

**SALFORD TOWNSHIP**

ORDINANCE #171

---

AN ORDINANCE AMENDING THE TOWNSHIP'S CODE, AS AMENDED, TO (1) REPEAL ORDINANCE #149 IN ITS ENTIRETY; AND (2) ENACT A NEW ORDINANCE ENTITLED "PARKS AND RECREATION AREAS" AND MAKE PROVISION FOR HOURS, PERMITTED USE, ALCOHOLIC BEVERAGES, DESTRUCTION OF PROPERTY, FIRE, SMOKING, MOTOR VEHICLES AND TRAILERS, GROUPS, PROHIBITED ACTS, AND VIOLATIONS AND PENALTIES

---

ENACTED: 11/18/15

# SALFORD TOWNSHIP

## ORDINANCE #171

---

AN ORDINANCE AMENDING THE TOWNSHIP'S CODE, AS AMENDED, TO (1) REPEAL ORDINANCE #149 IN ITS ENTIRETY; AND (2) ENACT A NEW ORDINANCE ENTITLED "PARKS AND RECREATION AREAS" AND MAKE PROVISION FOR HOURS, PERMITTED USE, ALCOHOLIC BEVERAGES, DESTRUCTION OF PROPERTY, FIRE, SMOKING, MOTOR VEHICLES AND TRAILERS, GROUPS, PROHIBITED ACTS, AND VIOLATIONS AND PENALTIES

---

**NOW, THEREFORE,** it is hereby **ENACTED** and **ORDAINED** by the Salford Township Board of Supervisors that the Township's Code is hereby amended as follows:

**SECTION 1.      Repeal of Ordinance #149.**

Ordinance #149 is repealed in its entirety.

**SECTION 2.      Enactment of Ordinance #171 "Parks and Recreation Areas".**

Ordinance #171 "Parks and Recreation Areas" is hereby enacted and provides the following:

Section 1. Purpose.

It is the intent, purpose and scope of this Ordinance to ensure the preservation of outdoor public parklands, outdoor recreation facilities and outdoor playground areas to include Open Space, within Salford Township, for the perpetual enjoyment of the residents of Salford Township, to regulate activities within these areas consistent with the enjoyment of natural settings and park facilities and to prevent any nuisances to the residents of Salford Township in the use of such public parklands, recreation facilities and playground areas or in the enjoyment of private property adjacent to such areas.

## Section 2. Park Hours.

- A. The park shall be open only from sunrise to one hour after sunset, except where the park is illuminated at nighttime, in which case the illuminated portion of the park shall be open until 11:00 p.m.
- B. Special permission for use following one hour after sunset may be obtained upon application to Salford Township at least five days in advance, but in no case shall the park be open after 10:00 p.m., excepting where the designated park is illuminated, in which case the park shall not be open after 11:00 p.m.
- C. In the event that as a result of further development of park and park areas, there are park areas which are partially illuminated, the illuminated portion of the park shall be opened until 11:00 p.m., but the nonilluminated area of the park shall be closed one hour after sunset.
- D. Cars parked in the park and/or park's parking areas are in violation of this Ordinance and, in addition to the penalties ascribed in Section 13, cars may be towed at owners' expense.

## Section 3. Alcoholic beverages.

It shall be unlawful for any person to have any alcoholic beverage of any kind whatsoever in his or her possession, custody, or control within the parks; the bringing, possession and consumption of alcoholic beverages of any kind within the parks is unlawful.

## Section 4. Animals.

- A. No person shall bring into, permit, have, or keep any animal in the park, except that dogs and cats are permitted if held in control by a leash not more than eight feet long.
- B. Animals required for assistance of the handicapped are exempt from this provision.
- C. No animal shall be left unattended in the park.
- D. Any individuals bringing dogs or cats into the park shall be required to pick up and deposit in proper receptacles all solid waste from said animals.

#### Section 5. Fishing.

All laws pertaining to fishing in the Commonwealth of Pennsylvania shall apply to fishing in parks and recreation areas, when they are open, and provisions thereof are hereby incorporated by reference.

#### Section 6. Destruction of property.

It shall be unlawful to damage, destroy, remove, deface or vandalize any trees or shrubs or any other property of the Township within the parks.

#### Section 7. Fires.

All fires are prohibited except cooking fires in fireplaces, grills or other equipment furnished for cooking purposes in designated areas when under adult supervision. All such fires must be completely extinguished before leaving. Fires are not permitted when there is a danger of spread because of wind or dry conditions, and, in all cases, use of fires shall be subject to the Salford Township Fire Code.

#### Section 8. Smoking.

Smokers are warned to use care in the use and disposal of matches, cigarettes, cigars and pipes. Any damage caused by negligent smokers shall be treated as a violation of park rules, and the responsible party shall be subject to both fines and assessments for any damage caused to park property.

#### Section 9. Motor vehicles and trailers.

Automobiles, trucks, vans and trailers are prohibited except in the parking area designated unless special permission is obtained upon application made to Salford Township.

#### Section 10. Groups.

Use of the parks by groups in excess of 25 in number is prohibited except with special permission upon application made to Salford Township.

#### Section 11. Prohibited acts.

The following are not allowed within the parks at any time or under any circumstances:

- A. Parking outside of designated areas.

