	Bill No	
No		

AN ORDINANCE

An Ordinance authorizing the County of Allegheny in conjunction with the Department of Public Works and the Law Department to acquire by condemnation, certain permanent rights-of-way and easements, including but not limited to, property in fee simple for permanent rights-of-way, drainage easements, and temporary construction easements from one (1) parcel required for the replacement of Beam Run Bridge No. 1 over Beam Run (BM01) located on Coal Valley Road (Chamberlain Road) County Road No. 5081-04 located in Jefferson Hills Borough, Allegheny County and to take such further action as may be necessary under applicable law, including but not limited to the Eminent Domain Code.

Whereas, the County Council of Allegheny County (the "Council") deems it advisable to acquire by condemnation, certain permanent rights-of-way, and easements, including but not limited to, property in fee simple for permanent rights-of-way, drainage easements, and temporary construction easements (the "Property") from one (1) parcel described hereinbelow for the purpose of replacing Beam Run Bridge No. 1 over Beam Run (BM01) located on Coal Valley Road (Chamberlain Road) County Road No. 5081-04 located in Jefferson Hills Borough, Allegheny County, Allegheny County (the "Project"); and

Whereas, the Project, has been depicted in the Right-of-Way Drawings identified as 26208-RW for the replacement of Beam Run Bridge No. 1 over Beam Run (BM01) located on Coal Valley Road (Chamberlain Road) County Road No. 5081-04 located in Jefferson Hills Borough, Allegheny County, County Project No. BM01-0403 approved August 2, 2023, recorded August 10, 2023 in the Allegheny County Department of Real Estate, Plans-HWY, Book 194, Page 52, and marked as "Exhibit A" attached hereto and made a part hereof;

Whereas, the Department of Public Works has determined the owners of Parcel 1, Robert F. Gibson and Marlene Gibson, husband & wife (25% undivided interest owner), Carol G. Przyborski, formerly Carol R. Gibson and Glen Przyborski, her husband (25% undivided interest owner), Charles G. Gibson, Jr. and Norma Gibson, husband and wife (19.44% undivided interest owner), and the Heirs of Ruth Gibson McMullin a/k/a Ruth L. Gibson, identified as Nancy J. Frame (6.11% undivided interest owner), Catherine L. Naugle (6.11% undivided interest owner), James A. Gibson (6.11% undivided interest owner), and David C. Gibson (6.11% undivided interest owner);

Whereas, due to the passage of time and exhaustion of reasonable, good faith efforts to reach an amicable resolution with the owners of all divided and undivided interests in the property, it became apparent that the required global amicable resolution would not be possible; therefore it is now necessary to authorize the acquisition of the Property through condemnation proceedings following exhaustion of reasonable, good faith efforts to amicably acquire said property.

Whereas, the Project constitutes a valid public purpose serving the interests of the residents of the County.

The Council of the County of Allegheny hereby enacts as follows:

SECTION 1. <u>Incorporation of the Preamble.</u>

The provisions set forth in the preamble to this Ordinance are incorporated by reference as set forth in their entirety herein.

SECTION 2. Authorization to Acquire Property by Condemnation.

That Council deems it advisable and necessary to acquire by condemnation, under the power of eminent domain, certain property necessary for the Project described more particularly as follows:

Parcel 1 – Robert F. Gibson and Marlene Gibson, husband & wife (25% undivided interest owner), Carol G. Przyborski, formerly Carol R. Gibson and Glen Przyborski, her husband (25% undivided interest owner), Charles G. Gibson, Jr. and Norma Gibson, husband and wife (19.44% undivided interest owner), and the Heirs of Ruth Gibson McMullin a/k/a Ruth L. Gibson, identified as Nancy J. Frame (6.11% undivided interest owner), Catherine L. Naugle (6.11% undivided interest owner), Jennifer A. Ferris (6.11% undivided interest owner), James A. Gibson (6.11% undivided interest owner), and David C. Gibson (6.11% undivided interest owner)

Lot/Block # 0768-C-00230-0000-00

Property: Right of Way in fee simple 0.080 acres (3,485 square feet); Drainage Easement 0.0015 acres (65 square feet); and temporary construction easement 0.0804 acres (3,502 square feet)

Estimated Just Compensation: \$2,000.00

SECTION 3. Notice to Interested Parties.

