



CITY OF ALLENTOWN

No. 115

**RESOLUTION**

**R - 2018**

*Introduced by the Administration on October 3, 2018*

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**Authorizes encroachment for trash and recycling bins at Turner & 6<sup>th</sup>, Turner & 7<sup>th</sup>, Turner & 8<sup>th</sup>, Tilghman & 6<sup>th</sup> and Turner between 6<sup>th</sup> and 8<sup>th</sup>**

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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**, 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**, Community Action Development Corporation of Allentown (CADCA) 523-525 N 7<sup>th</sup> Street Allentown PA 18101, the property owner as listed on the attached application, is requesting an encroachment to install trash bins (combination trash + recycling) @ Turner & 6<sup>th</sup>, Turner & 7<sup>th</sup>, Turner & 8<sup>th</sup>, Tilghman & 6<sup>th</sup> and Turner from 6<sup>th</sup> to 8<sup>th</sup>, which was denied by the Administration as it encroaches more than one third (1/3) into the right-of-way;

**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?**

This is a permanent encroachment request from Jesus Sadiua, Senior Planner of our Planning Department.

- **Summary and Facts of the Bill**

Combination of trash and recycling bins @ Turner & 6<sup>th</sup>, Turner & 7<sup>th</sup>, Turner & 8th Tilghman & 6<sup>th</sup> and Turner from 6<sup>th</sup> to 8<sup>th</sup> (see attached list and aerial plans)

- **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

Because these bins encroach more than 1/3 of the public right of way council approval is required.

- **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.

Upside Allentown

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

As soon as possilbe

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

Because of the high volume of pedestrian travel these bins will assist with the disposal of garbage making the clutter less in streets and sidewalks.

- **Committee Action**

- **Public Comments**

- **Body/Text of the Bill**

- **Exhibits**

- **Vote**