

**No. 27-20-OR**

**AN ORDINANCE**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Mon Valley Express Drum & Bugle Corps, also known as Mon Valley Express, Inc., to use a structure on Brownsville Road in the County's South Park.

**WHEREAS**, the Mon Valley Express Drum & Bugle Corps is currently using a structure on Brownsville Road, near the South Park Fairgrounds in the County's South Park, and has done so for many years, to conduct a marching band and music-related activities; and

**WHEREAS**, the Mon Valley Express Drum & Bugle Corps wishes to continue to use the structure on Brownsville Road without interruption; and

**WHEREAS**, the Mon Valley Express Drum & Bugle Corps has offered young patrons and opportunity to participate in marching band practices and competition; and

**WHEREAS**, County Council believes that permitting Mon Valley Express Drum & Bugle Corps to use the designated structure in the County's South Park for the use for music 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 the Mon Valley Express Drum & Bugle Corps.
- B. The term of this authorization begins on October 1, 2020, and continues through September 30, 2023.

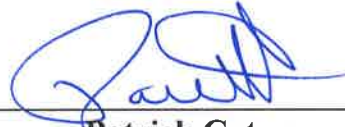
C. The proper officers of the County are hereby authorized to execute any and all documents necessary to effectuate the authorization granted by this legislation.

**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 20<sup>th</sup> day of October, 2020,

Council Agenda No. 11604-20



Patrick Catena  
President of Council

Attest:



Jared Barker  
Chief Clerk of Council

Chief Executive Office October 20<sup>th</sup>, 2020



Approved:

Rich Fitzgerald  
County Executive

Attest:



Jennifer M. Liptak  
Chief of Staff

## **SUMMARY OF LEGISLATION**

The attached legislation would permit Mon Valley Express Drum & Bugle Corps to use certain Allegheny County-owned real property in the County's South Park – specifically, a structure located on Brownsville Road, adjacent to the South Park Fairgrounds – as a venue to conduct music activities. The authorization begins on October 1, 2020 and continues through September 30, 2023. 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: September 3, 2020

RE: Proposed Ordinance

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Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Mon Valley Express Drum & Bugle Corps, also known as Mon Valley Express, Inc., 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.