

**ORDINANCE No. 08-2009-549**

**An Ordinance by the Board of Commissioners of the Township of Salisbury, Lehigh County, Pennsylvania, amending Chapter 16 of the Code of Ordinances, entitled "Parks and Recreation", to restate Part 1, in its entirety and promulgate new Rules governing the use of Parks and Playgrounds.**

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** by the Board of Commissioners of the Township of Salisbury, Lehigh County, Pennsylvania, after review, investigation and study, that Chapter 16 of the Code of Ordinances, entitled "Parks and Recreation", Part 1, shall be amended in its entirety and new Rules and Regulations governing the use of Parks and Playgrounds within the Township of Salisbury shall be promulgated as follows:

**Part 1**

**Use of Public Parks and Playgrounds**

**Section 101- 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 within the Township of Salisbury for the perpetual enjoyment of the residents of the Township of Salisbury, 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 the Township of Salisbury in the use of such public parklands, recreation facilities and playground areas or in the enjoyment of private property adjacent to such areas.

**Section 102. Definition of "Township."**

As herein used, "Township" shall mean the Township of Salisbury, Lehigh County, Pennsylvania.

**Section 103. Definitions of "Public Park" and "Public Playground."**

As herein used, "Public Park" and "Public Playground" shall mean any park or playground owned or leased by the Township of Salisbury and made available to the public for park or recreational purposes, unless otherwise stated.

**Section 104. Park and Playground Hours.**

All public parks and playgrounds shall be open only during the period from one-half (1/2) hour after sunrise to one-half (1/2) hour after sunset and no person shall go into or upon any public park or playground after one-half (1/2) hour after sunset, except for special occasions recognized and authorized by a duly-authorized Township official. The recreation places shall be open to the public from May 1<sup>st</sup> through October 31<sup>st</sup> of each year and from dawn till dusk each day. Pavilions shall not be available during the annual Summer Playground program. The recreation places shall be closed to the public from November 1<sup>st</sup> through April 30<sup>th</sup> of each year. The recreation places shall further be closed to the public from May 1<sup>st</sup> through October 31<sup>st</sup> of each year from dusk till dawn each day. Any person or persons found within said recreation places when same are closed as provided in this Ordinance shall be guilty of violating this Ordinance.

#### **Section 104. Vehicle Regulations.**

No person shall drive or park any automobile, motorcycle, or other type of motor vehicle of any kind in, on, or upon any public park or playground except upon streets, roadways, or parking areas constructed or designated for such driving or parking and not posted with signs providing otherwise. No person shall drive or park any automobile, motorcycle, or other type of motor vehicle of any kind in any part of any public park or playground, including any parking lot or area provided for parking in connection with such public park or playground, at any time when such public park or playground is not open as provided in Section 104 of this Part 1.

#### **Section 105. Property Destruction.**

No person shall within any public park or playground pick any flowers or shrubbery, cut, injure or destroy any trees, shrubbery or plants, willfully mark, deface, disfigure, injure, tamper with, displace, or remove, any building, bridges, tables, benches, fireplaces, fountains, railings, paving or paving material, waterlines, sewer lines, signs, notices or placards (whether temporary or permanent), monuments, stakes, posts, or other boundary markers, or any other equipment, structures, utilities or facilities, or appurtenances thereto, whether real or personal, in, on, or at any public park or playground.

#### **Section 106. Littering Prohibited.**

No person shall bring or dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, paper, waste, garbage, or refuse, or other trash in or on any public park or playground except to place the same in proper receptacles where such are provided. Where receptacles are not so provided, or have no remaining unused capacity, all such rubbish or waste shall be carried away from the park or playground by the person responsible for its presence, and properly disposed of elsewhere.

### **Section 107. Restroom and Washroom Regulations.**

No person shall do anything in or to any restroom or washroom or part thereof at any public park or playground for which the same was not intended and/or which results in an unsanitary condition.

### **Section 108. Age Restriction on Use of Restroom Facilities.**

No person over the age of six (6) years shall use or go into any restroom or washroom at any public park or playground designated for use by the opposite sex.

### **Section 109. Fires.**

No person shall build a fire in or on any public playground, and no person shall build a fire in or on any public park except in fireplaces provided for that purpose or in grilles brought to the park for that purpose as approved for use by the Township **and such approval be noted on the permit**

### **Section 110. Animals.**

No person shall bring any animal upon any public park or playground with the following exceptions:

- A. Dogs necessary for assistance to vision impaired or otherwise physically disabled individuals who require the aid or assistance of a trained dog.
- B. Animals used in connection with, or participating in, activities or programs sponsored or authorized by the Township as part of its recreation program.
- C. Properly licensed dogs are permitted in specifically designated parks marked with signage when the dogs are controlled by a leash. Owners/handlers of such dogs shall be required to immediately remove any feces caused by the animal and to place same in a non-leaking container for deposit in a trash or litter receptacle.

