

*No. 34-16-OR*

**AN ORDINANCE**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the conveyance of one parcel of land located at 2416 New England Road in the Borough of West Mifflin known as Block 469-G, Lot 29 to William J. Barker.

**Whereas**, William J. Barker, having an address of 2404 New England Rd.; West Mifflin, PA 15122; and

**Whereas**, by deed dated December 9, 2005 and recorded in the Department of Real Estate at Deed Book Volume 12770 Page 535, Allegheny County acquired from John P. and Donna J. Goodrum, a certain parcel of property, which is identified as Parcel No. 469-G-29, hereinafter called the "Parcel;"; and

**Whereas**, the Parcel was acquired by the County for the purpose of stabilizing the slope above New England Rd.; and

**Whereas**, the Parcel contains 21,780 SF of land and is a vacant lot having an address of 2416 New England Rd. West Mifflin, PA 15122; and

**Whereas**, Bodnar Real Estate Services' summary appraisal report, dated September 4, 2015, states the fair market fee value of the Parcel was determined to be \$3,200; and

**Whereas**, William J. Barker has expressed interest, via his October 28, 2014 letter, in purchasing the lot to have additional yard space and has agreed to pay the appraised value of \$3,200 plus costs associated with the sale of the Parcel and

**Whereas**, the Director of Public Works, Stephen G. Shanley, advised that the Department of Public Works has no use for the Parcel, except as a slope easement; and

**Whereas**, the Department of Public Works has no objection to sell the Parcel for its appraised value on the condition that Allegheny County reserve a slope easement on the hillside cut for New England Rd.; and

**Whereas**, in accordance with Section 701.03 E of the County Administrative Code, the County Manager has determined that it is no longer in the interest of Allegheny County to maintain the Parcel; and

***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. Approval of Transfer of County Interest in Block 469-G-29.**

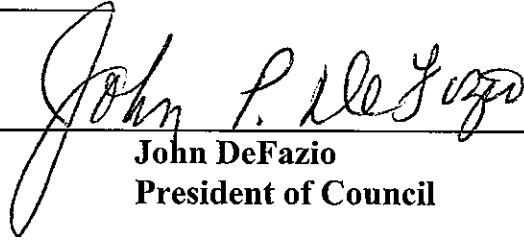
- A. The County Council of Allegheny County does hereby approve the transfer of the interest held by the County of Allegheny in the Property located at 2416 New England Rd. in the Borough of West Mifflin known as Block 469-G-29 to William J. Barker for the consideration of \$3,200 plus costs associated with the sale of the property, while reserving a slope easement on the entire property.
- B. The appropriate County officers and officials are authorized to execute the Deed and related agreements and documents as required to effectuate the sale and take such other action as is necessary to carry out the purpose of the authorization granted herein.

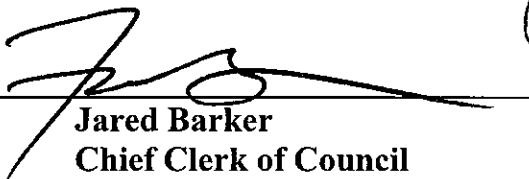
**SECTION 3. Severability. *If any provision of this Ordinance shall be determined to be unlawful, invalid, void, or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance, which shall be in full force and effect.***

**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.***

Enacted in Council, this 27<sup>th</sup> day of September, 2016


Council Agenda No. C804-16

  
\_\_\_\_\_  
John DeFazio  
President of Council

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

Chief Executive Office September 28, 2016

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

Attest:   
\_\_\_\_\_  
Sonya Dietz  
Executive's Secretary

SUMMARY OF LEGISLATION  
CONVEYANCE OF BLOCK/LOT 469-G-29  
SUMMITTED FOR COUNCIL MEETING AUGUST 23, 2016

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the conveyance of the County of Allegheny's interest in a county-owned property located at 2416 New England Rd. in the Borough of West Mifflin known respectively as Block 469-G, Lot 29 to William J. Barker, while reserving a slope easement on the entire property.

William J. Barker owns the adjacent parcel, Block 469-G, Lot 25 having an address of 2404 New England Rd.; West Mifflin, PA 15122. William J. Barker plans to use Block 469-G, Lot 29 as additional yard space and build a gazebo or pavilion for his family.

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

TO: Jared E. Barker  
Allegheny County Council

FROM: *WDM*  
William D. McKain CPA  
County Manager

DATE: August 25, 2016

RE: Proposed Ordinance

RECEIVED  
ALLEGHENY COUNTY COUNCIL  
2016 AUG 25 AM 11: 22

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Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the conveyance of convey one parcel of land located at 2416 New England Road in the Borough of West Mifflin known as Block 469-G, Lot 29 to William J. Barker.

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.