



**TOWNSHIP OF PENN  
ORDINANCE NO. 965 - 2024**

**AN ORDINANCE OF THE TOWNSHIP OF PENN, WESTMORELAND COUNTY, PENNSYLVANIA, REPEALING IN ITS ENTIRETY ARTICLE II, RECREATION BOARD, OF CHAPTER 13 OF THE TOWNSHIP CODE OF ORDINANCES, BOARDS AND COMMISSIONS, AND REMOVING REFERENCES TO THE RECREATION BOARD FROM CHAPTER 115 OF THE TOWNSHIP CODE OF ORDINANCES, PARKS AND RECREATION**

**WHEREAS**, the First Class Township Code, 53 P.S. § 55101, *et seq.*, no longer requires the Township of Penn (“Township”) to have a Recreation Board; and

**WHEREAS**, the Township Board of Commissioners is committed to recreation within the Township and has chosen to establish a dedicated Recreation Department; and

**WHEREAS**, the Township Board of Commissioners acknowledges and thanks each individual on the Recreation Board for their commitment and dedication to the Township and its recreation programs.

**NOW**, therefore, be it ordained and enacted by the Board of Commissioners of the Township of Penn, and it is hereby ordained and enacted by and with the authority of the same, incorporating the above recitals by reference:

**SECTION 1.** Article II (“Recreation Board”) of Chapter 13 of the Township of Penn Code of Ordinances, (“Board and Commissions”) is repealed in its entirety.

**SECTION 2.** Chapter 115 of the Township of Penn Code of Ordinances, (“Parks and Recreation”) is hereby amended by inserting the underlined terms and deleting the stricken text as follows:

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**§ 115-2 Hours of operation.**

The following hours of operation are established for the recreation areas of Penn Township, Westmoreland County, Pennsylvania:

- A. Municipal Park located at 2001 Municipal Court, Penn Township, Westmoreland County, Pennsylvania shall be open for use from dawn to dusk unless otherwise designated per the following:

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(4) All requests for tournaments must be made to the Township of Penn Recreation Board for consideration by January of the year that the tournament is to be held.

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B. Level Green Park located at Cypress Court, ~~Westmoreland County~~, Penn Township, Westmoreland County, Pennsylvania: shall be open for use from dawn to dusk.

(1) Organized groups may use the Level Green Park pursuant to an agreement with the Township of Penn.

(a) Any agreement for the use of the Level Green Park must be approved by ~~both the Township Board of Penn and the Penn Township Recreation Board~~.

(b) Any group using the Level Green Park pursuant to this section must follow all the rules and regulations of the Township of Penn, ~~the Penn Township Recreation Board~~, and the approved agreement authorizing the use of the park.

### § 115-3 **Prohibited activities.**

The following conduct is absolutely prohibited within the premises of the recreation area as set forth in § 115-1 hereof:

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U. There shall be no advertising on any external portion of a structure, fence or any other area of the recreation areas, unless ~~recommended by the Penn Township Recreation Board~~ and approved by the Board of Commissioners of the Township of Penn.

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### § 115-7 **Rental of pavilions.**

The ~~Recreation Board of Penn Township, with the approval of Penn Township Board of Commissioners~~ will establish a reasonable fee charges for the rental of pavilions within the recreation areas. ~~The rental fees shall be established on or before February 1 of each year.~~ The rental fees shall be paid to the Township.

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§ 115-15 **Rule and regulations.**

~~In addition to the provisions set forth herein, the Penn Township Recreation Board shall be empowered to make recommendations on matters of parks and recreation related to rules, regulations and policies governing the use of the recreation areas or the sponsoring of any area or event related to parks and recreation, subject to approval by the Board of Commissioner of Penn Township by a resolution duly adopted. The Board may from time to time make recommendations and plans to govern the construction of, remodeling of or repair to any existing structures erected upon the recreation areas located at Township recreational areas designated in § 115-1. Recommendations or plans for either construction of new structures or additions or remodeling or rehabilitation of existing structures, shall be submitted to the Township Manager who will communicate it to the Board of Commissioners of Penn Township for consideration, which approval shall be granted by a resolution duly adopted by t~~The Board of Commissioners of Penn Township may create additional regulations and policies governing the use of the recreation areas or the sponsoring of any area or event related to parks and recreation by a resolution duly adopted.

**SECTION 3.** Should any sentence, section, clause, part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, other than the part declared to be invalid.

**SECTION 4.** All prior ordinances are hereby repealed in whole or in part to the extent inconsistent herewith.

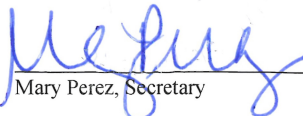
**SECTION 5.** This Ordinance shall take effect in accordance with applicable law.

**ENACTED AND ORDAINED** this 19th day of June, 2024, by the Board of Commissioners of Penn Township in lawful session duly assembled.

**ORDAINED AND ENACTED** this 19<sup>th</sup> day of June, 2024.

**TOWNSHIP OF PENN**

**ATTEST: (SEAL)**

  
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Mary Perez, Secretary

By: 

Jeffrey L. Shula, Chairman