

No. 25-23-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Mon Valley Express Drum & Bugle Corps to continue to use a structure in the County's South Park for marching band and music-related activities.

Whereas, Mon Valley Express Drum & Bugle Corps currently has exclusive use of a structure on Brownsville Road in the County's South Park known as Fairgrounds Building # 7; and

Whereas, for many years Mon Valley Express Drum & Bugle Corps has utilized the structure for purposes of repairing musical instruments, conducting group and individual music rehearsals, and operating other band-related activities; and

Whereas, the Mon Valley Express Drum & Bugle Corps wishes to continue to use the structure for the same purpose without interruption; and

Whereas, the County believes that permitting Mon Valley Express Drum & Bugle Corps to continue to utilize the designated structure in the County's South Park for music-related 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 exclusive use of a structure on Brownsville Road in the County's South Park known as Fairgrounds Building #7 by Mon Valley Express Drum & Bugle Corps music-related activities.

- B. 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. Effective Date.

The Ordinance shall become effective October 1, 2023 and continue until September 30, 2026.

SECTION 4. 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 5. 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 *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*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 12th day of September, 2023.

Council Agenda No. 12787-23



Patrick Catena
President of Council

Attest: 

Jared Barker
Chief Clerk of Council

Chief Executive Office September 18th, 2023

Approved: 

Rich Fitzgerald
County Executive

Attest: 

Jennifer Liptak
County Manager/Chief of Staff

SUMMARY OF LEGISLATION

The attached legislation would permit Mon Valley Express Drum & Bugle Corps to continue to have exclusive use of certain Allegheny County-owned real property on Brownsville Road in the County's South Park known as Fairgrounds Building # 7 as a venue to conduct music-related activities.

The Ordinance shall become effective October 1, 2023, and continue through September 30, 2026.

The proposed Ordinance authorizes the appropriate County officers and officials 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: Jennifer M. Liptak
County Manager

DATE: August 24, 2023

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Mon Valley Express Drum & Bugle Corps to continue to use a structure in the County's South Park for marching band and music-related activities.

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.