



CITY OF ALLENTOWN

No. 159

RESOLUTION

R - 2017

*Introduced by the Administration on September 6, 2017*

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**Authorizes encroachment of 1411 Union Boulevard Rear on Keats Street**

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***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 the 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**, Haven House, the property owner as listed on the attached application, is requesting an encroachment to install bollards and guiderail at existing egress doors into the public right-of-way, (this also includes the existing bollards and guiderail), which was denied by the Administration as it encroaches more than one third (1/3) into the right-of-way; 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 application to install bollards and guards at existing egress doors (one existing to get on file one new install) at 1411 Union Boulevard rear on Keats Street - Haven House.

- **Summary and Facts of the Bill**

The bollards and guiderail will be placed in the public right of way rear on Keats Streets area which will encroach more than 1/3.

- **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 permanent encroachment will include the existing and new install of bollards and guiderail for additional safety of the residents Haven House--see attached plan.

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

N/A

- **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?**

This will be an added safety feature for the residents of Haven House.