



1610 Golden Mile Highway
Monroeville, Pennsylvania 15146

Phone (724) 327-0599
Fax (724) 733-4577

E-mail: design1@fmginc.us
Web Site: www.fmginc.us

February 3, 2022

Director of Mobility and Infrastructure
414 Grant Street, 215B
Pittsburgh, PA 15219

Re: ZDR-2021-15367
320 Cedarhurst
Street Vacation Plan and Application
City of Pittsburgh

Dear Director

Attached for your review and consideration is a PDF of the proposed Street Vacation Plan for 320 Cedarhurst (Venson Senior Lofts). This plan proposes to vacate areas of two 'streets' within the Beltzhoover Neighborhood of Pittsburgh. The proposed street vacations include two small portions of Palmetto Way and the unopened portion of Haberman Street between Sylvania Avenue and Cedarhurst Avenue.

Width of the proposed vacation is 20' wide for Palmetto Way and 50' wide for Haberman Street. Lengths of proposed vacation are 50' and 75' for the two areas of Palmetto Way and 275' for Haberman Street. All combined the three proposed vacations come to 16,250 square feet. See enclosed legal descriptions.

The justification for the proposed vacation is that vacating these areas will allow the neighboring parcels to be combined into one parcel and assist with properly developing the site and reutilizing the historic school building. This portion of Haberman Street is currently a paper street and has never been open. Also, this portion of Haberman Street does not contain any no utilities. The existing Palmetto Way was a dead end into the school property and has one 15" sewer line that will not be impacted by the proposed development. Therefore, the vacating of these streets will not be an impact to the neighborhood.

A twenty-foot-wide sewer easement is proposed for the 15" sewer line within Palmetto Way. This easement will provide proper access to the existing sewer line for maintenance and repair.

There is an existing street vacation of Palmetto Way that lies within the footprint of the school building. This vacation was created by Ordinance 592, approved on November 23, 1908 and has stipulation as long as the area is used as a school. There will need to be a determination as to whether this vacation is still valid or if this portion of Palmetto will need to be vacated again at this time. The plan shows this area and also allows for a utility easement for Duquesne Light to access their existing utility pole.

The Beltzhoover Consensus Group currently owns or has agreements with all of the properties along the areas to be vacated.

If you have any questions or require additional information, please do not hesitate to contact this office.

Sincerely,

Thomas J. Swisher

Cc: Gatesburg Road Development and Beltzhoover Consensus Group



**CITY OF PITTSBURGH
DEPARTMENT OF MOBILITY & INFRASTRUCTURE
CITY-COUNTY BUILDING**

STREET VACATION APPLICATION

Date: 2/4/2022 4/14/2022

Applicant Name: Beltzhoover Consensus Group (BCG) _____

Property Owner's Name (if different from Applicant): _____

Address: 1610 Golden Mile Highway, Monroeville, PA 15146 (Agent) (BCG) 610 Delmont Ave., Pgh, PA 15210

Phone Number: 724-327-0599 (agent) _____ **Alternate Phone Number:** (BCG) 412-519-6950

Email Address: tswisher@fmginc.us (Agent) (BCG) cashwadej@aol.com

Location of Proposed Vacation: Haberman Street (paper) between Cedarhurst Avenue and Sylvania Avenue as well as a portion of Palmetto Way near intersection with Haberman Street (paper) _____

Ward: 18th _____ **Council District:** 3 _____ **Lot and Block:** Near 0015-M-00131-0000-00 _____

What is the properties zoning district code? R2-H _____ (zoning office 255-2241)

Is the proposed vacation developed? Yes No

Width of Existing Right-of-Way (sidewalk or street): Palmetto = 20' and Haberman St. = 50' (Before vacation)

Length of Existing Right-of-Way (sidewalk or street): Palmetto 1 = 75' Palmetto 2 = 245'; Haberman = 275' (Before vacation)

Width of Proposed Vacation: Same as Above _____

Length of Proposed Vacation: Same as Above _____

Number of square feet of the proposed vacation: 20,150

Description of vacation: See Attached _____

Reason for application: To allow for proper reuse of the existing historic Beltzhoover School building. The development proposes consolidation of nice parcels along with street vacation areas into one lot. The parcel will contain 40 residential units. The development will consist of converting the existing school building along with a building addition into 36 apartments. There will also be four residential units in two duplex buildings on the site. These vacations will not have any impact to neighboring property owners. This portion of Haberman Street has never been opened. Palmetto Way dead ends into the school parcel and has a 15" sewer main that will stay in place with a utility easement. The neighbors access along Palmetto Way will stay in tact as well.



