

Bill No. 8282 -14

No. 14-14-OR

## AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing an easement and right-of-way to Peoples Natural Gas Company for the up-grading of an existing facility located in South Park on Corrigan Drive.

**WHEREAS**, Ordinance No. 30-13-OR was originally approved for Equitable Gas on December 17, 2013 through Council Agenda No. 7322-12. In December 2013, Equitable Gas was sold to Peoples Natural Gas Company and could no longer do business under that name. The following proposal is the same as before, incorporating the name change.

**WHEREAS**, Peoples Natural Gas Company has an existing building on Corrigan Drive in South Park which needs to be enlarged to handle increase customer demands.

**WHEREAS**, Peoples Natural Gas Company will raze the existing 6'x 8' building and to provide security and aesthetic enhancement for pipeline infrastructure, will re-grade the property, install a fence of the County's choice and plant mature trees to block the view from the entrance to the park. Peoples Natural Gas Company will also pay the County \$5,000 for the easement and right-of-way.

**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.***

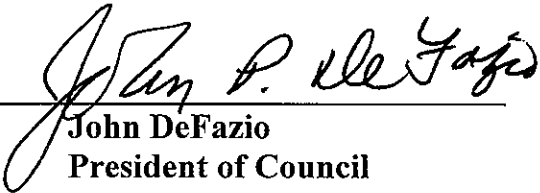
County Council does hereby authorize the easement and right-of-way to Peoples Natural Gas Company on Corrigan Drive in South Park according to the terms and conditions as outlined within the Agreement. The appropriate County officers and officials are authorized to take such action as is necessary to carry out the purposes of the authorization granted herein.

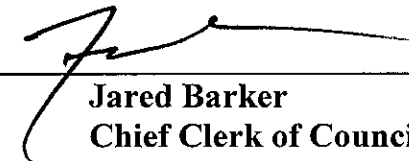
*Section 3. Severability. If any provision of this Ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Ordinance, which shall be in full force and effect.*

*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 19<sup>th</sup> day of August, 2014

Council Agenda No. 8282 -14

  
John DeFazio  
President of Council

Attest:   
Jared Barker  
Chief Clerk of Council

Chief Executive Office August 28, 2014

Approved:   
Rich Fitzgerald  
County Executive

Attest:   
Sonya Dietz  
Executive's Secretary



ALLEGHENY COUNTY DEPARTMENT OF PARKS

SUMMARY OF LEGISLATION

**TO:** WILLIAM McKAIN, COUNTY MANAGER  
BARBARA M. PAREES, DEPUTY COUNTY MANAGER  
STEPHEN E. PILARSKI, DEPUTY COUNTY MANAGER

**CC:** ANDREW F. SZEFLI, COUNTY SOLICITOR  
ROBERT BORGOYN, ASST. COUNTY SOLICITOR

**FROM:** Andrew G. Baechle, Director of Parks

**DATE:** May 13, 2014

**RE:** SOUTH PARK – PEOPLES NATURAL GAS COMPANY

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The Department Parks respectfully requests authorization to enter into an Agreement with PEOPLES NATURAL GAS for an easement and right-of-way on Corrigan Drive in South Park.

Please do not hesitate to contact Andrew Baechle at 350-2460 if you have any questions or need additional information.

AGB/lg

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

TO: Jared E. Barker  
Allegheny County Council

FROM: <sup>wDM</sup> William D. McKain CPA  
County Manager

MAY 15 '14 10:14AM

DATE: May 15, 2014

ALLEGHENY COUNTY

RE: Proposed Ordinance

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Attached is an ordinance authorizing an easement and right-of-way to Peoples Natural Gas Company for the up-grading of an existing facility located in South Park on Corrigan Drive.

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.