



Text File

Introduced: 12/23/2020

Bill No: 2020-1028, **Version:** 2

Committee: Committee on Public Works

Status: Passed Finally

Resolution amending Resolution 37 of 2020 to allow for multiple agreements, as necessary, to authorize certain easements in connection with the construction of Duquesne Light Company's new Riazzi Electric Substation (Substation) and the installation of an underground electrical system, to connect the Substation to the existing electrical distribution system for the surrounding area.

WHEREAS, City Council previously authorized the City to enter into an Agreement with Duquesne Light Company ("DLC") to provide a permanent construction easement and license in connection with its new Substation (the "Project"), to enable DLC to provide the reliable, affordable, and safe delivery of energy to Pittsburgh residents and businesses; and

WHEREAS, since the initial authorization, it has been determined that different agreements are needed for DLC's facilitation of the Project, which includes permanent easements that will assist with storm-water control, hillside stabilization, and enhanced power delivery for the benefit of the surrounding area; and

WHEREAS, Pittsburgh City Council wishes to amend the initial authorization.

Be it resolved by the Council of the City of Pittsburgh as follows:

Section 1. Resolution 37 of 2020 is hereby amended to read as follows:

Section 1. The Mayor and the Directors of the Department of Public Works, the Department of Mobility and Infrastructure, and the Department of Finance, are authorized, on behalf of the City of Pittsburgh, to enter into the following Agreements with Duquesne Light Company:

- 1) A Permanent Easement over a swath of land at the base of the hillside on City land abutting the Duquesne Light Company property on which the Substation is constructed in the Central Oakland neighborhood ("Hillside") to allow for access for the installation and maintenance of storm water control devices and for long-term maintenance and storm water control of City property in Schenley Park, thereby both benefitting Duquesne Light Company and assisting the City in its storm water control obligations. . The legal description of this easement ("Maintenance Access Easement") is set forth in Exhibit A, which is attached hereto;
- 2) A Permanent Easement to allow for installation and permanent location of tie back structures for the stabilization of the Hillside and the Substation. The legal description of this easement ("Tie Back Structures Easement") is set forth in Exhibit B, which is attached hereto.
- 3) A Permanent Easement for an underground electrical system of conduit and cable through City property to connect the electrical distribution from the Substation to the existing electrical distribution system for the

surrounding area. The legal description of this easement (“Conduit and Cable Easement”) is set forth on Exhibit C, which is attached hereto.

4) Each of these Easement Areas is further depicted on the drawing which is attached hereto as Exhibit D.

Section 2. In consideration of the granting of these Permanent Easements, Duquesne Light will pay to the City one-time, lump-sum payment(s) totaling at least ~~One Hundred Ninety Thousand Dollars (\$190,000.00)~~ **Eighty Four Thousands Dollars (\$84,000)** but up to the amount determined by the Director of Finance and agreed upon by Duquesne Light. This amount will be paid by a check to Treasurer, City of Pittsburgh and deposited into ARAD Trust Fund 4000280300.42381.00

Section 3. Any Resolution or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.

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EXHIBIT A

TO

CITY RESOLUTION

Maintenance Access

ALL THAT CERTAIN piece or parcel of land, situate in the 4th Ward of the City of Pittsburgh, Allegheny County, PA, known as a part of Tax Parcel B&L: 27-S-150-0-3, now or formerly the City of Pittsburgh, being more fully bounded and described as follows:

Beginning at a $\frac{3}{4}$ ” iron pin on the northerly line of Joncaire Street, 50’ wide, said point also being the common corner of land now or formerly Duquesne Light Company and abovesaid land now or formerly City of Pittsburgh;

Thence along said Northerly line of said Joncaire St., N 88° 24' 50" W, a distance of 11.84' to a point;

Thence through said land now or formerly the City of Pittsburgh, N 34° 34' 10" E, a distance of 489.00' to a point;

Thence S 55° 25' 50" E, a distance of 10.00' to a point on the Westerly line of said land now or formerly Duquesne Light Company;

Thence along said Westerly line, S 34° 34' 10" W, a distance of 482.26' to a point on the Northerly line of said Joncaire Street, said point also being the Point of Beginning.

Containing 4858 S. F.

EXHIBIT B

TO

CITY RESOLUTION

Tie Back Structures

ALL THAT CERTAIN piece or parcel of land, situate in the 4th Ward of the City of Allegheny County, PA, known as a part of Tax Parcel B&L: 27-S-150-0-3, now or formerly the City of Pittsburgh, being more fully bounded and described as follows:

Beginning at a $\frac{3}{4}$ " iron pin on the Northerly line of Joncaire Street, 50' wide, said point also being the common corner of land now or formerly Duquesne Light Company and abovesaid land now or formerly City of Pittsburgh; Thence along the common line of said lands, N 34° 34' 10" E, a distance of 77.37' to a point; said point also being the Point of Beginning; Thence through said land now or formerly The City of Pittsburgh this following 3 courses and distances:

* N 55° 25' 50" W, a distance of 30.00' to a point;

* N 34° 34' 10" E, a distance of 129.10' to a point;

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* S 55° 25' 50" E, a distance of 30.00' to a point on the Westerly line of said land now or formerly Duquesne Light Company;

Thence along said line, S 34° 34' 10" W, a distance of 129.10' to a point, said point also being the Point of Beginning.

