

No. 12-17-OR

AN ORDINANCE

An Ordinance authorizing the County of Allegheny to acquire two parcels of land totaling approximately 15.1346 acres located at 1404 Noblestown Road (SR 3048) in Collier Township and identified as tax parcel Nos. 331-F-9 and 9929-X-1134 from Mary Jane Jessep for \$123,500.00 for the purpose of enlarging Settler's Cabin Park.

Whereas, the Allegheny County Parks Foundation completed construction of the first phase of a trail within the Settler's Cabin Park, hereinafter called the "Park," to extend the Park's trail and to connect the Park and its trail to an existing trail outside of the Park known as the Panhandle Trail; and

Whereas, the County, by and through its Department of Parks, is desirous of extending its trail along the north side of Noblestown Road westward to its intersection with Gregg Station Road, hereinafter called the "Trail", for purposes of connecting the Trail to the Panhandle Trail; and

Whereas, the Trail alignment proposed by the Department of Parks passes through two parcels of certain privately owned real property totaling approximately 15.1346 acres located at 1404 Noblestown Road (SR 3048) in Collier Township and identified as tax parcel Nos. 331-F-9 and 9929-X-1134, hereinafter the "Property"; and

Whereas, the Property is depicted on a Deed Plot Drawing marked "Exhibit A" and attached hereto; and

Whereas, the County Department of Public Works, at the request of the County Manager, had the Property appraised by an independent general real estate appraiser who determined the fair market value of the Property to be \$123,500.00; and

Whereas, Mary Jane Jessep, the owner of the Property, whose mailing address is 6040 Beaver Dam Lane, Mint Hills, NC 28227-5214, has expressed her willingness to sell the Property to the County for the aforesaid appraised fair market value; and

Whereas, Section 5 -701.02 of the County Administrative Code authorizes the County to acquire real property for carrying out any of the functions of the County with the approval of County Council; and

Whereas, the County Council of Allegheny County is of the considered opinion that the acquisition of the Property for the appraised fair market value of \$123,500.00 to enlarge the Park

and to enable the development of the second phase of the Trail is in the best interests of the citizens of the County.

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 Acquire Property.

- A. That County Council of Allegheny County, in accordance with the provisions of the Home Rule Charter and Administrative Code, does hereby approve the acquisition of the Property by the County of Allegheny from Mary Jane Jessep for the appraised fair market value of \$123,500.00;
- B. The appropriate County officers and officials are authorized to prepare and execute such agreements and related documents, in conjunction with the County Law Department, as required to effectuate the purchase and take such other action as is necessary to carry out the purpose of the authorization granted herein.


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 Ordinance.

**[REST OF PAGE INTENTIONALLY LEFT BLANK.
SIGNATURE PAGE TO FOLLOW.]**

Enacted in Council, this 23rd day of May, 2017

Council Agenda No. 10168-17



John DeFazio
President of Council

Attest: 

Jared Barker
Chief Clerk of Council

Chief Executive Office May 25, 2017

Approved: 

