

No. 24-17-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Allegheny County Budo-Kai to use a structure on Brownsville Road in the County's South Park.

Whereas, Allegheny County Budo-Kai is currently using a structure on Brownsville Road in the County's South Park and has done so for many years, to conduct martial arts instruction and related activities; and

Whereas, the Allegheny County Budo-Kai wishes to continue to use the structure on Brownsville Road without interruption; and

Whereas, the Allegheny County Budo-Kai has offered participants an opportunity to participate in martial arts practice, competitions and related events; and

Whereas, the County believes that permitting Allegheny County Budo-Kai to the designated structure in the County's South Park for the use of martial arts activities will inure to the benefit of the citizens of Allegheny County; 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 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 to permit the use of County Real Property.

- A. Allegheny County Council hereby approves the continued use of a structure on Brownsville Road in the County's South Park by Allegheny County Budo-Kai.
- B. The term of this authorization begins October 1, 2017 and continues through September 30, 2020.

- C. The proper officers of the County are hereby authorized to execute any and all documents necessary to effectuate the authorization granted by this legislation.

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 *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Resolution.*

Enacted in Council, this 8th day of November, 2017

Council Agenda No. 12300-17

John P. DeFazio
John DeFazio
President of Council

Attest: [Signature]
Jared Barker
Chief Clerk of Council

Chief Executive Office November 9, 2017

Approved: [Signature]
Rich Fitzgerald
County Executive

Attest: [Signature]
Sonya Dietz
Executive Secretary

SUMMARY OF LEGISLATION

The attached legislation would permit Allegheny County Budo Kai to use certain Allegheny County-owned real property in the County's South Park – specifically a structure on Brownsville Road near the South Park Fairgrounds field – as a venue to conduct martial arts activities. The authorization begins on October 1, 2017 and continues through September 30, 2020.

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: September 7, 2017

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Allegheny County Budo-Kai to use a structure on Brownsville Road in the County's South Park.

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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ALLEGHENY COUNTY COUNCIL