

Pittsburgh Post-Gazette

ONE OF AMERICA'S GREAT NEWSPAPERS

234 YEARS OF SERVICE

SATURDAY, AUGUST 15, 2020

VOL. 94, NO. 14, 8/15/20

FINAL

9th Circuit ends Calif. ban on large gun magazines

The Associated Press

SACRAMENTO, Calif. — A three-judge panel of the 9th U.S. Circuit Court of Appeals on Friday threw out California's ban on high-capacity ammunition magazines, saying the law violates the U.S. Constitution's protection of the right to bear firearms.

"Even well-intentioned laws must pass constitutional muster," appellate Judge Kenneth Lee wrote for the panel's majority. California's ban on magazines holding more than 10 bullets "strikes at the core of the Second Amendment — the right to armed self-defense."

He noted that California passed the law "in the wake of heart-wrenching and highly publicized mass shootings," but he said that isn't enough to justify a ban whose scope "is so sweeping that half of all magazines in America are now unlawful to own in California."

California Attorney General Xavier Becerra's office said it is reviewing the decision and that he "remains committed to using every tool possible to defend California's gun safety laws and keep our communities safe."

Gun owners cannot immediately rush to buy high-capacity magazines because a stay issued by the lower court judge remains in place.

But Mr. Becerra did not say if the state would seek a further delay of Friday's ruling to prevent an immediate buying spree if the lower court judge ends that restriction. Gun groups estimated that more than a million high-capacity ammunition magazines may have legally flooded into California during a one-week window before the judge stayed his ruling three years ago.

SEE **GUNS**, PAGE WA-6

Hazelwood will have a brewery once again

By Bob Batz Jr.
Pittsburgh Post-Gazette

Not many people know that the city neighborhood of Hazelwood has a brewery. It's a four-story brick building built in 1905 where people used to make and sell Hazelwood Famous Beer and, later, after Prohibition, Derby Brewing Co.'s Moerlein lager and pilsner. It closed in 1938, and the structure has since housed other businesses including a demolition company that did not demolish it.

By next year, beer is to again be brewed on-site as well as consumed at the building at 5007-5111 Lytle St.

The Progress Fund plans to reopen it as a brewery. Make that three breweries, each with its own separate brewing spaces on the first floor, viewable through glass windows on the street. They'll share a big beer garden on the other side, by the main entrance. Each brewery will serve its own beers and share a third-floor bar area and seating area, as well as a rooftop deck, with views of the

SEE **BREWERY**, PAGE WA-11

Crime down in first half of year but up in June

By Loretta Wimbley
Pittsburgh Post-Gazette

Property crimes, violence and other illegal activity across Pittsburgh saw a significant decrease in the first six months of the year, but June trends show a climb in numbers, according to Pittsburgh police.

While homicides have always fluctuated, a decline in overall crime in Pittsburgh continued in the midst of the coronavirus pandemic. City police reported last week that Pittsburgh saw a 16.4% decrease in overall crime between Jan. 1 and June 30 compared with the same time last year. Crime in Pittsburgh has seen a 24.7% decrease overall compared with the past five years across all six police zones, city police spokeswoman Cara Cruz reported.

A portion of the data was

released from the city police's annual Uniform Crime Report. Part I crimes are broken into two main categories: violent crimes and property crimes. The former includes murder, rape, robbery and aggravated assault. Violent crimes saw a 15% decrease in the first six months of 2020, compared with an average from the past five years, the report stated. Property crimes (such as burglary, theft and arson) were cut nearly in half over the past 5½ years.

City police said they remain alert to changing crime patterns.

