

No. 26-17-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing OTB Bikeworks to use a structure on Pearce Mill Road in the County's North Park known as the North Park Boathouse.

Whereas, OTB Bikeworks is currently using a structure on Pearce Mill Road, adjacent to the North Park Lake in the County's North Park, and has done so for several years, to manage a café and full-service restaurant; and

Whereas, OTB Bikeworks wishes to continue to use the structure on Pearce Mill Road without interruption; and

Whereas, OTB Bikeworks has offered patrons a quality dining experience and food service; and

Whereas, County Council believes that permitting OTB Bikeworks to use the designated structure in the County's North Park for the use as a café and restaurant 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 Pearce Mill Road in the County's North Park by the OTB Bikeworks.
- B. The term of this authorization begins on October 1, 2017, and continues through September 30, 2028.

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 *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*

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

Council Agenda No. 10333-17



John DeFazio
President of Council

Attest: 

Jared Barker
Chief Clerk of Council

Chief Executive Office November 9, 2017

Approved: 

Rich Fitzgerald
County Executive

Attest: 

Sonya Dietz
Executive Secretary

SUMMARY OF LEGISLATION

The attached legislation would permit OTB Bikeworks to use certain Allegheny County-owned real property in the County's North Park – specifically, a structure located on Pearce Mill Road, adjacent to the North Park Lake, known as the North Park Boathouse – as a venue to manage a café and full-service restaurant. The authorization begins on October 1, 2017, and continues through September 30, 2028. 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.

Received
10/5/17
10:48 am

MEMORANDUM

OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: October 5, 2017

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing OTB Bikeworks to use a structure on Pearce Mill Road in the County's North Park known as the North Park Boathouse.

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.