That Council directs the Department of Public Works in conjunction with the Law Department to notify interested parties as required by law of the adoption of this Ordinance with respect to property taken under the power of eminent domain.

SECTION 4. Application to Court.

That Council directs the Law Department to make immediate application to the Court of Common Pleas of Allegheny County for the purpose of having the value of said property legally ascertained.

SECTION 5. Severability.

If any provision of this Ordinance shall be determined to be unlawful, invalid, void, or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance, which shall be in full force and effect.

SECTION 6. Repealer.

Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the some affects this Ordinance.

Enacted in Council, this	day of		_, 2024
Council Agenda No		<u></u>	
		Patrick Catena President of Council	
Attest:			
Jared Bar	rker rk of Council		
Chief Executive Office _		, 2024	
Approved:Sa			
	ra Innamorato nief Executive		
Attest:			
Ste	ephen E. Pilarski eting County Manager		

Summary

Authorization to commence one (1) condemnation action (Parcel 1) in connection with the replacement of Beam Run Bridge No. 1 over Beam Run (BM01) located on Coal Valley Road (Chamberlain Road) County Road No. 5081-04 located in Jefferson Hills Borough, Allegheny County.

COUNTY	TOWNSHIP	DOMONON	COUNTY MOND	TOTAL SHEETS
ALL EGHENY		LIEFFERSON HILLS	COAL VALLEY	7
			ROAD	_
			(5081-04)	_

COUNTY OF ALLEGHENY



DEPARTMENT OF PUBLIC WORKS

DRAWINGS AUTHORIZING ACQUISITION

RIGHT-OF-WAY

COAL VALLEY ROAD (CHAMBERLAIN ROAD) (COUNTY ROAD NO. 5081-04) JEFFERSON HILLS BOROUGH, ALLEGHENY COUNTY, PA FROM STA 30+00.00 TO STA 32+25.00 LENGTH 225.00 FT. = 0.043 MI.

Z

40 FEET

HOR I ZONTAL VERTICAL

εÎ

CLASS COUNTY CODE, ACT OF JULY 28, 1953, P.L. 723, AS AMENDED AND PURSUANT TO THE ALLEGHENY COUNTY HOME RULE CHARTER LAW AND ALLEGHENY COUNTY ADMINISTRATIVE CODE. THIS PLAN PREPARED PURSUANT TO SECTION 2003(a) OF THE ADMINISTRATIVE CODE, AS AMENDED, 71 P.S. SECTION 513(a), AND SECTION 302(b) (3) OF THE EMINENT DOWAIN CODE, 26 PA.C.S. SECTION 302(b)(3), AND PURSUANT TO THE SECOND

HIGHWAY CLASSIFICATION = LOCAL ROAD DESIONS SFEED = 2.5 MPH or 10.00' (VARIES) SHOULDEN WIDTH = 2.0' TO 15.00' (VARIES) MEDIAN WIDTH = N/A

DESIGN DESIGNATION

BY THE COUNTY, EXECUTIVE, THROUGH THE MANAGER OF ALLEGHEN COUNTY. THIS PROJECT WAS AUTHORIZED FOR PROPERTY ACOUSTION BY THE ALEGRENY COUNTY MANAGER. S-3-33 DATE DRD HAMICE

