

No. 03-20-OR

AN ORDINANCE

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing continued use of property in the County's Deer Lakes Park by the Amateur Astronomers Association of Pittsburgh for operation of an astronomy observatory known as the Wagman Observatory.

Whereas, The County of Allegheny is the owner of real property in the County's Deer Lakes Park; and

Whereas, on July 28, 1986, Allegheny County and the Amateur Astronomers Association of Pittsburgh (AAAP) entered into a license agreement for the construction, operation and maintenance of an Astronomical Observatory in Deer Lakes Park; and

Whereas, The Department of Parks acknowledges that the Amateur Astronomers Association of Pittsburgh has been a valued partner to the County for many years; and

Whereas, The County, by and through its Department of Parks, is requesting the continued use of the Wagman Observatory in the County's Deer Lakes Park for operation of an astronomical observatory; and

Whereas, County Council recognizes that the activities associated with use of County property by Amateur Astronomers Association of Pittsburgh will inure to the benefit of the citizens of Allegheny 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 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.

- A. Allegheny County Council hereby approves the use of property in the County's Deer Lakes Park as an astronomical observatory by Amateur Astronomers Association of Pittsburgh.
- B. The term of this authorization begins on the date of enactment of this Ordinance and continues through December 31, 2022. At the County's sole discretion, the agreement may be extended for two additional years.
- C. The proper officers of the County are hereby authorized to execute all documents necessary to effectuate the authorization granted by this legislation.

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 25th day of February, 2020

Council Agenda No. 11374-20



Patrick Catena
President of Council

Attest:



Jared Barker
Chief Clerk of Council

Chief Executive Office February 27, 2020

Approved:



Rich Fitzgerald
County Executive

Attest:



Sonya Dietz
Executive's Secretary

SUMMARY OF LEGISLATION

The attached legislation would permit the Amateur Astronomers Association of Pittsburgh use of the property in the County's Deer Lakes Park for operation of an astronomical observatory known as the Wagman Observatory. The authorization begins on the date of enactment of the Ordinance and continues through December 31, 2022. At the County's sole discretion, the agreement may be extended for two additional years. County officers and officials would be authorized to take such action as would be necessary to carry out the purposes of the authorization granted in the legislation.

M E M O R A N D U M
OFFICE OF THE COUNTY MANAGER

TO: Jared E. Barker
Allegheny County Council

FROM: William D. McKain CPA
County Manager

DATE: January 16, 2020

RE: Proposed Ordinance

Attached is an Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing continued use of property in the County's Deer Lakes Park by the Amateur Astronomers Association of Pittsburgh for operation of an astronomy observatory known as the Wagman Observatory.

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.

RECEIVED

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