### **Section 111. Rules and Regulations governing Township Parks and Recreation Areas.**

The Salisbury Township recreation places are for the benefit and pleasure of the residents of the Township of Salisbury, Lehigh County, PA and all persons who use the said facilities shall be subject to the Rules and Regulations as set forth below:

- A. Any of the listed acts are prohibited within any Salisbury Township Park or recreation place unless noted otherwise:

1. Committing any disorderly act. A person is guilty of committing a disorderly act if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, he/she engages in fighting or threatening; or in violent or tumultuous behavior; makes unreasonable noise; uses obscene language, or makes an obscene condition by any act which serves no legitimate purpose of the actor.
2. Consuming any alcoholic beverages.
3. Being visibly intoxicated.
4. Carrying, setting off, or discharging any firearms, air rifles, air pistols, sling shots or fireworks, including sparklers.
5. Throwing or propelling stones or missiles of any kind.
6. Permitting animals of any kind to be within such recreation places, whether or not under control or leash; unless otherwise posted.
7. Littering, throwing, depositing or draining any offensive or unwholesome substances or liquids of any kind.
8. Writing, painting, carving, or otherwise defacing or disfiguring any tree, bench, structure or notice posted within the recreation places.
9. Operating a licensed motorized vehicle on other than the paved roadways of parking areas of said recreation places. **On-street parking prohibitions shall be strictly adhered to.**
10. Operating a licensed motorized vehicle on the paved roadways or parking areas of said recreations places at a speed in excess of ten (10) miles per hour.
11. Operating a bicycle, **skateboarding, rollerblades in playground areas**, or an unlicensed motorized vehicle, **remote control planes and/or cars**
12. Obstructing, in any way, either totally or partially, any of the paths or roadways in said recreation places.
13. Picking or carrying any flowers, shrubs or trees that are growing or located in the recreation places.
14. Possessing any axe, saw, picks, shovels, hoes or spades.
15. Building, starting or lighting any fires except within the grills provided therefore, **where otherwise specifically prohibited.**
16. Feeding of any geese or waterfowl or injuring or destroying any wildlife **where applicable**
17. Hitting or driving golf balls or playing baseball, tennis, football, or any other game or sport at a place not designated for that purpose.
18. Using any sound amplification devices.
19. Erecting any amusement structure, devices or rides.
20. **Washing or repair of motor vehicles.**
21. **Hunting unless otherwise specified**

**B. The following additional rules are applicable to the specific park as noted below:**

1. River Road Park  
Pavilion shall be reserved to parties not exceeding 15 persons
2. Laubach Park

Pavilion shall be reserved to parties not to exceed 60 persons

3. Franko Farm Recreation Area  
Pavilion # 1 shall be reserved to parties not to exceed 40 persons  
Pavilion #2 shall be reserved to parties not to exceed 64 persons  
Dogs on leashes are permitted.  
Hunting permitted by permit only during period as approved by the Township
4. Lindberg Park  
Pavilion shall be reserved to parties not to exceed 90 persons
5. Devonshire Park  
Pavilion shall be reserved to parties not to exceed 50 persons
6. Green Acres Park
  - a) Pavilion shall be reserved to parties not to exceed 40 persons.
  - b) Grills shall not be allowed on the park unless approved by the Township
  - c) All garbage shall be disposed in accordance with Section 106
  - d) Operating a licensed motorized vehicle on other than the paved roadways of parking areas of said recreation places shall be prohibited. On-street parking prohibitions shall be strictly adhered to.

#### **Section 112. Penalties.**

Any person or persons who violate any provision or prohibition of this Part 1 shall be guilty of a summary offense and, upon conviction thereof, shall be sentenced to pay a fine of not more than three hundred (\$300.00) dollars together with costs of prosecution and in default of payment thereof, to undergo imprisonment for not more than ninety (90) days.

**DULY ENACTED AND ORDAINED** this 27<sup>th</sup> Day of August, 2009 by the Board of Commissioners of the Township of Salisbury, Lehigh County, Pennsylvania in lawful session duly assembled.

**ATTEST:**

**TOWNSHIP OF SALISBURY**

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Randy Soriano, Secretary

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Larry Unger, President  
Board of Commissioners