

*No. 30-22-OR*

**AN ORDINANCE**

An Ordinance authorizing the County of Allegheny (“County”), in conjunction with the Department of Public Works and the Law Department, to donate a portion of Block & Lot 375-C-191 and a portion of Block & Lot 375-C-185 located in the Borough of North Braddock, Allegheny County, Commonwealth of Pennsylvania, to the Pennsylvania Department of Transportation (“PennDOT”).

**Whereas**, the County is the owner of two parcels of vacant land comprised of 9,735 square feet and identified as Required Right-of-Way, being more particularly described as a portion of Block & Lot 375-C-191 and a portion of Block & Lot 375-C-185, located in the Borough of North Braddock, Allegheny County, Commonwealth of Pennsylvania (the “Property”); and

**Whereas**, the Property is further identified as a portion of **Parcel 5** on the “Drawings Authorizing Acquisition of Right-of-Way for State Route 0030 Section A36 R/W in Allegheny County” re-recorded in the Department of Real Estate for Allegheny County on September 5, 2021 in S/H/P 409, Book 188 at Page 1, a copy of which is attached and marked as **Exhibit “A”**; and

**Whereas**, the Property neither is currently used by the County for any governmental purpose nor expected to be needed in the future for any governmental purpose by the County; and

**Whereas**, while the Property has not been formally appraised, it is nonetheless believed that the market value of the Property is minimal; and

**Whereas**, PennDOT is asked the County to donate the Property to allow PennDOT to remediate a major slide causing damage to Rt. 30 and to allow for improved maintenance and to prevent future slides; and

**Whereas**, PennDOT has agreed upon acceptance of the donation of the Property, to be solely responsible for the maintenance of the Property and for the repair of any drainage infrastructure that may be situated thereon or therein; thus relieving the County from any all future responsibility, cost and expense in that respect; and

**Whereas**, the County and PennDOT have historically cooperated and aided each other in furtherance of each other’s transportation projects; and

**Whereas**, the County believes that it is in the best interest of both the County and PennDOT and the public generally to donate the Property to PennDOT; and PennDOT has agreed to accept such donation; and

**Whereas**, Article IV, Section 2(k) of the Allegheny County Home Rule Charter vests County Council with the power to authorize the conveyance of County of real property by ordinance; and

**Whereas**, the County Council of Allegheny County (“Council”) deems it to be in the public interest to authorize the donation of the Property to PennDOT by the execution of a special warranty deed.

***The Council of the County of Allegheny hereby enacts as follows:***

***SECTION 1. Incorporation of the Preamble.***

The provisions set forth in the preamble to this Ordinance are incorporated by reference as though set forth in their entirety herein.

***SECTION 2. Authorization to Donate the Property to PennDOT.***

Allegheny County Council hereby authorizes and approves of the donation and conveyance of the Property to PennDot for no monetary consideration by a special warranty deed. The proper officers of the County are hereby authorized to execute all documents necessary to effectuate the authorization granted by this ordinance.

***SECTION 3. Severability.***

If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance, which shall continue to be in full force and effect.

***SECTION 4. Repealer.***

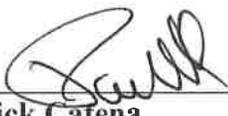
Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.

***SECTION 5. Effective Date.***

***This Ordinance shall enter effect immediately upon its approval.***

Enacted in Council, this 11<sup>th</sup> day of October, 2022

Council Agenda No. 12443-22

  
\_\_\_\_\_  
Patrick Catena  
President of Council

Attest:   
\_\_\_\_\_  
Jared Barker  
Chief Clerk of Council

Chief Executive Office October 12<sup>th</sup>, 2022

Approved:   
\_\_\_\_\_  
Rich Fitzgerald  
Chief Executive

Attest:   
\_\_\_\_\_  
Jennifer M. Liptak  
Chief of Staff

## **SUMMARY OF ORDINANCE SEEKING APPROVAL OF THE DONATION OF PORTIONS OF TWO PARCELS OF LAND TO PENNDOT FOR THE ROUTE 30 SLIDE**

**Action:** Authorization of an Ordinance approving the donation of portions of two (2) parcels of vacant County-owned property located in North Braddock Borough on either side of Rt. 30 a/k/a The Lincoln Highway

**Property:** Lot/Block 137-C-185 (12,986 square feet of land)  
Lot/Block 375-C-191 (13,565 square feet of land).

**PennDOT only needs: 9,735 Square Feet for Required ROW.**

**Current Use:** None, vacant land

**Future Use:** None anticipated

**Use by PennDOT:** To remediate a major slide causing damage to Rt. 30 and to allow for maintenance and to prevent future slides

**Appraisal:** None required because of low value; Cost of appraisal would likely exceed FMV of property

**Added Factor:** Transfer to PennDOT of maintenance and repair responsibility for an existing drainage pipe located on part of the property.