"As we have seen, some businesses closed temporarily, others have remained closed, and many residents remained home in an effort to slow the pandemic," Ms. Cruz said in an emailed statement. "While the Bureau doesn't ascribe

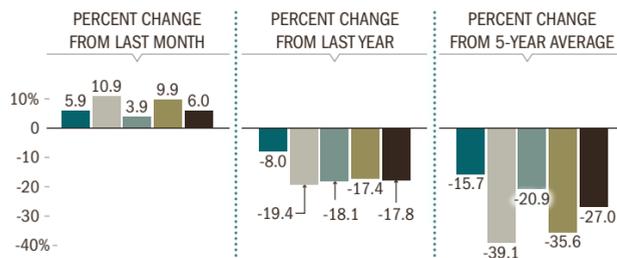
SEE **CRIME**, PAGE WA-4

June crime: up from May, down from 2019

CITY-WIDE % CHANGE FROM LAST MONTH, LAST YEAR, PAST 5 YEARS

KEY

- Part I: violent crime (murder, rape, robbery, aggravated assault)
- Part I: property crime (burglary, theft, vehicle theft, arson)
- Part II: all other nonmiscellaneous offenses
- Part I total: person and property
- Grand total: parts I and II



Source: Pittsburgh police, Crime Analysis Unit

James Hilston/Post-Gazette



Steph Chambers/Post-Gazette

Rick Telesz, a Lawrence County farmer and 2016 Trump voter who says his third-generation family farm has taken a hit from President Donald Trump's tariffs, walks his property Wednesday in Volant.

Volant farmer to speak at DNC on why he's switching to Biden

By Julian Routh
Pittsburgh Post-Gazette

A Lawrence County farmer who voted for Donald Trump in 2016 and says the president's trade war has threatened the existence of his third-generation family farm will speak at the Democratic National Convention which begins Monday.

Rick Telesz, a 62-year-old dairy and soybean farmer who runs Telesz Family Farm in Volant, was tapped by the

Democrats to speak as part of their convention program highlighting Americans from different backgrounds and political affiliations across the U.S.

A registered Democrat who said he's never voted a straight ticket, Mr. Telesz voted for Barack Obama twice before casting a ballot for Mr. Trump in 2016, convinced that the real estate businessman would "drain the swamp" and "look after the working man."

"He's a hell of a salesman," Mr. Telesz said.

"And a tremendous con man," he added. "He conned me."

Insisting that his farm has been shaken by retaliatory Chinese tariffs that were a direct consequence of the president's trade war, Mr. Telesz said he will vote for Democrat Joe Biden this November.

Mr. Telesz is expected to address the virtual convention and make the case that Mr. Trump, over four years, "has not done anything positive" for

SEE **FARMER**, PAGE WA-4

Two years on, grand jury's impact on diocese still lingers

By Peter Smith
Pittsburgh Post-Gazette

Two years after a landmark grand jury report told a sordid history of sexual abuse by priests and its cover-up by their superiors, the Roman Catholic Diocese of Pittsburgh is still coming to terms with its impact.

Just this week, 28 people filed lawsuits or notices of intent to sue in Allegheny County Court of Common Pleas, while a local lay group issued a report sharply critical of the diocese's response, which it said is marked by "clericalism" and a bunker mentality.

Bishop David Zubik said Friday he marked the somber anniversary with prayers at Mass for the survivors of abuse. He said he believes the diocese has taken important steps in responding to the report, even as it undergoes a vast program of parish mergers and responds to unanticipated challenges, such as the pandemic.

"Over the course of the two years, we've worked very hard to be ever more present to victim/survivors and acknowledge their need for healing," he said.

On Aug. 14, 2018, a statewide grand jury issued a report into sexual abuse and cover-up spanning seven decades in six of Pennsylvania's dioceses, including Pittsburgh's. The report made headlines worldwide and, combined with scandals elsewhere during what one Catholic journal called a

SEE **DIocese**, PAGE WA-4

Virus flare-ups in Europe force club closings, mask orders

The Associated Press

PARIS — New flare-ups of COVID-19 are disrupting the peak summer vacation season across much of Europe, where authorities in some countries are reimposing restrictions on travelers, closing nightclubs again, banning fireworks displays and expanding mask orders even in chic resort areas.

