



CITY OF ALLENTOWN

No. 30215

RESOLUTION

R74 - 2021

*Introduced by the Administration on June 2, 2021*

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**Authorizes permanent encroachment for 107 N 7<sup>th</sup> 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.**

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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 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. 7<sup>th</sup> 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.

	Yea	Nay
Candida Affa	X	
Ce-Ce Gerlach	X	
Daryl Hendricks	X	
Cynthia Mota	X	
Joshua Siegel	X	
Ed Zucal	X	
Julio A. Guridy, President	X	
TOTAL	7	0

***THIS IS TO CERTIFY, That the above copy of Resolution No. 30215 was adopted by the City Council of Allentown on the 2<sup>nd</sup> day of June, 2021, and is on file in the City Clerk's Office.***

*Michelle P. Hahn*  
 \_\_\_\_\_  
 City Clerk

## LEGISLATIVE TEMPLATE

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

Permanent encroachment at 107 N 7<sup>th</sup> 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.



**ENCROACHMENT APPLICATION**

**ORDINANCE #13056** *12456*

PERMANENT   X    
TEMPORARY \_\_\_\_\_  
APPLICATION DATE   4/15/21  

PERMIT NO. \_\_\_\_\_  
DATE ISSUED \_\_\_\_\_  
FEE PAID \_\_\_\_\_

**INFORMATION TO BE FAXED TO THE ENGINEERING DEPARTMENT AT (610) 437-7614  
PLEASE PRINT OR TYPE CLEARLY WITH BLUE OR BLACK INK**

ADDRESS OF ENCROACHMENT:   107 N. 7th Street Allentown, PA 18101  

TIME PERIOD APPLIED FOR:   Permanent  

TYPE OF ENCROACHMENT:   Permanent  

IF DUMPSTER OR SCAFFOLDING:   N/A  

NAME OF SUPPLIER:   N/A   PHONE: \_\_\_\_\_

ADDRESS:   N/A  

NAME OF PROPERTY OWNER:   Linden Street Commons OP LP   PHONE:   610-674-4503  

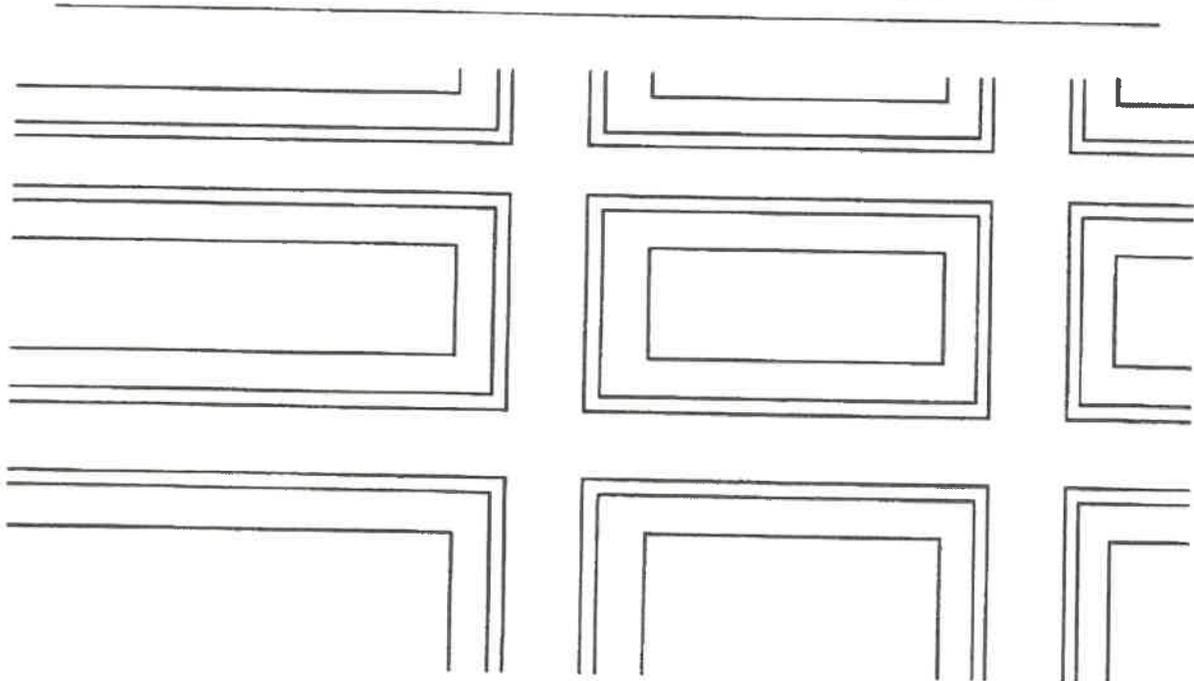
ADDRESS:   645 W. Hamilton Street Suite 600 Allentown, PA 18101  

