

**BOROUGH OF PARKSIDE
DELAWARE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 576

**AN ORDINANCE OF THE BOROUGH OF PARKSIDE,
DELAWARE COUNTY, PENNSYLVANIA, RESCINDING,
AMENDING AND SUPPLEMENTING CERTAIN SECTIONS AND
SUBSECTIONS OF THE GENERAL CODE OF THE BOROUGH
OF PARKSIDE**

The Borough Council of Parkside Borough, Delaware County, Pennsylvania does hereby ENACT and ORDAIN that:

SECTION I: §119 of the General Code of the Borough of Parkside entitled "Occupancy" is hereby partially rescinded, amended and supplemented as provided herein:

§ 119-2. Definitions.

Where the following words are used in this chapter, they shall be defined as follows:

BUILDING INSPECTOR — Any of the following person or persons, either singly or in combination, who shall serve at the pleasure of the Borough Council to make the proper occupancy inspections.*[Amended 11-23-2005 by Ord. No. 467]*

- A. The Rental and Housing Code Enforcement Official.
- B. The Building Inspector of the Borough of Parkside.
- C. The Electrical Inspector of the Borough of Parkside.
- D. The Plumbing Inspector of the Borough of Parkside.
- E. The Fire Marshal of the Borough of Parkside.
- F. The Assistant Fire Marshal of the Borough of Parkside

TENANT- A person possessing or occupying a rental unit with defined terms of residency and payment to inhabit such unit. Family members, partners, significant others, friends, and guests as defined by the building owner / lessor are not tenants and are therefore not subject to rental inspections or occupancy rules as outlined in this section.

UNSAFE — Structurally unsafe or unsound, unstable, unsanitary, lacking proper exits, constituting a fire or health hazard, improper or unsuitable use or proposed use or constituting a hazard to public health or safety, or otherwise dangerous to life or property.

§ 119-8. Violations and penalties.

Any person, including any owner, violating any provisions of this chapter shall, upon conviction before a District Justice, be fined not less than \$300 nor more than \$1,000

for each violation, plus costs of prosecution. Each day that this chapter is violated shall be a new and separate offense.

SECTION II: §126 of the General Code of the Borough of Parkside entitled "Parks and Recreation" is hereby partially rescinded, amended and supplemented as provided herein:

§ 126-1. Designation of parks.

The Parkside Wood Lot along Park Valley Road abutting the Brookhaven property line, Ridley Creek and the property lines along East Chelton Road, the Wesley Coale Memorial located at Edgmont Avenue and Forestview Road, and the island located at the intersection of Garrison Road and Tom Sweeney Drive are designated as parks.

§ 126-2. Permit required; fee.

Any group of ten (10) or more persons wishing to use a park for recreation or social purposes or to conduct a rally or other gathering of individuals shall first obtain a permit for use of a park by completing an application for a permit for use of a park and mailing the application to or delivering the application to the Borough Secretary at least 5 days prior to the date on which the applicant desires to use the park.

§ 126-3. Issuance of permit.

Upon receipt of a completed application for a permit for use of a park and the application fee required by § 126-2 above, the Chairman of the Recreation Committee or the person designated by the Recreation Committee shall issue a permit for use of a park within three days and mail or deliver the permit to the applicant on that day or the following day.

§ 126-4. Prohibited acts.

The regulations set forth below governing the use of parks playgrounds and recreation centers within the Borough of Parkside are hereby adopted:

U. No person shall conduct or participate in any games, athletic activities, sports, group activities, etc., except in designated areas and without first obtaining a permit and paying the fees listed above from the Parkside Recreation Committee Chairman or a designated person, at a fee to be determined by the Parkside Borough Council

V. No person or persons shall use any unlit park or playground before 6:00 a.m. or after 9:00 p.m. Parks that have lighting may be used at any time of the day.

§ 126-5. Violations and penalties.

Whoever violates any regulation set forth in this chapter or any provision of any rule or regulation adopted by the Parkside Borough Council or Recreation Committee of the Borough of Parkside, pursuant to the authority granted by law, shall be fined \$25 for the first offense, \$50 for second offense, \$400 for a third offense and \$1000 for every offense thereafter in any 12 month period.

