

**BOROUGH OF SPRINGDALE**

**ORDINANCE NO. 1294**

**AN ORDINANCE OF THE BOROUGH OF SPRINGDALE, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE 1014, AS CODIFIED IN THE CODIFIED ORDINANCES OF THE BOROUGH OF SPRINGDALE AT CHAPTER SECTION 320-1 ET. AL. REGARDING SPRINGDALE MARINA RULES AND REGULATIONS TO REVISE AND RETITLE SECTION 320-4 AND DESIGNATE THE AREA OF THE SPRINGDALE MARINA OPEN TO THE PUBLIC FOR NORMALLY INTENDED FISHING ACTIVITIES.**

**WHEREAS**, Springdale Borough Council previously enacted Ordinance No. 1014 which establishes rules and regulations for use of the Springdale Mariana;

**WHEREAS**, Borough Council desires to revise and amend said Ordinance to retitle § 320-4, currently titled "Special event use" and to designate the area of the marina open to the public for normally intended fishing activities.

**THEREFORE, BE IT ORDAINED AND ENACTED**, by the corporate authorities of the Borough of Springdale, Allegheny County, Pennsylvania, and it is hereby enacted by the authority of the same as follows:

**SECTION I. REVISIONS TO ORDINANCE 1014 Section 4, Special Event Use:**

**Section 4 of Ordinance 1014 (§ 320-4, of the Codified Ordinances) regarding currently titled "Special event use" is hereby retitled and revised as follows:**

§ 320-4. Prohibited uses, permitted uses and special event use and designated fishing area.

The Executive Director of the Pennsylvania Fish Commission or the Director's designee may issue special event permits to organizations consisting of, but not limited to, Scouts of America, church groups, chartered fire and rescue groups, and American Red Cross units for the use of said marina property when it is determined that such use will not damage the marina property and will not interfere with normal usage by others. All other personal, organizational or commercial uses other than normally intended fishing and boating activities is prohibited. Normally intended public fishing activities are restricted to the left (up river side) of the public kayak launch. ✕

**SECTION II. SEVERABILITY**

The provisions of this Ordinance shall be severable and if any of its provisions or other parts shall be held to be unconstitutional, illegal, unenforceable or otherwise invalid, such shall not affect the validity and enforceability of the remaining provisions and other parts of this Ordinance. Borough Council hereby declares its legislative intent to be that this Ordinance

would have been adopted had such unconstitutional, illegal, unenforceable or otherwise invalid provisions or parts not been included herein.

**SECTION III. SAVINGS CLAUSE**

The provisions of this Ordinance, so far as they are the same as Ordinances 294, 336 and 514, or any other Ordinance or regulation in force prior to the enactment of this Ordinance, are intended as a continuation of those existing Ordinances and regulations and not as new enactments. The provisions of this Ordinance shall not affect any act done or liability incurred, nor shall they affect any suit or prosecution pending or to be instituted to enforce any existing or repealed Ordinance, regulation or parts thereof.

**SECTION IV. INCONSISTENT ORDINANCES REPEALED.**

All Ordinances or parts of Ordinances of the Borough of Springdale are hereby repealed only to the extent the same are irreconcilably inconsistent herewith.

**SECTION V. EFFECTIVE DATE.**

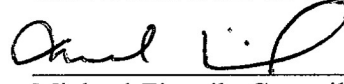
This Ordinance shall take effect immediately.

**ORDAINED AND ENACTED** at a regular meeting of the Council of the Borough of Springdale County of Allegheny, Commonwealth of Pennsylvania, a full quorum being present, the 17<sup>th</sup> day of October, 2023.


ATTEST:

  
Veronica McKay, Borough Manager

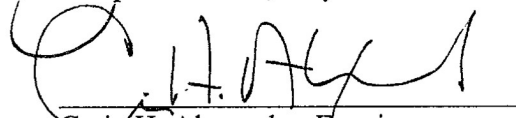
THE BOROUGH OF SPRINGDALE

  
Michael Ziencik, Council President

EXAMINED AND APPROVED by me this 17<sup>th</sup> day of October, 2023.

  
Joseph Bertoline, Mayor

APPROVED AS TO FORM:

  
Craig H. Alexander, Esquire  
Solicitor