NAME OF APPLICANT:   City Center Investment Corporation   PHONE:   610-674-4503  

ADDRESS:   645 W. Hamilton Street Suite 600 Allentown, PA 18101  

APPLICANTS SIGNATURE:   *Robert Di Lorenzo* Robert Di Lorenzo  

**ALL APPLICATION TO BE ACCOMPANIED BY A MEASURE SKETCH BELOW**



**ROUTING SHEET**

BUREAU OF DIVISION	DATE REC'D	DATE REVIEW COMPLETED	DATE APPROVED	*DATE REJECTED
K.P. <small>HARB</small>	5/5/21	5/6/21	5/6/21	
KS <small>ENG.</small>	4/16/21	5/4/21	5/4/21	
<small>INSP.</small>				
<i>RV</i> <small>TRAFFIC</small>	5/10/21	5/10/21	5/10/21	
<i>BT</i> <i>BBSS</i> <small>TRAFFIC</small>	5/12/21	5/12/21	5/12/21	
<i>FRA</i> <small>OTHER</small>	5/5/21	5/5/21	5/5/21	

Upon completion of review by those Bureaus/Divisions/Agencies checked above, return application to the Director of Code Enforcement (Building Standards and Safety – Inspection Division). If rejected Manager of Bureau/Division/Agency is to attach memo explaining reason(s).

If rejected or not permitted in accordance with the Ordinance, forward to the City Clerk for action by City Council.

✓ Approved

\_\_\_\_\_ Rejected

Craig Messinger /WR  
Director, Community Development or Designee

5-12-21  
Date

\* Encroachment more than 1/3 into the public right of way. Must go to city Council for approval. All items listed are also on Land Development right of way plan.

