

# City of Philadelphia



(Bill No. 010500)

## AN ORDINANCE

Authorizing the President of the Fairmount Park Commission and the Executive Director of Fairmount Park, on behalf of the City of Philadelphia, to enter into a ground lease (“Lease”) with the Philadelphia Authority for Industrial Development (“PAID”), a body corporate and politic organized and existing under the laws of the Commonwealth of Pennsylvania, under which the City would lease approximately seven acres of Gustine Recreation Center to PAID and pursuant to which PAID would enter into a ground sublease (“Sublease”) with Philadelphia Youth Tennis, Inc. (“PYT”), a private, not-for-profit corporation organized and existing under the laws of the Commonwealth of Pennsylvania, under which PYT would construct and maintain indoor and outdoor tennis courts and ancillary facilities (“Tennis Center”), use the Tennis Center to operate its programs for instructing children in tennis, and provide access for members of the public to use certain portions of the Tennis Center, under and subject to certain terms and conditions and as more fully described in the Lease.

### *THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. The President of the Fairmount Park Commission and the Executive Director of Fairmount Park are hereby authorized to enter into a ground lease (“Lease”) with the Philadelphia Authority for Industrial Development (“PAID”), a body corporate and politic organized and existing under the laws of the Commonwealth of Pennsylvania, under which the City would lease approximately seven acres of Gustine Recreation Center to PAID and pursuant to which PAID would enter into a ground sublease (“Sublease”) with Philadelphia Youth Tennis, Inc., a private, not-for-profit corporation organized and existing under the laws of the Commonwealth of Pennsylvania, under which PYT would construct and maintain indoor and outdoor tennis courts and ancillary facilities at Gustine Recreation Center (“Tennis Center”), use the Tennis Center to operate its programs for instructing children in tennis, and provide access for members of the public to use certain portions of the Tennis Center, and demolish and remove an existing recreation building, and construct a new public recreation building to serve the surrounding community and the citizens of Philadelphia, under and subject to certain terms and conditions and as more fully described in the Lease. The Lease shall not be executed until approved by Council by resolution.

SECTION 2. The Lease shall be substantially in the form set forth in Exhibit A hereto. The City Solicitor is hereby authorized to include in the Lease such other terms and provisions as the City Solicitor shall deem necessary or appropriate to protect the interests of the City.

# City of Philadelphia

BILL NO. 010500 continued

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SECTION 3. The Chief Clerk of City Council shall keep on file and make available to the public for inspection during regular office hours the exhibit referred to in this Ordinance.

# City of Philadelphia

BILL NO. 010500 continued

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on June 12, 2003. The Bill was Signed by the Mayor on July 31, 2003.



Patricia Rafferty  
Chief Clerk of the City Council