**Additional Considerations Warranting Approval of this Action:**

The opportunity to foster the existing cooperative relationship between the Public Works professionals of the County and their counterparts at PennDOT, thereby maximizing the ability of each group to successfully manage their respective, and sometimes related, roadway projects, resulting in a net benefit to the entire interconnected transportation system of the region and its use by the public-at-large.

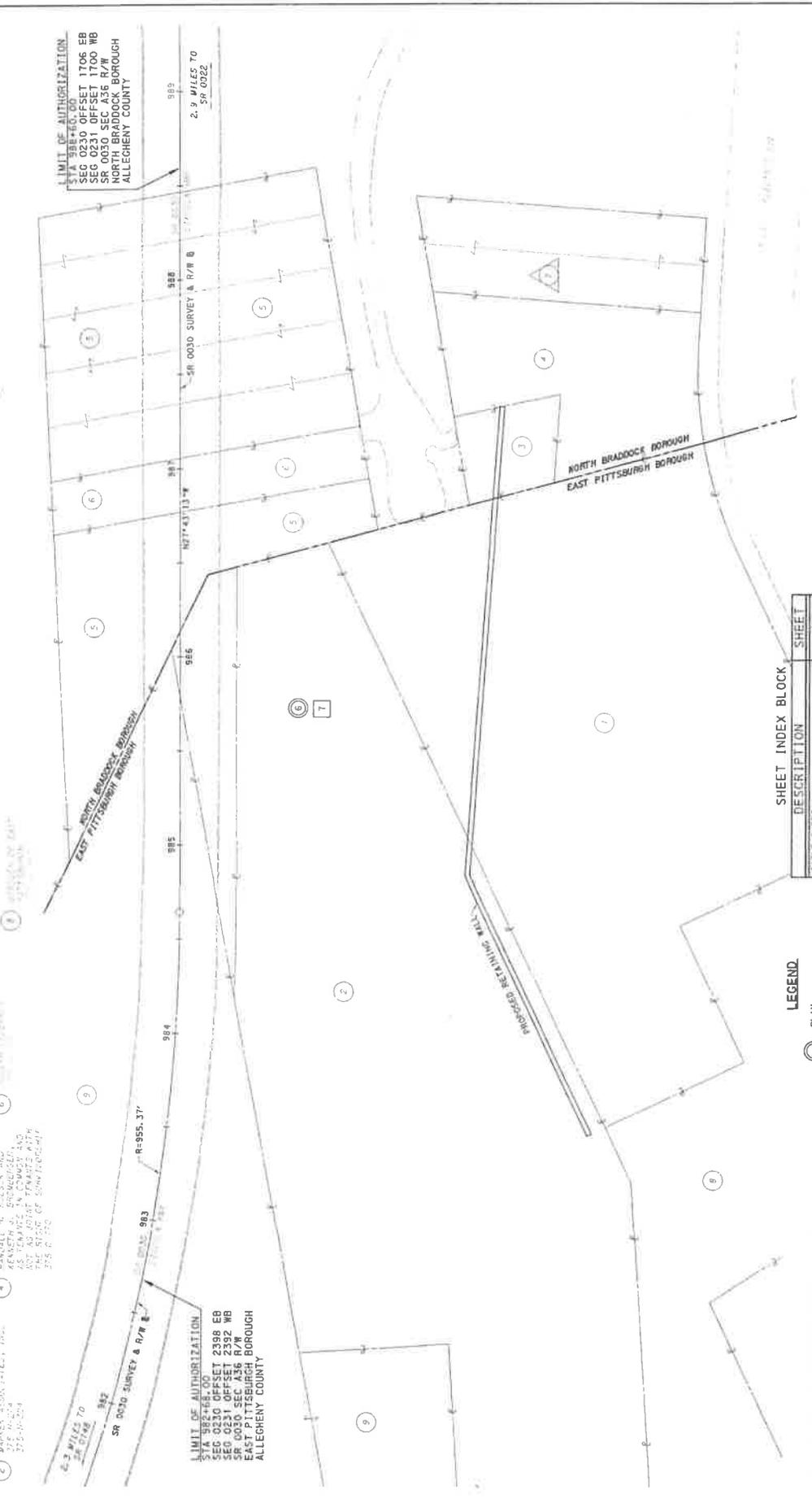


PROJECT	11-D	ALLEGHENY	0030	1A36 R/W	2 OF 8
SHEET	NORTH BRADDOCK/EAST PITTSBURGH BOROUGHS				
DATE					

1 EAST PITTSBURGH SUBDIVISION, INC. 375 C-210  
 2 MAPASS ASSOCIATES, INC. 375 H-204  
 3 JAYT, INC. 375 C-237  
 4 RANFALL R. KOLSON AND KENNETH J. SROBEGGLEY, AS PARTNERS IN COMPANY, 375 H-204  
 5 THE BOARD OF SUPERVISORS OF ALLEGHENY COUNTY 375 C-270

**LIST OF PROPERTY OWNERS**  
 1 EAST PITTSBURGH SUBDIVISION, INC. 375 C-210  
 2 MAPASS ASSOCIATES, INC. 375 H-204  
 3 JAYT, INC. 375 C-237  
 4 RANFALL R. KOLSON AND KENNETH J. SROBEGGLEY, AS PARTNERS IN COMPANY, 375 H-204  
 5 THE BOARD OF SUPERVISORS OF ALLEGHENY COUNTY 375 C-270

6-2 MILES TO SR 0030 SURVEY & R/R 8  