Rich Fitzgerald
Chief Executive

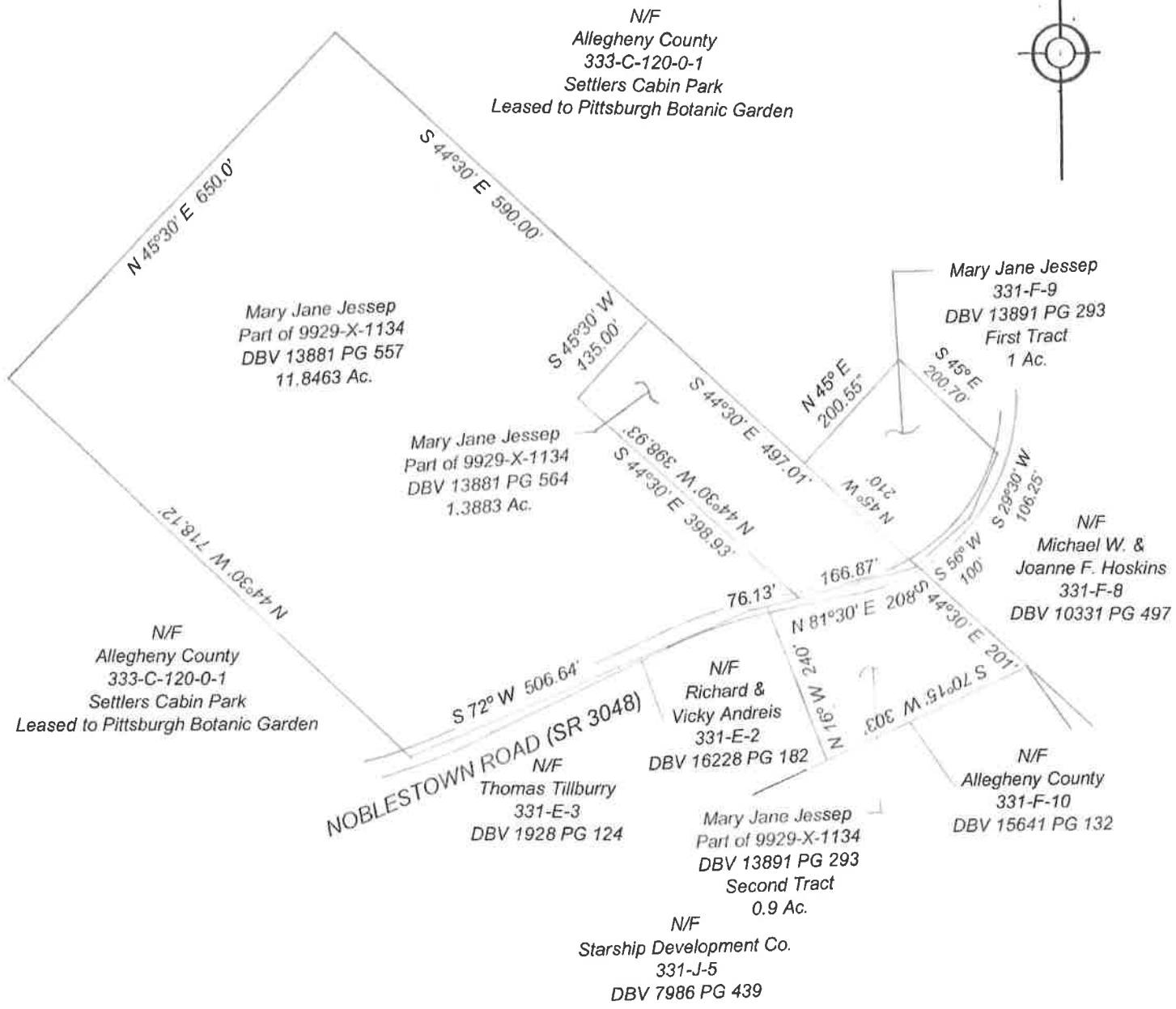
Attest: 

Sonya Dietz
Executive's Secretary

SUMMARY OF LEGISLATION

March 29, 2017

This Ordinance authorizes the acquisition of two parcels totaling approximately 15.1346 acres to enlarge Settler's Cabin Park and to enable the development of the second phase of a trail to connect Settler's Cabin Park with the Panhandle Trail in Collier Township. Mary Jane Jessep, the Property owner, has agreed to sell the Property for the appraised value of \$123,500.00.



DEED PLOT DRAWING
FOR EXPANDING SETTLER'S CABIN PARK
PROPERTY OF MARY JANE JESSEP
1404 NOBLESTOWN ROAD
COLLIER TOWNSHIP, ALLEHENY COUNTY, PA
April 20, 2017

EXHIBIT A

MEMORANDUM
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: May 4, 2016

RE: Proposed Ordinance

Attached is an Ordinance authorizing the County of Allegheny to acquire two parcels of land totaling approximately 15.1346 acres located at 1404 Noblestown Road (SR 3048) in Collier Township and identified as tax parcel Nos. 331-F-9 and 9929-X-1134 from Mary Jane Jessep for \$123,500.00 for the purpose of enlarging Settler's Cabin 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.

2016 MAY 4 - AM 10:30
COUNTY MANAGER'S OFFICE
COUNTY MANAGER