



Legislation Details (With Text)

File #: 2014-0152 **Version:** 1

Type: Resolution **Status:** Passed Finally

File created: 3/4/2014 **In control:** Committee on Public Works

On agenda: **Final action:** 3/18/2014

Enactment date: 3/18/2014 **Enactment #:** 111

Effective date: 3/19/2014

Title: Resolution authorizing the Mayor and the Director of the Department of Public Works and the Director of the Department of Finance to enter into a Trail License Agreement with the Pittsburgh Water and Sewer Authority and Friends of the Riverfront, Inc. for the construction and maintenance of a new public trail segment to be added to the Three Rivers Heritage Trail System.

Sponsors:

Indexes: LEASE/LICENSE AGREEMENT

Code sections:

Attachments: 1. 2014-0152.docx

Date	Ver.	Action By	Action	Result
3/19/2014	1	Mayor	Signed by the Mayor	
3/18/2014	1	City Council	Passed Finally	Pass
3/12/2014	1	Standing Committee	AFFIRMATIVELY RECOMMENDED	Pass
3/4/2014	1	City Council	Read and referred	

Presented by Mrs. Smith

Resolution authorizing the Mayor and the Director of the Department of Public Works and the Director of the Department of Finance to enter into a Trail License Agreement with the Pittsburgh Water and Sewer Authority and Friends of the Riverfront, Inc. for the construction and maintenance of a new public trail segment to be added to the Three Rivers Heritage Trail System.

Whereas, the Friends of the Riverfront, Inc. “FOR” is a non-profit entity dedicated to reclaiming and restoring the Pittsburgh region's riverfronts for public use; and

Whereas, the City owns a parcel of property along the Allegheny River, a portion of which the Pittsburgh Water and Sewer Authority (“PWSA”) currently leases from the City as the location for a public water treatment facility; and

Whereas, with the financial assistance of Aspinwall Riverfront Park, Inc., FOR has offered to construct a new public trail segment (the “Trail”) on the City's property and to thereafter perform designated maintenance thereon; and

Whereas, Resolution No. 80 of 2007, effective February 22, 2007, designates all existing and proposed non-park City of Pittsburgh riverfront trails, which includes the proposed Trail, to become part of the Three Rivers Heritage Trail System; and

Whereas, due to the location of the proposed Trail near the current PWSA water treatment facility, the City wishes to put the public on notice that dedication of this Trail to public use is being approved by City Council subject to the condition that a temporary or permanent closure and/or restriction on public access may be required in the future in the event of a threat to the health and safety of the public water supply and/or the integrity of the water facilities; and

Whereas, the parties now wish to enter into a Trail License Agreement to set forth the duties and responsibilities of the parties with respect to the construction and maintenance of the Trail.

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

Section 1. The Mayor and the Director of the Department of Public Works and the Director of the Department of Finance, are hereby authorized to enter into a Trail License Agreement or Agreements with PWSA and FOR to authorize FOR's construction and designated maintenance of a new public trail segment (the "Trail") at the following location:

The western end at the easterly end of property now or formerly owned by the Borough of Aspinwall and accessible from the public River Road maintained by the Borough of Aspinwall. The eastern end of the License Area is at property now or formerly owned by Chapel Harbor ALF, Lot-Block # 171-L-155, and accessible from the Lighthouse Pointe Village Parking and access roads.

The location of the Trail is further described on the map attached hereto as **Exhibit A**. The Agreement shall be subject to the approval of the City Solicitor as to form and substance.

Section 2. Upon completion, the Trail will become part of the City's Three Rivers Heritage Trail. This dedication to public use is made subject to the condition that this new segment of Trail may be temporarily or permanently closed and/or have public access restricted in the event that the City and PWSA determine that there is a threat to the health and safety of the public water supply and/or the integrity of the water facilities.