

Legislation Details (With Text)

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File created:	6/18/2015	In control:		Committee on Streets and Services	
On agenda:		Final action:		10/15/2015	
Title:	Authorizing the striking from City Plan No. 13-S and abandoning of a certain right-of-way reserved for gas main purposes which extends from Fourth Street to Fifth Street, north of Dickinson Street, under certain terms and conditions.				
Sponsors:	Councilmember Squilla				
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Date	Ver.	Action By	Action	Result	Tally
10/27/2015	1	MAYOR	SIGNED		
10/15/2015	1	CITY COUNCIL	READ AND PASSED	Pass	15:0
10/8/2015	1	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
10/8/2015	1	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
10/8/2015	1	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
10/6/2015	0	Committee on Streets and Services	HEARING NOTICES SENT		
10/6/2015	0	Committee on Streets and Services	HEARING HELD		
10/6/2015	0	Committee on Streets and Services	AMENDED		
10/6/2015	1	Committee on Streets and Services	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
6/18/2015	0	CITY COUNCIL	Introduced and Referred	Pass	

Authorizing the striking from City Plan No. 13-S and abandoning of a certain right-of-way reserved for gas main purposes which extends from Fourth Street to Fifth Street, north of Dickinson Street, 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 No. 13-S and abandon a certain right-of-way reserved for gas main purposes which extends from Fourth Street to Fifth Street, north of Dickinson 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(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.

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 filing of an agreement, satisfactory to the City Solicitor, by the party in interest, to make any and all changes and adjustments to 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 of such structures and facilities which may be necessary in the judgment of the 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 for their delivery to the storage yard of the Water Department located at Twenty-Ninth Street and Cambria Street at no cost to the City. The agreement 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 for their delivery to the storage yard of the Water Department located at 3201 Fox Street at no cost to the City. The agreement shall provide that this work be completed within one year from the date of approval by the Board of Surveyors of the City Plan changes authorized by this Ordinance.

d) The filing of an agreement, satisfactory to the City Solicitor, by the party in interest, to make any and all changes and adjustments to any public utility facilities which may be necessary in the judgment of PGW, PECO, Verizon, or any other public utility which maintains facilities within the area being stricken and abandoned. The agreement shall provide that this work be completed within one year from the date of approval by the Board of Surveyors of the City Plan changes authorized by this Ordinance.

e) The party in interest shall file a bond, with corporate surety, satisfactory to the City Solicitor or an irrevocable letter of credit satisfactory to the City Solicitor, in an amount satisfactory to the the Water Department, to cover the cost of the work required under Section 2(c) 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.