



Legislation Details (With Text)

File #: 200148 **Version:** 0 **Name:**

Type: Bill **Status:** ENACTED

File created: 2/13/2020 **In control:** Committee on Streets and Services

On agenda: **Final action:** 6/25/2020

Title: Authorizing the revision of lines and grades on a portion of City Plan No. 359 by relocating the southwesterly houseline of Byberry Road approximately two feet southwestwardly between a point approximately four-hundred one feet northwest of The Roosevelt Boulevard to a point approximately five-hundred fifty feet further northwestwardly therefrom, thereby widening said Byberry Road between such points, all under certain terms and conditions, including the dedication to the City of the bed of the widened portion of Byberry Road being placed on the City Plan.

Sponsors: Councilmember O'Neill

Indexes: CITY PLAN, REVISION

Code sections:

Attachments: 1. Bill No. 20014800.pdf, 2. CertifiedCopy20014800.pdf

Date	Ver.	Action By	Action	Result	Tally
7/13/2020	0	MAYOR	SIGNED		
6/25/2020	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
2/27/2020	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL		
2/27/2020	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
2/27/2020	0	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
2/24/2020	0	Committee on Streets and Services			
2/13/2020	0	CITY COUNCIL	Introduced and Referred		

Authorizing the revision of lines and grades on a portion of City Plan No. 359 by relocating the southwesterly houseline of Byberry Road approximately two feet southwestwardly between a point approximately four-hundred one feet northwest of The Roosevelt Boulevard to a point approximately five-hundred fifty feet further northwestwardly therefrom, thereby widening said Byberry Road between such points, all under certain terms and conditions, including the dedication to the City of the bed of the widened portion of Byberry Road being placed on the City Plan.

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. 359 by relocating the southwesterly houseline of Byberry Road approximately two feet southwestwardly between a point approximately four-hundred one feet northwest of The Roosevelt Boulevard to a point approximately five-hundred fifty feet further northwestwardly therefrom, thereby widening said Byberry Road between such

points.

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 dedication to the City by the owner or owners of property affected thereby, without cost and free and clear of all encumbrances, of the bed of the widened portion of Byberry Road, 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. 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.