"Unfortunately, this virus doesn't play ball," British Transport Secretary Grant Shapps told Sky News.

The surges have spread alarm

across Europe, which suffered mightily during the spring but appeared in recent months to have largely tamed the coronavirus in ways that the U.S., with its vaunted scientific prowess and the extra time to prepare, cannot seem to manage. The continent's hardest-hit countries — Britain, Italy, France and Spain — have recorded about 140,000 deaths in all.

In addition to clubs and alcohol-fueled street parties, large family gatherings — usually abounding with hugs and kisses — have been cited as a source of new outbreaks in several European countries.

A new public awareness campaign by Spain's Canary Islands depicts a family gathering for a grandfather's birthday, with people taking off masks and embracing. The grandfather ends up in a hospital bed with COVID-19.

In France, thousands of vacationing Britons scrambled to return home Friday to avoid having to self-quarantine for 14 days following Britain's decision to reimpose restrictions on France because of a resurgence of infections there. Ferries added extra trips back to England, and trains were running out of space.

Some of the toughest new measures were announced in Spain, which has recorded almost 50,000 confirmed COVID-19 cases in the past 14 days.

Health Minister Salvador Illa, after an emergency meeting with regional leaders, said nightclubs nationwide were ordered to close. Visits to nursing homes will be limited to one person a day for each resident for only one hour.

"We can't be undisciplined," Mr. Illa said.

In Italy, also faced with a

SEE **VIRUS**, PAGE WA-9

To view our complete coverage of the COVID-19 pandemic, go to <https://newsinteractive.post-gazette.com/coronavirus>

GENE THERAPY

Mary Trump calls out the media in her book about The Donald. **Page WA-2**

BALLOT BOXES

USPS warns states about tight deadlines for mail-in ballots. **Page WA-6**

NO RESERVATIONS

Despite state orders, some restaurants open at full capacity. **Page WA-12**

ONLINE TODAY: Experience compelling, in-depth multimedia reports on news, sports and entertainment at <https://bit.ly/PGinteractives>

post-gazette.com



6 08136 26302 5

The Progress Fund to bring brewery back to Hazelwood

BREWERY, FROM WA-1

main drag of Second Avenue — just across the railroad tracks — as well as the Monongahela River, the adjacent 178-acre Hazelwood Green site, Oakland and the Downtown skyline.

“Is this not cool?” said Progress Fund President and CEO David Kahley as he stood up there while giving a tour of the raw space last month.

The project was presented during the city Zoning Board of Adjustment’s virtual meeting Thursday because it seeks special exceptions for commercial parking in a residential district (three employee spaces) and off-site parking (five spaces) on a shared alley. If those exceptions are granted (the board has 60 days), Mr. Kahley says it would just need the city to sign off on the building permit for construction to proceed.

The Progress Fund has purchased lots on either side of the former brewery as well as what was once an icehouse behind it, as part of what it envisions as a craft drinks destination and an anchor to Hazelwood’s future.

No government money has been spent to acquire the property, notes Mr. Kahley. The Progress Fund did get a \$1 million grant this year from the Richard King Mellon Foundation and, in 2018, \$4.5 million of \$14 million in R.K. Mellon economic development grants for the neighborhood. The Progress Fund used its share “to assemble real estate holdings, rehabilitate historic property, and construct new industrial space in Hazelwood,” according to R.K. Mellon.

This is an unusual project for The Progress Fund, which normally doesn’t function as a developer, but Mr. Kahley says the plan is to help Hazelwood the way it has helped trail towns such as West Newton. Possible tenants include Straub Brewery, which brews in St.

Marys, Elk County.

“What an exciting project,” says Straub President and CEO Bill Brock.

His family-owned brewery worked with The Progress Fund on its new Visitors Center & Tap Room and it would like to be part of Hazelwood.