APPROVED

County of Allegy

DEPARTMENT OF PUBLIC WORKS

MAIN PROJECT MANAGER RECOMMENDED W 1G C 15 NG INTERES. INC 1310 MARKSTON PAR. BROGGMAR PA. 15017

Department of Public Works

pilleburgh, prunsylvania

RIGHT-OF-WAY PLAN

FOR REPLACEMENT PP. OF

ASSISTANT DEPUTY D

7/21/2023 7/2/2435 DATE

T/24/2013

yoda C. Wood, gir sconrine

Hashily Off Holm 711 ass

Mecase & White

7,26,2975

WITNESS MY HAND AND SEAL OF DFFICE

IN PLANS-WISC. BOOK 194 PAGE 057

ON THIS \$7.0 pay of \$\int \text{AUQUST_BODS}\$, BEFORE ME. A NOTARY DUBLE (C. THE UNDERSTANGED OFFERER PERSONALLY APPERATED PROBLEM TO BE THE BESTON WING THE SATISFACTORITY PROVIDED TO BE THE ATTACHED PLAN, COMOSE DAD E. STANGETHEED TO THE ATTACHED PLAN, COMOSE DO E. TSERRATE SHEETS, DATA AS COMONITY MANAGER AND EXECUTED THE AUTHORIZED OF ALT AS COMONITY MANAGER AND EXECUTED THE LAND THE PROPERTY OF THE PROPERTY

ACKNOWLEDGEMENT

COMMONWEALTH OF PENNSYLVANIA COUNTY OF ALLEGHENY

RECORDED IN THE ALLEGHENY COUNTY DEPARTMENT OF REAL ESTATE IN

CURRENT A.D.T. = 2,668 (2023) DESIGN YEAR A.D.T. = 2,919 (2043)

TRAFFIC DATA

COUNTY, PA.

ALLEGHENY

THE LEGAL RIGHT-OF WAY ON COAL VALLE ROAD LICHARRENAND RAY RAD, SEPO, ON OS IA, 33-80.00 OO 15:33 FEET BASED ON THE ACT OF MAY 1, 1933, P.L. 103 SECTION 1105, S.A. SARNDED, IT HAS BEEN DEFEN AND MAINTAINED FOR THEN THE CONTROL OF SARNDED. THE THEN COUNTY, THERE IS NO PUBLIC RECORD OF ANY OTHER WIDTH.

THE FIFTERN (15) FOOT SANITARY SEWER SHOWN ON SHEET 5 IS BASED ON JEFFERSON ORDOUGH, ALLEGGENY COUNTY, PA VIEWERS PLAN, CONTRACT L-9, C-11480, DATED JANUARY 1978, REVISED JUNE 21, 1978

ALL REQUIRED RIGHT-OF-WAY FOR THIS PROJECT SHALL BE ACQUIRED IN FEE SIMPLE UNLESS CHEWISE OF THE STANCE IS ANY NOT TO BE ACQUIRED IN THE LESSER ESTATE OF INTHE LEAN SHEET.

COAL VALLEY ROAD CHAMBERLAIN ROAD SURVEY & R.W.C.

SUMMARY OF PROJECT COORDINATES

STATION

ROUTE

NOTE FOUR PLACE COORDINATES ARE FOR COMPUTATIONAL PURPOSES ONLY AND GO NOT IMPLY PRECISION BEYOND TWO DECIMAL PLACES.

THE HALF CIRCLE NUMBER INDICATES A SCALED DIMENSION.

HORIZONTAL CONTROL IS TIED TO THE PENNSYLVANIA STATE PLANE SOUTH ZONE BASED ON NAD 83 (CORS).

ALL CURVE DATA IS BASED ON THE ARC DEFINITION UNLESS OTHERWISE INDICATED. THE FOLLOWING SYMBOLS SHALL BE USED TO DEPICT SLOPE LIMITS: VERTICAL CONTROL IS BASED ON NAVD DATUM OF 1988,

CUT FILL

THE FILING OF THIS PLAN IS NOT A CONDEMNATION OF THE PROPERTIES DESIGNATED THEREIN AND DOES NOT IN ANY MANNER WHATSOEVER RESTRICT THE USE OR DISPOSAL THEREOF.