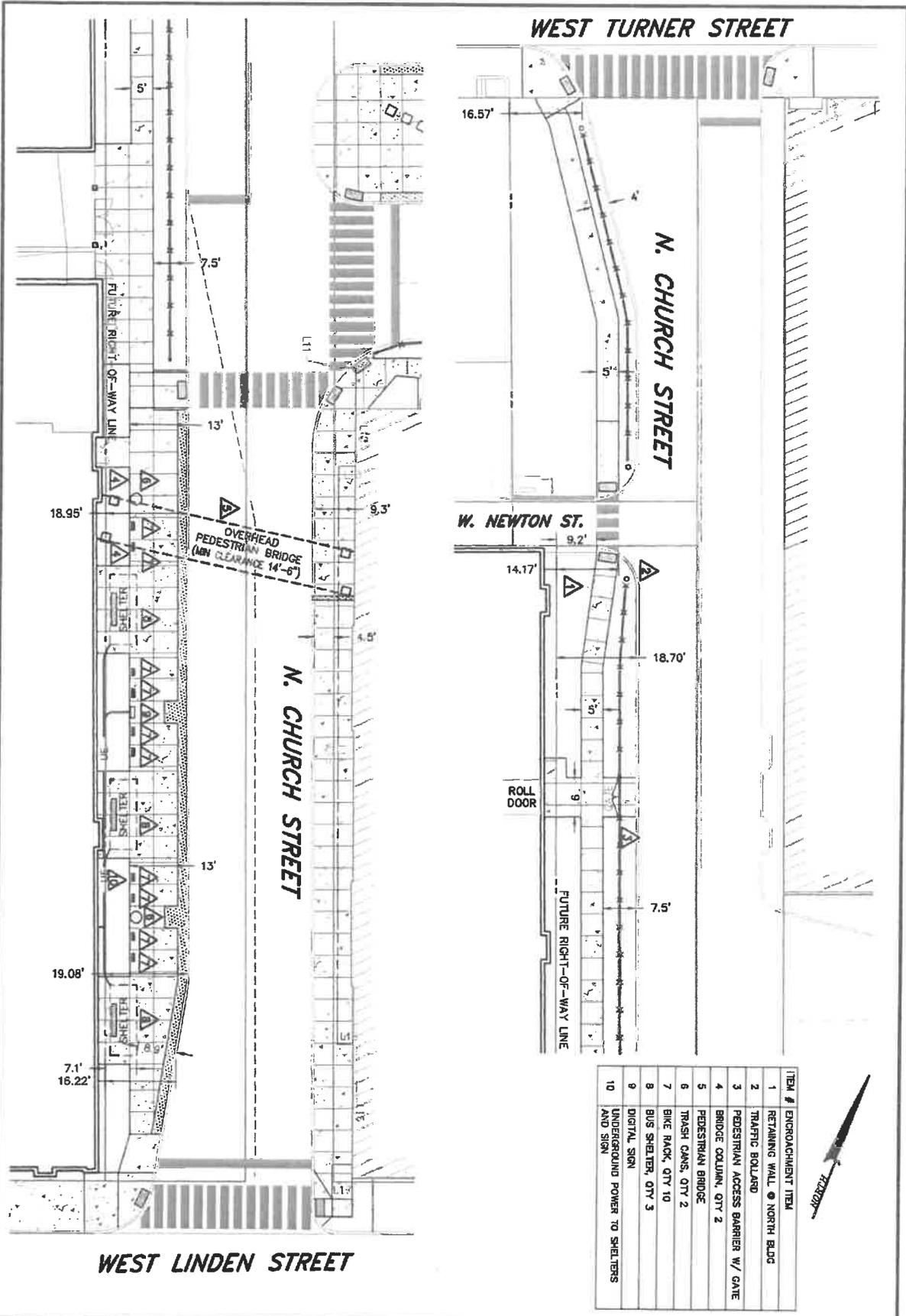
**ENCROACHMENTS TABULATION- LINDEN STREET COMMONS APTS**

Street: North Church

Applicant: City of Allentown

Based upon LD plans Revision 5, dated 1/21/21

Item #	Encroachment Item	Encroachment Width, ft	Min ROW Width From Curb Face, ft	Usable Sidewalk Width, ft	Permit Class
1	Retaining Wall @ North Bldg	9.2	14.17	5	Major
2	Traffic Bollard	1	18.70	5	Minor
3	Pedestrian Access Barrier w/ Gate	1	18.70	5	Minor
4	Bridge Column, Qty 2	3.2	18.95	13	Minor
5	Pedestrian Bridge	NA- Overhead	NA	NA	
6	Trash Cans, Qty 2	2	18.95	13	Minor
7	Bike Rack, Qty 10	1	18.95	13	Minor
8	Bus Shelter, Qty 3	7.1	16.22	8.9	Major
9	Digital Sign	1.1	18.95	13	Minor
10	Underground Power to Shelters and Sign	NA- Underground	NA	NA	



ITEM #	ENCROACHMENT ITEM
1	RETAINING WALL @ NORTH BLDG
2	TRAFFIC BOLLARD
3	PEDESTRIAN ACCESS BARRIER W/ GATE
4	BRIDGE COLUMN, QTY 2
5	PEDESTRIAN BRIDGE
6	TRASH CANS, QTY 2
7	BIKE RACK, QTY 10
8	BUS SHELTER, QTY 3
9	DIGITAL SIGN
10	UNDERGROUND POWER TO SHELTERS AND SIGN



CHURCH STREET ENCHROACHMENTS  
FOR  
**ATC RENOVATIONS PROJECT**  
CITY OF ALLENTOWN, 5TH WARD LEHIGH COUNTY, PA

**RETTEW**  
RETTEW Associates, Inc.  
815 Hamilton St., Suite 506, Allentown, PA 18101  
Phone (609) 738-8305  
Email: rettes@rettes.com  
Website: www.rettes.com

**DRAWN BY:** JAO  
**DATE:** 3/17/2021  
**SCALE:** 1"=20'  
**DWG. NO.:** 086772017