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HABERMAN AVENUE VACATION

All that certain parcel of land situate in the 18th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania being part of Haberman Avenue, a fifty foot right of way, as shown on the McClain and Maples First Plan of Beltzhoover recorded in the Department of Real Estate of County of Allegheny in Plan book Volume 5 pages 298-299, more particularly bounded and described as follows:

Beginning at a point at the intersection of the westerly line of Haberman Avenue, a fifty foot right of way, and the southerly line of Cedarhurst Street, formerly Fifth Street, a fifty foot right of way, as shown on said plan; thence along the southerly line of Cedarhurst Street and crossing Haberman Avenue

South 89° 25' 00" East a distance of 50.00 feet to a point; thence along the easterly line of Haberman Avenue and along the westerly lines of Lot 695 and Lot 734, and crossing Palmetto Way, formerly Spruce Alley, a twenty foot right of way

South 0° 35' 00" West a distance of 275.00 feet to a point; thence along the northerly line of Sylvania Avenue, formerly Sixth Street, a fifty foot right of way and crossing Haberman Avenue

North 89° 25' 00" West a distance of 50.00 feet to a point; thence along the westerly line of Haberman Avenue and along the easterly lines of Lot 807 and Lot 839 and crossing Palmetto Way

North 0° 35' 00" East a distance of 275.00 feet to the point of beginning.

Containing 0.316 Acres (13,750 square feet).

Job no. 5235-01

File: Haberman Ave vacation.docx

January 11, 2022

mam



Michael Andrew Misak



1610 Golden Mile Highway
Monroeville, Pennsylvania 15146

Phone (724) 327-0599
Fax (724) 733-4577

E-mail: design1@fmginc.us
Web Site: www.fmginc.us

PALMETTO WAY VACATION NO. 2

All that certain parcel of land situate in the 18th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania being part of Palmetto Way, formerly Spruce Alley, a twenty foot right of way, as shown on the McClain and Maples First Plan of Beltzhoover recorded in the Department of Real Estate of County of Allegheny in Plan book Volume 5 pages 298-299, more particularly bounded and described as follows:

Beginning at a point at the intersection of the easterly line of Haberman Avenue, a fifty foot right of way, and the southerly line of Palmetto Way, formerly Spruce Alley, a twenty foot right of way, as shown on said plan; thence along the easterly line of Haberman Avenue and crossing Palmetto Way

North 0° 35' 00" East a distance of 20.00 feet to a point; thence along the northerly line of Palmetto Way and the southerly lines of Lots 695 through 704,

South 89° 25' 00" East a distance of 245.00 feet to a point; thence crossing Palmetto Way

South 0° 35' 00" West a distance of 20.00 feet to a point; thence along the southerly line of Palmetto Way and the northerly lines of Lots 725 through 734,

North 89° 25' 00" West a distance of 245.00 feet to the point of beginning.

Containing 0.112 Acres (4,900 square feet).

Job no. 5235-01

File: Palmetto Way vacation no 2 rev2.docx

April 5, 2022

mam





1610 Golden Mile Highway
Monroeville, Pennsylvania 15146

Phone (724) 327-0599
Fax (724) 733-4577

E-mail: design1@fmginc.us
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PALMETTO WAY VACATION NO. 1

All that certain parcel of land situate in the 18th Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania being part of Palmetto Way, formerly Spruce Alley, a twenty foot right of way, as shown on the McClain and Maples First Plan of Beltzhoover recorded in the Department of Real Estate of County of Allegheny in Plan book Volume 5 pages 298-299, more particularly bounded and described as follows:

Beginning at a point at the intersection of the westerly line of Haberman Avenue, a fifty foot right of way, and the southerly line of Palmetto Way, formerly Spruce Alley, a twenty foot right of way, as shown on said plan; thence along the southerly line of Palmetto Way and the northerly lines of Lots 807, 808, and 809

North 89° 25' 00" West a distance of 75.00 feet to a point; thence crossing Palmetto Way

North 0° 35' 00" East a distance of 20.00 feet to a point; thence along the northerly line of Palmetto Way and the southerly lines of Lots 837, 838, and 839

South 89° 25' 00" East a distance of 75.00 feet to a point; thence along the westerly line of Haberman Avenue and crossing Palmetto Way

South 0° 35' 00" West a distance of 20.00 feet to the point of beginning.

Containing 0.034 Acres (1,500 square feet).

