

Bill No. 8947-15

No. 20-15-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the continued use by Harrison Township of a parcel of Allegheny County-owned land in Harrison Hills Park as a leaf composting area.

WHEREAS, the County of Allegheny, Department of Parks is desirous of entering into a lease agreement with Harrison Township to permit the continued use of a parcel of land located in Harrison Hills Park for the purpose of operating and maintaining a leaf composting site for a period of five (5) years (the "Lease Agreement"); and

WHEREAS, the County deems it in the County's best interest for Harrison Township to continue the above-described use of the County's real property. The authorization of the continued use will inure to the benefit of the citizens of the County by providing for the protection of the health, safety and welfare of the citizens of the 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 permit the use of County real property, and

WHEREAS, County Council previously enacted an ordinance authorizing Harrison Township to use of land located in Harrison Hills Park as a leaf composting site.

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 in their entirety herein.

SECTION 2. Authorization for the use of County Real Property.

- A. Allegheny County Council hereby authorizes and approves the continued use, operation, and maintenance by Harrison Township of a leaf composting site on County-owned property in Harrison Hills Park for the period beginning January 1, 2015 and continuing through December 31, 2019, as requested by the County of Allegheny, Department of Parks. County Council hereby does authorize the County's Director of the Department of Parks or his authorized representative or delegate to take any and all actions, including, but not limited to, the execution of a Lease Agreement authorizing the above-described use for the period

beginning January 1, 2015 and continuing through December 31, 2019, upon annual payment to the County of \$1.00, subject to approval by the County Manager and County Solicitor, necessary to carry out the authorization of the continued use of the County's property granted herein.

- B. The proper officers of the County are hereby authorized to execute any and all documents necessary to effectuate the use of the property.


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 16th day of June, 2015

Council Agenda No. 8847-15


John DeFazio
President of Council

Attest: 
Jared Barker
Chief Clerk of Council

Chief Executive Office June 25, 2015

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

FROM: Andrew G. Baechle, Director of Parks

DATE: April 20, 2015

RE: HARRISON HILLS PARK – HARRISON TOWNSHIP

The Department of Parks respectfully requests authorization by County Council to permit the continued use of a parcel of land located in Harrison Hills Park by Harrison Township for the purpose of operating and maintaining a leaf composting site.

Please do not hesitate to contact Andrew Baechle at 412-350-2460 if you have any questions or need additional information.

AGB/lg