 6-2 MILES TO SR 0030 SURVEY & R/R 8  
 6-2 MILES TO SR 0030 SURVEY & R/R 8  
 6-2 MILES TO SR 0030 SURVEY & R/R 8



**LIMIT OF AUTHORIZATION**  
 STA 982+68.00  
 SEC 0230 OFFSET 2398 EB  
 SEC 0231 OFFSET 2392 WB  
 SR 0030 SEC A36 R/W  
 NORTH BRADDOCK BOROUGH  
 ALLEGHENY COUNTY

**LIMIT OF AUTHORIZATION**  
 STA 986+60.00  
 SEC 0230 OFFSET 1706 EB  
 SEC 0231 OFFSET 1700 WB  
 SR 0030 SEC A36 R/W  
 NORTH BRADDOCK BOROUGH  
 ALLEGHENY COUNTY

2.9 MILES TO SR 0022

**TABULATION OF SEGMENT EQUALITIES**

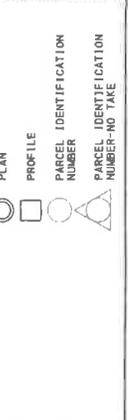
SR 0030 STA 982+68.00 =	SEC 0230 OFFSET 2398 EB
SR 0030 STA 982+68.00 =	SEC 0231 OFFSET 2392 WB
SR 0030 STA 986+60.00 =	SEC 0230 OFFSET 1706 EB
SR 0030 STA 986+60.00 =	SEC 0231 OFFSET 1700 WB

**LEGEND**

PLAN	PROFILE
PARCEL IDENTIFICATION NUMBER	PARCEL IDENTIFICATION NUMBER-NO TAKE

**SHEET INDEX BLOCK**

TITLE SHEET	DESCRIPTION	SHEET
1	TITLE SHEET	1
2	INDEX MAP	2
3	GENERAL NOTES/LOCATION MAP	3
4	SUMMARY OF PROJECT COORDINATES	4
5	REFERENCES & BENCHMARKS	5
6	TYPICAL SECTIONS	6
7	PLAN SHEET	7
8	PROFILE	8
9	PROFILE	9



INDEX MAP  
 PROJECT OF-MAF CLAIM INFORMATION

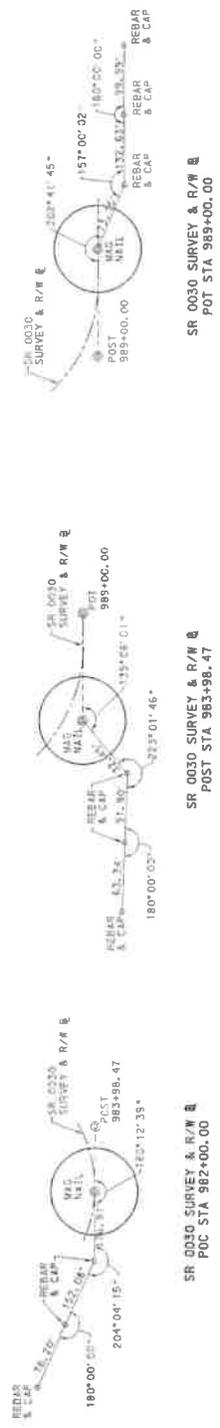
DES: BVA, BPH, BISH, BVA, BSH, BVA, BVA, BVA