Job no. 5235-01

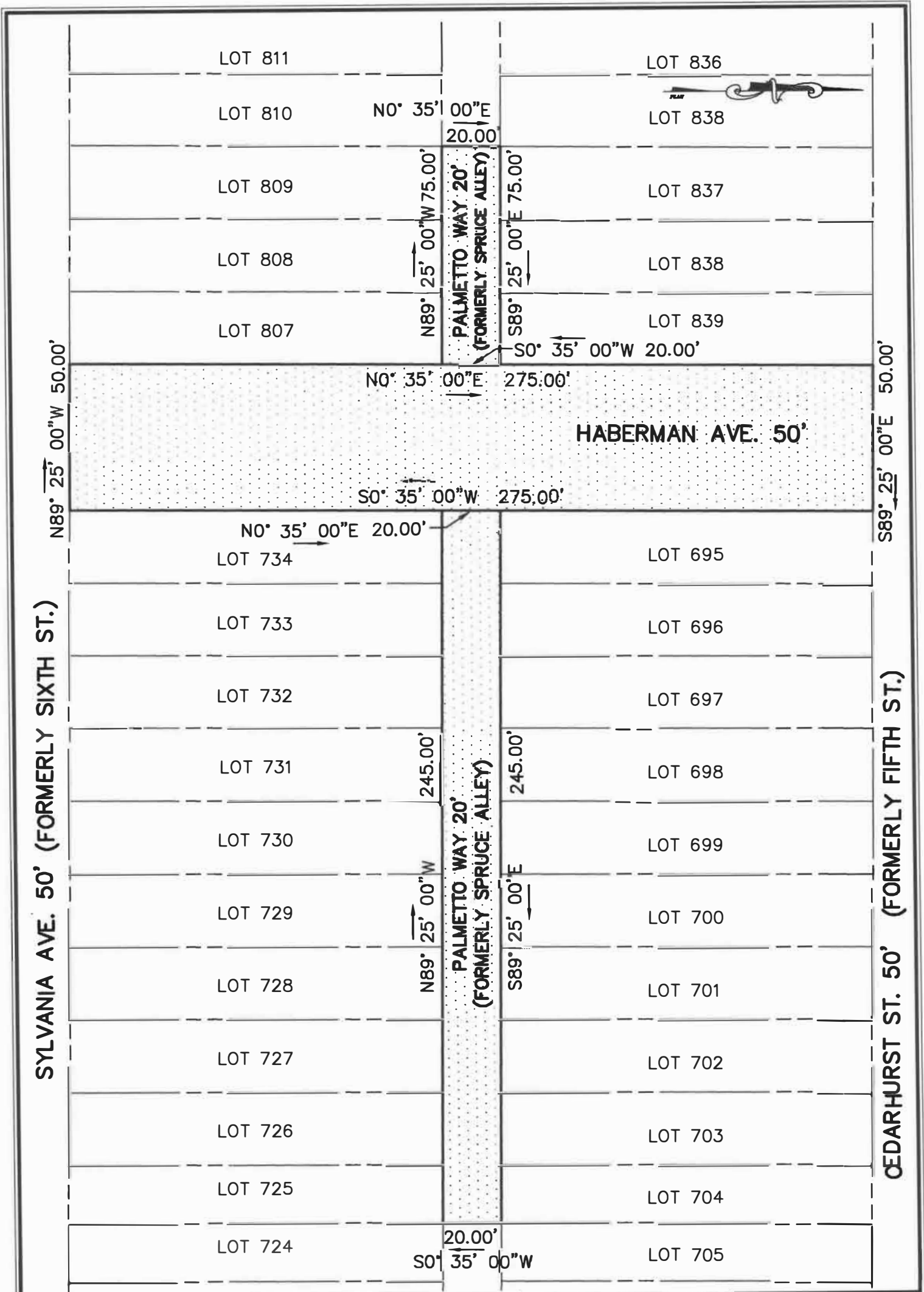
File: Palmetto Way vacation no 1.docx

January 11, 2022

mam

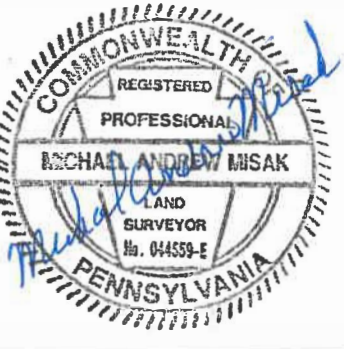


Michael Andrew Misak



SYLVANIA AVE. 50' (FORMERLY SIXTH ST.)

CEDARHURST ST. 50' (FORMERLY FIFTH ST.)