TEMPORARY CONSTRUCTION GASEWENT, AM EASEWANT TO USE THE LAWS AS MESSESSARY DURING CONSTRUCTION OF THE PROJECT. THE ASSEMBLT IS REQUIRED ONLY DUTIL THE CONSTRUCTION OF BY ONLY DUTIL THE CONSTRUCTION OF BY ONLY DUTIL THE CONSTRUCTION OF BY THE PLAN IS COMPLETED, UNLESS SOOMER RELINAULISHED IN WRITING BY THE COUNTY.

ODA HAGE ESSEMBLI. AN ESSEMENT SERVENT SER THE CONSTITUTION, MASCETTON, MANUFLANCE REPAIR EECONSTITUTION AND ALTERATION OF ALIGHWAY DRAINGE FACILITIES, THE EASEMENT SHALL NO THE PROPERTY OF THE PROPERTY FLOW OF MATER, MOREVER, NO STRUCTURE OF ANY KIND WAY BE EEGICED IN THE AREA, NOR MAY PER EIGH DITCH BE CONNECTED TO THE COUNTY.

PRIVATE ROPERTY LINES ARE LOTTOE FROM THE DEBLO OF RECORD, RECORDED SUBJUYIS TON ONE LOT PLANS. EXISTING TOPCORAPHICAL FEATURES AND LIMITED FILED DATA. PRIVATE PROPERSIONAL LAND SURVEYOR RESPONSIBLE FOR THE PROJESSIONAL LAND SURVEYOR RESPONSIBLE.

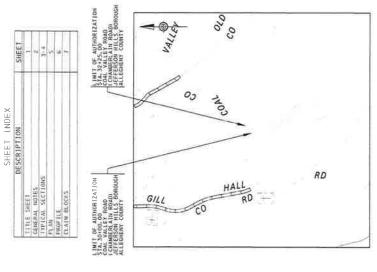
THIS PROPERTY PLOT IS NOT TO BE SUBSTITUTED FOR A BOUNDARY SURVEY. BEAM RUN IS A NON-NAVIGABLE STREAM.

TOPOGRAPHIC SURVEY BASED ON THE SURVEY BY KAG ENCINEERING, INC. COMPLETED ON SEPTEMBER 14, 2022.

1,353,325,3213 1,353,384,0451 1,353,425,350 1,353,443,9072 1,353,452,5456 1,353,449,0499 SUMMARY OF RIGHT-OF-WAY COORDINATES 361,239,4059 361,266,3935 361,309,5256 MORTH LYI 30+33, 00 16, 5 111, ** 30+33, 00 46, 50 83, ** 31+15, 00 26, 00 83, ** 32+25, 00 20, 00 81, ** 32+25, 00 16, 5 81, ** 30-33,-00 16,-5 (1). • 30-30,-01 16,-5 (1). • 31-50,-00 16,-5 (1). • STATION ROUTE CACAL VALLEY ROAD CHAMBERLAIN ROADI

NOTE: FOUR PLACE COORDINATES ARE FOR COMPUTATIONAL PURPOSES ONLY AND DO NOT IMPLY PRECISION BEYOND TWO DECIMAL PLACES.

INDICATES A SCALED STATION ON DINENSION



				INTERSTATE	U. S. ROUTE	STATE ROUTE	DETOUR
MAP	EET	2,000		C			
LOCATION MAP	SCALE IN FEE	0 1,000 2,000	LEGEND	STATE ROAD AND IDENTIFIER	TOWNSHIP ROAD	(CITY OR BOROUGH STREET)	MUNICIPAL BOUNDARY
				950			1

WEST ESSENTIMENT INC. J. 18 7-70-1023 Yendrely O Bales Dur INC DICHLERNS, INC. ZTON EROMNISMLE ROLD TOTAL ENOUGH TO THE SERVICE AND PROFESSIONAL UMD SUF

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CONTRACTOR OF TRACTORS AND ACTUBEN CONTRACTORS AND ACTUBEN ACT		The same of the sa
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7/21/2023