PROJECT NO.	DATE	SCALE
11-0	03/10	1" = 40'
ALLEGHENY COUNTY ASSESSOR'S OFFICE		
NORTH BRADDOCK EAST PITTSBURGH BENCHMARKS		
DATE	BY	CHKD

BM 1 ELEV 865.58'  
 SR 0030 SURVEY & R/W BASELINE  
 SQUARE CUT TOP CURB NORTH END OF INLET

BM 2 ELEV 871.59'  
 SR 0030 SURVEY & R/W BASELINE  
 SQUARE CUT TOP CURB NORTH END OF INLET



REFERENCES & BENCHMARKS





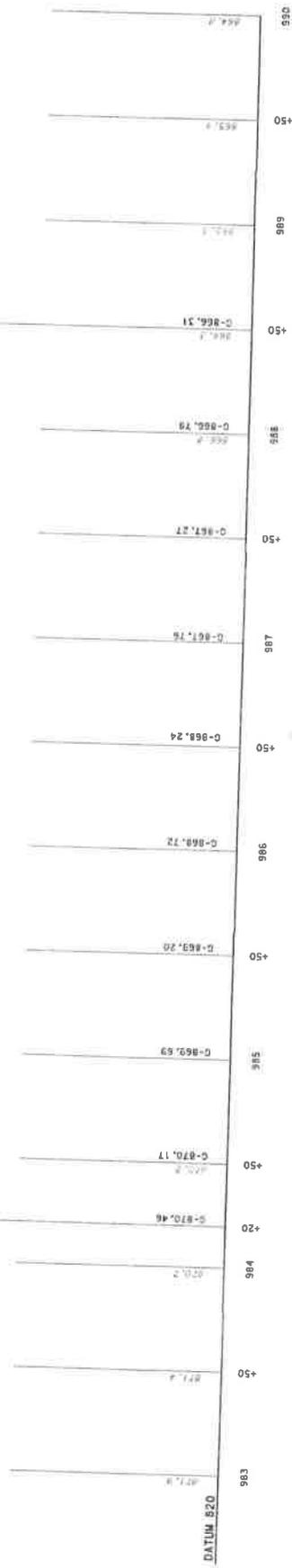
11-D	ALLEHENY	0030	145	B/W	T OF B
NORTH BRADDOCK/EAST PITTSBURGH BOROUGHS					
DATE: 11/11/2008					
SCALE: 1" = 100'					

LIMIT OF AUTHORIZATION  
 STA 982+00.00  
 SEC 0230 OFFSET 1705 EB  
 SR 0030 OFFSET 1700 WB  
 EAST PITTSBURGH BOROUGHS  
 ALLEHENY COUNTY

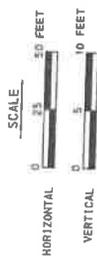
LIMIT OF AUTHORIZATION  
 STA 988+00.00  
 SEC 0230 OFFSET 1705 EB  
 SR 0030 OFFSET 1700 WB  
 NORTH BRADDOCK BOROUGHS  
 ALLEHENY COUNTY

-0.36%

SLIDE AREA



SR 0030



SURVEY BOOK NO. 0794 & D-1058

FOR PLAN SEE SHEET B OF B

DES BY: BFL DRAWN BY: BSH CHK'D BY: BWT



**MEMORANDUM**  
**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: September 8, 2022

RE: Proposed Ordinance

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Attached is an Ordinance authorizing the County of Allegheny (“County”), in conjunction with the Department of Public Works and the Law Department, to donate a portion of Block & Lot 375-C-191 and a portion of Block & Lot 375-C-185 located in the Borough of North Braddock, Allegheny County, Commonwealth of Pennsylvania, to the Pennsylvania Department of Transportation (“PennDOT”).

The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

I am requesting that this item be placed on the agenda at the next Regular Meeting of Council.