



Text File

Introduced: 7/5/2024

Bill No: 2024-0664, **Version:** 1

Committee: Committee on Intergovernmental and Educational Affairs

Status: Passed Finally

Resolution authorizing the Mayor, the Director of Public Works, and the Director of Finance, on behalf of the City of Pittsburgh, to enter into a permanent easement agreement with the Pittsburgh Water & Sewer Authority (PWSA) to maintain, operate, repair, inspect, repair, remove, and/or abandon an existing public water facility and a temporary easement agreement to perform all work necessary to complete the project located on City-owned property (Block and Lot No. 3-J-180-0-2) at no cost to the City.

WHEREAS, the City of Pittsburgh (the “Grantor”) is the owner in fee simple of that certain parcel of real property (the “Property”) located in the 18th Ward of the City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, being known 459 Bailey Avenue Pittsburgh, PA 15210 and identified as Block and Lot No. 3-J-180-0-2 in the Allegheny County Department of Real Estate, having acquired said property by deed recorded on 10/31/1935 in Deed Book Volume 2523, Page 386;

WHEREAS, PWSA operates a water and sewer system in the City of Pittsburgh (the “System”);

WHEREAS, the System includes an existing public water facility beneath the Property (the “Existing Facility”);

WHEREAS, PWSA desires a non-exclusive right of way and easement over, upon, across, along, through and under the Property for purposes of maintaining, operating, repairing, inspecting, removing, rebuilding, and/or abandoning the Existing Facility (“Permitted Uses”); and

WHEREAS, the Grantor is willing to grant the easements so desired by PWSA;

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

Section 1. The Mayor, the Director of Public Works, and the Director of Finance are authorized to enter into a perpetual, non-exclusive easement and right-of-way (“Permanent Easement”) on, over, upon, across, through and under that certain portion of the Property as more particularly depicted and described in Exhibit A, for the purposes of maintaining, operating, repairing, inspecting, removing, rebuilding, and/or abandoning the Existing Facility.

Section 2. The Mayor, the Director of Public Works, and the Director of Finance are authorized to enter into a temporary, non-exclusive easement and right-of-way (the “Temporary Construction Easement”) on, over, upon, across, along, through and under the Property generally for the purposes of completing any and all work necessary for the completion of the project which involves the installation of underground water distribution

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mains, including the operation of construction vehicles and equipment, storage and use of construction materials, temporary storage of excavated materials and other desirable construction activities, which shall terminate upon PWSA's written notification to Grantor of its completion of said installation and construction.

The Easements and Easement Area are depicted on the drawings that are attached hereto as Exhibit A.

EXHIBIT A

DRAWING(S) DEPICTING EASEMENT AREA.

EXHIBIT B

LEGAL DESCRIPTION OF THE EASEMENTS