

TOWNSHIP OF WASHINGTON
FRANKLIN COUNTY, PENNSYLVANIA

ORDINANCE # 133

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF WASHINGTON TOWNSHIP, FRANKLIN COUNTY, PENNSYLVANIA, TO SET UP RULES AND REGULATIONS FOR CONDUCT AND USE OF THE SHEFFIELD MANOR PLAY AREA, THE MILLWOOD VILLAGE PLAY AREA, AND ANY OTHER PLAYGROUNDS, RECREATION AREAS, OR PLAY AREAS OWNED AND OPERATED BY THE WASHINGTON TOWNSHIP SUPERVISORS AND NOT REGULATED BY OTHER ORDINANCES.

WHEREAS, the Township of Washington, Franklin County, Pennsylvania, is the owner of a certain property referred to as the "Sheffield Manor Play Area" at 8850 Picadilly Circle and are anticipating owning certain property referred to as the "Millwood Village Play Area" at 13213 Iroquois Trail, and perhaps other property in the Township of Washington, Franklin County, Pennsylvania; and

WHEREAS, said property was acquired or will be acquired by the Township of Washington for the benefit and pleasure of the residents of Washington Township and all persons who might use the same; and

WHEREAS, the Board of Supervisors of the Township of Washington in order for the residents of Washington Township and such other persons who shall use these play areas, to benefit and have pleasure in the use and enjoyment of the play areas, deem it necessary to enact certain rules and regulations applicable to these play areas; and

WHEREAS, authority is vested in the Board of Supervisors to equip, supervise and maintain parks, recreation areas and facilities pursuant to provisions of the Second Class Township Code, the Act of May 1, 1933, (P.L. 103, No. 69) as amended; and

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, and it is hereby enacted and ordained by the Board of Supervisors of this Township as follows:

SECTION 1. The Sheffield Manor Play Area and the Millwood Village Play Area, as well as any other play areas owned by the Washington Township Supervisors and not regulated by other ordinances of the Township, are for the benefit and pleasure of the residents of Washington Township, and all persons who use these play areas shall do so in accordance with the rules and regulations prescribed herein. Further, these rules and regulations shall preserve the natural habitat as much as possible, while permitting development of recreation needs to serve the residents of Washington Township.

SECTION 2. The Sheffield Manor Play Area, Millwood Village Play Area and any other play area owned by the Township shall be closed from sunset to sunrise. All persons found within these play areas between those hours shall be subject to the penalties herein

provided by this Ordinance, unless they have been granted permission in writing by the Board of Supervisors or their representative, to be in and use said play area during the time that the play area is closed. In addition, special events approved by the Board of Supervisors, or their representative, may include activities in the play area during periods the area is normally closed.

SECTION 3. Certain acts are prohibited: The following acts are prohibited in the Sheffield Manor Play Area, the Millwood Village Play Area, as well as any other play areas owned by the Township and not regulated by other ordinances:

- A. Disorderly or immoral acts or practices.
- B. Use, sale, consumption, or purchase of drugs, including alcohol; being in the play area in a state of intoxication, or to be under the influence of drugs or alcohol in the play area.
- C. The throwing of stones, rocks, sticks or similar missiles except in organized athletic events.
- D. The use of profane, offensive, vulgar or indecent language.
- E. Gambling or playing games of chance for money.
- F. Begging or soliciting subscriptions.
- G. Littering, throwing or depositing of papers, refuse or any offensive substances, except in the receptacles provided therefore. Personal household trash shall not be deposited in trash containers in the play area.
- H. Sleeping within the play area, except at such times and places as may be designated by the Board of Supervisors, or their representative.
- I. Pulling, injuring or breaking of any flowers, fruits, plants, trees, grasses or turfs.
- J. Breaking or defacing any bench, play or athletic equipment and fixtures, water fixtures, trees, structures, other equipment or buildings located in the play area.
- K. Possessing or discharging any firearms, air rifle, air pistol, sling shot, fireworks, bow and arrow, or any other type of weapon or explosive device.
- L. Driving or operating any motor vehicle, including snowmobiles, all-terrain vehicles (ATV), dirt bikes, go-carts and other similar vehicles. Motor vehicles are permitted to park in the parking area of each play area, but must be removed upon closing of the play area (sunset). In addition, any motor vehicles entering the play area parking lot are subject to inspection by representatives of the Board of Supervisors or law

enforcement authorities at any time.

- M. Bringing or allowing any animals, including dogs and household pets, into the play area.
- N. Defacing or mutilating or otherwise damaging any notices or signs posted by the Board of Supervisors.
- O. Offering anything for sale, except by written permission of the Board of Supervisors.
- P. Post, display or distribute any banner or poster of commercial or political nature, unless part of an event approved by the Board of Supervisors.
- Q. Building of any fire except by written permission of the Board of Supervisors.
- R. Parking of vehicles in other than designated areas, including motor vehicles of any type or description.
- S. Careless and unsafe operation of any non-motorized, human powered equipment, such as bicycles, tricycles, etc.
- T. Trespassing onto adjoining properties without permission of owners of those properties. The play area boundaries are well marked and should not be crossed without the permission of adjacent property owners.
- U. Pushing, pulling, kicking, standing on or otherwise damaging any fencing in the play area.
- V. Any dangerous practices endangering the safety of others.
- W. The hitting of golf balls and the playing of golf.

SECTION 4. GENERAL PROVISIONS.

- A. These play areas are primarily for the use of residents in the general area of the play areas. However, as a Township property, all residents of the Township and area are welcome to use the play areas. No discrimination shall be permitted between residents of the immediate area and visitors from other areas.
- B. Parents are responsible for the safety and behavior of their children in these play areas. While these play areas are maintained and operated by Washington Township, supervision will not be provided.
- C. Users of the play area shall respect the rights of others and conduct themselves in a manner acceptable and becoming to others. Users are required to follow the directions of Township employees who are working or monitoring the play area.
- D. Users of the play area shall enter and leave by the entrances and exits provided for such purpose.

SECTION 5. PENALTY FOR VIOLATION. Any person found guilty of a violation of this ordinance in a summary proceeding before a District Magistrate shall pay a fine of not more than Three Hundred Dollars (\$300.00) and not less than Fifty Dollars (\$50.00) and the costs of prosecution, and in default of payment of such fine and costs of prosecution, shall be imprisoned for not more than ten (10) days; provided each day's continuance of a violation shall constitute a separate offense.

SECTION 6. ENFORCEMENT. The provisions of this ordinance may be enforced:

- A. By a law enforcement officer instituting summary proceedings by citation as provided by law; or
- B. When the affiant is not a law enforcement officer, the affiant shall institute a criminal proceeding by filing a complaint with the District Magistrate as provided by law; or
- C. By another proceeding now or hereafter authorized by law.

SECTION 7. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holdings shall not affect the validity of the remaining portions hereof.


SECTION 8. CONFLICTING ORDINANCES. Any ordinance inconsistent with the provisions of this ordinance is hereby repealed to the extent of the conflict.

SECTION 9. EFFECTIVE DATE. This ordinance shall take effect five (5) days after its enactment.


DULY ENACTED AND ORDAINED this 18th day of September, 1995 by the Board of Supervisors of Washington Township, Franklin County, Pennsylvania, in lawful session duly assembled.

WASHINGTON TOWNSHIP BOARD
OF SUPERVISORS

ATTEST:



Juanita L. Ausherman, Secretary



Paul G. Benchoff, Chairman