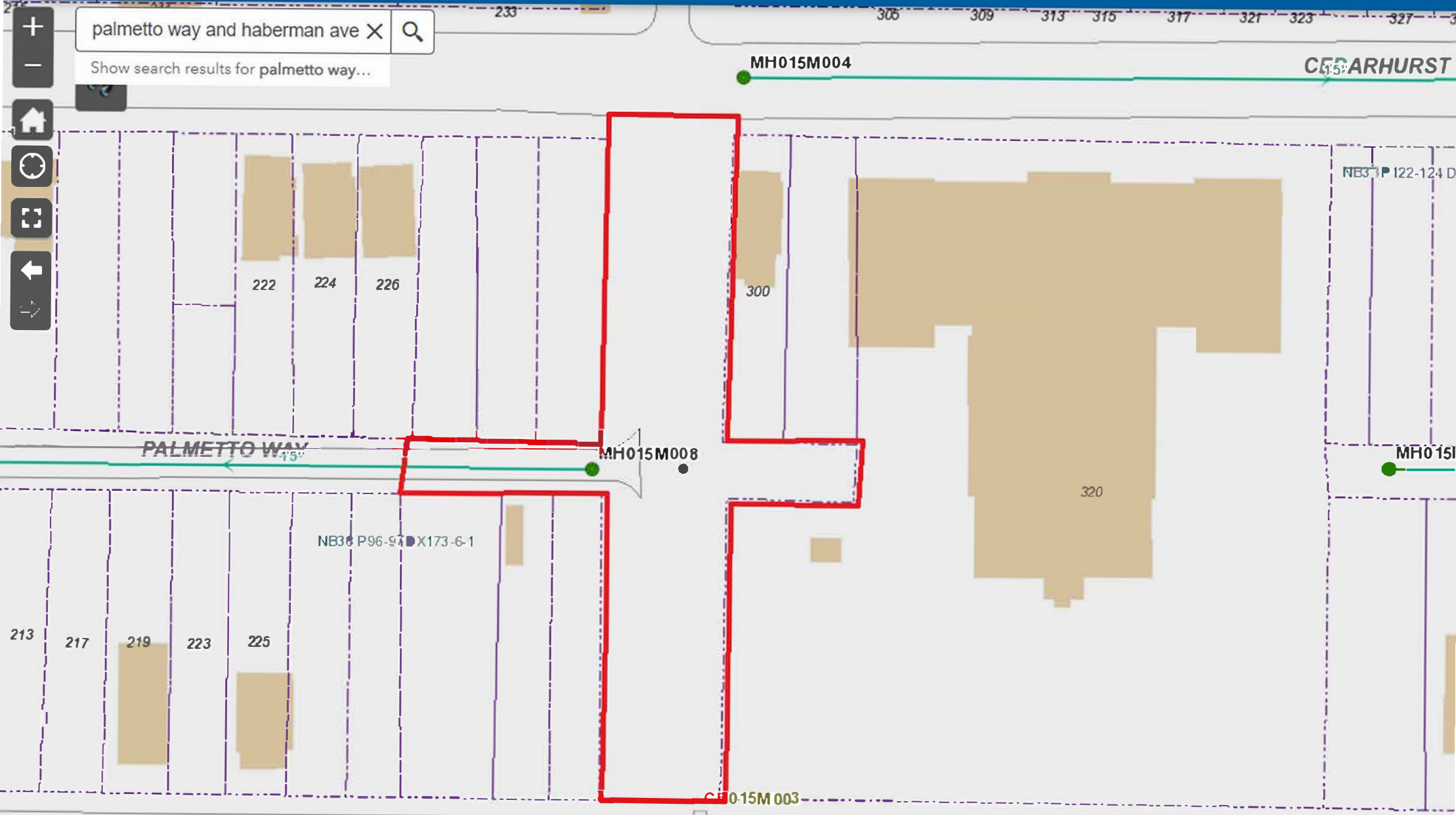
GATESBURG ROAD DEVELOPMENT 2121 OLD GATESBURG ROAD STATE COLLEGE, PENNSYLVANIA 16803		SCALE 1" = 40'
PLAN OF ROW VACATION HABERMAN AVE./PALMETTO WAY IN McLAIN & MAPLES 1ST PLAN OF BELTZHOVER P.B.V. 5 PAGES 298-299 18TH WARD CITY OF PITTSBURGH ALLEGHENY COUNTY, PA.		DATE JAN. 10, 2022 REV APR. 5, 2022
FAHRINGER, McCARTY, GREY, INC. LANDSCAPE ARCHITECTS AND ENGINEERS MONROEVILLE, PA.		DRAWN BY MDW FIELD BOOK ---
		JOB NUMBER 5235-01

DRAWING NO. S-3549



palmetto way and haberman ave X

Show search results for palmetto way...