- B. Fires, other than in authorized grills or fireplaces. Fires are to be attended to at all times until extinguished and coals are cold to the touch.
- C. Discharging firearms, air rifles, bows and arrows, slingshots, rockets and fireworks of any kind.
- D. Throwing of rocks, stones or other missiles.
- E. Disorderly conduct, disturbing the peace, profane or obscene language or behavior, and fighting.
- F. Damaging, defacing, destroying or removing Township owned signs, property, structures, equipment, wildlife, trees, shrubs or other material.
- G. Disobeying a proper order of a police officer or disobeying, disregarding, or failing to comply with any rules or regulations, warnings, prohibitions, instructions or directions 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 Park Board.
- H. Hunting, trapping, capturing, killing, tracking with dogs, or attempting to capture or kill, or aiding or assisting in the capturing or killing of any wild bird or wild animal of any description, whether game or otherwise, in any manner whatsoever.
- I. Releasing any type of animal or dumping animal remains, parts or waste.
- J. Swimming except in designated areas. If swimming area is staffed by lifeguards, then swimming is only permitted when lifeguard(s) are on duty.
- K. To go beyond the sides of a trail, more than four (4) feet from the center line of a trail that is part of a Conservation Easement.
- L. The use of golf clubs and golf balls, except where expressly permitted, provided that the golf clubs and golf balls are used only in the areas defined and designated at the site for driving of golf balls and only at the hours fixed by the Township Parks and Recreation Board and confirmed by resolution of the Board of Supervisors.
- M. Dumping of trash, tin cans, garbage, litter, or junk other than in trash receptacles. Additionally, no dumping of residential waste,

construction debris, lawn debris, grass clippings, tree stumps, or other vegetation.

- N. All motorized vehicles (such as defined in but not limited to those defined in the Pennsylvania Motor Vehicle Code) are prohibited within the Township parks except while being operated upon designated roadways and parking lots. In no way shall this prohibit electronic aid devices (such as motorized wheelchairs) used by persons with disabilities.
- O. No motorized vehicles shall be operated upon seeded or natural areas of any Township park and recreation area, except emergency vehicles and park maintenance vehicles.
- P. Watercraft having any type of motor or engine.
- Q. Signs, placards, or advertisements other than upon designated bulletin boards.
- R. Horses or horseback riding.
- S. Paint ball in parks, playgrounds, or Open Space.
- T. Vehicle repairs or maintenance of any type.
- U. The use of roller blades, roller skates, skateboards or any device which would mar the surface on the tennis courts in all Township-owned and -leased parks and recreational areas are not allowed at any time or under any circumstances.
- V. All activities upon the tennis courts which are not incidental to or pertaining to tennis are prohibited within all Township-owned and -leased parks and recreational areas.

#### Section 12. Authorization to Promulgate Additional Rules.

The Board of Supervisors, with the input of the Park Board, is authorized to establish additional rules and regulations as deemed necessary. Exceptions can be requested, in writing, to the Township Supervisors, to be considered on a case by case basis.

#### Section 13. Violations and Penalties.

Any person, firm or corporation cited for violating any portion of this Ordinance shall be issued a fine not to exceed six hundred dollars (\$600) per violation. If the fine for violating the Ordinance is not voluntarily paid to the Township, enforcement shall be by a civil enforcement proceeding

before a district justice, in accordance with the Second Class Township Code, as amended. The Township shall initiate the civil enforcement proceeding by complaint or by such other means as may be provided by the Pennsylvania Rules of Civil Procedure. In addition to or in lieu of civil actions before a district justice, the Township may also enforce this Ordinance in equity. In such an enforcement proceeding, any person, firm or corporation determined by the district justice to have violated this Ordinance, shall be liable for the initial fine imposed, as well as additional daily fines for continuing violations, including failure to timely pay, all court-costs and reasonable Township fees, including attorney fees, incurred by the Township in the enforcement proceeding. A separate violation shall arise for each day or portion thereof in which a violation is found to exist and for each section of the ordinance which is found to have been violated. All fines and penalties collected for the violation of this Ordinance shall be paid to the Township treasurer. The Board of Supervisors may delegate the initial determination of ordinance violation and the service of notice of violation, to such officers or agents as the Township shall deem qualified for that purpose.

Section 14. Failure to Enforce not a Waiver.

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

\*\*\*

**SECTION 5. Amendment/Modification.**

The Board does hereby reserve the right, from time to time, to adopt amendments or modifications to this Ordinance.

**SECTION 6. Repeal and Ratification.**

All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed. Any other terms and provisions of the ordinances of the Township that are unaffected by this Ordinance are hereby reaffirmed and ratified.

**SECTION 7. Severability.**

Should any section, paragraph, sentence, clause, or phrase in this Ordinance be declared unconstitutional or invalid for any reason, the remainder of the Ordinance shall not be affected thereby and shall remain in full force and affect, and for this reason the provisions of this Ordinance shall be severable.

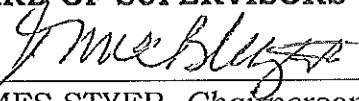
**SECTION 8. Effective Date.**

This Ordinance shall become effective 5 days after enactment.

\*\*\*

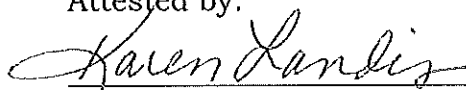
**ORDAINED AND ENACTED** this 18<sup>th</sup> day of November, 2015  
by the Salford Township Board of Supervisors.

**SALFORD TOWNSHIP  
BOARD OF SUPERVISORS**

  
\_\_\_\_\_  
JAMES STYER, *Chairperson*

  
[Seal]

Attested by:

  
\_\_\_\_\_  
KAREN LANDIS, *Secretary*