26208-RW 1 (BM01) GENERAL NOTES BEAM RUN BRIDGE NO. 1 over BEAM RUN BM01-0403

RIGHT-OF-WAY DRAWING

BM01

Hillshurgh, Vennayhnnin Department of Public Works

County of Allegheny

SE ANUTE

40 Br SCALE AS SHOWN сн ву ЛС.Ж DM. WY A.D.P. DATE 7/20/23

EQUAL ITIES

NONE

PARCEL IDENTIFICATION NUMBER - NO TAKE

NAMOY J. FRAME, CATHERINE L. MAUGLE.
J. SERVIETE A. FERBAS, JAMES A. G1850N
AND OATID C. 57850N, IN HIS OWN
RIGHT, AS TENANTS IN COMMON (

PROPERTY OWNERS

DESIGNER SERIAL NO 2022 1433209

TOLL FREE TELEPHONE NO: (800) 242-1776

PENNSYLVAVIA CNE CALL

(412) 384-0097 412) 350-5927

BONOUGH OF JEFFERSON HILLS

'n

MINE VOLPE

COMPANY REPRESENTATIVE

LIST OF PUBLIC UTILITIES

TELEPHONE (412) 350-5343

UTILITY COMPANY

LEGEND

MATTHEW SAUTOR KANSTATLER

501 COUNTY OFFICE BLDG 542 FORBES AVE PITTEBURGH, PA 15219-2904 MAILING ADDRESS

501 COUNTY OFFICE BLDG 542 FORBES AVE PITTSBURDH, PA 15219-2904 MES OUR CLAIRTON RD. JEFFERSON HILLS, PA 15025

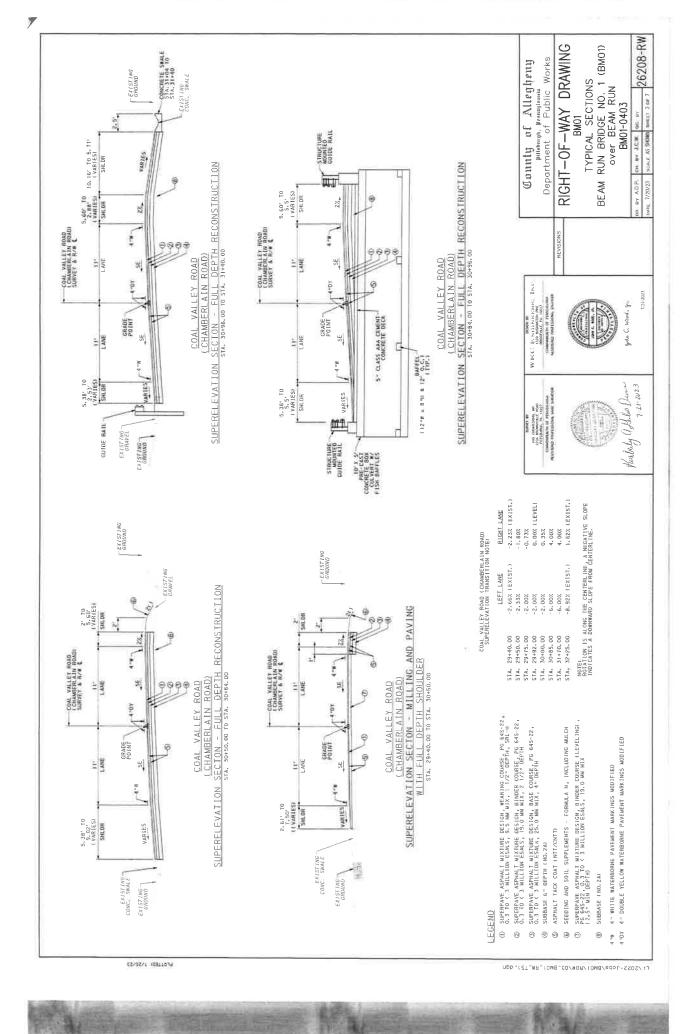
ALLEGHENY COUNTY DEPT, OF PUBLIC WORKS NEFT OF PUBLIC MORKS

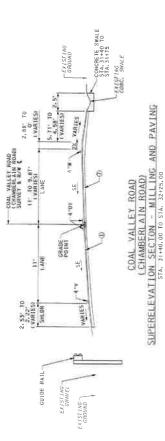
TABULATION OF OVERALL LENGTH AND AUTHORIZATION LENGTH

OVERALLI COAL VALLEY ROAD (CHAMBERLAIN ROAD) STA, 28+75.00 TO STA, 33+00.00 = 425.00 FT, = 0.080 ML. AUTHORIZATIONI COAL VALLEY ROAD (CHAMBERLAIN ROAD) STA, 30+00.00 TO STA, 32+25.00 = 225.00 FT, = 0.083 ML.

PARCEL IDENTIFICATION NUMBER - TAKE

LEGEND





NOTE:
1. PAINT VERTICAL SURFACES WITH
1. PG 64S-22 FOR NOTCHES)
(INCIDENTAL TO BINDER COURSE)

OVERLAY TRANSITION WITH PAYING NOTCH

TRAVERSE SAW CUT (INCIDENTAL TO CLASS 18 EXCAVATION)

