

Bill No. 4742-09

No. 20-09-OR

## AN ORDINANCE

An Ordinance authorizing the County of Allegheny to convey real property interests to the City of Pittsburgh.

**Whereas**, Allegheny County is responsible for maintaining Browns Hill Road (County Road No. 3047-01 for the upper portion and 3047-02 for the portion approaching the Homestead Grays Bridge, formerly Pittsburgh-Homestead High-Level Bridge, MA12) within the 15<sup>th</sup> Ward of the City of Pittsburgh; and

**Whereas**, the Urban Redevelopment Authority of Pittsburgh is sponsoring a project with land developers to improve access to the new Summerset Development, located on the former slag dump below the Squirrel Hill section of the City of Pittsburgh, by developing Parkview Boulevard, a new road, and relocating Old Browns Hill Road at its intersection with Browns Hill Road, to intersect with Parkview Boulevard; and

**Whereas**, the Department of Public Works has, via Ordinance 57-07-OR, acquired, without cost, right-of-way required to develop the entrance for Parkview Boulevard, relocate Old Browns Hill Road and widen the intersection approaches of Browns Hill Road; and

**Whereas**, the County Council of Allegheny County deems it advisable to convey any portion of property acquired for Parkview Boulevard and relocated Old Browns Hill Road to the City of Pittsburgh, which is depicted on the drawing that is attached hereto as Exhibit "A" and incorporated herein by reference (the "Property").

***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 in their entirety herein.

**Section 2. Authorization to Convey Right-of-Way Acquired for Parkview Boulevard and Relocated Browns Hill Road to the City of Pittsburgh.**

Council grants authority for the County to convey to the City of Pittsburgh, or its designee, for consideration of One Dollar (\$1.00) and other valuable consideration, any portion of the right-of-way acquired for Parkview Boulevard and relocated Old Browns Hill Road. The Director of Public Works, or his designee, is authorized to execute in the name of the County such instruments of conveyance and other documents, including subdivision plan that may be necessary to accomplish the conveyance and transfer of the Right-of-Way.

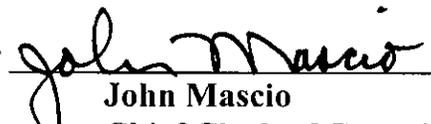
**Section 3. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.**

**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.**

Enacted in Council, this 21st day of April, 2009,

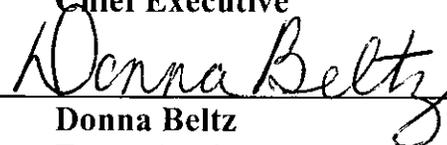
Council Agenda No. 4742-09

  
\_\_\_\_\_  
Rich Fitzgerald  
President of Council

Attest:   
\_\_\_\_\_  
John Mascio  
Chief Clerk of Council

Chief Executive Officer  MAY 1, 2009

Approved:   
\_\_\_\_\_  
Dan Onorato  
Chief Executive

Attest:   
\_\_\_\_\_  
Donna Beltz  
Executive Secretary

## **SUMMARY OF LEGISLATION**

This Ordinance will authorize the County to convey any portions of right-of-way acquired for the development of a new road, called Parkview Boulevard, and the relocation of Old Browns Hill Road to intersect with Parkview Boulevard, to the City of Pittsburgh.

The Urban Redevelopment Authority of Pittsburgh and the adjacent landowners are sponsoring this project. The County intends to construct this project by contractor, and be reimbursed 100 percent by federal and local match funding from outside sources. No County funds are involved.

