

PART A

Parks and Recreation

Section 101. Definitions.

a. Excreta. All useless matter eliminated from the bodily system (as sputum, urine or fecal matter).

b. Intoxication. A state of any person being drunk, inebriated or under the influence of alcoholic beverages or spirituous liquors taken internally, or under the influence of any narcotic drug or habit-producing drug.

c. Park. The term "park" or "parks," unless specifically limited, shall be deemed to include all parks, playgrounds, athletic fields, stadia, tennis courts, golf courses, swimming pools, beaches, band shells, music pavilions, recreational areas and structures, museums, geological and botanical gardens (and also entrances and approaches thereto) and all other land or property or structures under the jurisdiction of the Parks and Recreation Board, now or hereafter owned or acquired by the Municipality for park or recreation purposes.

d. Permit. Any written authorization issued by or under the authority of the Director of Parks and Recreation permitting specified park privileges.

e. Person. Any natural person, corporation, organization of persons, company, association or partnership.

f. Police Officer. Any peace officer of the Municipality or State of Pennsylvania or any employee of the Department of Parks and Recreation appointed as a special Police Officer for the purpose of the enforcement of law and order within parks.

g. Rules and Regulations. Any Rules and Regulations hereby or hereafter established by ordinance of the Municipality, as promulgated by the Director of Parks and Recreation, under authority herein conferred.

(Ordinance 798, April 5, 1972, Section 1.1.)

Section 102. Interpretation of Rules and Regulations. In the interpretation of the Rules and Regulations affecting parks, their provisions shall be construed as follows:

a. Terms in Singular. Any term in the singular shall include the plural.

b. Terms in Masculine. Any term in the masculine shall include the feminine and neuter.

c. Extension of Rules and Regulations. Any requirement or provision of these Rules and Regulations relating to any act shall respectively extend to and include the causing, procuring, aiding or abetting, directly or indirectly, of such act; or the permitting or the allowing of any minor in the custody of any person, doing any act prohibited by any provision thereof.

d. Acts Not Lawful. No provision hereof shall make unlawful any act necessarily performed by any Police Officer or employee of the Department of Parks and Recreation in line of duty or work as such or by any person, his agents or employees, in the proper and necessary execution of the terms of any agreement with the Department of Parks and Recreation.

e. Permits. Any act otherwise prohibited by these Rules and Regulations, provided it is not otherwise prohibited by law or local ordinance, shall be lawful if performed under, by virtue of and strictly in compliance with the provisions of a permit and to the extent authorized thereby.

f. State and Federal Laws. These Rules and Regulations are in addition to and supplement all state and federal laws.

(Ordinance 798, April 5, 1972, Section 1.2.)

Section 103. Conduct Prohibited in Parks.

a. Disturbing the Peace. No person shall disturb the peace in any park by any act.

b. Immorality and Indecency. No person shall do any obscene or indecent act in any park or display, expose or distribute any picture, banner or other object suggestive of sex in a lewd, indecent, immoral way; or enter a comfort station or toilet set apart for the use of the opposite sex; nor shall any person loiter in any comfort station or toilet at any time; nor shall any person dress or undress in any part except dressing rooms provided for such persons.

c. Unbecoming Language. No person shall use threatening, abusive, insulting, profane or obscene language or words in any parks.

d. Soliciting. No person shall solicit money, subscriptions or contributions for any purpose in any park unless authorized by permit from the Director of Parks and Recreation.

e. Intoxication. No person shall enter a park under the influence of alcoholic beverages or spirituous liquors or under the influence of any narcotic drug or habit-producing drug; nor shall any person have in his possession or drink or use in any park any alcoholic beverages or spirituous liquors or narcotic drug or habit-producing drug.

f. Firearms, Weapons, Etc. No person shall have in his possession, bring into or use in any park, whether carried concealed or carried open, any fire arms, sling shots, fire crackers, fireworks or other missile-propelling instruments or explosives or arrows (except as allowed in a designated archery area) or other dangerous weapons, which have such properties as to cause annoyance or injury to any person or property.

