

ORDINANCE

AN ORDINANCE AUTHORIZING THE CITY OF COATESVILLE TO ENTER INTO A LEASE WITH RESPECT TO THE CITY'S PARKING LOT LOCATED AT 17-19 NORTH SECOND AVENUE IN THE CITY OF COATESVILLE TO COATESVILLE SAVINGS BANK FOR USE BY THE SAID BANK FOR \$750.00 PER YEAR SUBJECT TO LEASE MODIFICATIONS INCLUDING CHANGES IN TENANTS AND TERMS OF THE LEASE BY RESOLUTION OF CITY COUNCIL

WHEREAS, the City of Coatesville (hereinafter the "City") is a Third Class City operating by means of a Home Rule Charter and situate in Chester County, Pennsylvania; and

Whereas, the City is the owner of certain real property identified as an improved parking lot located in the City of Coatesville with an address of 17-19 North Second Avenue, Coatesville, Pennsylvania containing thirteen (13) parking spaces which it desires to lease to Coatesville Savings Bank for purposes of parking cars; and

WHEREAS, the City of Coatesville recognizes that the relevant provisions in the Third Class City Code and the City Charter (Section 2301 of the Charter) require that the City Council take action by means of enacting an Ordinance in circumstances where the City is intending to purchase, convey, lease (or authorizes the purchase, conveyance or lease) of real property; and

WHEREAS, the City intends to lease the aforementioned parking lot to Coatesville Savings Bank for purposes of parking cars at an annual rate of \$750.00 per year effective retroactively to 2010 - plus other conditions and terms more specifically set forth in the lease attached hereto as Exhibit "A" ; and,

WHEREAS, the City wishes to be able to modify the lease to meet changing conditions and to identify other tenants or terms, and authorizes that the lease provided for herein can be modified in any such manner by Resolution of City Council.

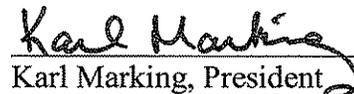
NOW THEREFORE, in consideration of the foregoing, it is hereby enacted and ordained as follows:

The City Council of the City of Coatesville authorizes the City Manager, or other authorized party, to execute a lease of the parking lot at 17-19 North Second Avenue to Coatesville Savings Bank for \$750.00 per year, effective November 16, 2010 in terms substantially the same as those identified in the lease attached hereto as Exhibit "A" subject to revision (including changes in terms and rental amounts and the substitution of parties to said lease) by Resolution of City Council.

If any portion of the Ordinance shall be determined to be unconstitutional, illegal or unenforceable, then the portion and only that portion of this Ordinance, which is deemed to be unconstitutional, illegal or unenforceable shall be severed from the remainder of this Ordinance and all other terms thereof shall remain in full force and effect.

This Ordinance shall be effective thirty (30) days after publication following final adoption in accordance with the City Charter and the Third-Class City Code.

ENACTED AND ORDAINED this 27 day of June, 2011.


Karl Marking, President
City Council

ATTEST:

Gary P. Rawlings,
City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the ____ day of _____, _____, and was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania on the ____ day of _____, _____, that the vote upon the said Ordinance has been recorded in the Minutes of the City Council and that the Ordinance has been fully recorded.


Gary P. Rawlings
City Manager