Containing 3873 S. F.

EXHIBIT C
TO
CITY RESOLUTION

Conduit and Cable

ALL THAT CERTAIN strip of land 30 feet in width, situate in the 4th Ward of the City of Allegheny County, PA, the centerline of which being more particularly described as follows:

Commencing at a $\frac{3}{4}$ " iron pin being the southwest corner of a parcel of land now or formerly owned by Duquesne Light Company, being recorded in Deed Book 17229, Page 588 in the Allegheny County Department of Real Estate; thence North 34°34'10" East, along a line common to a parcel of land now or formerly owned by the City of Pittsburgh and the easterly line of an existing easement granted to Duquesne Light by the City of Pittsburgh, a distance of \pm 422.1' feet to the Point of Beginning of this centerline easement and being \pm 8.3' from proposed Duquesne Light manhole 90097;

Thence through said property now or formerly owned by the City of Pittsburgh and said permanent easement the following two calls, North 55°25'33" West, a distance of 5.6'; South 79°34'27" West, a distance of \pm 6.3' extending to the westerly line of the said permanent easement;

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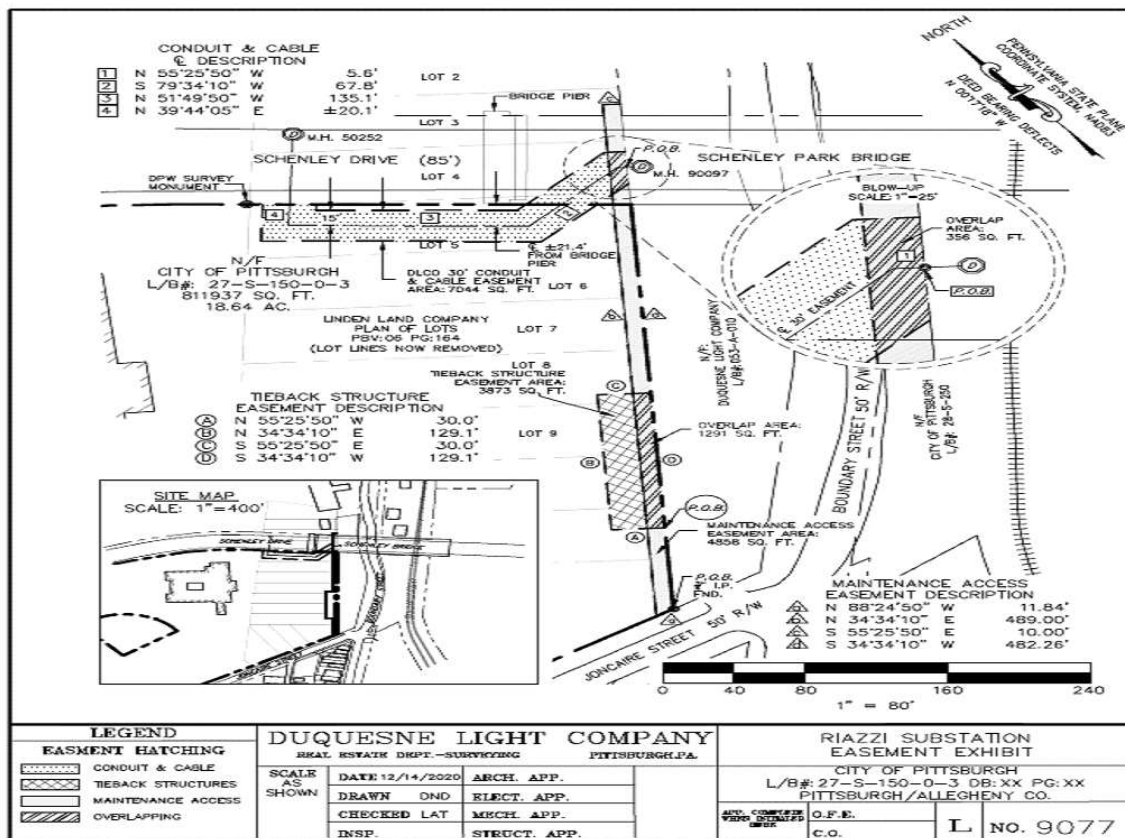
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Thence through said property now or formerly owned by the City of Pittsburgh the same South $79^{\circ}34'27''$ West, a distance of 67.8'; thence North $51^{\circ}49'33''$ West, a distance of 135.1';

Thence North $39^{\circ}44'23''$ East, a distance of $\pm 20.1'$, extending to the southerly right-of-way line of Schenley Drive and the terminus of this centerline easement.

Containing 7044 S. F.

EXHIBIT D
TO
CITY RESOLUTION



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