



CITY OF ALLENTOWN

No. _____

RESOLUTION

R173 - 2017

Introduced by the Administration on October 4, 2017

Allentown City Council finds that the proposed encroachment for a handicap ramp at 101 S 7th Street will not substantially impact the public-right-of-way and directs the Mayor to enter into an agreement on behalf of the City allowing the encroachment.

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, IBEW Local 375, the property owner as listed on the attached application, is requesting an encroachment to install a handicap ramp in the public right-of-way at 101 South 7th Street, 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.

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

Permanent encroachment application to install ADA ramp access to 101 S. 7th Street owner: IBEW Local 375.

- **Summary and Facts of the Bill**

This ramp will be placed in the right of way 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**

Reconstruct existing sidewalk as needed to meet slopes of landing at bottom of ramp and to construct ramp.

- **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?**

Meet ADA requirements.