60ft 15"

1,34 | 2 | 3.29 403,254.94 Feet





Lehr Wy

Haberman Ave

Cedarhurst Street

Cedarhurst Street

Cedarhurst Street

Cedarhurst Street

Opal Way

Opal Way

Opal Way

Palmetto Way

Sylvania Ave

Sylvania Ave

Sylvania Ave

Sylvania Ave

Beltzhoover Elementary School



Terrain Traffic Transit Biking More

Google

To: Karina Ricks, Director of the Department of Mobility and Infrastructure
From: William J. Pickering, Chief Executive Officer of PWSA
Date: March 3rd, 2022

Subject: Proposed Vacation of portions of Palmetto Street and Haberman Avenue near 320 Cedarhurst Street

The following is in response to the attached 12/8/2021 request regarding the vacation of portions of Palmetto Street and Haberman Avenue (paper street) between Cedarhurst and Sylvania Street in the 18th Ward of the City of Pittsburgh.

1. The Water Mapping indicates that there are no PWSA water infrastructure within the proposed street vacation location.
2. The Sewer Mapping indicates that there is a 15" PWSA sanitary sewer within the proposed street vacation in Palmetto Way. The existing sewerline must be retained and will require an easement.

PWSA has no objection to the vacation of said street. The property owner **MUST** grant an easement to PWSA for facility maintenance and operation by contacting Julie Ascioia at 412- 606-1233.

Please add the following paragraph as part of the City of Pittsburgh, Department of Mobility and Infrastructure Proposed Street Vacation Resolution.

PWSA Reserves the Right for a Utility Easement(s)

Be advised no fixed permanent structures (buildings, walls, fences etc.) will be permitted in the vacated right-of-way area that will impact or compromise daily operation and/or maintenance of existing or proposed new PWSA facilities. PWSA can accept conventional street/drive-way type paving (hardscape) and/or landscape areas except trees. Any hardscape or landscape will be the responsibility of the property owner to replace if damaged during repair or maintenance of PWSA facilities.

In order for PWSA to maintain accurate records in our mapping, we respectfully request confirmation of the Council approval or denial of this proposed vacation. If approved by Council, please include the final resolution complete with assigned resolution number.

Attachment

To: Karina Ricks, Director of the Department of Mobility and Infrastructure
From: William J. Pickering, Chief Executive Officer of PWSA
Date: January 31, 2022
Subject: Proposed Vacation of portions of street near 320 Cedarhurst Street

The following is in response to the attached 12/8/2021 request regarding the vacation of portions of Palmetto Street between Cedarhurst and Sylvania Street in the 18th Ward of the City of Pittsburgh.

1. The Water Mapping indicates that there are no PWSA water infrastructure within the proposed street vacation location.
2. The Sewer Mapping indicates that there is a 15" PWSA sanitary sewer within the proposed street vacation in Palmetto Way. The existing sewerline must be retained and will require an easement.

PWSA has no objection to the vacation of said street. The property owner **MUST** grant an easement to PWSA for facility maintenance and operation by contacting Julie Ascioia at 412- 606-1233.

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In order for PWSA to maintain accurate records in our mapping, we respectfully request confirmation of the Council approval or denial of this proposed vacation. If approved by Council, please include the final resolution complete with assigned resolution number.

Attachment



Jevone Norman
Senior Distribution Technician

2645 New Beaver Avenue Pittsburgh PA 15233 | Mail Drop PB-TD
Tel 412-393-2884 | Email: jnorman@duqlight.com

Thomas J. Swisher, Project Landscape Architect
1610 Golden Mile Highway, Monroeville PA 15146
tswisher@fmginc.us

Re: 320 Cedarhurst Street

Dear Thomas Swisher:

Duquesne Light has field and reviewed this request, and we have no issues with the street vacation. Duquesne Light Company pole #11075 will remain. A new easement may be required for this pole.

This letter is not intended as a full recitation of the facts or a complete review of applicable law. Nothing contained in or omitted from this letter is or shall be deemed to be a limitation, restriction, modification, or waiver of any of Duquesne Light's rights or remedies, either at law or in equity, in connection with any of the matters raised, all of which are expressly reserved.

Sincerely,

A handwritten signature in black ink that reads 'Jevone Norman' in a cursive script.

Jevone Norman
Senior Distribution Technician
412.393.2884 (Office)
jnorman@duqlight.com

Duquesne Light Company
2645 New Beaver Ave. Pittsburgh, PA 15233
DuquesneLight.com



Janice Saltzman
TEL 412.258.4669
MOBILE 412.580.9744
jsaltzman@peoples-gas.com

December 8, 2021

Karina Ricks, Director
Department of Mobility and Infrastructure
City of Pittsburgh
611 Second Avenue
Pittsburgh, PA 15219

RE: Request to Vacate Street
Venson Senior Lofts
320 Cedarhurst Street, Pittsburgh, PA 15210

Dear Ms. Ricks:

This letter is in response to a request that Peoples Natural Gas Company (Peoples) received from Fahringer, McCarty, Grey, Inc. regarding the proposed Venson Senior Lofts Street Vacation at the above-referenced location.

Based on the drawings provided to Peoples, the proposed Street Vacation will not interfere with our gas facilities in this area.