N.T.S. STA. 29+40.00 STA. 32+25.00

WILLING OF BITUMINOUS PAVEMENT SURFACE, VARIABLE DEPTH (PER CROSS-SECTIONS)

MILLING OF BITUMINOUS PAVEMENT SURFACE, 2" DEPTH (INCIDENTAL TO PAVING ITEMS) MILLING AND PAVING LIMIT RECONSTRUCTION 00 /00

VARIES

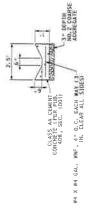
4" SEAL (INCIDENTAL)

000

300

EXTST INC BITCH INDUS SURFACE

EXTERNO SUBBASE



-2.23x (EXIST.) -1.80x -0.73x 0.00x (LEVEL) 0.35x 4.00x 1.62x (EXIST.)

-2.66% (EX15T.)
-2.33%
-2.00%
-2.00%
-6.00%
-6.00%

514, 29+40,00 514, 29+50,00 514, 29+75,00 514, 39+92,00 514, 30+95,00 514, 31+70,00 517, 32+25,00

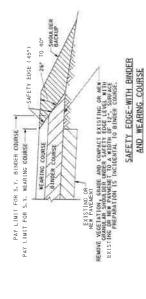
RICHT LANE

COAL VALLEY ROAD (CHAMBERLAIN ROAD) SUPERELEVATION TRANSITION NOTE:

NOTE: ROTATION IS ALONG THE CENTERLINE, A NEGATIVE SLOPE INDICATES A DOWNWARD SLOPE FROM CENTERLINE.

STA. 31+04.00, RT. T0 STA. 31+75.00, RT. N. T.S.

NOTE: 1. SPACE CONSTRUCTION JOINTS AT 10' 0.C. 2. CONSTRUCT PER PUB. 408, SEC. 640 AND PUB. 72-, RC-64M.



EGEND

- (1) SUPERPAVE ASPHALT MIXTURE DESIGN, WEARING COURSE, PG 645-22, 0.3 TO < 3 MILLION ESALS, 9.5 MM MIX, I 1/2" DEPTH, SRL-H
 - SUPERPAVE ASPHALT MIXTURE DESIGN, BINDER COURSE, PG 645-22, 0.3 TO < 3 MILLION ESALS, 19.0 AM MIX, 2 1/2" DEPTH 0
 - SUPERPAVE ASPHALT MIXTURE DESIGN, BASE COURSE, PG 645-22, 0.3 TO < 3 MILLION ESALS, 25.0 MM MIX, 4" DEPTH ත
 - SUBBASE 6" DEPTH (NO, 2A)
 - ASPHALT TACK COAT (NTT/CNTT)
 - SEEDING AND SOIL SUPPLEMENTS = FORMULA N, INCLUDING MULCH **9 6 6**
- SUPERPAVE ASPHALT MIXTURE DESIGN, BINDER COURSE (LEVELING). 66 45-22, 0, 3, 370 < 3 MILLION ESALS, 19.0 MM MIX (2.5" MIN DEPTH)
 - SUBBASE (NO, 2A)

