this work be completed within one year from the date of confirmation by the Board of Surveyors on the City Plan changes authorized by this Ordinance.

(d) The filing of a bond, with corporate surety, satisfactory to the Law Department, to cover the cost of work required under Section 2(c).

(e) The dedication to the City, without cost and free and clear of all encumbrances, of the beds widened portion of Cinnaminson Street and the lobes of the cul-de-sac as proposed to be placed on the City Plan under authority of this Ordinance.

(f) 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.** The provisions of The Philadelphia Code, Section 14-2104 (4) relating to the maximum length of cul-de-sac streets shall not apply to that portion of Cinnaminson Street being widened. The provisions of The Philadelphia Code, Section 14-2104 (4) relating to a cul-de-sac being required at the closed end of a turn-around shall not apply to that portion of Cinnaminson Street which communicates with Silverwood Street.

**SECTION 4.** 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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