



CITY OF BETHLEHEM
OFFICE OF THE CITY SOLICITOR

INTEROFFICE MEMORANDUM

To: Louise M. Kelchner, City Clerk

From: William P. Leeson, Esq., City Solicitor

Re: Use Permit Agreement for Public Property
Permittee Name: Mount Airy Neighborhood Association
Purpose: West Side Farmer's Market
Location: Rosegarden

Date: July 14, 2016

Attached please find a Resolution and its associated Amendment No. 1 to Use Permit Agreement for Council's consideration. Mount Airy Neighborhood Association has requested to add September 3, 2016 to the list of dates that the Farmer's Market will be open.

Please place this matter on City Council's agenda for review and appropriate action.



William P. Leeson, Esq., Solicitor

Cc: Robert J. Donchez, Mayor
Jane P. Persa, Parks & Public Property
Katie Stafford, MANA

RESOLUTION NO. _____

Authorization For Use Permit Agreement

BE IT RESOLVED by the Council of the City of Bethlehem that the Mayor and the Controller and/or such other City officials as deemed appropriate by the City Solicitor, are hereby authorized to execute a Use Permit Agreement and such other agreements and documents as are deemed by the City Solicitor to be necessary and/or related thereto, according to the terms and conditions indicated therein and made a part hereof, with the following named permittee, for the uses and purposes indicated therein and outlined below:

1. Name of Permittee: Mount Airy Neighborhood Association
2. Premises: Rose Garden
3. Purpose: West Side Farmer's Market
4. Duration: Every Saturday from June 11th, 2016 through September 24th, 2016 from 9:00 a.m. to 1:00 p.m. excluding July 4th.
5. Event Dates: June 11, 2016; June 18, 2016; June 25, 2016; July 9, 2016; July 16, 2016; July 23, 2016; July 30, 2016; August 6, 2016; August 13, 2016; August 20, 2016; August 27, 2016; September 3, 2016; September 10, 2016; September 17, 2016; September 24, 2016

Sponsored by _____

ADOPTED by Council this day of , 2016.

President of Council

ATTEST:

City Clerk

AMENDMENT NO. 1 TO
USE PERMIT AGREEMENT FOR PUBLIC PROPERTY
BY AND BETWEEN
CITY OF BETHLEHEM
AND
MOUNT AIRY NEIGHBORHOOD ASSOCIATION

AMENDMENT made this ____ day of _____, 2016, by and between the CITY OF BETHLEHEM, Pennsylvania, hereinafter referred to as the "City" and Mount Airy Neighborhood Association hereinafter referred to as "Permittee".

WHEREAS, the parties entered into a Use Permit Agreement for the use of public property dated June 3, 2016, pursuant to which the City granted a Use Permit to the Permittee for the premises described, for the purposes described and for the duration described therein; and

WHEREAS, the parties agree to amend the Use Permit Agreement on the following terms and conditions.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto, intending to be legally bound hereby, covenant and agree as follows:

1. The Duration of the Use Permit Agreement is hereby amended to read as follows:

Every Saturday from June 11, 2016 to September 24, 2016 from 9:00 a.m. to 1:00 p.m. excluding July 4th weekend.

2. Paragraph A, Special Provisions, Subparagraph 1, Event Dates and Times, is hereby amended to add the following date:

September 3, 2016 from 9:00 a.m. to 1:00 p.m.

3. All other terms and conditions contained in the original Use Permit Agreement for Public Property shall remain in full force and effect.

[SIGNATURES APPEAR ON THE NEXT PAGE]

IN WITNESS WHEREOF, each of the parties hereto has caused this Amendment to be duly executed and attested as of the date first above written.

ATTEST:

Secretary

PERMITTEE:
MOUNT AIRY NEIGHBORHOOD
ASSOCIATION

BY: _____
Title:

ATTEST:

City Controller

CITY OF BETHLEHEM

BY: _____
Mayor

The within Use Permit Agreement Amendment is certified to be needed, necessary and appropriate.

By: _____
City of Bethlehem Department Head
Print Name: Jane P. Persa, Acting Director