

*No. 20-21-OR*

**AN ORDINANCE**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, that would authorize South Park Radio Kontrol Society's (SPARKS) continued use of certain Allegheny County-owned real property in the County's South Park to manage a radio control model aircraft field.

**Whereas**, South Park Radio Kontrol Society is currently using real property on Brackenridge Drive in the County's South Park for purposes of flying small radio control model aircraft and managing the flying field, and has done so for many years; and

**Whereas**, South Park Radio Kontrol Society wishes continued use of County-owned real property on Brackenridge Drive without interruption; and

**Whereas**, County Council believes that permitting South Park Radio Kontrol Society continued use of the designated property in the County's South Park for these purposes 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 real property on Brackenridge Drive in the County's South Park by South Park Radio Kontrol Society to operate a radio control model aircraft field.
- B. The term of this authorization begins on upon Council approval and continues through October 31, 2024. At the County's sole discretion, this approval may be extended for two additional years.


- 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 *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*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 26<sup>th</sup> day of October, 2021

Council Agenda No. 12031-21

  
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Patrick Catena  
President of Council

Attest:   
\_\_\_\_\_  
Jared Barker  
Chief Clerk of Council

Chief Executive Office October 27<sup>th</sup>, 2021

Approved:   
\_\_\_\_\_  
Rich Fitzgerald  
County Executive

Attest:   
\_\_\_\_\_  
Jennifer M. Liptak  
Chief of Staff

## SUMMARY OF LEGISLATION

The attached legislation would permit South Park Radio Kontrol Society (SPARKS) continued use of certain Allegheny County-owned real property along Brackenridge Drive in the County's South Park for purposes of flying small radio control model aircraft and managing the flying field. The authorization begins upon Council Approval and continues through October 31, 2024. At the sole discretion of the County, this approval may be extended for two additional years. 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.

**MEMORANDUM**  
**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: September 23, 2021

RE: Proposed Ordinance

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Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, would authorize South Park Radio Kontrol Society (SPARKS) continued use of certain Allegheny County-owned real property in the County's South Park to manage a radio control model aircraft field.

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.