Introduced: 7/8/2019

Bill No: 2019-1850, **Version:** 2

Committee: Committee on Public Works

Status: Passed Finally

Resolution accepting the dedication of a portion of an unnamed way in the Lincoln-Lemington-Belmar neighborhood, 12th Ward, 9th Council District, City of Pittsburgh.

WHEREAS, REDO 1625 **[,]** LP ("REDO"), owner of the former Lemington Home for the Aged and certain property in the Lincoln-Lemington-Belmar neighborhood in the 12th Ward, City of Pittsburgh, wishes to dedicate an unnamed right-of-way to the City for public highway and utility purposes, and the City wishes to accept the dedication; and,

WHEREAS, Dollar Bank, NA, the lienholder of the property in question, has consented, subject to final drawings and legal description, to REDO's dedication of said right-of-way to the City of Pittsburgh; and,

WHEREAS, the City of Pittsburgh desires to assist in the delivery of public transportation and other transportation-related services to the residents and patients who will benefit from the contemplated dedication and acceptance; and,

WHEREAS, REDO 1625 **[,]** LP shall execute a deed of dedication to the City and record an updated Plan of Lots effecting the same;

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

Section 1.

The dedication of the following roadway is hereby accepted:

Unnamed Roadway:

All that certain piece, parcel or tract of land situate in the 12th Ward of the City of Pittsburgh, Allegheny County, Pennsylvania, consisting of a portion of Tax Parcel No. 173-B-302, more particularly described as follows:

That portion of Parcel of Ground being known and **currently** recorded as a portion of Lot 1-A, recorded in the Lemington Plan as recorded in Plan Book Volume 115, page 72, in the Allegheny County Department of Real Estate, formerly known as the Recorder of Deeds Office, situate in the 12th Ward of the City of Pittsburgh, County of Allegheny, Commonwealth of Pennsylvania, **to be designated as Lot 2 in the REDO 1625 LP Subdivision,** and described to wit:

Beginning at a point on the westerly line of Lincoln Avenue at the dividing line of a 6-foot Right-of-

Way in the Rose Garden Plan of Lots as recorded in Plan Book Volume 35, Page 60 and Lot No. 1A in the Lemington Plan of Lots as recorded in Plan Book Volume 115, Page 72; thence along the northerly line of said 6 -foot Right-of-Way and said Rose Garden Plan of Lots N45°02'58"W with a distance of 172.77 feet to a point on the line of Lot No. 19 in said Rose Garden Plan of Lots the true place of beginning; thence continuing along the northerly line on said Rose Garden Plan of Lots and along the line of Lots No. 19, 18, 17, 16, 15, 14, 13, 12 and part of Lot No. 11 N45°02'58"W with a distance of 382.23 feet to a point at the corner of N/F Eva P. Mitchell Housing, LP; thence along the line of said N/F Eva P. Mitchell Housing, LP N44°57'02"E with a distance of 50.00 feet to a point on the line of N/F **[Redo 1625, LP]** <u>**REDO 1625 LP**</u>; thence along the line of said REDO 1625 LP the following courses and distances: S45°02'58"E with a distance of 382.23 feet to a point; thence by an arc curving to the left having a radius of 76.00 feet and an arc length of 104.11 feet to a point; thence N56°27'49"E with a distance of 44.07 feet to a point; thence by an arc curving to the right having a radius of 70.04 feet and an arc length of 72.08 feet to a point; thence by an arc curving to the left with a radius of 25.00 feet and an arc length of 34.09 feet to a point on the westerly line of said Lincoln Avenue; thence along said Lincoln Avenue S37°18'W with a distance of 93.30 feet to a point; thence leaving said Lincoln Avenue and along the line of N/F **[Redo 1625, LP]** <u>**REDO 1625 LP**</u> the following courses and distances: by an arc curving to the left having a radius of 13.00 feet and an arc length of 36.49 feet to a point; thence S56°27'49"W with a distance of 41.32 feet to a point; thence by an arc curving to the right having a radius of 126.00 feet and an arc length of 172.60 feet to a point at the true place of beginning.

Section 2.   The grading, paving, curbing, sidewalks, light pole foundations, street lighting, street trees, planted bump-outs, site furnishings (benches, waste receptacles, and bicycle racks), and the storm, sanitary and water systems shown on the updated Plan of Lots, to be recorded, are hereby accepted.

Section 3.   This dedication is subject to the terms, conditions and provisions of all matters of public record.

Section 4.   This dedication is subject to a reservation in favor of Lemington Residential Corporation at all times and for any purpose to go upon, across and recross, and to access the roadway in a manner consistent with the existing nature of the properties, including without limitation, for overhead, underground, and surface utilities and drainage.

Section 5.   This dedication and acceptance shall take effect immediately upon the delivery to the City Solicitor, City Clerk and the Department of Mobility and Infrastructure of an executed deed from REDO 1625 LP to the City of Pittsburgh demonstrating the dedication of the roadway and other facilities as specified in Section 1 and Section 2 of this Resolution.

Section 6.   Upon the completion of Section 5, and pursuant to Chapter 420 of the Pittsburgh Code of Ordinances, the enactment of this Resolution shall serve as the required application to the City of Pittsburgh Addressing Review Committee for purposes of Uniform Street naming and addressing **[.]<u>, subject to the requirements of Chapter 420.</u>**

<u>**Section 7.   The Mayor and the Department of Mobility and Infrastructure and the Office of Management and Budget are hereby authorized to make application for any and all relevant state and/or federal transportation grant or other grant programs in connection with the improvement of the above-referenced roadway.**</u>