

**ORDINANCE NO. 849--2023**

AN ORDINANCE OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING AND REVISING ORDINANCE NO. 737-2007, CHAPTER 16 PARKS AND RECREATION, SECTION 104 [GENERAL RULES AND REGULATIONS] AMENDING, PARAGRAPH 1A TO 1E [HOURS OF OPERATION OF TOWNSHIP PARKS AND PARK FACILITIES] AND REPEALING ALL INCONSISTENT ORDINANCES.

**BE IT HEREBY ENACTED AND ORDAINED** by the Board of Township Commissioners in and for the Township of East Pennsboro, Cumberland County, Pennsylvania, as follows:

**SECTION 1:** Paragraph 1A to 1E [Hours of Operation], Section 104 [General Rules and Regulations], Part 1 [General Rules and Regulations for Parks and Playgrounds], Chapter 16 [Parks and Recreation], of the Code of Ordinances of the Township of East Pennsboro is hereby amended to read as follows:

1. Hours of Operation.

A. Unless otherwise indicated, all parks are open from sunrise to sunset, except areas lighted for evening use, which shall close at the time posted at the specific park by Resolution of the Board of Commissioners.

B. Between April 1 and October 31 the Adams-Ricci/East and park facilities therein shall be open to the public between the hours of 6:00 a.m. and 11:00 p.m. and between November 1 and March 31 the park facilities shall be open to the public between the hours of 6:00 a.m. and 10:00 p.m.

C. The Township park facility known as the Point/Access in the Village of West Fairview, shall be open 24 hours a day for the purpose of ingress and egress to the waterways of the commonwealth being Susquehanna River and the Conodoguinet Creek for fishing and boating purposes as defined by the rules and regulations of the Pennsylvania Fish and Boat Commission. All other unrelated park activities, at the Point/Access, shall be regulated as set forth in Subsection 1, Hours of Operation.

D. No admittance to the Panther Station Playground at Adams-Ricci Park is permitted 1/2 hour after sundown.

E. No person shall be in any park or on any trail during the hours the Township facility is closed except as preapproved, in writing, by the Township Manager or his/her designee.

F. Any park, park amenity, park equipment or specified park area may be closed during such hours as designated by the Board of Commissioners (by Resolution or Ordinance), Township Manager/Assistant Township Manager, Chief of Police or Park Maintenance Supervisor, and all persons found within the parks or specified area of the park when it is closed shall be subject to the penalties imposed by this article.

**SECTION 2:** SEVERABILITY. If any section or provision of this Ordinance is declared by any Court of competent jurisdiction to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect the constitutionality, legality, or validity of the Ordinance as a whole, nor the constitutionality, legality or validity of any other section or provision of this Ordinance other than the one so declared to be unconstitutional, illegal, or invalid.

**SECTION 3:** REPEALER. All Ordinances or parts of Ordinances which are inconsistent or less stringent herewith are hereby repealed.

**SECTION 4.** In all other aspects, Chapter 16 [Parks and Recreation] of the Code of Ordinances of the Township of East Pennsboro shall remain as heretofore enacted, ordained, and amended, which said Chapter, as amended, is hereby re-enacted in its entirety herein.

**SECTION 5:** This Ordinance shall take effect immediately upon its enactment.

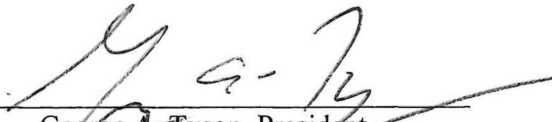
ENACTED AND ORDINAED the 8<sup>th</sup> day of November, 2023.

ATTEST:



A John Pietropaoli, Secretary

EAST PENNSBORO TOWNSHIP

By:   
George A. Tyson, President,  
Board of Commissioners