

Bill No. 8918-15

No. 18-15-OR

## AN ORDINANCE

Authorizing the County of Allegheny to transfer the entirety of Lowries Run/Mt. Nebo Road Loop/Roosevelt Road Extension, County Road Number 1190-02 to Ohio Township.

**Whereas**, Lowries Run/Mt. Nebo Road Loop/Roosevelt Road Extension, County Road Number 1190-02, was established as a County road by Court of Quarter Sessions No. 3 October Sessions, 1943, approved by the Court November 4, 1943 (see **Exhibit A**), with the realignment, relocation, and widening of Mt. Nebo Road, and the remainder of Lowries Run/Mt. Nebo Road was transferred to the Pennsylvania Department of Transportation by Act 615; and

**Whereas**, in order to reduce the mileage of County roads, with its resulting reduction in maintenance responsibility, the County Council of Allegheny County deems it advisable to transfer a portion of a certain County road, known as Lowries Run/Mt. Nebo Road Loop/Roosevelt Road Extension, County Road Number 1190-02, between its intersection with between S.R. 4022 (Mt. Nebo Road by S.R.4049 Nicholson Road) and S.R. 4022 (Mt. Nebo Road at S.R.4057 Roosevelt Road), including any of its adjacent rights-of-way, easements and facilities, within Ohio Township, which is depicted on the Location Map that is marked "**Exhibit B**" and on the Record Drawing, a schematic straight-line drawing depicting facilities along the road, drawn 1/29/2015, marked "**Exhibit C**" both being incorporated herein by reference (the "**Road**"); and

**Whereas**, Ohio Township by its Ordinance No. 317 enacted April 6, 2015, has indicated its willingness to accept future responsibility for owning and maintaining the Road; and

**Whereas**, Allegheny County Council deems the conveyance of the Road to Ohio Township to be in the public interest; and

**Whereas**, in accordance with Section 701.02 E of the County Administrative Code, the County Manager has authorized entering into a Road Transfer Agreement with Ohio Township to transfer the Road by Executive Action No. 5262-15 approved February 17, 2015; and

***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 a portion of Lowries Run/Mt. Nebo Road Loop***

Council hereby authorizes the transfer and conveyance of the Road, for One Dollar (\$1.00) and other valuable consideration, to Ohio Township (the "Township"). The Director of Public Works or his designee is authorized to execute in the name of the County, a Road Transfer Agreement wherein the Township will agree to take possession, ownership and responsibility for future maintenance of the Road following reconstruction of the Road by the County.

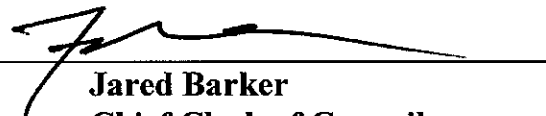
***Section 3. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance which shall be in full force and effect.***