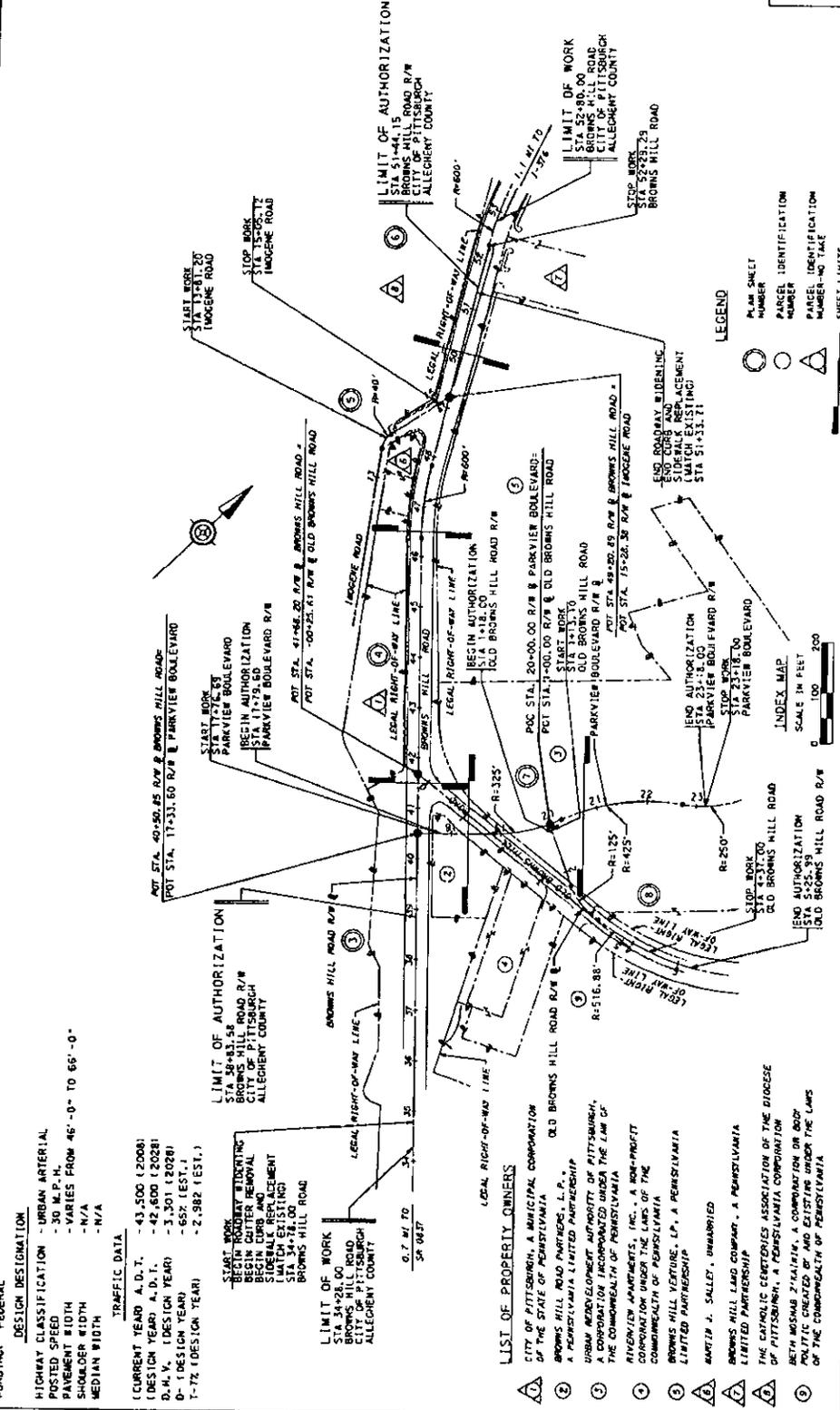
DESCRIPTION	SHEET
TITLE/INDEX SHEET	1
GENERAL NOTES	2
PROPERTY PLANS	3-6
PROPERTY PLATS	9-11

LIST OF PUBLIC UTILITIES	
NOTE: INFORMATION LISTED BELOW WAS VERIFIED BY THE CITY ENGINEER, PITTSBURGH, PA. ON 12/23/2008. 25452PTS AND 2846132 FOR PITTSBURGH CITY MAPS 15.	
—P—	PITTSBURGH WATER AND SEWER AUTHORITY 441 SUTHERFIELD STREET PITTSBURGH, PA 15222 CONTACT: (412) 251-1331
—G—	COMING STREET LIGHTS PITTSBURGH, PA 15221 12201 81ST STREET CONTACT: (412) 251-2345
—C—	COMCAST 300 CONKLISS STREET PITTSBURGH, PA 15220 CONTACT: (412) 251-1331
—E—	CONTRACTOR 223 NORTH SHOOK DRIVE PITTSBURGH, PA 15212 CONTACT: (412) 251-2345
—F—	COUSHEM LIGHTING COMPANY 411 SEVENTH AVENUE P.O. BOX 1930 PITTSBURGH, PA 15220 CONTACT: (412) 331-2178
—TV—	VERIZON OF PA, INC. 201 STAMPA STREET, 10TH FLOOR PITTSBURGH, PA 15222 CONTACT: (412) 633-3843

# EXHIBIT A

County of Allegheny  
 Pittsburgh, Pennsylvania  
 Department of Public Works  
 RIGHT-OF-WAY PLAN  
 FOR  
 WIDENING OF  
 BROWNS HILL ROAD  
 CITY OF PITTSBURGH  
 ALLEGHENY COUNTY

DES. BY: TWP (DR. BY: WRB) CH. BY: RJS  
 DATE: 4/08 SCALE: AS NOTED SHEET 1 OF 17 2735



APPROVED BY  
 DEPARTMENT OF PUBLIC WORKS

APPROVED BY  
 BY THE COUNTY MANAGER OF ALLEGHENY COUNTY,  
 THIS PROJECT WAS AUTHORIZED FOR PROPERTY  
 ACQUISITION BY THE ALLEGHENY COUNTY MANAGER  
 ON JUNE 3, 2008, AGENCY NO. 5891-00.

INDEX MAP  
 SCALE: 1" = 200'

LOCATION MAP  
 ALLEGHENY COUNTY

LEGEND  
 PLAN SHEET NUMBER  
 PARCEL IDENTIFICATION NUMBER  
 PARCEL IDENTIFICATION NUMBER-NO TAKE  
 SHEET LIMITS

SCALE IN FEET  
 0 100 200

**M E M O R A N D U M**  
**OFFICE OF THE COUNTY MANAGER**

TO: John Mascio  
Chief Clerk

FROM: James M. Flynn, Jr.   
County Manager

DATE: April 2, 2009

RE: Proposed Ordinance

ALLEGHENY COUNTY COUNCIL

'09 APR 2 AM 10:19

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Attached is an Ordinance authorizing the County of Allegheny to convey real property interests to the City of Pittsburgh.

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.