Peoples has no objection to the proposed encroachment.

Sincerely,

Janice Saltzman
Land Agent

Tom Swisher

From: GBachism@nisource.com
Sent: Wednesday, December 8, 2021 12:10 PM
To: Tom Swisher
Subject: Re: FW: Cal-Bride Place Street Vacation - No Objection Utility Letter - Columbia Gas

Hi Tom,

Columbia Gas has no facilities in the area.

Thank You.

Grace Bachism (she,her,hers)
Sr. Operations Coordinator
Columbia Gas of Pennsylvania
Cell Phone-724-797-7051
gbachism@nisource.com

From: Tom Swisher <tswisher@fmginc.us>
To: "GBachism@nisource.com" <GBachism@nisource.com>,
Date: 12/08/2021 09:01 AM
Subject: FW: Cal-Bride Place Street Vacation - No Objection Utility Letter - Columbia Gas

USE CAUTION: This email was sent from an external source. Think before you click links or open attachments. If suspicious, please forward to security@nisource.com for review.

Grace,
Is there any update to the request for the No Objection letter request for the attached project at 320 Cedarhurst, Pittsburgh.
Thank you, Tom

From: Tom Swisher
Sent: Monday, November 2, 2020 12:53 PM
To: gbachism@nisource.com
Subject: FW: Cal-Bride Place Street Vacation - No Objection Utility Letter - Columbia Gas

Dear Grace,
Cal-Bride - a project on the Northside of Pittsburgh is proposing vacating streets. See attached plan.
The City of Pittsburgh requires "No Objection letters from the utility companies.
Please review the plan and let us know if you have any questions or concerns.
Attached is a template No Objection Letter for your use.
Thank you, Tom

From: Tom Swisher
Sent: Tuesday, August 25, 2020 4:14 PM
To: gbachism@nisource.com
Subject: Cal-Bride Place Street Vacation - No Objection Utility Letter - Columbia Gas

Dear Grace,

Tom Swisher

From: Fowler, Keith A <keith.a.fowler@verizon.com>
Sent: Wednesday, December 8, 2021 9:05 AM
To: Tom Swisher
Subject: Re: FW: [E] No Objection - Street Vacation - 320 Cedarhurst Street - Pittsburgh

Good Morning

No objection.

Thanks,
Keith Fowler
41 E Beau St
Washington, PA 15301
OSP Design Engineer
Office 724 229-0695
Cell 724 531-5767

On Wed, Dec 8, 2021 at 9:03 AM Tom Swisher <tswisher@fmginc.us> wrote:

Keith,

Is there any update on the request for a No Objection letter for the attached project at 320 Cedarhurst, Pittsburgh?

Thank you, Tom

From: Redondo, Gary <gary.redondo@verizon.com>
Sent: Friday, October 29, 2021 2:18 PM
To: Tom Swisher <tswisher@fmginc.us>; Keith A Fowler <keith.a.fowler@verizon.com>
Subject: Fwd: [E] No Objection - Street Vacation - 320 Cedarhurst Street - Pittsburgh

Keith, please see this request regarding a project in your area.

Tim, please remove me from any further correspondence.



November 1, 2021

Mr. Thomas J. Swisher, Project Landscape Architect
Fahringer, McCarty, Grey, Inc.
Landscape Architects & Civil Engineers
1610 Golden Mile Highway
Monroeville, PA 15146

Dear Mr. Swisher:

As the construction contact for Comcast, I am responding to your inquiry regarding a street vacation at 320 Cedarhurst Street, in the City of Pittsburgh, as described in your October 29, 2021, inquiry to Comcast.

As of now, Comcast has no known conflicts at this location.

Thank you.

Gene Levi

Eugene Levi
Comcast Cable Communications Inc
Construction / Engineering
Eugene_Levi@cable.comcast.com
412-996-4188 (c)

Cc: Jennifer M. Cloonan, Director, External & Government Affairs
Comcast – Keystone Region
Jennifer.Cloonan@comcast.com

To the Council of the City of Pittsburgh

We, the undersigned, being all of the property owners in interest and number, abutting upon the line of Lot & Block & Address of applicant property: 15-M-98

Lot & Block & Address of abutting property: 15-M-99/15-M-102/15-M-103/15-M-104
 Lot & Block & Address of abutting property: 15-M-126/15-M-127/15-M-128
 Lot & Block & Address of abutting property: 15-M-131
 Lot & Block & Address of abutting property: _____

Respectfully petition Your Honorable body for the passage of a resolution vacating, dedicating or encroaching on the above listed right-of-way and in consideration of the premises, and for the purposes of inducing the corporate authorities of said City to enact a resolution for said purpose, we do hereby stipulate, covenant and agree to release and forever discharge, said City from any and all claims for damages whatsoever which we, or either of us, may, might, or could have, or claim, for any reason of the vacation or encroachment of said public highway between said terminal points; and we further agree to indemnify, save harmless and defend said City from any claims and from the payment of any damages whatsoever resulting to any property owned by us, or either of us, or by any persons whatsoever, abutting or now abutting, for or by reason of said vacation or encroachment.

