

**BOROUGH OF EPHRATA
LANCASTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 1588

AN ORDINANCE OF THE BOROUGH OF EPHRATA, LANCASTER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 221 OF THE CODE OF THE BOROUGH OF EPHRATA, "PARKS AND RECREATION," TO FURTHER DEFINE THE AREAS IN THE BOROUGH TO WHICH THE RULES AND REGULATIONS OF CHAPTER 221 APPLY, AND TO ENACT RULES REGARDING UNATTENDED PERSONAL PROPERTY

WHEREAS, the Borough Council of the Borough of Ephrata, by virtue of the Laws and Constitution of the Commonwealth of Pennsylvania, including the provisions of the Borough Code (8 Pa. C.S.A. § 2701, *et seq.*), as the same may be hereinafter amended, is empowered to regulate recreation places within the Borough limits; and

WHEREAS, the Borough Council has determined that it is in the best interest of the public safety to amend Chapter 221 to further clarify and define the areas within the Borough to which the Rules and Regulations set forth in Chapter 221 apply; and

WHEREAS, the Borough Council has further determined that it is in the best interest of the public safety to amend Chapter 221 to add certain regulations regarding personal property that is left unattended at park and recreation areas of the Borough.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the Borough Council of the Borough of Ephrata, Lancaster County, Pennsylvania, as follows:

SECTION 1: RECITALS.

The above recitals are incorporated herein.

SECTION 2: AMENDMENTS TO THE PARKS AND RECREATION ORDINANCE.

Section 1, entitled "Definitions and word usage" of Chapter 221 of the Code of the Borough of Ephrata, entitled "Parks and Recreation," is hereby amended by adding the following underlined terms:

§ 221-1 Definitions and word usage.

- A. As used in this chapter, the following terms shall have the meanings indicated:

...

RECREATION AREAS

Includes any park, playground or other place or facility maintained and operated by the Borough of Ephrata as a place for recreation, relaxation and/or the enjoyment of nature and the out-of-doors including, but not limited to, the following specifically-designated parks and playgrounds:

...

Q. Whistle Stop Plaza located at 16 E. Main Street, Ephrata, PA 17522

Section 4, entitled "Prohibited acts" of Chapter 221 of the Code of the Borough of Ephrata, entitled "Parks and Recreation," is hereby amended by adding the following underlined terms:

S. To leave unattended any personal property in excess of four hours, as specified in Section 221-6 of the Borough's Code of Ordinances.

A new Section 6, entitled "Unattended Personal Property", shall be added to Chapter 221 of the Code of the Borough of Ephrata, entitled "Parks and Recreation". Said new Section 6 shall read as follows:

§ 221-6 Unattended Personal Property.

Any personal property left unattended in excess of four hours at any park subject to this Section 221 of the Code of the Borough shall be subject to removal by the Borough. Notice of removal shall be posted at each park. In addition to posted notice of removal, the Borough may provide notice to the owner of the property if that can be reasonably determined. All removed personal property will be stored by the Borough for 30 days prior to destruction and during that time, can be claimed by its owner at Borough Hall.

SECTION 3: SEVERABILITY.

If any provision, section, sentence, clause, or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision, section, sentence, clause or portion of this ordinance which shall continue and remain in full force and effect.

SECTION 4: REPEAL OF PRIOR INCONSISTENT ORDINANCES.

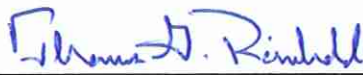
All prior ordinances or parts of ordinances inconsistent herewith are hereby repealed. Except as expressly amended hereby, nothing herein shall be deemed to affect or alter the provisions of Chapter 221 of the Borough's Code of Ordinances.

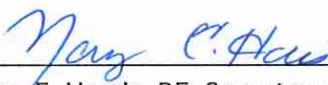
SECTION 5: EFFECTIVE DATE.

This ordinance shall become effective immediately.

DULY ENACTED AND ORDAINED this 9th day of September, 2024, by the Council of the Borough of Ephrata, Lancaster County, Pennsylvania, in lawful session duly assembled.


BOROUGH OF EPHRATA
Lancaster County, Pennsylvania

By: 
Thomas G. Reinhold, President

Attest: 
Nancy E. Harris, PE, Secretary



Approved by me this 9th day of September, 2024.

By: 
Ralph E. Mowen, Mayor