“Everything about it feels good,” including that it would give the brewery a physical presence in its biggest market.

“It would be a good place to meet a lot of those customers,” he says.

Other possible brewers are Travis Tuttle, one of the co-founders of Butler Brew Works in Butler County. He says his “hat is in the ring” to be part of this “great project,” which he would do as a spinoff from Bonafide Beer Co., a small brewery and taproom that he is in the process of launching on 21st Street in the Strip District this year with PA Libations’ Christian Simmons.

“It’s go-to easy-drinking beers,” says Mr. Tuttle, who may work with yet another brewery to contract-brew the first batches. He notes that if Bonafide is to also brew in Hazelwood, “we’re going to put a lot of emphasis on hiring people from there and nearby areas.”

Another possible tenant is Mike Potter, the owner of Black Brew Culture and co-founder of the Fresh Fest Black beer festival, for whom this would be his first brewing venture. He did not comment.

While they’ll all have their own first-floor brewhouses, equipped with seven-barrel systems, and their own second-floor storage rooms, they’ll share the rest of the building, which will have a big elevator for customers to access on the beer garden side.

That, says Mr. Kahley, was partially a nod to the people who live on the other side of Lytle Street, which eventually will be opened into Hazelwood Green, the former LTV Coke Works

that’s being developed into a tech hub with housing and other amenities.

“We wanted to have a big impact on Hazelwood, and we wanted to go big,” he says of the project.

If the initial phase is successful, it could grow with the addition of a distillery in the former icehouse structure, which for many years operated as a lumber company.

Between the two will be a parking lot and an expansive outdoor space, which in these COVID-19-crimped times, looks even more attractive than it normally would. Food trucks will park there. While the brewery building itself won’t have a restaurant — “It’s all about the beer tastings,” Mr. Kahley stresses — it may have a third-floor space where sandwiches and other prepared foods could be served.

“I think there’s tremendous potential,” says Joe Hackett, landscape architect and principal with LaQuatra Bonci Associates, who is helping to lead the restoration. He’s looking forward to reusing brick, foundation stones from a long-gone addition and Belgian block recovered from behind the brewery, which will be restored, but kept, as he puts it with a grin, “sweaty and old.”

Mr. Kahley notes that one top corner of the building was clipped off by a 1990s tornado when it housed a hydraulics company. “It’s a survivor,” he says. And still bomb-shelter solid, as they learned when they stripped off some of the old cork that once insulated the interior walls. The lead designer is Will Hopkins of Tai + Lee Architects.

While The Progress Fund has most of the \$4.9 million construction funding in hand, Mr. Kahley will be working over the next six months to secure about \$500,000 for touches such as the landscaped beer garden and rooftop deck.

Sam Reiman, director and



An architectural rendering of what the former Hazelwood Brewing Co. on Lytle Street will look like after its restoration. Will Hopkins/Tai + Lee architects

trustee at the Richard King Mellon Foundation, lauds The Progress Fund for preserving the Hazelwood history of the place, perhaps including it in a brand of beer made there, and for thinking about keeping prices affordable to a wide range of residents as well as tourists.

“There’s a lot of thought going into this in terms of how you fully integrate this into the community.”

Pittsburgh and the surrounding area already have scores of breweries, but Mr. Kahley believes there’s plenty of room for more — “Have you been to Napa?” he says, referencing that winery-filled region. The idea for Hazelwood, he says, is to help “create some life here.”

Mr. Reiman acknowledges that the pandemic will have an effect, but elements



The third floor will be the main indoor seating space in the former Hazelwood Brewing Co. building, which will house three breweries. Alexandra Wimley/Post-Gazette

of this project such as multiple tenants sharing the costs of one space, “That was relevant before COVID, and now it’s even more relevant.”

City Councilman Corey O’Connor, who was instrumental in helping The Progress Fund acquire two adjacent lots that previously generated complaints, says he’s looking forward to the

brewery becoming a destination that connects all the new things happening in Hazelwood with the old things that built it.

