

AN ORDINANCE OF THE BOROUGH REGULATING USE OF THE COMMUNITY SWIMMING POOL AND PARK AREA, AND FACILITIES, DETERMINING HOURS OR LEGAL USE; ESTABLISHING SPEED LIMITS AT POOL ENTRANCES; REQUIRING COMPLIANCE WITH POSTED RULES AND REGULATIONS; AND PRESCRIBING PENALTIES FOR VIOLATION.

BOROUGH COUNCIL OF THE BOROUGH HEREBY ORDAINS:

SECTION A. Hours of Legal Use.

1. The Community Swimming Pool shall be open only during regularly scheduled hours. No unauthorized swimming shall be permitted after such regularly scheduled hours and entry upon pool premises not open for public use shall be unlawful.
2. Use of the Pool Parking Lot adjacent to the swimming pool shall be limited to such times as designated by the Borough during the summer season by the removal of the barricades at the Main Street entrance to the parking lot. No vehicles shall be permitted on the parking lot while the barricades are in place. Parking shall be limited during the summer season to the hours between 6:00 A.M. and 12:00 Midnight daily.
3. The Community Park Area, adjacent to the Borough Hall and the Community Swimming Pool, shall be available for use and occupancy only during the hours of 6:00 A.M. to 9:00 P.M. No trespassing shall be permitted between the hours of 9:00 P.M. and 6:00 A.M. daily.

SECTION B. Use of Pavilions.

1. Use of the Pavilions located in the area behind the Borough Hall shall be by permission of the Borough only. The Borough Council may, at its" discretion set a reasonable fee for the use of said pavilions, and such fee may be changed from time to time by motion of Council. Fees, as designated, shall be paid in advance to the Borough Treasurer, and written rules and regulations governing the use of said pavilions shall be provided to each renter. An agreement of understanding, prepared by the Borough Solicitor, shall be signed by every person wishing to rent the pavilions, assuming responsibility for the safe and orderly use of the area.

SECTION C. Compliance.

1. All persons using the Community Swimming Pool shall comply with all posted rules and regulations established by the Recreation Committee and the Borough Council of the Borough for the use of the swimming pool and facilities. The Pool

Manager, and his/her designates, shall be charged with the responsibility for enforcement of these rules and regulations. Failure to comply with these rules and regulations, in addition to the penalties hereinafter provided, may subject the person violating them to loss of privileges to use the pool, and no refund of any admission or membership fees paid will be made.

2. All persons using the Community Park shall comply with all rules and regulations established by Borough Council of the Borough, as outlined in the 'Pavilion Rental Agreement', when such facilities are rented for private use. All other persons using the Community Park and its' facilities, shall conduct themselves in such a manner as is generally accepted for public places. Fighting, loud and abusive language, destruction of facilities and plant growth, and harassment of other individuals utilizing the facilities, shall be in violation of this ordinance.

SECTION D. Use and Possession of Regulated Substances.

1. It shall be illegal for any person to possess or use or consume any illegal substances, such as illegal drugs, alcoholic beverages, or any other illegal substances controlled by State or Federal Law, on any Borough owned property unless authorized by Borough Council, in writing.

SECTION E. Use of Motorized Vehicles on Borough Land.

1. It shall be illegal for anyone, other than those individuals authorized by Borough Council, to operate any Motorized Vehicle on any property owned by the Borough with the following exceptions.
 - (a) Designated Parking Areas in the Pavilion Section of Main Street.
 - (b) Paved Parking Lot in front of the Community Pool, off of Market Street.
 - (c) Access Roads to the above areas.

SECTION F. Control of Animals on Borough Property.

1. Animals shall be prohibited inside the confines of the Community Swimming Pool Area. It shall be illegal for anyone to bring an animal within the fenced in area of the Swimming Pool. Violators shall be subject to the penalties hereinafter prescribed.
2. In all other areas of the Community Park, animals shall be restrained by the use of a leash, or other restraining device, adequate to insure that control of the animal can be maintained at all times.

SECTION G. Animal Defecation on Public Property Restricted.

1. No person, having possession, custody or control of any animal, shall knowingly or negligently permit any dog or other animal to defecate or urinate on any property owned by the Borough or upon sidewalk or paring lot adjacent to Borough Property.
2. Any person having possession, custody or control of any dog or other animal that commits an act of defecation or urination in any area covered by this ordinance shall be required to immediately remove any feces from such surface and either:
 - a) Carry same away for disposal in a toilet.
 - b) Place same in a nonleaking container for deposit in a trash or litter receptacle.

SECTION H. Dogs Accompanying Blind or Handicapped Persons Exempted.

The provisions of Sections 'F' & 'G' hereof shall not apply to a guide dog accompanying any blind persons, or to dogs used to assist any other physically handicapped person.

SECTION I. Penalties

Any person, firm or corporation who shall violate any provision of this ordinance or any rules or regulations established pursuant thereto, shall, upon conviction thereof, be sentenced to pay a fine not more than six hundred dollars (\$600.00), and in default of payment, to imprisonment for a term not to exceed thirty (30) days.

SECTION J. Repealer.

Any ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION K. Severability.

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

This is a sample ordinance. We suggest that it be modified, as appropriate, to fit the needs of your borough. We also suggest that all proposed ordinances be reviewed by your solicitor. Although these are samples of ordinances which have been adopted by other municipalities, the Association cannot assume responsibility for ensuring their legality. We are pleased to provide this service free of charge to our members. If we can be of further assistance, please do not hesitate to contact us: **PENNSYLVANIA STATE ASSOCIATION OF BOROUGHES**, 2941 North Front Street, Harrisburg, PA 17110. 717-236-9526.