

Franconia Township
Montgomery County, Pennsylvania

AN ORDINANCE AMENDING CHAPTER 97 ARTICLE I OF THE FRANCONIA
TOWNSHIP CODEBOOK TO READ IN ITS ENTIRETY AS FOLLOWS

SECTION I. ARTICLE I

The Board of Supervisors of the Township of Franconia, do hereby enact and ordain:

Section 97-1. Applicability

The Board of Supervisors of Franconia Township hereby establish the following rules and regulations which shall be applicable to all Township parks, recreation areas and Township owned open-space areas, in Franconia Township.

Section 97-2. Hours.

The Township parks are open to all Township residents and guests from sunrise to sunset throughout the year, except special events authorized by the Park and Recreation Board.

Section 97-3. Use by large groups

- A. Use of the pavilions and fields by organized or other groups shall be scheduled at least 72 hours in advance at the Township Office. Reservation forms must be completed in-person at the Township Office. Pavilion reservations are on a first come first served basis. The Township will not begin accepting reservations for pavilions until January and field reservations until February of each year. All field reservations and non-resident pavilion reservations will require a user fee and deposit. See fee schedule.
- B. All rules and regulations must be followed when using a Township park or open-space area. Certain modifications to the rules and regulations are permissible only with the written permission of the Board of Supervisors.
- C. All organizations must submit a certificate of insurance that indemnifies the township before use of park and facilities is permitted. All fees must be paid in full prior to use of fields.
- D. All organizations and individuals must report all damages that occur during the use of a Township owned property or facility within twenty-four hours following such use.
- E. All organizations and individuals must remove all garbage and trash generated from the use of a Township owned property or facilities
- F. All organizations must obtain a permit for field use and that permit must be clearly displayed when using the field.

Section 97-4. Prohibitions.

The following are prohibited:

- A. Possession or use of alcoholic beverages
- B. Intoxication, indecent language, unnecessary noise and/or any act offensive to other park users
- C. Boisterous, immoral or indecent conduct
- D. Discarding of trash, garbage, or other litter, except in containers provided for that purpose
- E. Damaging, defacing, destroying, or removing Township-owned signs, property, structures, equipment, trees, shrubs or other material
- F. Planting, cutting, digging and/or removing plant material (e.g. trees, shrubs, crops, ground cover, etc.) except as authorized by the Township Park and Recreation Board.
- G. Operating any passenger car or truck on a park road or parking lot in a reckless or negligent manner, in excess of posted speed limits, or in such a manner as to become a nuisance to other park users
- H. Operating a motorcycle, mini bike, snowmobile or other similar recreational vehicle anywhere in a Township park recreation area or Township owned open-space area
- I. Operating, stopping or parking of any passenger car or truck except on designated roads or parking areas. Working authorized farm vehicles and township maintenance equipment is accepted.
- J. Possession of any air pistol spring gun, slingshot, or similar-type weapon not included within the definition of 'firearms' contained within the Pennsylvania Uniform Firearms Act, or the discharge of any type of firearms.
- K. Fires other than in the designated grills maintained for that purpose
- L. Pets, unless properly licensed and restrained by a leash
- M. Sound amplification equipment
- N. Distributing or displaying advertising materials or placards
- O. Setting up booths, tables, and other equipment for use in the sale of merchandise or any other objects
- P. Swimming in ponds
- Q. Trapping or any other injury or destruction to wildlife
- R. Archery, except in specifically designated areas

Section 97-5. Restrictions on use of land leased to tenants.

Public use of those portions of the open space facilities that are leased by the township to tenants is limited and shall in no way result in injury to crops, livestock, fences and/or buildings and shall not inconvenience in any manner the tenants in their legal activities.

Section 97-6. Camping.

Camping and provisions of auxiliary facilities (e.g. latrines) shall be limited to approved sites.

Section 97-7. Violations and penalties.

- A. Any person who violates or permits a violation of this article shall, upon being liable therefore in a civil enforcement proceeding commenced by the township,

pay a fine not exceeding one-thousand dollars (\$1,000.00) plus all court costs, including reasonable attorney's fees incurred by the township. No judgment shall be imposed until the date of determination of violation by the District Justice. If the defendant neither pays nor timely appeals the judgment, the township may enforce the judgment pursuant to the applicable Pennsylvania Rules of Civic Procedure. All organizations and individuals must report all damages that occur during the use of Township owned property or facilities within twenty-four hours following such use.

- B. All rules must be followed unless otherwise permitted by the Franconia Township Board of Supervisors or the Park and Recreation Committee. Any person violating any rules in relation to the fields or pavilions will forfeit their reservation and deposit and become subject to the terms outlined in 97-7.A.

Section 97-8. Repeal.

All other Resolutions or Ordinances of Franconia Township inconsistent with this Ordinance are hereby repealed.

SECTION 2. Severability. The provisions of this Ordinance are severable, and if any section, clause, part or provision herein shall be held illegal, invalid, or unconstitutional, it shall not affect or impair the remaining provisions of this Code.

SECTION 3. Effective Date. This Ordinance shall take effect and be enforced from and after its approval as required by the law.

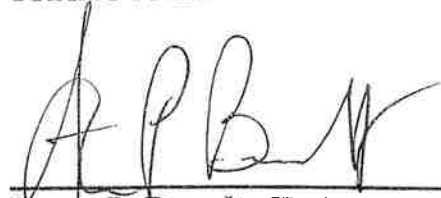
ENACTED AND ORDAINED by the Board of Supervisors of Franconia Township, Montgomery County, Pennsylvania, this 16th day of February, 2010

Attest:

**BOARD OF SUPERVISORS
FRANCONIA TOWNSHIP**



Kevin D. Bayer, Secretary



Steven P. Barndt, Chairman

