

Bill No. 8695-15

No. 1-15-OR

## AN ORDINANCE

Ordinance of the County of Allegheny granting authorization to demolish the North Park Horse Barn located on McKinney Road.

**Whereas**, the County of Allegheny is the owner of a building located on McKinney Road in the County's North Park known as the North Park Horse Barn; and

**Whereas**, the North Park Horse Barn is in such a state of disrepair that it presents a danger of totally collapsing at any moment due to its unstable condition; and

**Whereas**, County's Department of Facilities Management in conjunction with the Parks Department has concluded that the North Park Horse Barn must and should be immediately demolished because of the safety hazard that it poses to the general public; and

**Whereas**, Section 5-701.06 of the Allegheny County Administrative Code permits the County to raze or demolish any existing building that may be no longer necessary for the carrying out of any of its functions under terms and conditions prescribed and approved by ordinance; 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 in their entirety herein.

***Section 2. Grant of Authority to Demolish the "North Park Horse Barn".***

County Council hereby grants authority is to demolish the North Park Horse Barn pursuant to terms and conditions and contracts recommended by the Departments of Facilities Management and Parks in conjunction with the County Law Department and approved by the County Manager. The appropriate County officers and officials are authorized to execute all agreements and documents as required to effectuate the immediate demolition of the North Park Horse Barn in order to protect the health, safety and welfare of the public and to take such other action as are deemed necessary and prudent to carry out the purposes of this Ordinance.

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*Any Resolution or Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed so far as the same affects this Ordinance.*


**Section 5. Effective Date.**

*This Ordinance shall enter into effect immediately.*

Enacted in Council, this 3<sup>rd</sup> day of February, 2015

Council Agenda No. 8695 -15

  
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John DeFazio  
President of Council

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

Chief Executive Office February 4, 2015

Approved:   
\_\_\_\_\_  
Rich Fitzgerald  
Chief Executive

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

## **Summary**

Section 5-701.06 of the Allegheny County Administrative Code permits the County to raze or demolish any existing building that may be no longer necessary for the carrying out of any of its functions under terms and conditions prescribed and approved by ordinance. The North Park Horse Barn, which is located on McKinney Road, is in such a state of disrepair that it presents a danger of totally collapsing at any moment due to its unstable condition. The immediate demolition of the North Park Horse Park is essential for the health, safety and welfare of the residents of Allegheny County and County employees that work in the vicinity of this structure.

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

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: December 30, 2014

RE: Proposed Ordinance

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Attached is an Ordinance granting authorization to demolish the North Park Horse Barn located on McKinney Road. The North Park Horse Barn is in such a state of disrepair that it presents a danger of totally collapsing at any moment due to its unstable condition. The immediate demolition of the North Park Horse Park is essential for the health, safety and welfare of the residents of Allegheny County and County employees that work in the vicinity of this structure.

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.

DEC31'14 9:58AM  
ALLEGHENY COUNTY  
COUNCIL