

Legislation Text

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Authorizing the revision of lines and grades on a portion of City Plan No. 204 by placing on the City Plan Brinton street from Clearview street to a dead end turnaround northeastwardly therefrom and by relocating a portion of Clearview street from Johnson street to a dead end southeastwardly therefrom, all under certain terms and conditions, including the dedication to the City, free and clear of all encumbrances, of the beds of Brinton street and Clearview street.

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 to revise the lines and grades on a portion of City Plan No. 204 by:

- (1) Placing on the City Plan Brinton street at a point approximately one hundred four (104) feet southeast of Belfield avenue, extending from Clearview street to a dead end turnaround approximately ninety-one (91) feet eastwardly therefrom.
- (2) Relocating Clearview street fifteen (15) feet and a variable distance southwestwardly from Johnson street to a point approximately two hundred forty-three (243) feet southeastwardly therefrom.

SECTION 2. This authorization is conditional upon compliance with the following requirements within one (1) year from the date this Ordinance becomes law:

- (1) The filing of 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 its best efforts to obtain them 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.
- (2) 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.
- (3) The dedication to the City, without cost and free and clear of all encumbrances, of the bed of Brinton street as proposed to be placed on the City Plan and Clearview street as proposed to be relocated under authority of this Ordinance.
- (4) 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 requirements of Section 14-2104 of The Philadelphia Code related to minimum widths of streets and intersection offsets shall be waived.

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 sixty (60) days after this Ordinance becomes law.