

## A RESOLUTION

Authorizing the County of Allegheny to opt out of participating in a Tax Increment Financing District for the "Upper Washington Road Area" in the Municipality of Mt. Lebanon

**WHEREAS**, the Pennsylvania Tax Increment Financing Act (the "Act") allows municipalities within the Commonwealth to finance the costs of redevelopment projects through the issuance of debt supported by incremental increases in real estate taxes; and

**WHEREAS**, the Municipality of Mt. Lebanon (the "Municipality") and the Mt. Lebanon School District (the "School District") have formed a committee to determine whether tax increment financing shall be made available to assist in the redevelopment of certain parcels of real property located within the Municipality; and

**WHEREAS**, the Redevelopment Authority of Allegheny County (the "Authority"), the Municipality and the School District, working with 440 Washington Road LP (the "Developer"), have prepared a plan (the "TIF Plan") for the Upper Washington Road Area in the Municipality of Mt. Lebanon (the "Redevelopment Area") in accordance with the requirements of the Act; and

**WHEREAS**, the TIF Plan contemplates the allocation of certain projected increases in real estate taxes payable to the Municipality and to the School District to the payment of costs of infrastructure improvements to be completed within a TIF District in the Redevelopment Area; and

**WHEREAS**, the Municipality, the School District and the Developer have agreed that no request will be made that Allegheny County be a participant in the TIF Plan or its financing, and the Act requires that this Council, as the governing body of a municipality that levies property taxes within the boundaries of a proposed TIF district, adopt a resolution signifying its election to not participate in the district.

***The Council of the County of Allegheny hereby enacts as follows:***

### ***Section 1.***

The County hereby opts not to participate in whole or in part in the tax increment financing district being formed by the Municipality within the Redevelopment Area.

### ***Section 2.***


A copy of this resolution shall be delivered to the Mt. Lebanon Board of Commissioners and to the Board of Directors of the School District of Mt. Lebanon, in satisfaction of the requirements of the Act, on or before the date on which the Municipality will conduct its public hearing(s) on this matter.

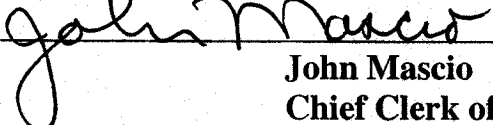
**Section 3.** If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.

**Section 4.** Any Resolution or Ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.

Enacted in Council, this 22nd day of January, 2003,

Council Agenda No. 1056-03

  
James E. Simms  
President of Council

Attest:   
John Mascio  
Chief Clerk of Council

Approved as to form:

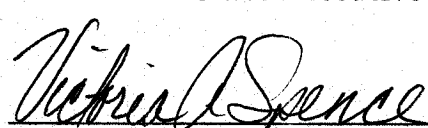
  
Charles McCullough  
County Solicitor

Chief Executive Office 1-28, 20 03.

Approved:

  
James C. Roddey  
Chief Executive


Attest:

  
Victoria Spence  
Executive's Secretary

03 JAN -9 PM 2: 30

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

TO: John Mascio  
Chief Clerk

FROM: Robert B. Webb   
County Manager

DATE: January 9, 2003

RE: Requesting County Council Approval

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Attached is a Resolution authorizing the County of Allegheny to opt out of participating in a Tax Increment Financing District for the "Upper Washington Road Area" in the Municipality of Mt. Lebanon. This request is submitted by the Department of Economic Development.

Please put on the next agenda for County Council approval.

Thank you.