



Text File

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Bill No: 2023-1473, Version: 1

Committee: Committee on Public Works and Infrastructure

Status: Passed Finally

Resolution vacating unused paper portions of Benezet St, Heath St, Yule Way & Ochra Way, laid out in the Eastern Addition of New Homestead Plan of Lots, Plan Book Volume 20, Pages 12 & 13, in the 31<sup>st</sup> Ward, 5<sup>th</sup> Council District of the City of Pittsburgh.

WHEREAS, Ryan and Alexandra Noone, has requested this vacation of portions of Benezet St, Heath St, Yule Way & Ochra Way, presently unopened and unused right-of-way paper street, in order to consolidate their property for expansion purposes.

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

**Section 1.** ALL THAT CERTAIN TRACT of ground situate in the 31<sup>st</sup> Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being the eastern portion of **Benezet Street**, a 50 foot right of way, as shown on the Pittsburgh & Homestead Company Eastern Addition of New Homestead as recorded in P.B.V. 20, Pages 12 and 13, being more particularly described to wit;

Beginning at a point on the northerly right of way line of said Benezet Street, where the same is intersected by the dividing line of Lots 1505 and 1506 in said plan; thence along said right of way line North 43° 10' 51" East a distance of 400.00 feet to a point on the westerly right of way line of Yule Way, a 14 foot right of way; thence along said right of way line of Yule Way South 51° 22' 09" East a distance of 50.16 feet to a point on the southerly right of way line of Benezet Street; thence along said southerly right of way line of Benezet Street South 43° 10' 51" West a distance of 403.97 feet to a point on said right of way line at the dividing line of Lots 1530 and 1531 in said plan; thence by a line through said Benezet Street North 46° 49' 09" West a distance of 50.00 feet to a point at the place of beginning.

Containing an area of 20,099 s.f. or 0.4614 acres.

ALL THAT CERTAIN TRACT of ground situate in the 31<sup>ST</sup> Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being the southerly portion of **Heath Street**, a 40 foot right of way, as shown on the Pittsburgh & Homestead Company Eastern Addition of New Homestead as recorded in P.B.V. 20, Pages 12 and 13, being more particularly described to wit;

Beginning at a point on westerly right of way line of said Heath Street and the northerly right of way line of Benezet Street, a 50 foot right of way; thence along said westerly right of way line of Heath Street North 46° 49' 09" West a distance of 120.00 feet to a point on said right of way line at the centerline of Bench Way, a 20 foot right of way; thence by a line through said Heath Street North 43° 10' 51" East a distance of 40.00 feet to a

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point on the easterly right of way line of Heath Street; thence along said easterly right of way line of Heath Street South 46° 49' 09" East a distance of 120.00 feet to a point on the aforesaid northerly right of way line of Benezet Street; thence along said right of way line of Benezet Street South 43° 10' 51" West a distance of 40.00 feet to a point at the place of beginning.

Containing an area of 4,800 s. f. or 0.11019 acres.

ALL THAT CERTAIN TRACT of ground situate in the 31<sup>st</sup> Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being the southerly portion of Yule Way, a 14 foot right of way, as shown on the Pittsburgh & Homestead Company Eastern Addition of New Homestead as recorded in P.B.V. 20, Pages 12 and 13, being more particularly described to wit;

Beginning at a point on the westerly right of way line of said Yule Way and the northerly right of way line of Benezet Street, a 50 foot right of way; thence by a line through said Yule Way North 43° 10' 51" East a distance of 14.04 feet to a point on the easterly right of way line of Yule Way at the boundary between the 31<sup>st</sup> Ward of the City of Pittsburgh and the Borough of West Homestead; thence along said boundary line and the easterly right of way line of Yule Way South 51° 22' 19" East a distance of 169.53 feet to a point; thence along the southerly terminus of said Yule Way and aforesaid boundary line South 43° 10' 51" West a distance of 14.04 feet to a point on the easterly right of way line of Ochra Way. a 9 foot right of way at the westerly right of way line of Yule Way; thence along the westerly right of way line of Yule Way North 51° 22' 19" West a distance of 169.53 feet to a point at the place of beginning.

Containing an area of 2,373 s. f. or 0.0545 acres.

ALL THAT CERTAIN TRACT of ground situate in the 31<sup>st</sup> Ward of the City of Pittsburgh, County of Allegheny and Commonwealth of Pennsylvania, being the easterly portion of Ochra Way, a 9 foot right of way, as shown on the Pittsburgh & Homestead Company Eastern Addition of New Homestead as recorded in P.B.V. 20, Pages 12 and 13, being more particularly described to wit;

Beginning at a point on the northerly right of way line of said Ochra Way, where the same is intersected by the dividing line of Lots 1530 and 1531 in said plan; thence along said right of way line North 43° 10' 51" East a distance of 412.72 feet to a point on the westerly right of way line of Yule Way, a 14 foot right of way; thence along said right of way line of Yule Way and the easterly terminus of Ochra Way South 51° 22' 09" East a distance of 9.03 feet to a point on the boundary line of the 31<sup>st</sup> Ward of the City of Pittsburgh and the Borough of West Homestead; thence along said boundary line and the southerly right of way line of Ochra Way South 43° 10' 51" West a distance of 413.44 feet to a point; thence by a line through Ochra Way North 46° 49' 09" West a distance of 9.00 feet to a point at the place of beginning.

Containing an area of 3,718 s. f. or 0.0854 acres.  
Total Area Contains 30,990 square feet.

**Section 2. PWSA Reserves the Right for a Utility Easement(s):** Be advised no fixed permanent

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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.

**Section 3.** Since this portion of the right-of-way is presently unopened and unused for street or pedestrian purposes and the City has no intention to open this right-of-way, the Finance Department in line with Law Department policy, places no price or charge for this vacation.

**Section 4.** Ryan and Alexandra Noone shall, within (120) days after the effective date of this resolution, must record this vacation with the Allegheny County Department of Real Estate.