City of Philadelphia

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

Legislation Details (With Text)

File #:	190562	**Version:** 1	**Name:**		
Type:	Bill		**Status:**	ENACTED	
File created:	6/13/2019		**In control:**	Committee on Streets and Services	
On agenda:			**Final action:**	10/17/2019	
Title:	Authorizing the revision of lines and grades on a portion of City Plan No. 242 by striking from the City Plan and vacating a portion of the bed of Old York Road, on the southeasterly side thereof, from a point approximately fifty-five feet southwest of Sixty-Sixth Avenue to a point approximately two-hundred eighty-four feet further southwestwardly therefrom, thereby reducing the width of Old York Road within this area, under certain terms and conditions.				
Sponsors:	Councilmember Bass				
Indexes:	CITY PLAN, STRIKE FROM & VACATE				
Code sections:					
Attachments:	1. Bill No. 19056201, As Amended.pdf, 2. CertifiedCopy19056201.pdf				

Date	Ver.	Action By	Action	Result	Tally
10/30/2019	1	MAYOR	SIGNED		
10/17/2019	1	CITY COUNCIL			
10/3/2019	1	CITY COUNCIL			
10/3/2019	1	CITY COUNCIL			
10/3/2019	1	CITY COUNCIL			
9/30/2019	0	Committee on Streets and Services			
9/30/2019	0	Committee on Streets and Services			
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9/30/2019	1	Committee on Streets and Services			
6/13/2019	0	CITY COUNCIL	Introduced and Referred		

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THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Pursuant to Section 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. 242 by striking from the City Plan and vacating a portion of the bed of Old York Road, on the southeasterly side thereof, from a point approximately fifty-five feet southwest of Sixty-Sixth Avenue to a point approximately two-hundred eighty-four feet further southwestwardly therefrom, thereby reducing Old York Road within this area from an

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existing width varying from fifty-one feet to seventy feet to a new width of fifty feet.

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 curbing, sidewalk paving, cartway paving, water pipe, fire hydrants, sewers, inlets and manholes, street light poles and equipment, 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 Department of Streets and the Water Department by reason of the City Plan changes authorized herein. The agreement shall provide for the removal of all existing City-owned street lighting poles and equipment and for their delivery to the storage yard of the Street Lighting Division at 701 Ramona Avenue at no cost to the City. 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 confirmation 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 affected area. The agreement shall provide that this work be completed within one year from the date of confirmation 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 Department of Streets and the Water Department, to cover the cost of the work required under Section 2(c) herein.

f) The payment into the City Treasury, as reimbursement to the City, of the appraised value of the portion of the bed of Old York Road being stricken from the City Plan under authority of Section 1 of this Ordinance.

g) 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.

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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.