



CITY OF ALLENTOWN

No. 74

RESOLUTION

R - 2021

Introduced by the Administration on June 2, 2021

Authorizes permanent encroachment for 107 N 7th Street on N. Church Street - retaining wall, traffic bollard, pedestrian access barrier w/gate, bridge column (2), pedestrian bridge, trash cans (2), bike rack (10), bus shelter (3), digital sign.

Resolved by the Council of the City of Allentown, That

WHEREAS, Article 903.02, of the Codified Ordinances of the City of Allentown, relating to Permanent Obstructions, specifies the criterion and conditions under which permissible encroachments such as steps, porches, planters, fences, building projections, and service structures shall be permitted in the public right-of-way; and

WHEREAS, permissible encroachments may not exceed 1/3 of the sidewalk area measured from the property line and may not reduce the width of the abutting sidewalk to less than five feet; and

WHEREAS, permanent obstructions not permitted under the above criterion or approved by the Bureau of Building and Standards, may be permitted upon the expressed approval of Council in the form of a resolution; and

WHEREAS, such encroachments shall not impede or endanger the free flow of pedestrian or vehicular traffic; adversely affect the passage of light or air to adjoining properties; adversely affect in any other manner the health, safety or welfare of adjoining property owners or the public in general; or represent a significant variance from the number or size of encroachments existing in the immediate block area; and

WHEREAS, Linden Street Commons OP LP, the property owner as listed on the attached application, is requesting an encroachment at 107 N. 7th Street on North Church Street to install retaining wall @ North building, traffic bollard, pedestrian access barrier w/gate, bridge column (2), pedestrian bridge, trash cans (2), bike rack (10) bus shelter (3), digital sign; and

WHEREAS, Allentown City Council finds that the proposed encroachment will not substantially impact the public right-of-way.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Allentown, approves said encroachment and directs the Mayor to enter into an agreement on behalf of the City allowing the encroachment.

LEGISLATIVE TEMPLATE

- **What Department or bureau is Bill originating from? Where did the initiative for the bill originate?**

Permanent encroachment at 107 N 7th Street on N. Church Street which is more than 1/3 of the public right of way requiring council approval.

- **Summary and Facts of the Bill**

This permanent encroachment consists of on N. Church Street:
Retaining Wall @ North Bldg.
Traffic Bollard
Pedestrian Access Barrier w/gate
Bridge Column (2)
Pedestrian Bridge
Trash cans (2)
Bike Rack (10)
Bus Shelter (3)
Digital Sign

- **Purpose – Please include the following in your explanation:**
 - **What does the Bill do – what are the specific goals/tasks the bill seek to accomplish**
 - **What are the Benefits of doing this/Down-side of doing this**
 - **How does this Bill related to the City’s Vision/Mission/Priorities**

This will allow safety of pedestrian travel and other amenities for those in the area.

- **Financial Impact – Please include the following in your explanation:**
 - **Cost (Initial and ongoing)**
 - **Benefits (initial and ongoing)**

no cost to City

- **Funding Sources – Please include the following in your explanation:**
 - **If transferring funds, please make sure bill gives specific accounts; if appropriating funds from a grant list the agency awarding the grant.**

N/A

- **Priority status/Deadlines, if any**

High priority

- **Why should Council unanimously support this bill?**

These various upgrades will assist with pedestrian travel along with other helpful uses for citizens.