Allegheny County Council

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Legislation Details (With Text)

File #:	9990-17	**Version:** 1	**Name:**		
Type:	Ordinance		**Status:**	Enacted	
File created:	1/13/2017		**In control:**	Chief Clerk	
On agenda:			**Final action:**	2/7/2017	
Title:	An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania extending the grant of a temporary license agreement to Riverlife, in conjunction with Pittsburgh Downtown Partnership, for the purpose of maintaining a light display on the Rachel Carson Bridge (9th Street) Bridge in conjunction with the City of Pittsburgh's Bicentennial Celebration known as "Pittsburgh 200" through December 31, 2018.				
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Date	Ver.	Action By	Action	Result
2/21/2017	1	Chief Executive	Signed by Chief Executive	
2/7/2017	1	County Council	Passed for Chief Executive Signature	Pass
1/24/2017	1	Committee on Public Works	Affirmatively Recommended	Pass
1/17/2017	1	County Council	Referred by Chair	

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania extending the grant of a temporary license agreement to Riverlife, in conjunction with Pittsburgh Downtown Partnership, for the purpose of maintaining a light display on the Rachel Carson Bridge (9th Street) Bridge in conjunction with the City of Pittsburgh's Bicentennial Celebration known as "Pittsburgh 200" through December 31, 2018.

Whereas, Article IV, Section 2 (k) of the Allegheny County Home Rule Charter vests the County Council with the power and duty by ordinance to permit the use of County land, buildings or other real or personal property owned by the County; and

Whereas, The County owns and maintains the Rachel Carson (9th Street) Bridge (the "Bridge"); and

Whereas, Riverlife, a Pennsylvania non-profit corporation, [Licensee"] in conjunction with the Pittsburgh Downtown Partnership organized and erected a temporary light display on the Bridge (the "Light Display") as part of the City of Pittsburgh Bicentennial Celebration known as "Pittsburgh 200"; and,

Whereas, Riverlife was previously granted a license to occupy the Bridge for the purposes of erecting and supervising the Light Display that began on October 1, 2016 ending 120 days thereafter (the "Display Time"); and

Whereas, the Light Display has proven to be a widely-recognized public project generating positive feedback for the entire Tri-State area; and

Whereas, given the success of the Light Display County Council desires to extend the Display Time to

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a period ending December 31, 2018 (the "Extended Display Time"); and

Whereas, Riverlife will require an additional temporary license for occupancy of the Bridge as part of it continued supervision and operation of the Light Display including removal of equipment, fixtures and structures at the conclusion of the Extended Display Time; and

Whereas, County Council finds that granting a license to Riverlife to occupy and use the Bridge for the Light Display will inure to the enjoyment and benefit of the citizens of the County and serve to nationally and internationally promote the City of Pittsburgh, County of Allegheny and surrounding region.

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

SECTION 1. Incorporation of 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 for use of County-Owned Property.

County Council does hereby authorize and approve the grant of a license to use and occupy the Bridge during the Extended Display Time to facilitate Licensee's, supervision and operation of the Light Display including cleanup and removal of the the equipment, fixtures and structures at the conclusion of the Extended Display Time. The Extended Display Time may include other dates and times as mutually agreed in the event there is a need to reschedule due to weather, scheduling conflicts or other unforeseen circumstances. County Council does hereby authorize the County's Chief Marketing Officer, in conjunction with the Director of the Department of Public Works or their authorized representatives, to take any and all actions including, but not limited to, the execution of a license agreement or other documents, necessary to carry out the authorization of the use of County property for the purpose herein granted, subject to the approval of the County Manager and the County Solicitor.

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.

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