

**BEFORE THE BOROUGH COUNCIL OF
THE BOROUGH OF MOHNTON**

ORDINANCE NO. 963

BILL NO. 2023- 8

**AN ORDINANCE OF THE BOROUGH OF MOHNTON, BERKS COUNTY, PENNSYLVANIA
AMENDING CERTAIN PROVISIONS OF CHAPTER 16, PARKS AND RECREATION, PART
1, RULES AND REGULATIONS, OF THE BOROUGH OF MOHNTON CODE OF
ORDINANCES**

WHEREAS, the Borough of Mohnton is a Borough organized and operating under the laws of the Commonwealth of Pennsylvania and the Borough of Mohnton Code of Ordinances; and

WHEREAS, the Borough Council of the Borough of Mohnton, Berks County, Pennsylvania, finds that the use and operation of motorized vehicles within park boundaries in the Borough is hazardous to the residents in the Borough;

WHEREAS, the Borough Council of the Borough of Mohnton, Berks County, Pennsylvania, finds that open burning within park boundaries in the Borough is hazardous to the residents in the Borough;

WHEREAS, the Borough Council of the Borough of Mohnton finds that it would be beneficial to the welfare of residents of the Borough to amend certain provisions of Chapter 16, Parks and Recreation, Part 1, Rules and Regulations, of the Mohnton Code of Ordinances to restrict the ability to use and operate motorized vehicles within park boundaries and to restrict open burning within park boundaries;

WHEREAS, the Borough Council of the Borough of Mohnton may, under the general authority of the Code of Ordinances, enact regulations to ensure the health, safety, and general welfare of the citizens of the Borough of Mohnton; and

WHEREAS, the Borough Council has determined that it would benefit the health, safety, and general welfare of the citizens of the Borough of Mohnton to amend certain provisions of Chapter 16, Parks and Recreation, Part 1, Rules and Regulations, of the Borough of Mohnton Code of Ordinances to restrict the ability to use and operate motorized vehicles within park boundaries and to restrict open burning within park boundaries; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, that the Borough of Mohnton Code of Ordinances, Chapter 16, Parks and Recreation, Part 1, Rules and Regulations, §16-103 Rules and Regulations, shall be deleted in its entirety and amended as follows:

§16-103 Rules and Regulations.

1. It shall be unlawful for any person entering or using a park to do any of the following while in the park:
 - A. Enter or be present in the park after sunset but before sunrise.
 - B. Operate a motor vehicle over the posted speed limit of five miles per hour.
 - C. Bring dogs or any other animal onto park property.

- D. Operate a bicycle on any other area other than the designated bike trails or parking areas.
- E. Operate a motor vehicle for any other purpose other than for entering or exiting the park.
- F. Park a motor vehicle anywhere other than a designated parking space.
- G. Operate any motor vehicle, including, without limitation, a car, truck, motorcycle, dirt bike, trailer, three-wheeler, four-wheeler or any other road vehicle or any recreational motor vehicle, including, but not limited to all-terrain vehicles, motor scooters, mopeds, EPAMDS, or snow-mobiles, except those specifically designed for and used by an individual with a mobility-related disability in lieu of walking, anywhere other than on a parking lot or access road.
- H. Build or erect any structure, whether temporary or permanent.
- I. Remove, damage or deface any tree, rock, plant, structure, facility or equipment.
- J. Organize or facilitate a gathering of more than 15 people without appropriate permission from the Borough or governing authority.
- K. Possess, use or consume any alcoholic beverage or illegal or illicit substance.
- L. Discharge any firearm, pistol, gun, slingshot, bow, arrow, explosive or firecracker unless authorized and supervised by the Borough of Mohnton or the Chief of Police of said Borough. [Amended by Ord. No. 840, 8/12/2015]
- M. Engage in any activity which results in illegal profit (gambling).
- N. Make or contribute to the making of noise that is disturbing to the rights of others who may wish to use the park or that constitutes a nuisance.
- O. Engage in any commercial activity.
- P. Distribute printed material, engage in solicitation or place unauthorized advertisements, signs or posters without an appropriate permit from the Borough or governing authority.
- Q. Litter or fail to dispose of trash or rubbish brought to the park in appropriate receptacles.
- R. Camp or sleep for more than two hours.
- S. Kindle or maintain or use open fire with the exception of charcoal or gas grills used for preparation of food where the fire in the grills is contained to three (3) feet or less in diameter and two (2) feet or less in height. No refuse (trash), recyclables, construction materials, leaves, or trimmings may be burned.
- T. Fail to remove a motor vehicle at or before sunset.
- U. Contaminate, pollute or degrade natural waters.
- V. Engage in trapping of animals.
- W. Remove sand, earth, clay, stone, minerals or other products.

X. Participate in, become a part of or contribute to boisterous, immoral or indecent conduct.

Y. Violate or neglect to follow temporary or permanent instructions posted on signs authorized by the Borough or governing authority.

APPROVED AND ADOPTED this 13TH day of Dec., 2023, by the Borough Council of the Borough of Mohnton, Berks County, Pennsylvania, at a regular public meeting.

**BOROUGH COUNCIL
BOROUGH OF MOHNTON**

By: _____

Jonathan Davis, President

Date: 12/13, 2023

ATTEST:

Loretta Imbody
Loretta Imbody, Secretary

AND NOW, TO WIT, this 13 day of December, 2023, the above is approved.

Eric Burgis
Eric Burgis, Mayor