“You’re going back to the roots of what the neighborhood was.”

Bob Batz Jr.: bbatz@post-gazette.com, 412-263-1930 and on Twitter @bobbatzjr.

rateSeeker.com
Pittsburgh Post-Gazette

Mortgage Guide

Institution	30 yr APR	30 yr Fixed	Product	Rate	Points	Fees	% Down	APR	Phone Number / Website	NMLS # / License #	
West View Savings Bank	3.072%	Rate: 3.000	15 yr fixed	2.375	0.000	\$495	20%	2.624	724-935-7400	NMLS# 662375	
		Points: 0.000	20 yr fixed	2.875	0.000	\$495	20%	2.975			
		Fees: \$495	15 yr jumbo	2.625	0.000	\$495	20%	2.687			
		% Down: 20%	30 yr jumbo	3.125	0.000	\$495	20%	3.163			
www.wvsbank.com											
Westmoreland Federal Savings & Loan	3.134%	Rate: 3.125	15 yr fixed	2.625	0.000	\$191	20%	2.641	724-539-9755	NMLS# 518302	
		Points: 0.000	10 yr fixed	2.500	0.000	\$191	20%	2.524			
		Fees: \$191	15 yr jumbo	2.500	0.000	\$191	25%	2.505			
		% Down: 20%	3% DOWN WITH PMI. WE DO NOT SELL OUR LOANS! 10YR JUMBO 2.258% APR								
www.wfsavings.com											
Advocate Mortgage Services	CALL	Rate: CALL	We wont be beat! Pgh phone #, Pgh based!						412-921-1300	NMLS# 100276	
		Points: CALL	Local Pgh Co. over 20 yrs, Call for more rate options								LIC# 44820
		Fees: CALL	Open Sat & Sun 9-12 and by appointment								
		% Down: CALL	Call Keith Eliou 412-921-1300 ext.13 or email keith@elioulaw.com								
www.advocatemortgageservices.com											
Sky Financial Services Inc.	2.558%	Rate: 2.500	15 yr fixed	2.375	0.000	\$200	20%	2.392	610-282-3000	NMLS# 141744	
		Points: 0.125	10 yr fixed	2.375	0.000	\$200	20%	2.400			
		Fees: \$1050	20 yr fixed	2.500	0.000	\$1050	20%	2.570			
		% Down: 20%	Consistent Rate Leader. Great Rates. Quality Service.								
www.skyfinancialloans.com											

Rate Criteria: The rates and annual percentage rate (APR) are effective as of 08/11/20. All rates, fees and other information are subject to change without notice. RateSeeker, LLC. does not guarantee the accuracy of the information appearing above or the availability of rates and fees in this table. The institutions appearing in this table pay a fee to appear in this table. Annual percentage rates (APRs) are based on fully indexed rates for adjustable rate mortgages (ARMs). The APR on your specific loan may differ from the sample used. All rates are quoted on a minimum FICO score of 740. Conventional loans are based on loan amounts of \$165,000. Jumbo loans are based on loan amounts of \$510,401. Lock Days: 30-60. Points quoted include discount and/or origination. Payments do not include amounts for taxes and insurance. The APR may increase after consummation and may vary. FHA Mortgages include both UFMIP and MIP fees based on a loan amount of \$165,000 with 5% down payment. Points quoted include discount and/or origination. Fees reflect charges relative to the APR. If your down payment is less than 20% of the home’s value, you will be subject to private mortgage insurance, or PMI. VA Mortgages include funding fees based on a loan amount of \$165,000 with 5% down payment. If your down payment is less than 20% of the home’s value, you will be subject to private mortgage insurance, or PMI. “Call for Rates” means actual rates were not available at press time. To access the NMLS Consumer Access website, please visit www.nmlsconsumeraccess.org. To appear in this table, call 773-320-8492.