g. Throwing Missiles. No person shall, in any park, throw, cast, lay, deposit or propel any missile, except in the performance of an authorized recreational activity.

h. Dangerous Conduct. No person shall interfere with, encumber, obstruct or render dangerous any park or part thereof.

i. Excreta. No person shall emit, eject or cause to be deposited in any park, any excreta of the human body, except in proper receptacles designated for such purposes.

j. Improper Admission. No person shall gain improper admission to or use of, or attempt admission to any park facility for which a charge is made without paying the fixed charge or price of admission.

k. Snowmobiles, Mini-Bikes, Motorcycles Prohibited. No use of snowmobiles, mini-bikes, motorcycles or any vehicle, recreational or otherwise, except on designated roads, trails or areas set aside for their use.

l. Disobeying Authorities and Signs. No person shall, in any park, disobey a proper order of a Police Officer or any Park and Recreation employee designated by the Director of Parks and Recreation to give orders. Nor shall any person, in any park, disobey, disregard or fail to comply with any rule or regulation, warning, prohibition, instruction or direction, posted or displayed by sign, notice, bulletin, card, poster or when notified or informed as to its existence by a park employee or other authorized person.

m. Hunting. It is unlawful to hunt for, capture or 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 on any park or other public land, designated by the Municipality as recreational, a shotgun or rifle or pistol or firearm of any make or kind.

n. Camping. Day or overnight camping of any type is prohibited, except as authorized by the Director of Parks and Recreation.

(Ordinance 798, April 5, 1972, Section 1.3.)

Section 104. Treatment of Park Property.

a. Defacing, Breaking and Injuring Trees, Plants, Benches, Etc. No person shall cut, break, injure, deface or disturb any tree, shrub, plant, rock, building, cage, pen, monument, fence, bench or other structure, apparatus or property, or pluck, pull up, out, take or remove any shrub, bush, plant or flower; or mark or write upon any building, monument, fence, bench or other structure; or injure, deface or remove any property, real or personal, or any natural growth, structure, equipment, animals, signs or other park property.

b. Setting of Fires. No fires shall be set in any park, except in areas where fires are designated as permitted or except as authorized by permit issued under the authority of the Director of Parks and Recreation.

c. Discharging in Bodies of Water. No person shall throw, cast, lay, drop or discharge into or leave in any body of water in any park, or in any storm sewer or drain flowing into said water, or in any gutter, sewer or basin any substance, matter or thing whatsoever.

d. Animals in Parks. No person owning or being custodian or having control of any animal, livestock or poultry shall cause or permit the same to be in any park. This provision shall be deemed to include the prohibition of dogs in parks, ether at large or under restraint, as more specifically set forth in Chapter II of this Codification.

e. Horses. No person shall ride or lead a horse into or upon lawns or other prohibited areas in any park, nor shall any person bring into any park any horse not well broken, any horse unattended or not mounted, or any horse led by a vehicle.

f. Waste Matter. No person shall deposit, drop or leave any papers, bottles, debris or other waste matter or refuse of any kind in any park or part thereof, except in such receptacles as may be provided for the purpose.

(Ordinance 798, April 5, 1972, Section 1.4., as amended by Ordinance 923, December 19, 1977, Section 6.)

Section 105. Traffic Control.

a. Vehicles to be Operated at Reasonable Speed; Not to Exceed 15 Miles-Per-Hour. No person shall operate any motor vehicle on any roadway in any park at any rate of speed greater than is reasonable having regard to the width of the roadway, traffic and use of such roadway, intersection with other roadways, weather and other conditions; and, in no event, shall any vehicle be operated on such highway at a speed in excess of 15 miles-per-hour.

b. Repairs to Vehicles. No person shall, in any park, make repairs to any vehicles, except those of a minor nature and then only in cases of emergency.

c. Vehicles to be Operated on Roadways and Parked in Approved Areas. No person shall operate any vehicle in any part of a park except on roadways established for the operation of vehicles, nor shall any person park any vehicle in any area except those specifically designated for parking purposes.

