



## Text File

**Introduced:** 5/29/2020

**Bill No:** 2020-0379, **Version:** 1

**Committee:** Committee on Public Works

**Status:** Passed Finally

Resolution vacating a portion of Summerlea Street, from the Southwestern corner property line of the Port Authority Tax Parcel No. 84-J-145, and said point of beginning of Pierce Street, in the 7<sup>th</sup> Ward, 8<sup>th</sup> Council District of the City of Pittsburgh.

**WHEREAS**, The Port Authority of Allegheny County, has requested this portion of Summerlea Street to be vacated, in order to facilitate the Negley Station renovation project.

**WHEREAS**, said petition contains inter-alia, an indemnification of the City from any claims and from the payment of any damages whatsoever resulting to any properties owned by the petitioners or by any persons whatsoever, abutting or non-abutting, for or by reason of said vacation; therefore

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

**Section 1.** The Mayor and the Director of the Department of Mobility and Infrastructure, in accordance with all applicable law and proper procedures, are authorized to vacate to The Port Authority of Allegheny County, a portion of Summerlea Street, situated in the 7<sup>th</sup> Ward, 8<sup>th</sup> Council District, in the City of Pittsburgh, more particularly bound and described as follows:

That vacating Summerlea Street, 50 feet in width, beginning at a point being the Southwestern most corner of property of now or formerly Port Authority of Allegheny County, Tax Parcel No. 84-J-1 45. And said point of beginning being on the Northerly side of a 40 foot right-of-way, known as Pierce Street and the Easterly side of a 50 foot right-of-way, known as Summerlea Street; Thence from said point of beginning in and through the existing 50 foot right-of-way, known as Summerlea Street, South 67° 42' 00" West, a distance of 50 feet to a point; Thence along the former Westerly side of the 50 foot right-of-way, known as Summerlea Street and along the Easterly property line of now or formerly Port Authority of Allegheny County, Tax Parcel No. 51-M-304, North 22° 19' 00" West, a distance of 15.20 feet to a point; Thence Along the Northerly side of the former 50 foot right-of-way, known as Summerlea Street and along the Southerly side of the previously vacated portion of Summerlea Street and property of now or formerly Port Authority of Allegheny County, (Resolution No. 318, April 17, 1984) ; by a curve to the right having a radius of 40.00 feet, an arc length of 54.02 feet and a chord bearing of North 67° 47' 35" East and chord distance of 50.00 feet to a point; thence along the western line of property of now or formerly Port Authority of Allegheny County, Tax Parcel no. 84 -J-145 and along the Easterly side of the former 50 foot right-of-way, known as Summerlea Street, South 22° 18' 00" East, a distance of 15.12 feet back to the point of beginning.

**Containing a total area of 1,057.89 square feet or 0.024 acres.**

**Section 2.** PWSA indicates there is no PWSA water main within the area of the proposed vacation. However, PWSA has indicated that there is a 36” and a 48” PWSA combination sewer within the area of the proposed vacation. The existing sewer lines in the proposed vacated area must be retained. The property owner, “The Port Authority”, MUST grant an easement to PWSA for facility maintenance and operation.

**Section 3. 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.*