SECTION III: §129 of the General Code of the Borough of Parkside entitled "Peddling and Soliciting" is hereby partially rescinded, amended and supplemented as provided herein:

§ 129-2. Permit/license required. [Amended 8-21-1991 by Ord. No. 362; 9-25-2002 by Ord. No. 416]

From the date of enactment of this chapter, every hawker, peddler, street seller or vendor or solicitor of any kind who shall sell or offer for sale in or upon the streets of the Borough of Parkside, Pennsylvania, any service or merchandise or good of any kind or solicit orders for the same from house to house within the limits of Parkside Borough shall, before so doing, obtain from the Borough Secretary a permit, and shall be bound by the terms of this chapter. Ice cream vendors/food must present a valid health Certificate from the Delaware County Health Department. Any/all such permits and licenses shall expire six months after issuance. Proof of business registration must be provided to the Borough Secretary for permit approval.

§ 129-3. Permit/license fee. [Amended 12-21-1988 by Ord. No. 349; 9-25-2002 by Ord. No. 416; 9-26-2020 by Ord. No. 563]

A. The cost of the permit from the Borough Secretary referred to in § 129-2 for ice cream/water ice vendors shall be \$100, payable in full before commencing business in the Borough of Parkside, Pennsylvania.

B. The Borough shall issue no more than three permits in any one calendar year for ice cream/water ice vendors. Permits shall be issued on a "first come, first issued" basis.

C. The cost of the permit from the Borough Secretary for all other peddlers, street sellers, vendors or solicitors referred to in § 129-2 shall be \$500, payable in full before commencing business in the Borough of Parkside, Pennsylvania.

§ 129-4. Parking of vehicles.

No person as described in this chapter shall be permitted to park any truck or other vehicle on any street or streets of the Borough and conduct or transact business therefrom; however, any licensee shall be permitted to temporarily stop or park in front of any residence or place of business while conducting business with the owner or the tenant thereof.

§ 129-5. Hours of operation. [Amended 8-21-1991 by Ord. No. 362]

No person licensed under this chapter shall be permitted to commence business in said Borough prior to 9:00 a.m. or continue after 8:00 p.m.; neither shall any business be transacted on any Sunday, with the exception of ice cream/water ice vendors -who shall be permitted to transact business each day between the hours of 9:00 AM through 8:00 PM.

§ 129-6. Attention-getting prohibited. [Amended 9-25-2002 by Ord. No. 416]

With the exception of ice cream/water ice vendors, it shall be a violation of this chapter for any person holding a license under this chapter to use any whistle, horn, siren, chime, clapper, klaxon or any mechanical or electronic device or equipment to emit any audible sound, voice, music, song, chant or noise of any kind for the purpose of

attracting attention to obtain business within the Borough limits, after said person or vehicle comes to a full stop.

§ 129-7. Display of permit/license. [Amended 9-25-2002 by Ord. No. 416]

The permit/license issued shall be in the possession of any person covered by this chapter and shall be exhibited upon demand. .

§ 129-8. Exempt organizations. [Amended 8-21-1991 by Ord. No. 362]

Minors providing seasonal services, and religious or charitable organizations which have registered with the Department of State of the Commonwealth of Pennsylvania and have received a certificate of registration under solicitation laws, are exempt.

§ 129-9. Recordkeeping.

The Borough Secretary shall keep a record of every license issued and shall report the same to the Borough Council at the next regular meeting. All moneys collected shall be turned over to the general fund of the Borough of Parkside.

§ 129-10. No Soliciting Sign.

Solicitors shall be prohibited from soliciting to any resident who displays a no soliciting sign on their property.

§ 129-11. Violations and penalties. [Amended 12-21-1988 by Ord. No. 349]

Any person, persons, company or corporation failing to comply with the provisions of this chapter shall, upon conviction, pay a fine not less than \$150 plus permit fee costs or a \$650 fine, together with the costs of prosecution.

§129-12 Revocation

Soliciting permits may be revoked by an affirmative vote of Borough Council for violations of provisions of this ordinance.

SECTION IV: All other sections and subsections of the General Code of the Borough of Parkside shall remain in full force and effect. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of any inconsistency.

Enacted and Ordained this 20th day of September 2023.

PARKSIDE BOROUGH

ATTEST: 
Borough Secretary

BY: 
ANNA GUY
President

APPROVED this 20th day of September 2023.



BY: 
KIM ROMAN
Mayor