

ORDINANCE NO. 946

AN ORDINANCE OF THE TOWNSHIP OF ELIZABETH, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING A “SAFE EXCHANGE ZONE” FOR RESIDENTS CONDUCTING PRIVATE TRANSACTIONS FROM ONLINE MARKETPLACES.

WHEREAS, the Township of Elizabeth hereby establishes a “Safe Exchange Zone” located in the front parking lot of the Township Municipal Complex located at 522 Rock Run Road, Elizabeth, PA 15037, for conducting in-person, private transactions involving a Township resident that have been facilitated through either online (or other marketplaces), and to be designated the “Safe Exchange Zone”.

NOW, THEREFORE, be it ordained and enacted by the authority of the Elizabeth Township Board of Commissioners as follows:

Section 1. Exchange of Certain Items Prohibited

The private exchange of the following items will not be permitted:

1. Motor Vehicles
2. Weapons
4. Illegal Contraband
5. Alcohol
6. Items that do not fit in a ten-foot-by-ten-foot parking space.

Section 2. Responsibility and Liability of the Township

Elizabeth Township Officials will not provide police personnel or Township staff to witness any transactions in person; however, the Township will provide video surveillance by and in proximity to police personnel. This video surveillance is meant to provide a safer place to complete the transaction and to increase the public’s peace of mind when engaging in such transactions with unfamiliar individuals within the Safe Exchange Zone.

The Township of Elizabeth makes no guarantees, assurances, or promises with respect to the condition or authenticity of any items exchanged between private parties. The Township is not responsible for any item left unattended.

The Township of Elizabeth makes no guarantees, assurances, or promises as to the safety or security of any in-person transactions that may take place on Township property.

The Township of Elizabeth makes no guarantees, assurances, or promises as to the availability of the Safe Exchange Zone at any particular date or time.

The Township of Elizabeth is establishing this Safe Exchange Zone to advance the public good; however, nothing in this Ordinance is intended to, nor should this Ordinance be interpreted in any way, to waive or release the Township's defenses or immunity from suit.

Section 3. Safe Practices Encouraged

The Township encourages all persons to engage in such transactions in daylight hours only; to bring a cell phone along in case of an emergency; to notify friends and/or family of the intention to meet to conduct such a transaction; to never invite strangers to the home or agree to meet at a stranger's home; and to reconsider any transaction with someone who refuses to meet at the Municipal Complex.

Section 4. Purpose, Violations, and Penalties

The purpose of this Ordinance is to establish a safe space for the conduct of private transactions involving Township residents facilitated by online (or other marketplaces). Any violation of this Ordinance shall be guilty of a summary offense, and upon conviction shall pay a fine of not less than \$100.00 and dependent upon the violation may be subject to legal action.

Section 5. Severability

If any paragraph or provision of this Ordinance shall be adjudicated to be invalid or unenforceable, such determination shall not, to the extent severable, affect any other paragraph or provision of this Ordinance, which shall remain in full force and effect.

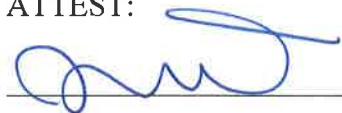
Section 6. Repealer

All Ordinances and provisions thereof inconsistent or conflicting with the provisions of this Ordinance be and same hereby are repealed to the extent of such conflict or inconsistency.

ADOPTED and ENACTED by the Board of Commissioners this 16th day of September, 2019.

TOWNSHIP OF ELIZABETH

ATTEST:



BY: Andrew Kuzma
Andrew Kuzma
President