



Legislation Details (With Text)

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Title: Authorizing the Commissioner of Public Property and the Commissioner of Parks and Recreation to enter into a lease agreement with the Philadelphia Housing Authority for use by the City of the property located in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street, all under certain terms and conditions.

Sponsors: Councilmember Blackwell, Councilmember Blackwell

Indexes: AGREEMENTS, PARKS AND RECREATION, PHILADELPHIA HOUSING AUTHORITY

Code sections:

Attachments: 1. CertifiedCopy13084800.pdf

Date	Ver.	Action By	Action	Result	Tally
1/8/2014	0	MAYOR	SIGNED		
12/12/2013	0	CITY COUNCIL	PASSED	Pass	16:0
12/5/2013	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
12/5/2013	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
12/5/2013	0	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
12/2/2013	0	Committee on Parks, Recreation and Cultural Affairs	HEARING NOTICES SENT		
12/2/2013	0	Committee on Parks, Recreation and Cultural Affairs	HEARING HELD		
12/2/2013	0	Committee on Parks, Recreation and Cultural Affairs	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
11/14/2013	0	CITY COUNCIL	Introduced and Referred	Pass	

Authorizing the Commissioner of Public Property and the Commissioner of Parks and Recreation to enter into a lease agreement with the Philadelphia Housing Authority for use by the City of the property located in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. The Commissioner of Public Property and the Commissioner of Parks and Recreation on behalf of the City of Philadelphia, as tenant, is hereby authorized to enter into a lease agreement with the Philadelphia Housing Authority, as landlord, for use by the City of property bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street, pursuant to the terms substantially set forth in the document attached hereto as Exhibit "A".

SECTION 2. The City Solicitor is authorized to review and to approve the lease or other documents necessary

to effectuate this Ordinance, which lease or other documents shall contain such terms and conditions as the City Solicitor shall deem necessary and proper to protect the interests of the City of Philadelphia and to carry out the purpose of this Ordinance.

EXHIBIT “A”

Terms of proposed Lease Agreement between the Philadelphia Housing Authority and the City of Philadelphia for certain land and improvements in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street.

1. Exhibit “A” Definitions:

“PHA” means the Philadelphia Housing Authority.

“City” means the City of Philadelphia.

“Premises” means the land and improvements located in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street.

2. Basic Structure of Lease Transaction:

i) City will enter into a 99 year term lease to develop and maintain a 1.7 acre park.

ii) The City and PHA will partner in the design process for Mill Creek Park.

iii) The designs for Mill Creek Park will include pedestrian pathways, benches, landscaping, and streetscape improvements, including trees and pedestrian lighting.

3. Lease Terms:

i) **Use:** The Premises will be used as a passive park open to the public.

ii) **Rent:** Nominal consideration of \$10 per year.

iii) **Duration:** The term of the lease shall be 99 years.

iv) **Maintenance:** The City shall maintain the Premises during the term of the lease.