***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 20<sup>th</sup> day of May, 2015

Council Agenda No. 8918-15

  
John DeFazio  
President of Council

Attest:   
Jared Barker  
Chief Clerk of Council

Chief Executive Office May 28, 2015

Approved:   
Rich Fitzgerald  
Chief Executive

Attest:   
Sonya Dietz  
Executive's Secretary



**Allegheny County  
Department of Public Works  
Mt Nebo Road Loop (Roosevelt Rd)**

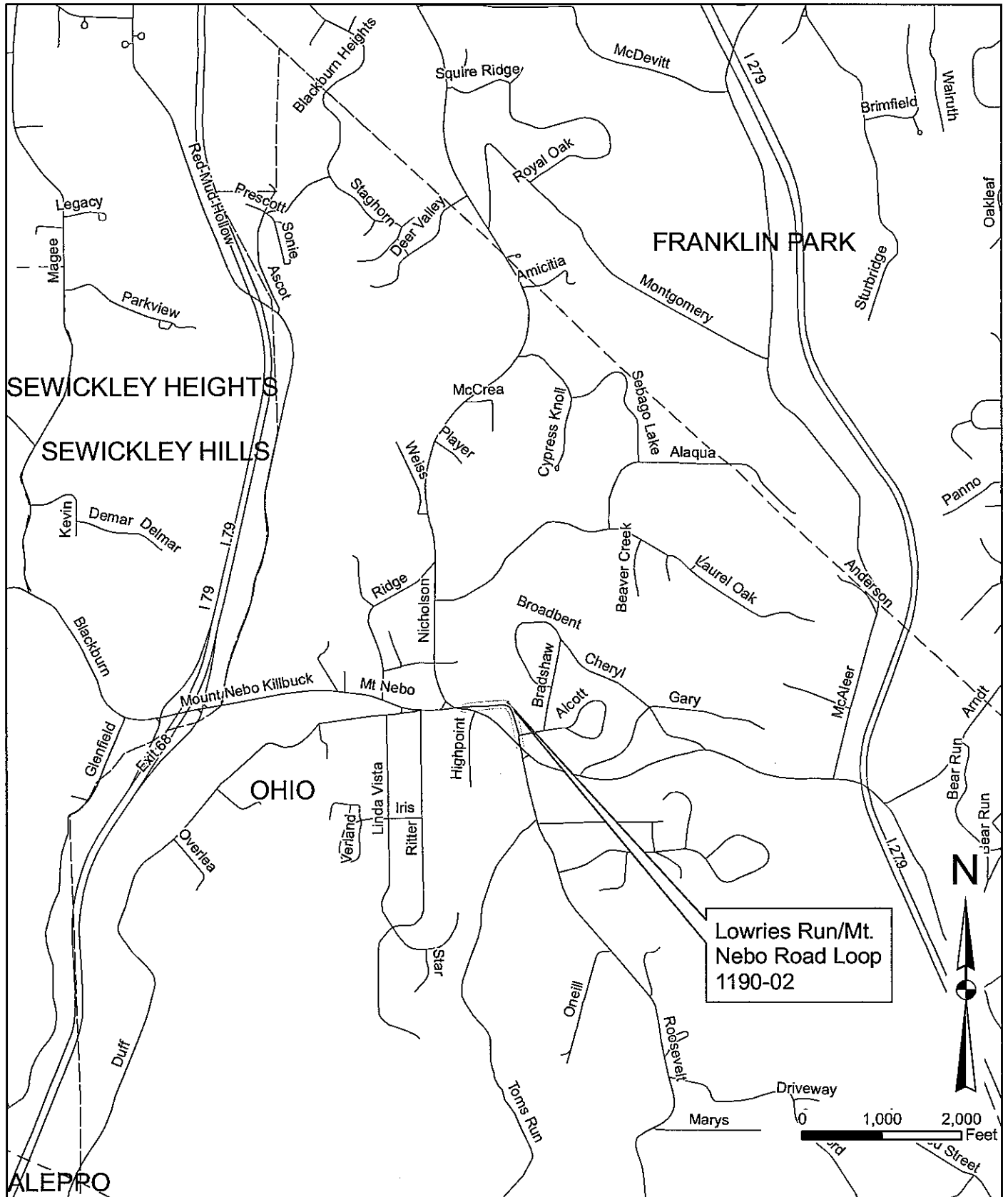
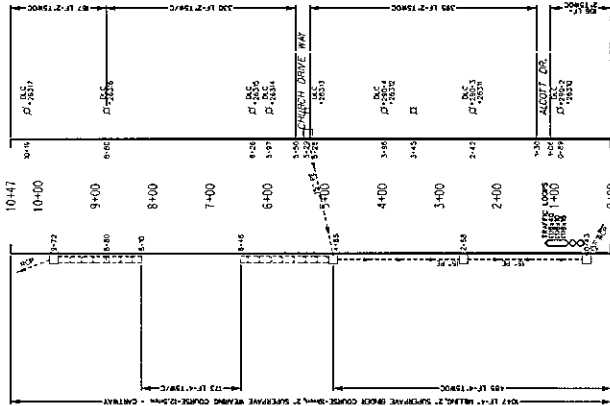


Exhibit B - Location Map

END  
WORK LIMITS  
MT. NEBO RD



WORK LIMITS  
BEGIN  
MT. NEBO RD

Exhibit C - Construction Drawing

REVISIONS

DATA COMPILED FROM FIELD BOOK NO. 4004, 4004-A, 4004-B

**County of Allegheny**  
Pittsburgh, Pennsylvania  
Department of Public Works

**CONSTRUCTION DRAWING**  
2015 CAPITAL ROADS  
RECONSTRUCTION PROGRAM  
MT NEBO ROAD LOOP (ROOSEVELT RD)  
OHIO TOWNSHIP  
PROJECT No. 7A00-1501

DR. BY: RUS	DES. BY: RUS	DATE: 2-24-2015
CH. BY: SOS	SCALE: 1" = 40'-0"	SHEET: 1 OF 1

## Summary Sheet Lowries Run Road Ordinance

The County and Ohio Township have entered into a Road Transfer Agreement whereby the County will repave Lowries Run Road Mt. Nebo Loop ("Road"). Following completion of the work, Ohio Township has agreed to take over future ownership and maintenance responsibilities. The proposed Ordinance is sought convey title to the Road from the County to Ohio Township. Ohio Township has already adopted an Ordinance agreeing to take over the Road.

**MEMORANDUM**

**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: April 16, 2015

RE: Proposed Ordinance

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Attached is an Ordinance authorizing the County of Allegheny to transfer the entirety of Lowries Run/Mt. Nebo Road Loop/Roosevelt Road Extension, County Road Number 1190-02 to Ohio Township

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.

APR 16 15 10:22 AM

ALLEGHENY COUNTY

COUNCIL