



Allegheny County Council

County of Allegheny
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Legislation Details (With Text)

File #: 10837-18 **Version:** 1 **Name:**
Type: Ordinance **Status:** Enacted
File created: 11/2/2018 **In control:** Chief Clerk
On agenda: 11/7/2018 **Final action:** 12/4/2018
Title: An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing use of real property in the County's Settlers Cabin Park to install and maintain a passive treatment system and to stabilize the streambank at Pinkerton Run stream, in collaboration with the Allegheny County Parks Foundation.
Sponsors: Chief Executive
Indexes:
Code sections:
Attachments: 1. 39-18-OR 10837-18.pdf

Date	Ver.	Action By	Action	Result
12/5/2018	1	Chief Executive	Signed by Chief Executive	
12/4/2018	1	County Council	Passed for Chief Executive Signature	Pass
11/28/2018	1	Committee on Parks	Affirmatively Recommended	Pass
11/7/2018	1	County Council	Referred by Chair	

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing use of real property in the County's Settlers Cabin Park to install and maintain a passive treatment system and to stabilize the streambank at Pinkerton Run stream, in collaboration with the Allegheny County Parks Foundation.

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

Whereas, Allegheny County, by and through its Department of Parks is requesting permission to grant a license to the Allegheny County Parks Foundation for the use of real property in the County's Settlers Cabin Park to implement a passive treatment system to eliminate pollution discharge of abandoned mine drainage and to stabilize 1,000 feet of streambank at Pinkertons Run stream; and

Whereas, The Department of Parks recognizes that the Allegheny County Parks Foundation will design, plan, construct and maintain the site; and

Whereas, The Department of Parks recognizes that the Allegheny County Parks Foundation and the County will jointly finance the project; and

Whereas, The Department of Parks recognizes the environmental benefits of revitalizing and preserving the water quality as well as stabilizing the streambank; and

Whereas, County Council recognizes that the preservation of the County-owned stream and streambank 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 Allegheny County, by and through its Parks Department, to grant a license to the Allegheny County Parks Foundation for the use of real property along Pinkertons Run stream in the County's Settlers Cabin Park to implement and maintain a passive treatment system and to stabilize the streambank.
- B. The term of this authorization begins on November 1, 2018 and continues through December 31, 2020.
- C. The proper officers of the County are hereby authorized to execute any and 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.*