

ORDINANCE No: 274

AN ORDINANCE OF THE BOROUGH OF PATTERSON
HEIGHTS, BEAVER COUNTY, PENNSYLVANIA
ESTABLISHING RULES AND REGULATIONS FOR THE
USE OF PUBLIC RECREATIONAL FACILITIES WITHIN
THE BOROUGH

Whereas, the Borough has the authority, pursuant to section 2701 of the Borough Code, to improve, maintain and regulate public parks within the Borough; and;

Whereas, Council is of the opinion that a new ordinance adopted to establish appropriate rules and regulations for the Borough's public parks and recreation facilities.

Now Therefore, Council for the Borough of Patterson Heights, hereby ENACTS and ORDAINS as follows:

Section 1. TITLE. This ordinance shall be known as the Patterson Heights Borough Parks and Recreation Ordinance.

Section 2. DEFINITIONS: The following words and phrases used in this Ordinance shall have the meanings given to them in this section.

"Borough." The Borough of Patterson Heights, County of Beaver, Commonwealth of Pennsylvania.

"Council." Council for the Borough of Patterson Heights, County of Beaver, Commonwealth of Pennsylvania.

"Mayor." The Mayor of the Borough of Patterson Heights, County of Beaver, Commonwealth of Pennsylvania.

"Recreation Facilities." Real property owned by the Borough and made available to residents of the Borough for outdoor recreational purposes. The Recreation Facilities consist of:

"Public Park." The tract of land located next to the Borough Building owned by the Borough improved with and containing a pavilion, park benches, and playground equipment.

"Basketball Court." The area adjacent to the Borough office improved with an impervious surface and two basketball hoops.

Section 3. HOURS OF OPERATION

- a. The Recreation Facilities shall be open to the public for all lawful purposes from sunrise until sunset. Anyone under the age of 18 shall be accompanied by an adult after 6:00 p.m.

- b. Anyone in a Recreation Facility after sunset and before sunrise without written permission from Borough Council shall be deemed to be a defiant trespasser and may be subject to prosecution pursuant to the defiant trespasser provisions of the Pennsylvania Crimes Code.

Section 4. ALCOHOLIC BEVERAGES.

Possession and/or consumption of any alcoholic beverage at or within any Recreation Facility is strictly prohibited.

Section 5. CONTROLLED SUBSTANCES.

Possession and/or consumption of any controlled substance, as that term is defined in the Pennsylvania Controlled Substance, Drug, Device and Cosmetic Act, 35 P.S., 780-101, et seq., at or within any Recreation Facility is strictly prohibited.

Section 6. SMOKING.

All forms of smoking are strictly prohibited at or within any Recreation Facility.

Section 7. PETS.

- a. No pets shall be permitted at the Basketball Court.
- b. Signs indicating no pets permitted at the Basketball Court shall be placed in proximity to said Basketball Court.
- c. Only pets that are controlled with a leash, harness and/or muzzle and supervised by their owner and/or authorized care-taker are permitted at or within the Public Park.
- d. No unsupervised pets are permitted in the Public Park.
- e. No pets are permitted to run free within the Public Park.
- f. All pet waste should be picked up and removed from the Public Park and disposed of properly.

Section 8. VEHICLES.

- a. All vehicles shall park only in the designated parking area at the Public Park.
- b. No unlicensed vehicles shall be parked in the designated parking area of the Public Park.

Section 9. BASKETBALL COURT

- a. The Basketball Court shall be used for basketball use only, unless special written permission is obtained from Borough Council. The Basketball Court shall not be used for riding bicycling, skateboards or any other purpose than playing basketball.

Section 10. TRASH.

- a. All trash generated while using the Recreational Facilities shall be placed in receptacles provided by the Borough.
- b. No trash generated outside the Recreational Facilities shall be placed in the Borough provided receptacles located at the Recreational Facilities.
- c. The trash receptacles are to remain in an upright position and are to be used for depositing trash only.

Section 11. OFFENSES AGAINST PROPERTY

- a. Anyone caught violating Pennsylvania Criminal Law with regards to Offenses Against Property will be reported to the police department serving the Borough and prosecuted to the fullest extent the law permits.

Section 12. ENFORCEMENT.

- a. Except as otherwise provided within this Ordinance, a violation of any provision of this Ordinance shall constitute a summary criminal offense.
- b. The police department serving the Borough shall initiate a summary criminal proceeding in the Magisterial District Court serving the Borough.
- c. Upon conviction, the violator may be fined up to \$300.00, and sentenced to incarceration for a period not to exceed thirty (30) days for each violation

Section 13. REPEAL. All ordinances or provisions within an ordinance inconsistent with the provisions of this Ordinance are hereby specifically repealed.

Section 14. VALIDITY. If any sentence, clause or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not effect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared to be the intent of Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 15. AMENDMENTS. The Borough reserves the right to incorporate future amendments to this Ordinance by Resolution.

Section 16. EFFECTIVE DATE. This ordinance shall take effect immediately upon adoption by Borough Council and approval by the Mayor.

ORDAINED AND ENACTED this _____ day of _____, 2015.

(SEAL)

BOROUGH OF PATTERSON HEIGHTS

ATTEST:

Secretary

By: _____
President

APPROVED this _____ day of _____, 2015.

Mayor