

No. 08-17-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the Oliver Miller Homestead Associates to continue to use a certain portion of the County's South Park for the operation of the historical property known as the Oliver Miller Homestead.

Whereas, since on or about September 23, 1976, Oliver Miller Homestead Associates, with the permission of the County, have established and developed the original Oliver Miller Homestead stone farmhouse; and

Whereas, the County deems it in the public interest to authorize the Oliver Miller Homestead Associates to continue to operate the historic and architecturally significant Oliver Miller Homestead in South Park; and

Whereas, Article IV, Section 2(k) of the Allegheny County Home Rule Charter vests County Council with the power and duty by ordinance to lease or permit the use of County real estate property.

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

SECTION 1. Incorporation of the Preamble.

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

SECTION 2. Authorization of the Continued Use of County Real Property.

A. Allegheny County Council hereby approves the continuation of Oliver Miller Homestead Associates' use of a certain portion of the County's South Park the operation of the historical property known as the Oliver Miller Homestead. This authorization is through December 31, 2019, with the understanding that the authorization will extend through December 31, 2021, upon the mutual agreement by the County and Oliver Miller Homestead Associates.

B. The appropriate County officers and officials are hereby authorized to execute any and all documents necessary to effectuate the purposes of this Ordinance.


SECTION 3. 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 4. Repealer. *Any Resolution and Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*

Enacted in Council, this 15th day of April, 2017

Council Agenda No. 10038-17


John DeFazio
President of Council

Attest: 
Jared Barker
Chief Clerk of Council

Chief Executive Office April 25, 2017

Approved: 
Rich Fitzgerald
County Executive

Attest: 
Sonya Dietz
Executive Secretary

SUMMARY OF LEGISLATION

The attached legislation would permit Oliver Miller Homestead Associates to continue to use certain Allegheny County-owned real property in the County's South Park on which is standing a historical farmhouse known as The Oliver Miller Homestead as a venue to conduct tours, historical re-enactments and educational activities. The appropriate County officers and officials would be authorized to take such action as would be necessary to carry out the purposes of the authorization granted in the legislation.

M E M O R A N D U M
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: February 16, 2017

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the Oliver Miller Homestead Associates to continue to use a certain portion of the County's South Park for the operation of the historical property known as the Oliver Miller Homestead.

The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

I am requesting that this item be placed on the agenda at the next Regular Meeting of Council.

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