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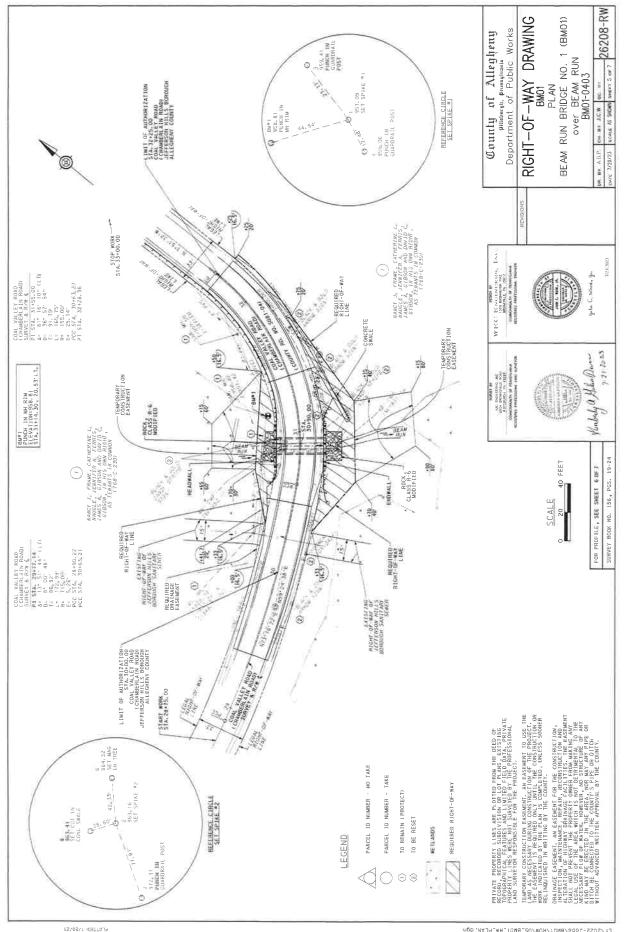
- SUPERPAVE ASPHALT MIXTURE DESIGN, WEARING COURSE (SCRATCH) : PG 64S-22, 0.3 TO < 3 MILLION ESALS, 9.5 MM MIX, SRL-H (0.5" DEPTH) 9
- 4" WHITE WATERBORNE PAVEMENT MARKINGS MODIFIED
- 4" DOUBLE YELLOW WATERBORNE PAVEMENT MARKINGS MODIFIED

