

**ORDINANCE**

**AN ORDINANCE AUTHORIZING THE CITY OF COATESVILLE TO ENTER INTO A LEASE WITH THE REDEVELOPMENT AUTHORITY OF THE CITY OF COATESVILLE FOR THREE PARKING LOTS LOCATED AT SEVENTH AVENUE AND EAST DIAMOND STREET AND LINCOLN HIGHWAY: 1) 707 EAST LINCOLN HIGHWAY (TAX PARCEL NO. 16-6-280); 2) 706 EAST DIAMOND STREET (TAX PARCEL NO. 16-6-280.1); AND 3) 701 EAST LINCOLN HIGHWAY (TAX PARCEL NO. 16-6-281.1) SAID LOTS TO BE USED FOR PARKING AND OTHER CITY PURPOSES AT RATES AND TERMS SET FORTH IN THE ATTACHED LEASE.**

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 Redevelopment Authority of the City of Coatesville (hereinafter the "RDA") is the owner of certain real properties identified as the Seventh Avenue Parking lots located at 707 East Lincoln Highway in the City of Coatesville (Tax Parcel No. 16-6-280), 706 East Diamond Street in the City of Coatesville (Tax Parcel No. 16-6-280.1), and 701 East Lincoln Highway in the City of Coatesville (Tax Parcel No. 16-6-281.1) all paved parking lots which the RDA desires to lease to the City for parking and other purposes; 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) requires that the City Council take action by means of enactment of 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 Seventh Avenue parking lots at 707 East Lincoln Highway, 706 East Diamond Street, and 701 East Lincoln Highway (all paved parking lots) pursuant to a lease setting forth rates and terms, and other miscellaneous terms which said lease is attached hereto in substantially the form of Exhibit "A" hereto; and,

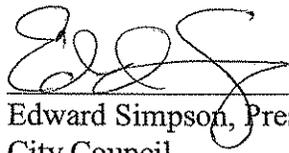
NOW THEREFORE, in consideration of the foregoing, it is hereby enacted and ordained as follows:

The City Council of the City of Coatesville authorizes the City Manager, or other authorized party, including the Assistant City Manager or Solicitor, to execute a lease for 707 East Lincoln Highway (Tax Parcel No. 16-6-280), 706 East Diamond Street (Tax Parcel No. 16-6-280.1), and 701 East Lincoln Highway (Tax Parcel No. 16-6-281.1) paved parking lots from the Redevelopment Authority of the City of Coatesville in terms substantially the same as those identified in the lease attached hereto as Exhibit "A".

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 12<sup>th</sup> day of March, 2012.



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Edward Simpson, President  
City Council

ATTEST:



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Gary Rawlings, City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 27<sup>th</sup> day of February, 2012, and was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania on the 12<sup>th</sup> day of March, 2012, 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.



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Gary Rawlings, City Manager