We further waive the right to ask for the appointment of Viewers to ascertain and assess any damages caused by such vacation or encroachment, and in the event of any Viewers proceeding being made necessary for or by reason of the passage of such resolution, we do hereby jointly and severally agree and bind ourselves, our heirs, executors, administrators, successors and assigns to pay or cause to be paid to the handbills and any other expense incurred in such Viewers' proceedings, and that said amount shall be forthwith paid upon the City Solicitor certifying to the City Treasurer the amount of said costs.

IN WITNESS WHEREOF, We have hereunto set our hands and seals as of the
27 Day of June, 2022.

Witness
Brian L. White
Brian L. White
Brian L. White
Brian L. White
Brian L. White

Property Owners: (Please Sign & Print I & B)
Jennifer Cash Wade 15-M-98 (seal)
 Applicant Signature & Lot & Block
J. Wade 15-M-99/15-M-102 (seal)
 Abutting 1: Signature & Lot & Block
J. Wade 15-M-103/15-M-104 (seal)
 Abutting 2: Signature & Lot & Block
J. Wade 15-M-126/15-M-127 (seal)
 Abutting 3: Signature & Lot & Block
J. Wade 15-M-128/15-M-131 (seal)
 Abutting 4: Signature & Lot & Block

Personally came Jennifer Cash Wade who being duly sworn says that he is personally acquainted with the owners of the property fronting or abutting upon the within described highway, and that he or she knows said petition is signed by all of said owners, and that the signatures of said petition are the proper and genuine signatures of said owners.

Sworn and subscribed before me this 27 of June 2022

Brian L. White

Commonwealth of Pennsylvania - Notary Seal
 Briana L. White, Notary Public
 Allegheny County
 My commission expires April 11, 2026
 Commission number 1331105

Member Pennsylvania Association of Notaries

To the Council of the City of Pittsburgh

We, the undersigned, being all of the property owners in interest and number, abutting upon the line of:

Lot & Block & Address of applicant property: 15-M-131
Lot & Block & Address of abutting property: 15- 131
Lot & Block & Address of abutting property: 15-M- 98
Lot & Block & Address of abutting property: 15-M-99 / 15-M-102 / 15-M-103 / 15-M-104
Lot & Block & Address of abutting property: 15-M-126 / 15-M-127 / 15-M-128

Respectfully petition Your Honorable body for the passage of a resolution vacating or encroaching on the above listed right-of-way and in consideration of the premises, and for the purposes of inducing the corporate authorities of said City to enact a resolution for said purpose, we do hereby stipulate, covenant and agree to release and forever discharge said City from any and all claims for damages whatsoever which we, or either of us, may, might, or could have, or claim, for any reason of the vacation or encroachment of said public highway between said terminal points; and we further agree to indemnify, save harmless and defend said City from any claims and from the payment of any damages whatsoever resulting to any property owned by us, or either of us, or by any persons whatsoever, abutting or non-abutting, for or by reason of said vacation or encroachment.

We further waive the right to ask for the appointment of Viewers to ascertain and assess any damages caused by such vacation or encroachment, and in the event of any Viewers proceeding being made necessary for or by reason of the passage of such resolution, we do hereby jointly and severally agree and bind ourselves, our heirs, executors, administrators, successors and assigns to pay or cause to be paid to the handbills and any other expense incurred in such Viewers' proceedings, and that said amount shall be forthwith paid upon the City Solicitor certifying to the City Treasurer the amount of said costs.

IN WITNESS WHEREOF, We have hereunto set our hands and seals as of the _____ Day of _____, 20____.

Witness

Property Owners: (Please Sign & Print L&B)
Jennifer Cash Wade 15-M-131 (seal)
Applicant Signature & Lot & Block
Jennifer Cash Wade 15-M-98 (seal)
Abutting 1: Signature & Lot & Block _____ (seal)
Abutting 2: Signature & Lot & Block _____ (seal)
Abutting 3: Signature & Lot & Block _____ (seal)
Abutting 4: Signature & Lot & Block _____ (seal)

Personally came _____ who being duly sworn says that he is personally acquainted with the owners of the property fronting or abutting upon the within described highway, and that he or she knows said petition is signed by all of said owners, and that the signatures of said petition are the proper and genuine signatures of said owners.