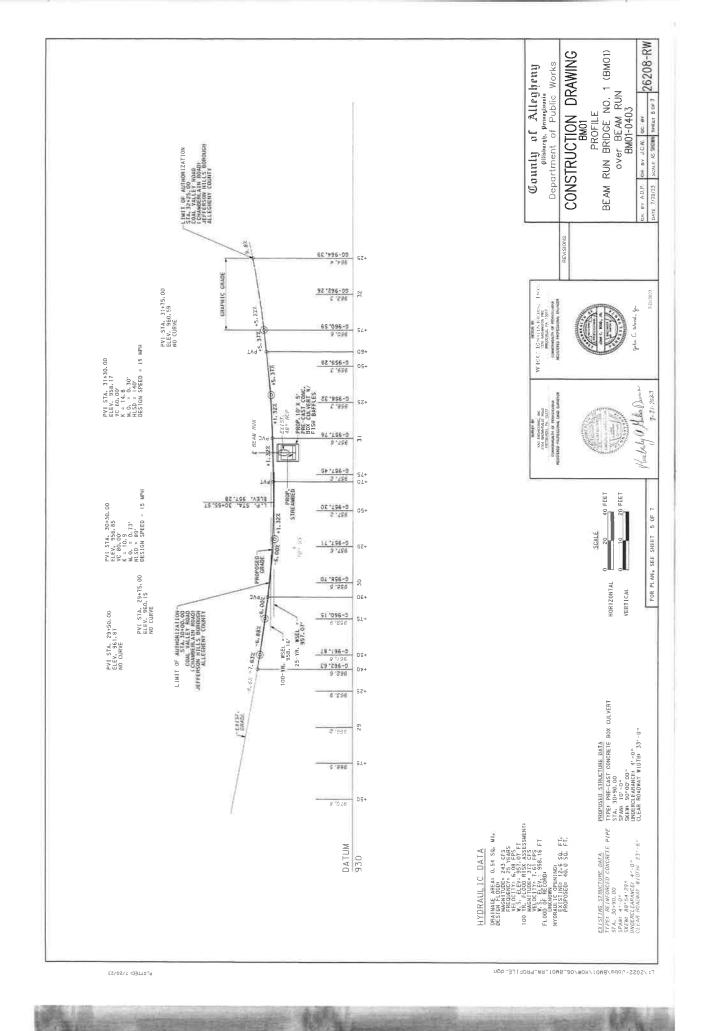


DATE 7/20/23 SCALE AS \$100ml INVEST 4 Gar 2 RIGHT-OF-WAY DRAWING TYPICAL SECTIONS
BEAM RUN BRIDGE NO. 1 (BM01)
over BEAM RUN BM01-0403

#illsturgh, Prinsylvania Department of Public Works County of Allegheny

WEC ENGI





VERTFICATION DATE 7/20/2 GRANTORIS, DAVID E, GIBSON, EXELUTOR OF THE ESTATE OF RUTH L. GIBSON AZAZA RUTH GIBSON MCMULLEN, DECEASED ACRES REQUIRED AREA TO SEE A RIGHT OF WAY OF REALMAGE ORALINGE ON STRUCTION OF SERVING TO SERVING T RIGHT-OF-WAY CLAIM INFORMATION COUNTY OF ALLEGHENY AREAS
DEED
CALCULATED
ADVERSES
LECAL R/W
EFFECTIVE
TOTAL REGUD R/M
TOTAL RESDUE
RESIDUE T
RESIDUE T DEED BOOK 14341 PAGE 566. DATE OF DEED 1726,2010 DATE OF RECORD 8,22,2010 LOT 230. BLOCK 766-C.

PRIVATE PROPERTY LINES ARE PLOTTED FROM THE DEED OF RECORD, RECORDED 1900 IVIS ON OF LOT PLEASE, EXTSINATO PROPERABILIST, REALIZES AND LIMITED FIELD DATA, MILVATE PROPERTY LINES MERE AND STANETED BY THE OFFICES LOWAL LAND SURVEYOR RESPONSIBLE FROM THE PROJECT.

TEMPORARY CONSTRUCTION EASEMENT. AN EASEMENT TO USE THE LAND. AS REESSAME VORMEN CONSTRUCTION FOR THE PRODUCT. THE EASEMENT IS RECURRED ONLY UNIT. THE CONSTRUCTION OF SECURIOR OF THE PLAN OF THE CONSTRUCTION. THE CONSTRUCTION OF THE CHIRAL THE CONSTRUCTION.

THIS RIGHT-OF-WAY CLAIM INFORMATION IS NOT TO BE SUBSTITUTED FOR A BOUNDARY SURVEY.

Pillshugh, Prunsylvavia Department of Public Works County of Allegheny

2

RIGHT-OF-WAY DRAWING

1 (BM01) CLAIM BLOCKS
BEAM RUN BRIDGE NO. 1
over BEAM RUN
BM01-0403

26208-RW AND AS SHAW Wall on J.C.W. BY A.D.P.

1000 to W ICC Postarios