

**ORDINANCE NO. 94-3**

AN ORDINANCE OF THE HILLTOWN TOWNSHIP BOARD OF SUPERVISORS DEFINING AND ESTABLISHING REGULATIONS FOR THE USE OF PARKS AND RECREATIONAL FACILITIES; FIXING THE HOURS OF THEIR USE; PROHIBITION CERTAIN CONDUCT THEREIN; REQUIRING RESERVATIONS FOR SPECIFIC USES; AUTHORIZING ADDITIONAL REGULATIONS AND THE CLOSING OF FACILITIES UNDER CERTAIN CIRCUMSTANCES; PERMITTING FISHING UNDER THE APPLICABLE LAWS OF THE COMMONWEALTH; DESIGNATING ENFORCEMENT OFFICER; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Hilltown Township Board of Supervisors hereby ordains:

**Section 1. Definitions.** As used in this ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

PARK OR PARKS - unless specifically limited, shall be deemed to include all parks, playgrounds, recreation areas, tennis courts, beaches, recreation structures and facilities, and also entrances and approaches thereto, and all other land or property or structures under the jurisdiction of the Board of Supervisors, now or hereafter owned or acquired by Hilltown Township for park or recreational purposes.

PERSON - any natural person, corporation, organization of persons, company, association or partnership.

RULES AND REGULATIONS - any rules and regulations hereby or hereafter promulgated by the Board of Supervisors under the authority herein conferred.

**Section 2. Park Hours.** All parks shall be opened daily to the public as such hours as the Board of Supervisors may from time to time designate, but in no event shall any person be permitted to be in attendance in any park between sunset and sunrise, unless special permission be granted by the Board of Supervisors.

**Section 3. Prohibited Conduct.** No person in attendance at a park shall:

1. Injure, deface, remove, cut or damage any of the trees, plants, shrubs, turf, buildings, structures, signs or fixtures, or any other property of Hilltown Township located within the park.
2. Litter any area of the park with garbage, paper, bottles, cans or other waste material; nor dispose of the same in any way except in receptacles designated for such purpose. Additionally, no dumping of lawn debris, grass clippings, tree stumps, or other vegetation is permitted.
3. Kindle or maintain any fire in the park except in fireplaces or areas specially designated for that purpose and located by authority of the Board of Supervisors.
4. Remove any bench, seat, table or other appliance without permission of the Board of Supervisors.
5. Injure, deface, destroy or remove any notice, rule or regulation posted at any place within the park by authority of the Board of Supervisors; nor shall any notice or placard be posted within the park other than by authority of said Board.
6. Set up any booth, table or stand for the sale of any article or service whatsoever within the limits of the park without permission of the Board of Supervisors; distribute, sell, service or rent any services or commodity or solicit for any purpose without permission of the Board of Supervisors.
7. Operate, stop or park any vehicle, except in areas where permitted or designated by proper authority of the Board of Supervisors, or operate the same in a reckless or negligent manner or in excess of any posted speed limit or in such a manner as to become a nuisance to other area users.
8. Operate commercial vehicles, unless providing authorized services.
9. Bring onto the premises, possess or consume any alcoholic beverage, illegal drug or narcotic of any kind; no person shall enter the park in an intoxicated state or otherwise be under the influence of alcohol, illegal drugs and/or narcotics.

10. Carry or discharge any firearms, slingshots, firecrackers, fireworks or other missile propelling instruments or explosives or arrows, or other dangerous weapons which have such properties as to cause annoyance or injury to any person or property, unless permission has been granted by the Board of Supervisors in designated areas; police officers in the performance of their duties will be exempt from these provisions.

11. Operate a snowmobile, minibike, motorcycle, or any vehicle, recreational or otherwise, except on designated roads, trails, or areas set aside for their use, conduct horseback riding in the park, except on designated riding trails or areas set aside for such use.