Sworn and subscribed before me this _____ of _____, 20____



FAHRINGER, McCARTY, GREY, INC.
Landscape Architecture, Civil Engineering, and Surveying Services

Established 1963

1610 Golden Mile Highway
Monroeville, Pennsylvania 15146

Phone (724) 327-0599
Fax (724) 733-4577

E-mail: design1@fmginc.us
Web Site: www.fmginc.us

November 2, 2022

Re: DOMI-VAC-2022-01468
Venson Senior Lofts
320 Cedarhurst Street, Pittsburgh

To Whom it May Concern:

On behalf of the applicant and as directed by Jennifer Massacci, this letter is to request that the city relinquish their rights to the abutting half of the paper street known as Haberman Street between Cedarhurst Street and Sylvania Street as well as along Palmetto Way at the lots listed below.

Haberman Street (paper street)

15-M-99
15-M-102
15-M-128

Palmetto Way

15-M-99 (paper alley)
15-M-102
15-M-103
15-M-104
15-M-126
15-M-127
15-M-128

If you have any questions or require additional information, please do not hesitate to contact this office.

Sincerely,

Thomas J. Swisher

TJS/tjs


ED GAINEY
MAYOR



JENNIFER GULA
DIRECTOR & TREASURER

CITY OF PITTSBURGH
DEPARTMENT OF FINANCE
CITY-COUNTY BUILDING

Memorandum

TO: Kimberly Lucas, Director, DOMI
FROM: Jennifer Gula, Director, Finance Department 
DATE: November 15, 2022
REF: Vacation – Portion of Haberman St and Palmetto Way 18th Ward

You requested a review for a vacation of a portion of Haberman St and Palmetto Way in the 18th Ward. The Finance Department has no objection to this vacation. This vacation will allow the adjacent property owners to consolidate their properties for expansion purposes. The total area of this vacation is 20,150 square feet and is zoned R2-H.

Since this portion of the right-of-way is presently unopened and unused for street or pedestrian purposes and the City has no intention to open this right-of-way the Finance Department, in line with Law Department policy, places no price or charge for this vacation.

Submitted by 
Amanda Lopata, Sales Coordinator

Approved by 
Aaron Pickett, Collections Manager

cc: Amanda Lopata
Aaron Pickett

To the Council of the City of Pittsburgh

We, the undersigned, being all of the property owners in interest and number, abutting upon the line of:

Lot & Block & Address of applicant property: 15-M-131
Lot & Block & Address of abutting property: 15-M-131
Lot & Block & Address of abutting property: 15-M-98
Lot & Block & Address of abutting property: 15-M-99 / 15-M-102 / 15-M-103 / 15-M-104
Lot & Block & Address of abutting property: 15-M-126 / 15-M-127 / 15-M-128

Respectfully petition Your Honorable body for the passage of a resolution vacating or encroaching on the above listed right-of-way and in consideration of the premises, and for the purposes of inducing the corporate authorities of said City to enact a resolution for said purpose, we do hereby stipulate, covenant and agree to release and forever discharge, said City from any and all claims for damages whatsoever which we, or either of us, may, might, or could have, or claim, for any reason of the vacation or encroachment of said public highway between said terminal points: and we further agree to indemnify, save harmless and defend said City from any claims and from the payment of any damages whatsoever resulting to any property owned by us, or either of us, or by any persons whatsoever, abutting or non-abutting, for or by reason of said vacation or encroachment.

We further waive the right to ask for the appointment of Viewers to ascertain and assess any damages caused by such vacation or encroachment, and in the event of any Viewers proceeding being made necessary for or by reason of the passage of such resolution, we do hereby jointly and severally agree and bind ourselves, our heirs, executors, administrators, successors and assigns to pay or cause to be paid to the handbills and any other expense incurred in such Viewers' proceedings, and that said amount shall be forthwith paid upon the City Solicitor certifying to the City Treasurer the amount of said costs.

IN WITNESS WHEREOF, We have hereunto set our hands and seals as of the
_____ Day of _____, 20____.

Witness

Property Owners: (Please Sign & Print L&B)

Jennifer Ann Wade 15-M-131 (seal)

(Applicant Signature & Lot & Block)

Jennifer Ann Wade 15-M-98 (seal)

(Abutting 1: Signature & Lot & Block)

_____(seal)

Abutting 2: Signature & Lot & Block

_____(seal)

Abutting 3: Signature & Lot & Block

_____(seal)

Abutting 4: Signature & Lot & Block

Personally came _____ who being duly sworn says that he is personally acquainted with the owners of the property fronting or abutting upon the within described highway, and that he or she knows said petition is signed by all of said owners, and that the signatures of said petition are the proper and genuine signatures of said owners.

Sworn and subscribed before me this _____ of _____, 20____