(Ordinance 798, April 5, 1972, Section 1.5.)

Section 106.. Regulated Uses.

a. Permits. A permit to do any act shall authorize the same only insofar as it may be performed in strict accordance with the written terms and conditions thereof. Any violation of any law, ordinance or rule or regulation by the holder or agents of the holder of any permit shall constitute grounds for revocation, which action shall be final. In case of revocation, all money paid therefor shall, at the option of the Department of Parks and Recreation, be forfeited and shall leave the violator liable for all damages or loss suffered in excess of such forfeited or retained money and such money retained or damages paid, or both, shall not relieve such person from liability to punishment for violation of any law, ordinance, rule or regulation.

b. Public Events. No person shall conduct, operate, present or manage, in any park, a parade, drill, maneuver, public meeting, ceremony, speech, address, public contest, exhibit, dramatic performance, spectacle, play, motion picture, fair, circus or show of any kind or nature, band, choir, glee club, orchestra, without a permit.

c. Picnics. All organized picnics or outings shall be authorized by permits obtained previous to entering any park.

d. Baseball and Softball Fields. All organized teams, leagues, agencies, schools, churches and other groups must obtain a permit for these facilities before announcing schedules.

e. Selling Concessions. No person shall, in any park, exhibit, sell or offer for sale, hire, lease or let out any object, service or merchandise or anything whatsoever, whether corporeal or incorporeal, except under a permit.

f. Advertising. No person shall advertise, in any park, in any manner whatsoever, for any reason whatsoever, except by permit.

g. Games in Designated Areas. No person shall throw, cast, catch, kick, play with or strike any game ball whatsoever, or engage in any sport, game or competition, except in places and during the time designated therefor. Nor shall a person engage in or play a game or other sport or contest of a nature different from the one for which the designated area was created, except in such areas as are officially set aside for diversified games.

(Ordinance 798, April 5, 1972, Section 1.6.)

Section 107. Director of Parks and Recreation. In order to provide for equitable use of park facilities, preserve park areas and facilities and protect the safety of users of the parks and their facilities, the Director of Parks and Recreation shall have the following authority, the enumeration of which shall not restrict the general authority and control of the Director over parks:

a. To Fix Time. To fix times when the parks or parts thereof shall be open to public use.

b. To Restrict Use. To designate parks and parts thereof as restricted to the use of certain portions of the public at certain times, as he sees fit.

c. To Issue Permits. Under uniform conditions, to be prescribed by him, to issue permits for regulated uses, as hereinabove enumerated.

d. To Fix Charge and Collect Fees. To fix charges and collect such fees and deposits for the use of park areas or facilities or privileges, as he deems advisable to help defray the expense of the parks and their facilities.

(Ordinance 798, April 5, 1972, Section 1.7.)

Section 108. Appeals. Persons aggrieved by a decision of the Director denying the use of a facility may appeal such decision to the administration head of the Municipality in which the facility is located. (Ordinance 798, April 5, 1972, Section 1.7.)

Section 109. Enforcement and Penalties.

a. Enforcement. Police Officers of the municipality, townships or state, or park employees appointed as special park police, shall have the authority to enforce these Rules and Regulations for parks.

b. Penalties. Any person violating any provision of this ordinance, or any Rule or Regulation prescribed by the municipality pursuant thereto, shall, upon conviction, be sentenced to pay a fine of not less than \$25.00 nor more than \$100.00 for each offense and costs and, in default of payment of such fine and costs, to be imprisoned in the Centre County Jail for a period not exceeding 30 days.

(Ordinance 798, April 5, 1972, Section 1.8.)