



CITY OF ALLENTOWN

No. 23

RESOLUTION

R - 2019

*Introduced by the Administration on March 20, 2019*

---

**Authorizes encroachment for Plaque placement @ Soldier & Sailor's Monument**

---

***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**, Lehigh County, the property owner as listed on the attached application, is requesting an encroachment to install a plaque approximately 10' east of the monument for council approval as the plaque will encroach more than one than (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. There is also Memorandum of Understanding to be signed by all involved parties; and

**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 for a bronze plaque

- **Summary and Facts of the Bill**

Plaque placement at the Soldier & Sailor's Monument @ 7<sup>th</sup> & Hamilton

- **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

50 1/6" x 34 1/16" bronze plaque that will encroach more than 1/3 of the public right of way (see attached).

- **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?**

Various site visits and approvals from LV Military Affairs Council have been done for this placement and this encroachment is the final step.