12. Hold any public meeting or rally with more than five (5) persons or engage in any marching or driving as members of a military, political or other organization without permission of the Board of Supervisors, which requires a statement of information, including the name of the organization, its purpose, number of persons expected to be invited, expected duration and name(s) of person(s) in charge.

13. Disobey a proper order of a police officer, a Board of Supervisors member, or the Township Manager, or disobey or disregard or fail to comply with any rule or regulations, warning, prohibition, instruction or direction given by an authorized person and posted or displayed by sign, notice, bulletin, card, poster, or when notified or informed as to its existence by the Board of Supervisors or an authorized person.

14. Hunt for, capture, kill, or attempt to capture or kill, or aid or assist in the capturing or killing of, in any manner, any wild bird or wild animal of any description, either game or otherwise, and to that end, it is unlawful for any person to carry onto or possess in any park, a shotgun, rifle, pistol or firearm of any make or kind unless specific permission is granted for a designated area by authority of the Board of Supervisors.

15. Hit golf balls, play horse shoes or conduct any other activity upon athletic fields which would

tend to injure, deface, remove, cut or damage any of the field turf.

16. Allow pets to run at large out of control. All dogs must be kept at all times on a leash or other restraint no more than ten (10) feet in length.

17. Disturb the peace by any conduct so as to annoy any other person using the park for recreational purposes.

18. Use threatening, abusive, insulting, profane or obscene language or words.

19. Commit any disorderly or immoral act.

**Section 4. Fishing.** All laws pertaining to fishing in the Commonwealth shall apply to fishing parks and recreation areas, and provisions thereof are hereby incorporated by reference.

**Section 5. Reservation for Specific Uses.** Hilltown Township based organizations and/or teams shall have priority for the use of all parks and other facilities. All other users shall be on a first come, first serve basis unless otherwise reserved:

1. by annual permission granted by the Board of Supervisors for the scheduling of various league games, etc.;
2. for school or college athletic games, practice, contests, or exhibitions;
3. for regularly scheduled school district or municipal recreation programs;
4. by permission granted by the Board of Supervisors for specific requested use.

**Section 6. Authorization to Promulgate Additional Rules.** The Board of Supervisors is authorized to establish additional rules and regulations as deemed necessary.

**Section 7. Authority to Close Areas.** Recreation facilities which become hazardous for public use due to weather, water, fire or unforeseeable conditions may be closed only at the discretion of Hilltown Township.

**Section 8. Enforcement.** The police officers of Hilltown Township are charged with enforcement of the provisions of this ordinance and any rules and regulations promulgated by the Board of Supervisors.

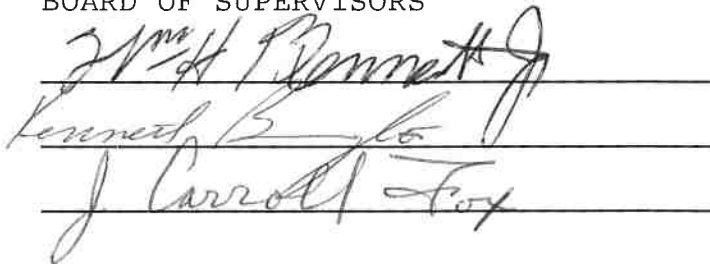
**Section 9. Penalties.** Any person, firm or corporation who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine not more than six hundred dollars (\$600.00), and in default of payment, to imprisonment for a term not to exceed thirty (30) days.

**Section 10. Repealer.** All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed. The following ordinance or parts thereof are specifically repealed.

**Section 11. 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 Hilltown Township Board of Supervisors that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**Section 12. Effective Date.** This ordinance shall become effective five (5) days after enactment.

HILLTOWN TOWNSHIP  
BOARD OF SUPERVISORS

  
The image shows three handwritten signatures in cursive script, each written over a horizontal line. The signatures appear to be: 1. J. H. Bennett, 2. Kenneth B. [unclear], and 3. J. Carroll Fox.

Date of Adoption:

June 27, 1994